

This text is meant purely as a documentation tool and has no legal effect. The Union's institutions do not assume any liability for its contents. The authentic versions of the relevant acts, including their preambles, are those published in the Official Journal of the European Union and available in EUR-Lex. Those official texts are directly accessible through the links embedded in this document

► **B**

**COUNCIL REGULATION (EU) 2016/1903**  
**of 28 October 2016**  
**fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks applicable**  
**in the Baltic Sea and amending Regulation (EU) 2016/72**  
(OJ L 295, 29.10.2016, p. 1)

Amended by:

		Official Journal		
		No	page	date
► <b>M1</b>	Council Regulation (EU) 2017/135 of 23 January 2017	L 22	1	27.1.2017



**COUNCIL REGULATION (EU) 2016/1903**  
**of 28 October 2016**

**fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Baltic Sea and amending Regulation (EU) 2016/72**

CHAPTER I

**GENERAL PROVISIONS**

*Article 1*

**Subject matter**

This Regulation fixes the fishing opportunities for certain fish stocks and groups of fish stocks in the Baltic Sea for 2017.

*Article 2*

**Scope**

1. This Regulation shall apply to Union fishing vessels operating in the Baltic Sea.
2. This Regulation shall also apply to recreational fisheries where they are expressly referred to in the relevant provisions.

*Article 3*

**Definitions**

For the purposes of this Regulation, the definitions referred to in Article 4 of Regulation (EU) No 1380/2013 apply. In addition, the following definitions apply:

- (1) ‘subdivision’ means an ICES subdivision of the Baltic Sea as defined in Annex I to Council Regulation (EC) No 2187/2005 <sup>(1)</sup>;
- (2) ‘total allowable catch’ (TAC) means the quantity of each stock that can be caught over the period of a year;
- (3) ‘quota’ means a proportion of the TAC allocated to the Union, a Member State or a third country;
- (4) ‘recreational fisheries’ means non-commercial fishing activities exploiting marine biological resources such as for recreation, tourism or sport.

CHAPTER II

**FISHING OPPORTUNITIES**

*Article 4*

**TACs and allocations**

The TACs, the quotas and the conditions functionally linked thereto, where appropriate, are set out in the Annex.

<sup>(1)</sup> Council Regulation (EC) No 2187/2005 of 21 December 2005 for the conservation of fishery resources through technical measures in the Baltic Sea, the Belts and the Sound, amending Regulation (EC) No 1434/98 and repealing Regulation (EC) No 88/98 (OJ L 349, 31.12.2005, p. 1).

**▼B***Article 5***Special provisions on allocations of fishing opportunities**

The allocation of fishing opportunities among Member States, as set out in this Regulation, shall be without prejudice to:

- (a) exchanges made pursuant to Article 16(8) of Regulation (EU) No 1380/2013;
- (b) deductions and reallocations made pursuant to Article 37 of Regulation (EC) No 1224/2009;
- (c) additional landings allowed under Article 3 of Regulation (EC) No 847/96 or under Article 15(9) of Regulation (EU) No 1380/2013;
- (d) quantities withheld in accordance with Article 4 of Regulation (EC) No 847/96 or transferred under Article 15(9) of Regulation (EU) No 1380/2013;
- (e) deductions made pursuant to Articles 105 and 107 of Regulation (EC) No 1224/2009.

*Article 6***Conditions for landing catches and by-catches**

1. Catches of species which are subject to catch limits and which have been caught in fisheries specified in Article 15(1) of Regulation (EU) No 1380/2013 are subject to the landing obligation, as established in that Article.

2. The stocks of non-target species within the safe biological limits referred to in Article 15(8) of Regulation (EU) No 1380/2013 are identified in the Annex of this Regulation for the purpose of the derogation from the obligation to count catches against the relevant quota provided for in that Article.

*Article 7***Measures on recreational fisheries for cod in subdivisions 22-24**

1. In recreational fisheries, no more than five specimens of cod may be retained per fisherman per day in subdivisions 22-24.
2. By derogation from paragraph 1, no more than three specimens of cod may be retained per fisherman per day in subdivisions 22-24 in the period from 1 February 2017 to 31 March 2017.
3. Paragraphs 1 and 2 are without prejudice to more stringent national measures.

## CHAPTER III

## FINAL PROVISIONS

*Article 8***Data transmission**

When, pursuant to Articles 33 and 34 of Regulation (EC) No 1224/2009, Member States send data relating to quantities of stocks caught or landed to the Commission, they shall use the stock codes set out in the Annex to this Regulation.



