

Council Regulation (EU) No 156/2011 of 13 December 2010 concerning the allocation of the fishing opportunities under the Protocol to the Partnership Agreement between the European Community and the Federated States of Micronesia on fishing in the Federated States of Micronesia

COUNCIL REGULATION (EU) No 156/2011

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concerning the allocation of the fishing opportunities under the Protocol to the Partnership Agreement between the European Community and the Federated States of Micronesia on fishing in the Federated States of Micronesia

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) A new Protocol (hereinafter ‘the Protocol’) to the Partnership Agreement between the European Community and the Federated States of Micronesia on fishing in the Federated States of Micronesia<sup>(1)</sup> (hereinafter ‘the Agreement’) was initialled on 7 May 2010. The Protocol provides EU vessels with fishing opportunities in the waters over which the Federated States of Micronesia has sovereignty or jurisdiction in respect of fisheries.
- (2) On 13 December 2010 the Council adopted Decision 2011/116/EU<sup>(2)</sup> on the signing and on the provisional application of the Protocol.
- (3) The method for allocating the fishing opportunities among the Member States should be defined for the five-year period set out in Article 13 of the Protocol as well as for the period of its provisional application.
- (4) In accordance with Article 10(1) of Council Regulation (EC) No 1006/2008 of 29 September 2008 concerning authorisations for fishing activities of Community fishing vessels outside Community waters and the access of third country vessels to Community waters<sup>(3)</sup>, if it appears that the fishing opportunities allocated to the European Union under the Protocol are not fully utilised, the Commission should inform the Member States concerned. The absence of a reply within a deadline to be set by the Council shall be considered as confirmation that the vessels of the Member State concerned are not making full use of their fishing opportunities in the given period. That deadline should be set.
- (5) This Regulation should enter into force on the day following its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

**Changes to legislation:** There are outstanding changes not yet made to Council Regulation (EU) No 156/2011. 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)

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- (1) [OJ L 151, 6.6.2006, p. 3.](#)
- (2) See page 1 of this Official Journal.
- (3) [OJ L 286, 29.10.2008, p. 33.](#)

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