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STATUTORY INSTRUMENTS

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**2019 No. 848**

**The Common Fisheries Policy (Amendment  
etc.) (EU Exit) (No. 2) Regulations 2019**

**PART 2**

**AMENDMENT OF THE DISCARD PLANS**

**Commission Delegated Regulation (EU) 2018/2034 establishing a discard plan for certain demersal fisheries in North-Western waters for the period 2019-2021**

2.—(1) Commission Delegated Regulation (EU) 2018/2034 establishing a discard plan for certain demersal fisheries in North-Western waters for the period 2019-2021 is amended as follows.

(2) In Article 1 for “Union” substitute “United Kingdom”.

(3) In Article 5—

(a) for paragraph 2 substitute—

“2. A fisheries administration that has a direct management interest in relation to the exemption provided for in paragraph 1 must annually assess the appropriateness of the exemption on the basis of the best available scientific information.”; and

(b) in paragraph 3 for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this aspect of the exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”.

(4) In Article 6(2) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to these exemptions must, as soon as possible after exit day, assess their appropriateness on the basis of the best available scientific information.”.

(5) In Article 7 for “Union” substitute “United Kingdom”.

(6) In Article 8(2) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to these exemptions must, as soon as possible after exit day, assess their appropriateness on the basis of the best available scientific information.”.

(7) In Article 9(5) for “the STECF” substitute “a fisheries administration”.

(8) In Article 10(5) for “the STECF” substitute “a fisheries administration”.

(9) For Article 11 substitute—

*“Article 11*

*Application*

This Regulation applies until 31 December 2021.”.

### **Commission Delegated Regulation (EU) 2018/2035 specifying details of implementation of the landing obligation for certain demersal fisheries in the North Sea for the period 2019-2021**

3.—(1) Commission Delegated Regulation (EU) 2018/2035 specifying details of implementation of the landing obligation for certain demersal fisheries in the North Sea for the period 2019-2021 is amended as follows.

(2) In Article 1 for “Union” substitute “United Kingdom”.

(3) In Article 3—

(a) in paragraph 1 for “Union” substitute “United Kingdom”; and

(b) for paragraph 3 substitute—

“**3.** A fisheries administration that has a direct management interest in relation to the exemption provided for in paragraph 1(b) must annually assess the appropriateness of the exemption on the basis of the best available scientific information.”.

(4) In Article 4(1) for “Union” substitute “United Kingdom”.

(5) In Article 5(1) for “Union” substitute “United Kingdom”.

(6) In Article 6(1) for “Union” substitute “United Kingdom”.

(7) In Article 7—

(a) in paragraph 1 for “Union” substitute “United Kingdom”; and

(b) in paragraph 2 for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to the exemption provided for in paragraph 1 must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”.

(8) In Article 8—

(a) in paragraph 1 for “Union” substitute “United Kingdom”;

(b) for paragraph 2 substitute—

“**2.** A fisheries administration that has a direct management interest in relation to the exemption provided for in paragraph 1 must annually assess the appropriateness of the exemption on the basis of the best available scientific information.”; and

(c) in paragraph 3 for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this aspect of the exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”.

(9) In Article 9—

(a) for “Union” in each place it occurs, substitute “United Kingdom”;

(b) in the final paragraph of point (f) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”;

(c) in the final paragraph of point (j) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”;

(d) in point (l) for the final paragraph substitute—

“A fisheries administration that has a direct management interest in relation to this exemption must annually assess its appropriateness on the basis of the best available scientific information.”;

- (e) in the final paragraph of point (m) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”; and
  - (f) in the final paragraph of point (n) for the words from “Member States” to the end, substitute “A fisheries administration that has a direct management interest in relation to this exemption must, as soon as possible after exit day, assess its appropriateness on the basis of the best available scientific information.”.
- (10) For Article 12 substitute—

*“Article 12*

*Application*

This Regulation applies until 31 December 2021.”.

**Commission Delegated Regulation (EU) No 1395/2014 establishing a discard plan for certain small pelagic fisheries and fisheries for industrial purposes in the North Sea**

4.—(1) Commission Delegated Regulation (EU) No 1395/2014 establishing a discard plan for certain small pelagic fisheries and fisheries for industrial purposes in the North Sea is amended as follows.

- (2) For Article 5 substitute—

*“Article 5*

*Application*

This Regulation applies until 31 December 2020.”.

- (3) In the Annex—

- (a) in paragraph 3 for “referred to in Article 15(1)(a) of Regulation (EU) No 1380/2013” substitute “(mackerel, herring, horse mackerel, blue whiting, boarfish, anchovy, argentine, sardine, sprat)”; and
- (b) in paragraph 4 for “Union” substitute “United Kingdom”.