*Article 9*

**Flexibility**

1. Except where specified otherwise in the Annex to this Regulation, Article 3 of Regulation (EC) No 847/96 shall apply to stocks subject to precautionary TACs and Article 3(2) and (3) and Article 4 of that Regulation shall apply to stocks subject to an analytical TAC.

2. Article 3(2) and (3) and Article 4 of Regulation (EC) No 847/96 shall not apply where a Member State uses the year-to-year flexibility provided for in Article 15(9) of Regulation (EU) No 1380/2013.

*Article 10*

**Amendment to Regulation (EU) 2016/72**

In Annex IA to Regulation (EU) 2016/72, the entry for Norway pout in IIIa and Union waters of IIa and IV is replaced by the following:

Species:	Norway pout and associated by-catches <i>Trisopterus esmarkii</i>		Zone:	IIIa; Union waters of IIa and IV (NOP/2A3A4.)
Year	2016	2017		
Denmark	128 880 <sup>(2)</sup> <sup>(3)</sup>	99 907 <sup>(2)</sup> <sup>(6)</sup>		
Germany	25 <sup>(2)</sup> <sup>(2)</sup> <sup>(3)</sup>	19 <sup>(2)</sup> <sup>(2)</sup> <sup>(6)</sup>		
The Netherlands	95 <sup>(2)</sup> <sup>(2)</sup> <sup>(3)</sup>	74 <sup>(2)</sup> <sup>(2)</sup> <sup>(6)</sup>		
Union	129 000 <sup>(2)</sup> <sup>(3)</sup>	100 000 <sup>(2)</sup> <sup>(6)</sup>		
Norway	15 000 <sup>(4)</sup>			
Faroe Islands	6 000 <sup>(5)</sup>			
TAC	Not relevant	Not relevant	<div style="border: 1px solid black; padding: 5px;">           Analytical TAC            Article 3 of Regulation (EC) No 847/96 shall not apply            Article 4 of Regulation (EC) No 847/96 shall not apply         </div>	

<sup>(1)</sup> Without prejudice to the landing obligation, catches of whiting may be counted against up to 5 % of the quota (OT2/\*2A3A4), provided that not more than 9 % in total of this quota for Norway pout is accounted for by these catches and by-catches of those species that are accounted for under Article 15(8) of Regulation (EU) No 1380/2013.

<sup>(2)</sup> Quota may be fished in Union waters of ICES zones IIa, IIIa and IV only.

<sup>(3)</sup> Union quota may only be fished from 1 January to 31 October 2016.

<sup>(4)</sup> A sorting grid shall be used.

<sup>(5)</sup> A sorting grid shall be used. Includes a maximum of 15 % of unavoidable by-catches (NOP/\*2A3A4), to be counted against this quota.

<sup>(6)</sup> Union quota may be fished from 1 November 2016 to 31 October 2017.

*Article 11*

**Entry into force**

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2017, with the exception of Article 10 which shall apply from 1 November 2016.

This Regulation shall be binding in its entirety and directly applicable in all Member States.



ANNEX

**TACs APPLICABLE TO UNION FISHING VESSELS IN AREAS WHERE  
TACs EXIST BY SPECIES AND BY AREA**

The following tables set out the TACs and quotas (in tonnes live weight, except where otherwise specified) by stock, and conditions functionally linked thereto.

The references to fishing zones are references to ICES zones, unless otherwise specified.

The fish stocks are referred to using the alphabetical order of the Latin names of the species.

For the purposes of this Regulation, the following comparative table of Latin names and common names is provided:

Scientific name	Alpha-3 code	Common name
<i>Clupea harengus</i>	HER	Herring
<i>Gadus morhua</i>	COD	Cod
<i>Pleuronectes platessa</i>	PLE	Plaice
<i>Salmo salar</i>	SAL	Atlantic salmon
<i>Sprattus sprattus</i>	SPR	Sprat

Species:	Herring <i>Clupea harengus</i>	Zone:	Subdivisions 30-31 (HER/30/31.)
Finland	115 599		
Sweden	25 399		
Union	140 998		
TAC	140 998		Analytical TAC

Species:	Herring <i>Clupea harengus</i>	Zone:	Subdivisions 22-24 (HER/3BC+24)
Denmark	3 981		
Germany	15 670		
Finland	2		
Poland	3 695		
Sweden	5 053		
Union	28 401		
TAC	28 401		Analytical TAC Article 3(2) and (3) of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply Article 6(2) of this Regulation shall apply

