Commission Regulation (EC) No 776/2005 of 19 May 2005 adapting certain fish quotas for 2005 pursuant to Council Regulation (EC) No 847/96 introducing additional conditions for year-to-year management of TACs and quotas

COMMISSION REGULATION (EC) No 776/2005

of 19 May 2005

adapting certain fish quotas for 2005 pursuant to Council Regulation (EC) No 847/96 introducing additional conditions for year-to-year management of TACs and quotas

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy[(1)], and in particular Article 23(4) thereof,

Having regard to Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas[(2)], and in particular Articles 3(3), 4(2) and 5,

Whereas:

(1) Council Regulation (EC) No 2340/2002 of 16 December 2002 fixing for 2003 and 2004 the fishing opportunities for deep-sea fish stocks[(3)] and Council Regulation (EC) No 2287/2003 of 19 December 2003 fixing for 2004 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required[(4)], specify which stocks may be subject to the measures foreseen by Regulation (EC) No 847/96.

(2) Council Regulation (EC) No 2270/2004[(5)] and Council Regulation (EC) No 27/2005 of 22 December 2004 fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required[(6)] fix quotas for certain stocks for 2005.

(3) Certain Member States have requested, pursuant to Regulation (EC) No 847/96, that part of their quotas be transferred to the following year. Within the limits indicated in that Regulation, the quantities withheld should be added to the quota for 2005.

(4) Under Regulation (EC) No 847/96, deductions from national quotas for 2005 should be made at a level equivalent to the quantity fished in excess. Those deductions shall be applied taking into account also the specific provisions governing stocks falling within the scope of Regional Fisheries Organisations.

(5) Regulation (EC) No 847/96 also provides that weighted deductions from national quotas for 2005 should be made in the case of overfishing of permitted landings in 2004 for

certain stocks identified in Regulation (EC) No 2270/2004 and in Regulation (EC) No 2287/2003.

(6) Certain Member States have requested, pursuant to Regulation (EC) No 847/96, permission to land additional quantities of fish of certain stocks. Those exceeding permitted landings should however be deducted from their quotas for 2005.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

The quotas fixed in Regulation (EC) No 2270/2004 and in Regulation (EC) No 27/2005 are increased as shown in Annex I or reduced as shown in Annex II.

Article 2

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 19 May 2005.

For the Commission

Joe BORG

Member of the Commission

ANNEX I

TRANSFERS ONTO 2005 QUOTAS

Country Id	Stock Id	Penalty 2004[a]	Species	Zone	Initial quantity 2004	Margin	Adapted quantity 2004	Catches 2004	% Adapted quantity	Transfers 2005	Deductions 2005	Initial quantity 2005	Revised quantity 2005	New code
BEL	ANF/07.	n	Anglerfish	VIIh	1 931		1 332	1 096,3	82,3 %	133,2	0	2 318	2 451	2A34.
BEL	ANF/8ABDE	n	Anglerfish	VIIIa,b,d,e	0		7	0,7	10,0 %	0,7	0	0	1	
BEL	HAD/5BC6A	n	Haddock	Vb, VIa (EC)	12		12	0	0,0 %	1,2	0	17	18	
BEL	LEZ/07.	n	Megrim	VII	489		489	217,3	44,4 %	48,9	0	520	569	
BEL	MAC/2A34-	n	Mackerel	IIa (EC), Skagerrak/ Kattegat, IIIbcd (EC), North Sea	453		7	3,8	54,3 %	0,7	0	148	149	
BEL	SOL/24.	y	Sole	II, North Sea	1 417		1 510	1 418,8	94,0 %	91,2	0	1 527	1 618	
BEL	SOL/07A.	y	Sole	VIIa	394		524	519,3	99,1 %	4,7	0	474	479	
BEL	SOL/07D.	n	Sole	VIId	1 588		1 749	1 264,5	72,3 %	174,9	0	1 535	1 710	
BEL	SOL/7FG.	y	Sole	VIIf,g	656		706	688,1	97,5 %	17,9	0	625	643	
BEL	WHG/7X7A.	n	Whiting	VIIb-k	263		263	195,7	74,4 %	26,3	0	211	237	
DEU	JAX/5B78/14	n	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	9 564		17 838	17 828,4	99,9 %	9,6	0	9 662	9 672	
DNK	JAX/5B78/14	n	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	11 966		11 177	11 156,5	99,8 %	20,5	0	12 088	12 109	2A34.

a Annex I to Regulation (EC) No 2287/2003 (Regulation (EC) No 847/96 — Deductions of Article 5(2)).

