

Council Regulation (EC) No 601/2004 of 22 March 2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources and repealing Regulations (EEC) No 3943/90, (EC) No 66/98 and (EC) No 1721/1999

CHAPTER III

DATA REPORTING SYSTEM

SECTION 1

CATCH AND EFFORT REPORT

Article 9

Catch and effort report

1 Community fishing vessels shall be subject to three catch and effort reporting systems corresponding to the reporting periods as referred to in Articles 10, 11 and 12 for the different species and the FAO statistical areas, subareas and divisions concerned.

2 The catch and effort report shall contain the following information for the period in question:

- a the name of the vessel concerned;
- b its external identification mark;
- c the total catch of the relevant species;
- d the total number of days and hours fished;
- e the catches of all species and by-catch species kept on board during the reporting period;
- f in the case of longline fisheries, the number of hooks.

3 The masters of Community fishing vessels shall submit a catch and effort report to the competent authorities of the flag Member State at the latest within one day from the date of the end of the relevant reporting period referred to in Articles 10, 11 and 12.

[^{F14} The Member States shall notify the CCAMLR, with a copy to the Commission, by computer transmission, at the latest within three days from the date of the end of each reporting period, of the catch and effort report transmitted by each fishing vessel flying their flag and registered in the Community. Each catch and effort report shall specify the reporting period of the catch concerned.]

^{F25}

6 The catch and effort reporting systems shall apply to species taken for scientific research purposes, whenever the catch within a given period exceeds five tonnes, except where more specific regulations apply to the particular species.

7 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 601/2004. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Substituted by Council Regulation (EC) No 1099/2007 of 18 September 2007 amending Regulation (EC) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.
- F2** Deleted by Council Regulation (EC) No 1099/2007 of 18 September 2007 amending Regulation (EC) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.

Article 10

Monthly catch and effort reporting system

- 1 For the purposes of the monthly catch and effort reporting system, the reporting period shall be a calendar month.
- 2 This system shall apply to:
- a the fishery for *Electrona carlsbergi* in FAO statistical subarea 48.3;
 - b the fishery for *Euphausia superba* in FAO statistical area 48 and in FAO statistical divisions 58.4.2 and 58.4.1.
- 3 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Article 11

The 10-day catch and effort reporting system

- 1 For the purposes of the 10-day catch and effort reporting system, each calendar month shall be divided into three reporting periods, designated by the letters A, B and C and running from day one to day 10, day 11 to day 20 and day 21 to the last day of the month.
- 2 This system shall apply to:
- a the fisheries for *Champsoccephalus gunnari* and *Dissostichus eleginoides* and other deep-water species in FAO statistical division 58.5.2;
 - b the exploratory fishery for the squid *Martialia hyadesi* in FAO statistical subarea 48.3;
 - c the fishery for the crab *Paralomis* spp. (order *Decapoda*, suborder *Reptantia*) in FAO statistical sub-area 48.3, other than that operated during the first phase of the CCAMLR exploratory fishery scheme for that species and subarea.
- 3 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Article 12

Five-day catch and effort reporting system

- 1 For the purposes of the five-day catch and effort reporting system, each calendar month shall be divided into six reporting periods, designated by the letters A, B, C, D, E and F and running from day one to day five, day six to day 10, day 11 to day 15, day 16 to day 20, day 21 to day 25 and day 26 to the last day of the month.

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 601/2004. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 2 This system shall apply for each fishing season to:
- the fishery for *Champscephalus gunnari* in FAO statistical sub-area 48.3;
 - the fishery for *Dissostichus eleginoides* in FAO statistical sub-areas 48.3 and 48.4;
 - the exploratory fisheries for *Dissostichus eleginoides* in all the Convention Area, by fine-scale rectangles as defined in Article 2(d) of Regulation (EC) No 600/2004.
- 3 Following notification by the CCAMLR of the closure of a fishery in the event of failure to transmit the catch and effort report referred to in this Article, the vessel or vessels concerned shall cease operating immediately in the fishery in question and shall be authorised to resume fishing only where the report or, as appropriate, an explanation of the technical difficulties justifying the failure to present a report has been sent to the CCAMLR.
- 4 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

