

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 1222/2011

of 28 November 2011

amending Regulation (EC) No 1010/2009 as regards administrative arrangements with third countries on catch certificates for marine fisheries products

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing ⁽¹⁾, in particular Articles 12(4), 14(3), 20(4) and 52 thereof,

Whereas:

- (1) Administrative arrangements with third countries on catch certificates for fisheries products are listed in Annex IX to Commission Regulation (EC) No 1010/2009 of 22 October 2009 laying down detailed rules for the implementation of Regulation (EC) No 1005/2008 ⁽²⁾.
- (2) Two new administrative arrangements on catch certificates, based on electronic traceability systems,

have been agreed with Norway and South Africa respectively on 4 May 2011 and 21 September 2010.

- (3) Annex IX to Regulation (EC) No 1010/2009 should be amended accordingly.
- (4) 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

Annex IX to Regulation (EC) No 1010/2009 is amended as set out in Annexes I and II to this Regulation.

Article 2

Entry into force

This Regulation shall enter into force on the seventh day following 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, 28 November 2011.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 286, 29.10.2008, p. 1.

⁽²⁾ OJ L 280, 27.10.2009, p. 5.

ANNEX I

In Annex IX to Regulation (EC) No 1010/2009, Section 1 is replaced by the following:

'Section 1**NORWAY**

CATCH CERTIFICATION SCHEME

In accordance with Article 12(4) of Regulation (EC) No 1005/2008, the catch certificate provided for in Article 12 and Annex II of that Regulation shall be replaced — for fisheries products obtained from catches made by fishing vessels flying the Norwegian flag — by the Norwegian catch certificate, based on the Norwegian system on weighing and recording of catches, which is an electronic traceability system under the control of the Norwegian authorities ensuring the same level of control by authorities as required under the European Union catch certification scheme.

Specimens of the Norwegian catch certificate which shall replace the European Union Catch Certificate and Re-export Certificate and are given in Appendix I.

Documents referred to in Article 14(1) and (2) of Regulation (EC) No 1005/2008 may be communicated by electronic means.

Norway shall require a catch certificate for landings and imports to Norway of catches made by fishing vessels flying the flag of a Member State of the European Union.

MUTUAL ASSISTANCE

Mutual assistance under Article 51 of Regulation (EC) No 1005/2008 shall be developed to facilitate the exchange of information and the assistance between the respective authorities in Norway and in the Member States of the European Union, based on the detailed rules on mutual assistance laid down in Regulation (EC) No 1010/2009.

Appendix I

NORWAY Catch Certificate NORWAY

Catch certification scheme for fishery products exported from Norway to the European Community under Article 20 (4) of Council Regulation (EC) No 1005/2008 and Commission Regulation (EC) No 1010/2009 laying down the detailed rules for the implementation of the same Regulation to replace the European Community catch certificate.

1. Document No	Issued and validated electronically by		
Address	Telephone number	Telefax number	

10. Transport details:

Country of exportation	NORWAY	Port / airport / other place of departure		
Vessel name and flag	Flight number/airway bill number	Truck nationality and reg.number	Railway bill number	
	Other transport documents			

3. Description of exported product(s):

Species	Product code	Product CN code (*)	Product weight (**)
Total product weight (***)			

Exporter references: (****)

8. Name and address of exporter	Signature	Date

9. Flag State Authority Validation:

This certificate is issued and validated electronically in accordance with the catch certification scheme for fishery products exported from Norway to the European Community under Article 20 (4) of Council Regulation (EC) No 1005/2008 and Commission Regulation (EC) No 1010/2009 laying down the detailed rules for the implementation of the same Regulation.

Ref: www.catchcertificate.no where the original electronic version may be accessed. Document security code:

(*) If provided by exporter

(**) Net weight kg (estimated if direct landing)

(***) Weight of any part of the consignment stemming from catches made by non-Norwegian vessels is not included, cf. Council Regulation (EC) No 1005/2008, Article 14

(****) If provided by exporter (e.g. invoice number or other info to importer)

Catch certification scheme for fishery products exported from Norway to the European Community under Article 20 (4) of Council Regulation (EC) No 1005/2008 and the Commission Regulation (EC) No 1010/2009 laying down the detailed rules for the implementation of the same Regulation to replace the European Community catch certificate.

1. Document No: NO-999-999999-999999

Fishing vessel and catch details

Fishing vessel name	Registration number	Catch area	Landing date	Sales note number

Catch certification scheme for fishery products exported from Norway to the European Community under Article 20 (4) of Council Regulation (EC) No 1005/2008 and the Commission Regulation (EC) No 1010/2009 laying down the detailed rules for the implementation of the same Regulation to replace the European Community catch certificate.

