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In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

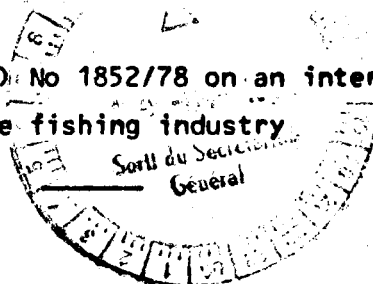
In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 128 final
Brussels, 25 March 1980

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 1852/78 on an interim common measure for
restructuring the inshore fishing industry



(submitted to the Council by the Commission)

COM(80) 128 final

EXPLANATORY MEMORANDUM

On 8 June 1978 the Commission proposed to the Council a measure for restructuring the inshore fishing industry¹, amending the previous proposal for a regulation submitted by the Commission on 28 November 1975.

It was not possible to put the multiannual proposal into effect because insufficient progress had been made on the common fisheries policy, on which all long-term structural measures must be based.

Consequently, to avoid any hiatus which might have affected the fisheries sector, the Council decided on 25 July 1978 to approve an interim common measure of limited scope, to which it allocated for 1978, the sum of 5 million EUA.

From the experience gained by the Commission in the implementation of this measure in 1978, the Council concluded that the reasons for the adoption of an interim regulation were still valid, and it decided to extend the period of application to include 1979, for which it estimated the cost would be 15 million EUA. The response to this decision by the Council illustrated the fishing industry's substantial appreciation of any measure for the technical improvement of its means of production, even an improvement limited to maintaining an economically and socially satisfactory production capacity or developing fisheries in some regions where prospects are good or where conditions are especially suitable for fish farming. Thus, 171 applications were sent in for 1979, in addition to 155 applications which were refused aid from the Fund in 1978 because of insufficient resources; the total aid applied for was 57,400,000 EUA.

In view of this response and of the expected wave of new applications, this proposal recommends extending the interim measure and making it applicable for 1980.

At the same time, this proposal amends somewhat Regulation 1852/78 in providing for an increase of its area of application to individual or group projects concerning the modernisation or conversion of existing vessels while taking into account the need to contribute to the adaptation of existing fishing capacity in relation to requirements for the conservation of marine biological resources. The total appropriation is increased to 20 million EUA.

This proposal also provides that projects submitted in pursuance of that Regulation may be considered for aid from the Fund.

Lastly, provision is made for unused appropriations to be taken over for financing other projects.

¹ OJ C 148 of 23.6.1978, page 4

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) N°1852/78 on an
interim common measure for restructuring
the inshore fishing
industry

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas Council Regulation (EEC) No 1852/78¹, as amended by Regulation (EEC) No 592/79², was adopted pending the outcome of a detailed analysis of the production potential in the different Community regions and provided for the financing by the EAGGF during 1978 and 1979 of investment projects for the development of fishing or aquaculture according to the particular circumstances of certain regions of the Community; whereas in the case of fishing this involved the commissioning of new vessels;

Whereas it is also necessary to encourage the modernisation and conversion of certain existing fishing vessels;

Whereas, under the aforesaid Regulation priority for support was given to projects which would bring benefit to those regions experiencing special difficulties in developing satisfactory production structures and meeting certain specific criteria ; whereas it is necessary for 1980 to add to these criteria an additional criterion in order to take into account the modernisation and conversion needs intended to contribute to the adaptation of existing fishing capacity in relation to requirements for the conservation of marine biological resources.

Whereas provision should therefore be made to fix deadlines for the submission of applications for aid to the Commission;

Whereas applications which could not receive aid from the EAGGF owing to the lack of available appropriations under Regulation (EEC) N° 1852/78, should be taken into account under this Regulation;

¹ OJ L 211, 1.8.1978, p. 30.

² OJ L 78, 30.3.1979, p. 5

Article 1

Regulation (EEC) N° 1852/78 is hereby amended as follows:

1. Article 2 (a) is amended to read as follows:

"the construction, purchase, modernisation or conversion of fishing vessels".

2. Article 4 (2) is amended to read as follows:

"Priority for support from the Fund shall be given to projects which bring benefit to regions which have particular difficulties in developing satisfactory production structures and which also fulfil one or more of the following criteria :

- they are consistent with a rational production policy and serve to improve the market supply situation,
- they permit a diversification of fishing activity, in particular through the use of several methods of fishing in keeping with the resources available in the fishing zones concerned,
- contribute to the adaptation of existing fishing capacity in relation to the requirements for the conservation of marine biological resources,
- they improve employment prospects in the inshore fishing industry or in aquaculture,
- they improve the working conditions and, in particular, the safety of the workers concerned."

