

Council Regulation (EU) 2020/123 of 27 January 2020 fixing for 2020 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters

TITLE II

FISHING OPPORTUNITIES FOR [^{F1}UNITED KINGDOM] FISHING VESSELS

CHAPTER III

Fishing opportunities in waters of regional fisheries management organisations

^{F1}Section 1

General provisions

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Quota transfers and exchanges

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Textual Amendments

- F1** Title 2 Ch. 3 Section 1 omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(18)**

Section 2

ICCAT Convention Area

^{F2}Article 20

Fishing, farming and fattening capacity limitations

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Textual Amendments

- F2** Art. 20 omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(19)**

Status: Point in time view as at 31/12/2020.

*Changes to legislation: There are currently no known outstanding effects for the
 Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)*

^{F3}Article 21

Recreational fisheries

Textual Amendments

F3 [Art. 21](#) omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(19)**

Article 22

Sharks

- 1 Retaining on board, transhipping or landing any part or whole carcass of bigeye thresher sharks (*Alopias superciliosus*) caught in any fishery shall be prohibited.
- 2 It shall be prohibited to undertake a directed fishery for species of thresher sharks of the *Alopias* genus.
- 3 Retaining on board, transhipping or landing any part or whole carcass of hammerhead sharks of the *Sphyrnidae* family (except for the *Sphyrna tiburo*) caught in fisheries in the ICCAT Convention Area shall be prohibited.
- 4 Retaining on board, transhipping or landing any part or whole carcass of oceanic whitetip sharks (*Carcharhinus longimanus*) taken in any fishery shall be prohibited.
- 5 Retaining on board silky sharks (*Carcharhinus falciformis*) caught in any fishery shall be prohibited.

^{F4}Section 3

CCAMLR Convention Area

Article 23

Exploratory fisheries notifications

Article 24

Limits on exploratory fisheries for toothfish

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)

Article 25

Krill fishery during the 2020-2021 fishing season

Textual Amendments

- F4** Title 2 Ch. 3 Section 3 omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(20)**

Section 4

IOTC Area of Competence

^{F5}Article 26

Limitation of fishing capacity of vessels fishing in the IOTC Area of Competence

Textual Amendments

- F5** [Art. 26](#) omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(21)**

^{F6}Article 27

Drifting FADs and supply vessels

1 Drifting FADs shall be equipped with instrumented buoys. The use of any other buoys, such as radio buoys is prohibited.

2 A purse seiner shall not follow more than 300 operational buoys at any one time.

3 The maximum number of instrumented buoys that may be acquired annually for each purse seine vessel is 500. No purse seine vessel shall have more than 500 instrumented buoys (buoy in stock and operational buoy) at any time.

4 The maximum number of supply vessels shall be two supply vessels in support of not less than five purse seiners ^{F7}.... This provision shall not apply [^{F8}where only one supply vessel is used].

5 A single purse seiner shall not be supported by more than one single supply vessel ^{F9}... at any time.

6 [^{F10}A fisheries administration must] not register new or additional supply vessels in the IOTC record of authorised vessels.]

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)

Textual Amendments

- F6** Substituted by Council Regulation (EU) 2020/900 of 25 June 2020 amending Regulation (EU) 2019/1838 as regards certain fishing opportunities for 2020 in the Baltic Sea and amending Regulation (EU) 2020/123 as regards certain fishing opportunities in 2020 in United Kingdom fishing and non-United Kingdom fishing waters.
- F7** Words in Art. 27(4) omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(22)(a)(i)**
- F8** Words in Art. 27(4) substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(22)(a)(ii)**
- F9** Words in Art. 27(5) omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(22)(b)**
- F10** Words in Art. 27(6) substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(22)(c)**

Article 28

Sharks

1 Retaining on board, transshipping or landing any part or whole carcass of thresher sharks of all the species of the *Alopiidae* family in any fishery shall be prohibited.