▼ **B**

<b>Species:</b>	Herring <i>Clupea harengus</i>	<b>Zone:</b>	Union waters of Subdivisions 25-27, 28.2, 29 and 32 (HER/3D-R30)
Denmark	4 205		
Germany	1 115		
Estonia	21 473		
Finland	41 914		
Latvia	5 299		
Lithuania	5 580		
Poland	47 618		
Sweden	63 925		
Union	191 129		
TAC	Not relevant		Analytical TAC Article 6(2) of this Regulation shall apply

---

<b>Species:</b>	Herring <i>Clupea harengus</i>	<b>Zone:</b>	Subdivision 28.1 (HER/03D.RG)
Estonia	14 350		
Latvia	16 724		
Union	31 074		
TAC	31 074		Analytical TAC Article 6(2) of this Regulation shall apply

---

<b>Species</b>	Cod <i>Gadus morhua</i>	<b>Zone:</b>	Union waters of Subdivisions 25-32 (COD/3DX32.)
Denmark	7 089		
Germany	2 820		
Estonia	691		
Finland	542		
Latvia	2 636		
Lithuania	1 736		
Poland	8 161		
Sweden	7 182		
Union	30 857		
TAC	Not relevant		Precautionary TAC Article 3(2) and (3) of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply

▼ **M1**

Species:	Cod <i>Gadus morhua</i>	Zone:	Subdivisions 22-24 (COD/3BC+24)
Denmark	2 444		
Germany	1 194		
Estonia	54		
Finland	48		
Latvia	202		
Lithuania	131		
Poland	654		
Sweden	870		
Union	5 597		
TAC	5 597 <sup>(1)</sup>		

Analytical TAC  
 Article 3(2) and (3) of Regulation (EC) No 847/96 shall not apply  
 Article 4 of Regulation (EC) No 847/96 shall not apply  
 Article 15(9) of Regulation (EU) No 1380/2013 shall not apply

<sup>(1)</sup> This quota may be fished from 1 January to 31 January and from 1 April to 31 December 2017. However, fishing vessels of less than 15 metres in length overall (except pair trawling vessels) which are equipped with a vessel-monitoring system in accordance with Article 9(2) of Regulation (EC) No 1224/2009 shall also be allowed to fish this quota from 1 February to 31 March 2017 in areas where the water depth is less than 20 metres. Article 9(5) of Regulation (EC) No 1224/2009 shall not apply.

▼ **B**

Species:	Plaice <i>Pleuronectes platessa</i>	Zone:	Union waters of Subdivisions 22-32 (PLE/3BCD-C)
Denmark	5 632		
Germany	626		
Poland	1 179		
Sweden	425		
Union	7 862		
TAC	7 862		

Analytical TAC

  

Species:	Atlantic salmon <i>Salmo salar</i>	Zone:	Union waters of Subdivisions 22-31 (SAL/3BCD-F)
Denmark	19 879 <sup>(1)</sup>		
Germany	2 212 <sup>(1)</sup>		
Estonia	2 020 <sup>(1)</sup>		
Finland	24 787 <sup>(1)</sup>		
Latvia	12 644 <sup>(1)</sup>		
Lithuania	1 486 <sup>(1)</sup>		
Poland	6 030 <sup>(1)</sup>		
Sweden	26 870 <sup>(1)</sup>		
Union	95 928 <sup>(1)</sup>		
TAC	Not relevant		

Analytical TAC  
 Article 3(2) and (3) of Regulation (EC) No 847/96 shall not apply  
 Article 4 of Regulation (EC) No 847/96 shall not apply

<sup>(1)</sup> Expressed by number of individual fish.

**▼ B**

<b>Species:</b>	Atlantic salmon <i>Salmo salar</i>	<b>Zone:</b>	Union waters of Subdivision 32 (SAL/3D32.)
Estonia	1 075 <sup>(1)</sup>		
Finland	9 410 <sup>(1)</sup>		
Union	10 485 <sup>(1)</sup>		
TAC	Not relevant		Precautionary TAC

<sup>(1)</sup> Expressed by number of individual fish.

<b>Species:</b>	Sprat <i>Sprattus sprattus</i>	<b>Zone:</b>	Union waters of Subdivisions 22-32 (SPR/3BCD-C)
Denmark	25 745		
Germany	16 310		
Estonia	29 896		
Finland	13 477		
Latvia	36 107		
Lithuania	13 061		
Poland	76 627		
Sweden	49 770		
Union	260 993		
TAC	Not relevant		Analytical TAC Article 6(2) of this Regulation shall apply