3. Article 7 is amended to read as follows:

" Article 7

1. This common measure shall not extend beyond 31 December 1980.
2. The estimated total cost to the Fund of the common measure is five million European units of account for 1978, 15 million European units of account for 1979 and 20 million European units of account for 1980".

4. Article 8 (1) is amended to read as follows:

- " 1. Applications for aid from the Fund shall be submitted to the Commission
- before 1 December 1978 in respect of projects relating to 1978,
 - before 1 July 1979 in respect of projects relating to 1979
 - before 1 July 1980 in respect of projects relating to 1980.

The Commission shall take a decision by 31 March 1979 regarding projects submitted before 1 December 1978, by 31 March 1980 regarding projects submitted before 1 July 1979 and by 31 March 1981 regarding projects submitted before 1 July 1980".

5. A paragraph 3 as follows is added to Article 10:

"3. Without prejudice to Article 6 (5) of Financial Regulation 73/91/ECSC, EEC, Euratom¹ as last amended by Financial Regulation 76/919/ECSC, EEC, Euratom², appropriations made available by a decision taken in accordance with the second subparagraph of paragraph 2 or because the beneficiary abandons the project or reduces the investment laid down in the decision to grant aid may be used for the financing of other projects."

Article 2

Applications which, owing to the lack of available appropriations, could not receive aid from the Fund under Regulation No (EEC) No 1852/78, as amended by Regulation n° 592/79, may be taken into consideration under the present Regulation subject to the conditions laid down herein.

Article 3

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

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

For the Council

Done at Brussels,

(1) OJ N° L 116, 1.5.1973, p. 1
(2) OJ N° L 362, 31.12.76, p. 52.

FINANCIAL STATEMENT

DATE : 28.11.79

1. BUDGET LINE CONCERNED : 860

2. ACTION : Proposal for a Council Regulation (EEC) amending Regulation n° 1852/78 on an interim common measure for restructuring the inshore fishing industry.

3. LEGAL BASIS : Article 43 of the Treaty and Article 6(1) of Council Regulation (EEC) n° 729/70 of 28.4.1970.

4. OBJECTIVES : To permit the implementation in 1980 of investment projects designed to develop inshore fishing fleets and to develop aquaculture in accordance with the general guidelines given in the proposal for a Regulation on restructuring in the fisheries sector (COM(78) 247).

5. FINANCIAL CONSEQUENCE	FOR THE MARKETING YEAR	CURRENT FINANCIAL YEAR	FOLLOWING FINANCIAL YEAR
5.0 EXPENDITURE -CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS) -CHARGED TO NATIONAL ADMINISTR. -CHARGED TO OTHER NATIONAL GROUPS 5.1 RECEIPTS -OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) -NATIONAL	20 m EUA		

YEAR YEAR YEAR

5.0.1 PLURIANNUAL PATTERN OF EXPENDITURE

5.1.1 PLURIANNUAL PATTERN OF RECEIPTS

5.2 METHOD OF CALCULATION

In view of the large number of projects covered by Regulation 592/79, some of which cannot be accepted for financing in 1979 (171 applications submitted for 1979, together with 155 applications carried over from the previous year and 33 applications resulting from the parallel implementation of Regulation 17/64/EEC), together with the projects to be submitted for 1980, an appropriation of 20 million EUA should be envisaged.

6.0 FINANCING POSSIBLE WITH CREDITS INSCRIBED IN RELEVANT CHAPTER OF CURRENT BUDGET ? YES/NO

6.1 FINANCING POSSIBLE BY TRANSFER BETWEEN CHAPTERS OF CURRENT BUDGET ? YES/NO

6.2 NECESSITY FOR A SUPPLEMENTARY BUDGET ? YES/NO

6.3 CREDITS TO BE WRITTEN INTO FUTURE BUDGETS ? YES/NO

COMMENTS :

The Commission's proposal for a Regulation on a common measure to restructure the inshore fishing industry provides for estimated expenditure of about 29 million EUA for 1980. As this Regulation cannot be implemented for 1980, this interim measure proposes priority expenditure of 20 million EUA.

This amount will be covered as follows :

15 million EUA : transfer from Chapter 100 (this amount already appears in the 1980 Budget).

5 million EUA: transfer between chapters within Title 8.