2 Retaining on board, transshipping or landing any part or whole carcass of oceanic whitetip sharks (*Carcharhinus longimanus*) in any fishery shall be prohibited, except for [^{F11}United Kingdom fishing] vessels under 24 metres overall length engaged solely in fishing operations within [^{F12}United Kingdom waters], and provided that their catch is destined solely for [^{F13}United Kingdom] consumption.

3 When accidentally caught, species referred to in paragraphs 1 and 2 shall not be harmed. Specimens shall be promptly released.

Textual Amendments

- F11** Words in Art. 28(2) inserted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(23)(a)**
- F12** Words in Art. 28(2) substituted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(23)(b)**
- F13** Words in Art. 28(2) substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), **7(23)(c)**

[^{F14}Article 28a

Mobulid rays

1 It shall be prohibited for [^{F15}United Kingdom] fishing vessels to fish for, to retain on board, to tranship, to land, to store, to offer for sale or to sell any part or whole carcass of Mobulid rays (*Mobulidae* family which includes the genera *Manta* and *Mobula*), except for fishing vessels carrying out subsistence fishery (where the fish caught are consumed directly by the families of the fishermen).

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)

By way of derogation from the first subparagraph, Mobulid rays that are unintentionally caught by artisanal fishing (fisheries other than longline or surface fisheries, i.e. purse seines, pole and line, gillnet fisheries, handline and trolling vessels, and registered in the IOTC record of authorised vessels) may be landed for purposes of local consumption only.

2 All fishing vessels, other than those carrying out subsistence fishery, shall promptly release alive and unharmed, to the extent practicable, Mobulid rays as soon as they are seen in the net, on the hook, or on the deck, and shall do so in a manner that will result in the least possible harm to the individuals captured.]

Textual Amendments

- F14** Inserted by Council Regulation (EU) 2020/455 of 26 March 2020 amending Regulation (EU) 2019/1838 as regards certain fishing opportunities for 2020 in the Baltic Sea and other waters, and Regulation (EU) 2020/123 as regards certain fishing opportunities for 2020 in Union and non Union waters.
- F15** Words in Art. 28a substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1542), regs. 1(3), 7(24)

^{F16}Section 5

SPRFMO Convention Area

Article 29

Pelagic fisheries

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Article 30

Mobulid rays

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Article 31

Bottom fisheries

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Article 32

Exploratory fisheries

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Status: Point in time view as at 31/12/2020.

*Changes to legislation: There are currently no known outstanding effects for the
Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)*

Textual Amendments

F16 Title 2 Ch. 3 Sections 5-10 omitted (31.12.2020) by virtue of [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1542\)](#), regs. 1(3), **7(25)**

*F16*Section 6

IATTC Convention Area

Article 33

Purse-seine fisheries

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Article 34

Drifting FADs

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Article 35

Catch limits for bigeye tuna in longline fisheries

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Article 36

Prohibition of fishing for oceanic whitetip sharks

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Article 37

Prohibition of fishing for Mobulid rays

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Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)

*F16*Section 7

SEAFO Convention Area

Article 38

Prohibition of fishing for deep-water sharks

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*F16*Section 8

WCPFC Convention Area

Article 39

**Conditions for bigeye tuna, yellowfin tuna,
skipjack tuna and south Pacific albacore fisheries**

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Article 40

Management of fishing with FADs

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Article 41

Limitations to the number of Union fishing vessels authorised to fish for swordfish

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Article 42

Catch limits for swordfish in longline fisheries south of 20° S

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Article 43

Silky sharks and oceanic whitetip sharks

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Status: Point in time view as at 31/12/2020.

*Changes to legislation: There are currently no known outstanding effects for the
Council Regulation (EU) 2020/123, CHAPTER III. (See end of Document for details)*

Article 44

Overlap area between IATTC and WCPFC

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^{F16}Section 9

Bering Sea

Article 45

Prohibition on fishing in the high seas of the Bering Sea

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^{F16}Section 10

SIOFA Agreement Area

Article 46

Limits to bottom fishing

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Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the Council Regulation (EU) 2020/123, CHAPTER III.