Council Regulation (EU) No 11/2014 of 16 December 2013 concerning the allocation of fishing opportunities under the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Seychelles

COUNCIL REGULATION (EU) No 11/2014

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concerning the allocation of fishing opportunities under the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Seychelles

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) On 5 October 2006, the Council approved the Fisheries Partnership Agreement between the European Community and the Republic of Seychelles[(1)] (the 'Agreement') by means of Regulation (EC) No 1562/2006[(2)].

(2) The fishing opportunities and the financial contribution provided for by the Agreement were set out in a Protocol[(3)]. The most recent Protocol expires on 17 January 2014.

(3) The Union has negotiated with the Republic of Seychelles a new Protocol setting out the fishing opportunities and the financial contribution provided for by the Agreement (the 'new Protocol'). The new Protocol was initialled on 10 May 2013.

(4) On 16 December 2013, the Council adopted Decision 2014/5/EU[(4)] on the signing and provisional application of the new Protocol.

(5) The fishing opportunities should be allocated among the Member States for the period of application of the new Protocol.

(6) In accordance with Council Regulation (EC) No 1006/2008[(5)], if it appears that the fishing opportunities allocated to the Union are not fully utilised, the Commission is to inform the Member States concerned. The absence of a reply within a deadline to be set by the Council is to be considered as confirmation that the vessels of the Member States concerned are not making full use of their fishing opportunities in the given period. It is necessary to set such deadline.

(7) This Regulation should apply from the date of provisional application of the new Protocol,

HAS ADOPTED THIS REGULATION:

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EU) No 11/2014. (See end of Document for details)*

Article 1

1 The fishing opportunities established under the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Seychelles (the 'Protocol') shall be allocated among the Member States as follows:

a Tuna purse seiners

Spain	22 vessels
France	16 vessels
Italy	2 vessels;

b Surface longliners

Spain	2 vessels
France	2 vessels
Portugal	2 vessels.

2 Regulation (EC) No 1006/2008 shall apply without prejudice to the Agreement and the Protocol.

3 If applications for fishing authorisations from the Member States referred to in paragraph 1 do not cover all the fishing opportunities set by the Protocol, the Commission shall consider applications for fishing authorisations from any other Member State in accordance with Article 10 of Regulation (EC) No 1006/2008.

4 The deadline by which Member States are to confirm that they do not fully utilise the fishing opportunities granted to them, as referred to in Article 10(1) of Regulation (EC) No 1006/2008, shall be set at 10 working days from the day on which the Commission informs them that their fishing opportunities have not been fully exhausted.

Article 2

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

It shall apply from 18 January 2014.

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

Done at Brussels, 16 December 2013.

For the Council

The President

V. JUKNA