1. Document No: NO-999-999999-999999

11. Importer declaration: Name and address of importer		Signature	Date	Seal	Product CN code
Documents under Articles 14(1), (2) of Regulation (EC 1005/2008)	References				
12. Import control: Authority		Place	Importation authorised (*)	Importation suspended (*)	Verification requested -date
Customs declaration (if issued)	Number	Date	Place		

EUROPEAN COMMUNITY RE-EXPORT CERTIFICATE

Certificate number		Date	Member State	
1. Description of re-exported product:			Weight (kg)	
Species	Product code		Balance (kg) (**)	
2. Name of re-exporter	Address	Signature	Date	
3. Authority				
Name/Title	Signature	Date	Seal/Stamp	
4. Re-export control:				
Place:	Re-export authorized (*)	Verification requested (*)	Re-export declaration number and date	

(*) Tick as appropriate

(**) Balance from total quantity declared in the catch certificate

Catch certification scheme for fishery products exported from Norway to the European Community under Article 20 (4) of Council Regulation (EC) No 1005/2008 and the Commission Regulation (EC) No 1010/2009 laying down the detailed rules for the implementation of the same Regulation to replace the European Community catch certificate.

1. Document No: NO-999-999999-999999

List of containers

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ANNEX II

In Annex IX to Regulation (EC) No 1010/2009, the following Section 7 is added:

Section 7**SOUTH AFRICA**

CATCH CERTIFICATION SCHEME

In accordance with Article 12(4) of Regulation (EC) No 1005/2008, the catch certificate provided for in Article 12 and Annex II of that Regulation shall be replaced — for fisheries products obtained from catches made by fishing vessels flying the flag of South Africa — by South African catch certificates, which is an electronic traceability system under the control of the South African authorities ensuring the same level of control by authorities as required under the European Union catch certification scheme.

Specimens of the South African catch certificates which shall replace the European Union Catch Certificate and Re-export Certificate and are given in Appendix I.

Documents referred to in Article 14(1) and (2) of Regulation (EC) No 1005/2008 may be communicated by electronic means.

Appendix I

EUROPEAN COMMUNITY CATCH CERTIFICATE							
Document Number:				Application Number:			
1. VALIDATING AUTHORITY							
Name:		Address:			Telephone:		
Contact: (Name/Title)		Telephone No:		Fax No:		Email Address:	
2. FISHING VESSEL(S)							
Vessel Name	Flag/Home Port/Reg No	Call Sign	IMO/ Loyd's No	Licence No	Valid To	Inmarsat No	Inmarsat Tel No
3. PRODUCT DETAILS							
Vessel Name	HS Tariff Code	Species	Catch Area	Catch Dates	Net Weight (kg)	Verified Net Weight (kg)	
				/		N/A	
				/		N/A	
				/		N/A	
				/		N/A	
				/		N/A	
				/		N/A	
				/		N/A	
Type of processing allowed onboard							
4. REFERENCES OF APPLICABLE CONSERVATION AND MANAGEMENT MEASURES							
5. FISHING VESSEL MASTER OR REPRESENTATIVE							
Name:		Signature:			Date:		
		Signed electronically in terms of Articles 12(4) and 20(4) of Council Regulation EC 1005/2008					
Telephone No		Fax No			Email Address		
6. DECLARATION OF TRANSHIPMENT AT SEA:							
Inapplicable under South African Law							
7. TRANSHIPMENT AUTHORISATION WITHIN A PORT AREA							
Name	Authority	Signature	Address	Telephone	Port Of Landing	Date Of Landing	Seal (Stamp)
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
8. EXPORTER DECLARATION							
Name and Address		Signature		Date		Seal (Stamp)	

Signed electronically in terms of Articles 12(4) and 20(4) of Council Regulation EC 1005/2008			
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9. FLAG STATE AUTHORITY VALIDATION

*This certificate is issued and validated electronically in accordance with the catch certificate scheme for fish and fish products exported from the Republic of South Africa to the European Union under Articles 12(4) and 20(4) of Council Regulation EC 1005/2008
Ref:www.catchcertificate.co.za*

10. TRANSPORT DETAILS

Country Of Exportation	Place Of Departure	Date Shipped	Shipped On (Vessel)	Flight / Waybill No	Shipped To	Cont No/Bill of lading	Seal No

11. IMPORTER DECLARATION

Name and Address	Email Address	Signature	Seal

Product CN code

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Documents (Articles 14(1),(2) of Regulation (EC) No 1005/2008)

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12. IMPORT CONTROL

Authority	Place	Importation Authorised (*)	Importation Suspended (*)	Verification Requested - Date
Customs Declaration (if issued)	Number	Date	Place	

(*) Tick As Appropriate

EUROPEAN UNION RE-EXPORT CERTIFICATE			
Certificate Number:	Date:	Member State	
1. Description of re-exported product		Weight (kg)	
Species	Product Code	Balance from total quantity declared in the catch certificate.	
2. Name of re-exporter	Address	Signature	Date
3. Authority			
Name/Title	Signature	Date	Seal/Stamp
4. Re-export control			
Place	Re-export authorised (*)	Verification Requested (*)	Re-exported declaration number and date
(*) Tick as Appropriate			