

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 V

**SURVEILLANCE**

*CHAPTER I*

***Surveillance reports***

*Article 92*

**Information to be recorded in the surveillance report**

- 1 The surveillance reports referred to in Article 71(3) and (4) of the Control Regulation shall be established in accordance with Annex XXIII to this Regulation.
- 2 Member States shall upload the data contained in their surveillance reports into the electronic database referred to in Article 78 of the Control Regulation and provide for the functionalities referred to in Annex XXIV No 2 to this Regulation. The minimum information recorded in this database shall be that indicated in Annex XXIII. Paper surveillance reports may also additionally be scanned into the database.
- 3 The data from the reports shall be kept available in the database for at least 3 years.
- 4 Upon receipt of a surveillance report as referred to in paragraph 1 the flag Member State shall, as soon as possible, initiate an investigation on the activities of its fishing vessels to which the surveillance report refers.
- 5 Paragraph 1 shall apply without prejudice to the rules adopted by Regional Fisheries Management Organisations to which the European Union is a contracting party.

**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. 92(2) omitted by S.I. 2019/739 reg. 5(70)(a)
- Art. 92(3) word substituted by S.I. 2019/739 reg. 5(70)(b)
- Art. 92(4) words substituted by S.I. 2019/739 reg. 5(70)(c)(i)
- Art. 92(4) words substituted by S.I. 2019/739 reg. 5(70)(c)(ii)
- Art. 92(5) words substituted by S.I. 2019/739 reg. 5(70)(d)

**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)