SECTION 2

MONTHLY FINE-SCALE DATA REPORTING SYSTEMS FOR TRAWL, LONGLINE AND POT FISHERIES

Article 13

Monthly fine-scale catch and effort data reporting system

- 1 Community fishing vessels shall transmit to the competent authorities of the Member State whose flag they fly, for each fishing season, by the 15th day of the month following that in which fishing takes place, fine-scale catch and effort data for the month concerned, concerning, as appropriate, trawling, longlining or pot fishing, for the following species and areas:
- Champscephalus gunnari* in FAO statistical division 58.5.2 and subarea 48.3;
 - Dissostichus eleginoides* in FAO statistical subareas 48.3 and 48.4;
 - Dissostichus eleginoides* in FAO statistical division 58.5.2;
 - Electrona carlsbergi* in FAO statistical subarea 48.3;
 - Martialia hyadesi* in FAO statistical subarea 48.3;
 - Paralomis* spp. (order *Decapoda*, sub-order *Reptantia*) in FAO statistical subarea 48.3, other than that fished during the first phase of the CCAMLR exploratory fishery scheme for that species and subarea.
- 2 In the case of the fisheries referred to in paragraph 1, points (b) and (f), the data shall be reported for each laying of pots, and in other cases for each haul.
- 3 All catches of target and by-catch species shall be reported for individual species. The data shall include the numbers of seabirds and marine mammals of each species caught and released or killed.
- [^{F14} Member States shall transmit the data referred to in paragraphs 1, 2 and 3 to the CCAMLR at the end of each calendar month, with a copy to the Commission.]
- 5 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 601/2004. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Substituted by Council Regulation (EC) No 1099/2007 of 18 September 2007 amending Regulation (EC) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.

Article 14

Monthly fine-scale biological data reporting system

1 Community fishing vessels shall transmit to the competent authorities of the Member State whose flag they fly, under the same conditions and for the same fisheries as those referred to in Article 13, representative samples of length composition measurements of the target species and by-catch species taken in the fishery.

2 Length measurements of fish shall be of total length rounded down to the nearest centimetre and representative samples of length composition shall be taken from a single fine-scale grid rectangle (0,5° latitude by 1° longitude). Where a vessel moves from one fine-scale rectangle to another during the course of a month, separate length compositions shall be submitted for each rectangle.

3 In the case of data concerning the fishery referred to in Article 13(1)(d), a representative sample shall comprise not less than 500 fish.

[^{F14} At the end of each month Member States shall transmit the notification received to the CCAMLR.]

5 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Textual Amendments

- F1** Substituted by Council Regulation (EC) No 1099/2007 of 18 September 2007 amending Regulation (EC) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.

Article 15

Closure of a fishery on grounds of failure to submit a report

Where the CCAMLR notifies a Member State that a fishery has been closed on account of failure to submit a report as provided for in Articles 13 and 14, the Member State concerned shall ensure that its vessels participating in that fishery cease fishing immediately.

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 601/2004. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

SECTION 3

ANNUAL REPORTING OF CATCHES

Article 16

Total catch data

[^{F1} Without prejudice to Article 15 of Regulation (EEC) No 2847/93, Member States shall notify the CCAMLR, by 31 July each year, of the total catches for the preceding year taken by Community fishing vessels flying their flag, broken down by vessel, with a copy to the Commission.]

2 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 1099/2007 of 18 September 2007 amending Regulation \(EC\) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.](#)

Article 17

Aggregated data for krill fisheries

1 Community fishing vessels that have participated in krill fisheries in the Convention area shall transmit, by 1 January each year to the competent authorities of the Member State whose flag they fly, the fine-scale catch and effort data for the previous fishing season.

[^{F12} Member States shall aggregate the fine-scale catch and effort data by 10 × 10 nautical mile rectangle and 10-day period, and transmit these data to the CCAMLR each year by 1 March at the latest, with a copy to the Commission.]

3 For the purposes of the fine-scale catch and effort data, the calendar month shall be divided into three 10-day reporting periods: day one to day 10, day 11 to day 20 and day 21 to the last day of the month. These 10-day reporting periods shall be referred to as periods A, B and C.

4 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 1099/2007 of 18 September 2007 amending Regulation \(EC\) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.](#)

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 601/2004. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Article 18

Data for catches of crab in FAO statistical subarea 48.3

[^{F1} Community fishing vessels fishing for crab in FAO statistical subarea 48.3 shall transmit to the CCAMLR, by 25 September each year, data concerning fishing activities and the catches of crab taken before 31 August of that year, with a copy to the Commission.

2 The data concerning catches taken from 31 August each year shall be transmitted to the CCAMLR within two months from the date of the closure of the fishery, with a copy to the Commission.]

3 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 1099/2007 of 18 September 2007 amending Regulation \(EC\) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.](#)

Article 19

Fine-scale catch and effort data for the exploratory squid fishery in FAO statistical subarea 48.3

[^{F1} Community fishing vessels fishing for squid (*Martialia hyadesi*) in FAO statistical subarea 48.3 shall transmit to the CCAMLR, by 25 September each year, the fine-scale catch and effort data for that fishery, with a copy to the Commission. The data shall include the number of seabirds and marine mammals caught and released or killed.]

2 Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 37(2).

Textual Amendments

- F1** Substituted by [Council Regulation \(EC\) No 1099/2007 of 18 September 2007 amending Regulation \(EC\) No 601/2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources.](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- Regulation revoked by [S.I. 2020/1542 Sch. Pt. 1](#)