COMMISSION DECISION

of 21 December 2000

amending Decision 98/128/EC approving the multiannual guidance programme for the fishing fleet of Spain for the period from 1 January 1997 to 31 December 2001

(notified under document number C(2000) 4009)

(Only the Spanish text is authentic)

(2001/20/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2792/1999 of 17 December 1999 laying down the detailed rules and arrangements regarding Community structural assistance in the Fisheries sector [1], and in particular Articles 5 and 6 thereof,

Having regard to Council Decision 97/413/EC of 26 June 1997 concerning the objectives and detailed rules for restructuring the Community fisheries sector for the period from 1 January 1997 to 31 December 2001 with a view to achieving a balance on a sustainable basis between resources and their exploitation [2], and in particular Article 9(1) thereof,

Whereas:

(1) Commission Decision 98/128/EC of 16 December 1997 approving the multiannual guidance programme for the fishing fleet of Spain for the period from 1 January 1997 to 31 December 2001 [3] fixes capacity objectives for each segment of the fishing fleet.

(2) For vessels less than 12 metres overall, other than trawlers, the capacity objectives are fixed at the level corresponding to the objectives of MAGP III.

(3) Under Article 3 of Council Decision 97/413/EC the aggregate capacity of vessels less than 12 metres overall, other than trawlers, may be increased beyond the level at 1 January 1997, or beyond the level corresponding to the objectives of MAGP III, for the period to 31 December 2001 in the framework of programmes for improving safety of navigation at sea.

(4) The engine power of a number of such vessels in the Spanish fleet should be increased in order to allow a sufficient margin of safety in poor weather conditions.

(5) For this reason the Spanish authorities will implement a programme of engine replacements in which vessel owners will be invited to participate on a voluntary basis.

(6) The details of this programme have been communicated to the Commission.

(7) The power objectives of the segment concerned should be revised in order to accommodate the resulting increase in engine power of the segment.

(8) The measures envisaged in the present Decision are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS DECISION:

Article 1

The table of objectives for the multiannual guidance programmes for the fishing fleet of Spain for the period 1997 to 2001, shown in the Annex to the present Decision, including the footnotes, cancels and replaces that shown in the Annex to Decision 98/128/EC.

Article 2

This Decision is addressed to the Kingdom of Spain.

Done at Brussels, 21 December 2000.

For the Commission

Franz FISCHLER

Member of the Commission

[1] OJ L 337, 30.12.1999, p. 10.
[2] OJ L 175, 30.7.1997, p. 27.
[3] OJ L 39, 12.2.1998, p. 59.

ANNEX

Spain

Area	Stocks	Segment	Catch composition	Pilot rate	Weighted reduction	Situation 1.1.1997		Objective 31.12.1996		Objective 31.12.2001	
						GT (*)	kW	GT (*)	kW	GT (*)	kW
EU waters	Demersal	Artisanal (< 12 m) (1)				24 963	214 171	33 293	235 997	33 293	283 196
					Subtotal	24 963	214 171	33 293	235 997	33 293	283 196
EU waters	Pelagic, tuna-like fish	Trawlers	DR: 1,8 % OF: 14,9 % Others: 83,3 %	25 %	4,2 %	140 961	408 329	170 265	442 193	163 114	423 621
		Fixed gear	DR: 1,6 % OF: 25,1 % Others: 73,3 %	25 %	6,7 %	50 983	144 867	62 983	159 630	58 776	148 967
		Purse-seiners	DR: 25,0 % OF: 8,1 % Others: 66,9 %	30 %	9,9 %	53 122	174 630	63 641	192 426	57 341	173 376
International waters and third countries	Demersal and pelagic	Trawl and mobile gear (2) (4)		0 %	0 %	213 177	374 261	334 595	517 173	334 595	517 173
		Fixed gear (3)		0 %	0 %	49 446	102 950	56 642	118 370	56 642	118 370
	Tuna-like fish	Tuna fleet		0 %	0 %	77 116	116 115	95 493	138 133	95 493	138 133
					Subtotal	584 805	1 321 152	783 619	1 567 925	765 960	1 519 639
					Total	609 768	1 535 323	816 912	1 803 922	799 253	1 802 836

DR: Depletion risk
OF: Overfished.

(*) Includes estimated GT values in accordance with Article 4 of the present Decision. The objectives will be revised as real GT values become available.

(1) The power objectives of this segment for 31.12.2001 have been adjusted in order to accommodate any increase in the power of the segment resulting form a programme of engine replacements intended to provide a sufficient margin of safety for navigation in poor weather. Invitations to vessel owners to participate in this programme will be closed by 30 June 2001 at the latest. The power objectives may be further revised if the present adjustment proves to be either excessive or insufficient to accommodate demand.

(2) A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 44 412 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.

(3) A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 8 962 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.

(4) A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 6 100 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.