
STATUTORY INSTRUMENTS

2019 No. 753

The Common Fisheries Policy and Aquaculture
(Amendment etc.) (EU Exit) Regulations 2019

PART 2

AMENDMENT OF THE REGIONAL FISHERIES
MANAGEMENT ORGANISATIONS REGULATIONS

Regulation (EU) 2016/1627 of the European Parliament and of the Council on a multiannual recovery plan for bluefin tuna in the eastern Atlantic and the Mediterranean

8.—(1) Regulation (EU) 2016/1627 of the European Parliament and of the Council on a multiannual recovery plan for bluefin tuna in the eastern Atlantic and the Mediterranean is amended as follows.

- (2) In Article 1(1) for “Union” substitute “United Kingdom”.
- (3) In Article 3, in point (25) after “means” insert “the United Kingdom, Member States and”.
- (4) In Article 13, omit “, including any applicable derogations thereto”.
- (5) In Article 16—
 - (a) in paragraph 1—
 - (i) for “Each Member State shall” substitute “A fisheries administration must”, and
 - (ii) for “Commission” substitute “ICCAT”;
 - (b) in paragraph 4—
 - (i) for the first sentence substitute “The catching of any Bluefin tuna by United Kingdom fishing vessels and United Kingdom traps shall be avoided.”,
 - (ii) for “each Member State shall” substitute “a fisheries administration must”, and
 - (iii) omit “the Commission who shall forward it to”; and
 - (c) after paragraph 5 insert—

“6. In this Article—

 - (a) ‘United Kingdom fishing vessel’ means a fishing vessel which is registered in the United Kingdom under Part 2 of the Merchant Shipping Act 1995(1); and
 - (b) ‘United Kingdom trap’ means a trap which is used by a United Kingdom fishing vessel.”.
- (6) In Article 19—
 - (a) in paragraph 3 for “Each Member State shall” substitute “A fisheries administration must”;
 - (b) in paragraph 5—

- (i) for “Each Member State shall” substitute “A fisheries administration must”,
 - (ii) for “Commission” in the first place it occurs, substitute “ICCAT Secretariat”, and
 - (iii) omit the final sentence.
- (7) In Article 27—
- (a) in paragraph 2—
 - (i) for “each Member State shall” substitute “a fisheries administration must”,
 - (ii) for “Commission” in the first place it occurs, substitute “ICCAT Secretariat”,
 - (iii) for “flying the flag of or registered in that Member State” substitute “that are used by vessels in its fleet”, and
 - (iv) omit the final sentence; and
 - (b) after paragraph 2 insert—

“3. For the purposes of this Article, a vessel is in the fleet of a fisheries administration if the vessel is registered in the United Kingdom under Part 2 of the Merchant Shipping Act 1995 and is—

 - (a) in the case of the Secretary of State and the Marine Management Organisation, registered to a port in England;
 - (b) in the case of Department of Agriculture, Environment and Rural Affairs in Northern Ireland, registered to a port in Northern Ireland;
 - (c) in the case of the Scottish Ministers, registered to a port in Scotland; or
 - (d) in the case of the Welsh Ministers, registered to a port in Wales.”.
- (8) In Article 29—
- (a) in paragraph 2 for the words from “the information” to “shall include” substitute “a fisheries administration must submit the following information to the ICCAT Secretariat by 15 March each year”;
 - (b) in paragraph 3—
 - (i) for “Each Member State shall” substitute “a fisheries administration must”, and
 - (ii) for “Commission” substitute “ICCAT Secretariat”; and
 - (c) omit paragraph 4.
- (9) In Article 30—
- (a) in paragraph 1 for “Each Member State shall” substitute “A fisheries administration must”;
 - (b) in paragraph 2 for “the port Member State shall” substitute “a fisheries administration must”;
 - (c) in paragraph 3—
 - (i) for “each Member State shall” substitute “a fisheries administration must”, and
 - (ii) omit “the Commission which shall transmit that information to”; and
 - (d) in paragraph 4—
 - (i) for “CPCs and Member States” substitute “a fisheries administration”, and
 - (ii) at the end insert “or by CPCs other than the United Kingdom”.
- (10) In Article 32—
- (a) in paragraph 3 for “The port Member State shall” substitute “A fisheries administration, where the United Kingdom is the port country, must”;
 - (b) in paragraph 4 omit “Member State or”;

- (c) in paragraph 7 for “Member State authorities at the designated port” substitute “authorities of a fisheries administration, where the designated port is in the United Kingdom,”.