Commission Implementing Regulation (EU) No 404/2011 of 8 April 2011 laying down detailed rules for the implementation of Council Regulation (EC) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the Common Fisheries Policy

TITLE IV

CONTROL OF MARKETING

CHAPTER II

Weighing of fisheries products

Section 1

General rules on weighing

Article 76

Sampling plans

1   The sampling plan referred to in Article 60(1) of the Control Regulation and any substantial modification thereof shall be adopted by Member States in accordance with the risk-based methodology described in Annex XIX.

2   The sampling plan referred to in Article 60(3) of the Control Regulation and any substantial modification thereof shall be adopted by Member States in accordance with the risk-based methodology described in Annex XX. If catches are weighed on board, the margin of tolerance as referred to in Articles 14(3) and 21(3) of the Control Regulation shall not apply when the figure resulting from weighing after landing is greater than the corresponding figure resulting from weighing on board.

3   When Member States are intending to adopt sampling plans as referred to in Article 60(1) and (3) of the Control Regulation, they shall preferably submit a single sampling plan covering all weighing procedures concerned for a period of 3 years within 6 months after the entry into force of this Regulation. This sampling plan may consist of different parts for different fisheries.

4   Any new sampling plans to be adopted after the date referred to in paragraph 3 or any modifications to such plans shall be submitted for approval 3 months before the end of the year concerned.

Changes to legislation:
There are outstanding changes not yet made to Commission Implementing Regulation (EU) No 404/2011. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to :
–   Regulation continued by S.I. 2019/739 reg. 5(1)
–   Art. 76(1) words substituted by S.I. 2019/739 reg. 5(59)(a)
–   Art. 76(2) words substituted by S.I. 2019/739 reg. 5(59)(a)
–   Art. 76(3) omitted by S.I. 2019/739 reg. 5(59)(b)
–   Art. 76(4) omitted by S.I. 2019/739 reg. 5(59)(b)

Changes and effects yet to be applied to the whole legislation item and associated provisions
–   Title 10 s. 3 omitted by S.I. 2019/739 reg. 5(102)
–   Title 10 s. 4 omitted by S.I. 2019/739 reg. 5(102)
–   Title 10 s. 5 omitted by S.I. 2019/739 reg. 5(102)
–   Art. 2(1) omitted by S.I. 2019/739 reg. 5(3)(a)
–   Art. 2(2) omitted by S.I. 2019/739 reg. 5(3)(a)
–   Art. 2(4) omitted by S.I. 2019/739 reg. 5(3)(b)
–   Art. 2(12) words substituted by S.I. 2019/739 reg. 5(3)(c)
–   Art. 2(14) omitted by S.I. 2019/739 reg. 5(3)(d)
–   Art. 2(15) words substituted by S.I. 2019/739 reg. 5(3)(e)
–   Art. 2(17) words omitted by S.I. 2019/739 reg. 5(3)(f)
–   Art. 2(19) inserted by S.I. 2019/739 reg. 5(3)(g)
–   Art. 7(1)(e) words substituted by S.I. 2019/739 reg. 5(9)(b)(iii)
–   Art. 18(2)(a) words substituted by S.I. 2019/739 reg. 5(15)(c)(ii)
–   Art. 23(c) words substituted by S.I. 2019/739 reg. 5(20)(c)
–   Art. 33(1)(c) words substituted by S.I. 2019/739 reg. 5(30)
–   Art. 39(2)(a) words substituted by S.I. 2019/739 reg. 5(35)(b)(i)
–   Art. 39(2)(e) words substituted by S.I. 2019/739 reg. 5(35)(b)(ii)
–   Art. 42(1)(a) words substituted by S.I. 2019/739 reg. 5(38)(a)(ii)
–   Art. 42(1)(b) word substituted by S.I. 2019/739 reg. 5(38)(a)(iii)
–   Art. 42(1)(c) word substituted by S.I. 2019/739 reg. 5(38)(a)(iii)
–   Art. 47(1)(e) words substituted by S.I. 2019/739 reg. 5(43)(a)(iii)
–   Art. 62(1)(b) words omitted by S.I. 2019/739 reg. 5(52)(a)(iv)
–   Art. 62(1)(c) words substituted by S.I. 2019/739 reg. 5(52)(a)(v)
–   Art. 67(13)(a) words omitted by S.I. 2019/739 reg. 5(54)(c)
–   Art. 80(1)(d) words substituted by S.I. 2019/739 reg. 5(63)(b)(iv)
–   Art. 99(d) omitted by S.I. 2019/739 reg. 5(76)
–   Art. 105(1)(b) words substituted by S.I. 2019/739 reg. 5(78)(a)
–   Art. 113(2)(a) words substituted by S.I. 2019/739 reg. 5(84)(b)