

Regulation (EU) 2018/973 of the European Parliament and of the Council of 4 July 2018 establishing a multiannual plan for demersal stocks in the North Sea and the fisheries exploiting those stocks, specifying details of the implementation of the landing obligation in the North Sea and repealing Council Regulations (EC) No 676/2007 and (EC) No 1342/2008

## CHAPTER IV

### SAFEGUARDS

#### *Article 7*

#### **Safeguards**

1 When scientific advice indicates that, for a given year, the spawning stock biomass and, in the case of Norway lobster stocks, the abundance of any of the stocks referred to in Article 1(1) are below  $MSY B_{trigger}$ , all appropriate remedial measures shall be adopted to ensure rapid return of the stock or functional unit concerned to levels above those capable of producing MSY. In particular, by way of derogation from Article 4(3) and (5), fishing opportunities shall be fixed at levels consistent with a fishing mortality that is reduced below the upper range of  $F_{MSY}$ , taking into account the decrease in biomass.

2 When scientific advice indicates that the spawning stock biomass and, in the case of Norway lobster stocks, the abundance of any of the stocks referred to in Article 1(1) are below the  $B_{lim}$ , further remedial measures shall be taken to ensure rapid return of the stock or functional unit concerned to levels above those capable of producing MSY. In particular, those remedial measures may include, by way of derogation from Article 4(3) and (5), suspending the targeted fishery for the stock or functional unit concerned and the adequate reduction of fishing opportunities.

3 Remedial measures referred to in this Article may include:

- a emergency measures in accordance with Articles 12 and 13 of Regulation (EU) No 1380/2013;
- b measures pursuant to Articles 8 and 9 of this Regulation.

4 The choice of measures referred to in this Article shall be made taking into account the nature, seriousness, duration and repetition of the situation where the spawning stock biomass and, in the case of Norway lobster stocks, the abundance are below the levels referred to in Article 6.

**Changes to legislation:**

There are outstanding changes not yet made to Regulation (EU) 2018/973 of the European Parliament and of the Council. 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 :**

- Art. 7(1) word omitted by [2020 c. 22 Sch. 11 para. 9\(7\)\(a\)\(i\)](#)
- Art. 7(1) words substituted by [2020 c. 22 Sch. 11 para. 9\(7\)\(a\)\(ii\)](#)

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 1(1)(f) omitted by [2020 c. 22 Sch. 11 para. 9\(2\)\(a\)](#)
- Art. 1(1)(i) omitted by [2020 c. 22 Sch. 11 para. 9\(2\)\(a\)](#)
- Art. 1(1)(j) omitted by [2020 c. 22 Sch. 11 para. 9\(2\)\(a\)](#)
- Art. 1(1)(k) words omitted by [2020 c. 22 Sch. 11 para. 9\(2\)\(b\)](#)
- Art. 1(2A)(2B) inserted by [S.I. 2019/1312 reg. 7\(2\)\(c\)](#)
- Art. 2(9) inserted by [S.I. 2019/753 reg. 25\(3\)](#)
- Art. 3(4A) inserted by [S.I. 2019/753 reg. 25\(4\)\(c\)](#)
- Art. 4(7)-(9) inserted by [2020 c. 22 Sch. 11 para. 9\(4\)\(d\)](#)
- Art. 7(3)(a) omitted by [S.I. 2019/753 reg. 25\(7\)](#)
- Art. 7(5)-(7) inserted by [2020 c. 22 Sch. 11 para. 9\(7\)\(b\)](#)
- Art. 9(1)-(1D) substituted for Art. 9(1) by [S.I. 2019/1312 reg. 7\(4\)\(a\)](#)
- Art. 11(1A)(1B) inserted by [S.I. 2019/1312, reg. 7\(5\)\(ba\) \(as inserted\) by S.I. 2020/1542 reg. 17\(4\)\(b\)](#)