DNK	MAC/2A34-	2	Mackerel	IIa (EC), Skagerrak/ Kattegat, IIIbcd (EC), North Sea	11 951		11 701	11 529	98,5 %	172	0	11 866	12 038
DNK	RNG/03-	3	Roundnose Grenadier	IIa (EC + international waters) (DSS)	1 769		1 939	815,6	42,1 %	193,9	0	1 504	1 698
ESP	ANF/8ABDE	8	Anglerfish	VIIIa, b, d, e	883		881	872,5	99,0 %	8,5	0	932	941
ESP	JAX/578/14	5	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	13 062		1 650	1 635,5	99,1 %	14,5	0	13 195	13 210
ESP	LEZ/07.	7	Megrim	VII	5 430		7 306	7 291,6	99,8 %	14,4	0	5 779	5 793
ESP	LEZ/8ABDE	8	Megrim	VIIIabde	163		1 262	297,9	23,6 %	126,2	0	1 238	1 364
ESP	LEZ/8C341	8	Megrim	VIIIc, IX, X	1 233		1 426	882,4	61,9 %	142,6	0	1 233	1 376
FRA	ANF/07.	7	Anglerfish	VII	12 395		12 117	12 099	99,9 %	18	0	14 874	14 892
FRA	ANF/8ABDE	8	Anglerfish	VIIIa, b, d, e	4 915		4 915	4 904,2	99,8 %	10,8	0	5 188	5 199
FRA	HAD/5BC6A	5	Haddock	Vb (EC), VIa	571		511	173	33,9 %	51,1	0	838	889
FRA	HER/7GK.	7	Herring	VIIg, h, j, k	802		817	814,3	99,7 %	2,7	0	802	805
FRA	JAX/578/14	5	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	6 320		12 994	12 391,3	95,4 %	602,7	0	6 384	6 987

a Annex I to Regulation (EC) No 2287/2003 (Regulation (EC) No 847/96 — Deductions of Article 5(2)).

FRA	LEZ/07.	Megrim	VIII	6 589		5 187	2 177,2	42,0 %	518,7	0	7 013	7 532		
FRA	LEZ/8AB	Megrim	VIIIa, b,	938		938	552,6	58,9 %	93,8	0	999	1 093		
FRA	LEZ/8C3411	Megrim	VIIIc, IX, X	62		67	5,6	8,4 %	6,7	0	62	69		
FRA	MAC/8C3411	Mackerel	VIIIc, IX, X, CECAF 34.1.1 (EC)	177	0	3 700	3 689,9	99,7 %	10,1	0	136	146		
FRA	POK/56121 4	Saithe	Vb (EC), VI, XII, XIV	14 307		14 292	3 317,4	23,2 %	1 429,2	0	9 774	11 203		
FRA	SOL/07D.	Sole	VIId	3 177		3 177	2 640,8	83,1 %	317,7	0	3 069	3 387		
FRA	WHG/7X7A	Whiting	VIIb-k	16 200		16 100	9 591,4	59,6 %	1 610	0	12 960	14 570		
GBR	ANF/07	Anglerfish	VIh	3 759		4 014	3 560,8	88,7 %	401,4	0	4 510	4 911	2A34.	
GBR	HAD/5BC6A	Haddock	Vb (EC), VIa	4 897		4 897	2 992	61,1 %	489,7	0	6 127	6 617		
GBR	HER/7GK	Herring	VIIg,h,j,k	16		18	1	5,6 %	1,8	0	16	18		
GBR	JAX/578/14	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	12 935		10 584	9 055,9	85,6 %	1 058,4	0	13 067	14 125		
GBR	LEZ/07	Megrim	VII	2 595		2 772	1 653,7	59,7 %	277,2	0	2 762	3 039		
GBR	MAC/2A34-	Mackerel	IIa (EC), Skagerrak/ Kattegat, IIIbcd (EC),	1 331		1 713	1 536,4	89,7 %	171,3	0	435	606		

a Annex I to Regulation (EC) No 2287/2003 (Regulation (EC) No 847/96 — Deductions of Article 5(2)).