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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 3544/87

of 23 November 1987

relating to the conclusion of the Agreement amending the Agreement between the European Economic Community and the Government of the Democratic Republic of São Tomé and Principe on fishing off São Tomé and Principe, signed at Brussels on 1 February 1984

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 Act of Accession of Spain and Portugal, and in particular Article 155 (2) (b) thereof,

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the European Parliament (2),

Whereas the Community and the Government of the Democratic Republic of São Tomé and Principe have held negotiations pursuant to Article 8 of the Agreement on fishing off the coast of São Tomé and Principe, which was approved by Regulation (EEC) No 477/84 (3), in order to determine the amendments or additions to be made to the Agreement at the end of the first three-year period of application ;

Whereas, following those negotiations, an Agreement amending the said fisheries Agreement was initialled on 27 May 1987 ;

Whereas, under Article 155 (2) (b) of the Act of Accession, the Council is required to determine the procedures appropriate to take into consideration all or part of the interests of the Canary Islands when it adopts decisions, case by case, in particular, with a view to the conclusion of fisheries agreements with third countries ; whereas the said procedures need to be determined in this particular case ;

Whereas it is in the Community's interest to approve this Agreement,

HAS ADOPTED THIS REGULATION :

Article 1

The Agreement amending the Agreement between the European Economic Community and the Government of the Democratic Republic of São Tomé and Principe on fishing off São Tomé and Principe signed at Brussels on 1 February 1984 is hereby approved on behalf of the Community.

The text of the Agreement is attached to this Regulation.

Article 2

To take into consideration the interests of the Canary Islands, the Agreement referred to in Article 1 and, to the extent necessary for its implementation, the provisions of the common fisheries policy on the conservation and management of fishery resources shall also apply to vessels sailing under the flag of Spain which are recorded on a permanent basis in the registers of the competent authorities at local level (registros de base) in the Canary Islands, as such recording is defined in Note 6 of Annex I to Council Regulation (EEC) No 570/86 of 24 February 1986 concerning the definition of the concept of 'originating products' and methods of administrative cooperation in the trade between the customs territory of the Community, Ceuta and Melilla and the Canary Islands (4).

Article 3

The president of the Council is hereby authorized to designate the persons empowered to sign the Agreement in order to bind the Community.

Article 4

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

(1) OJ No C 276, 15. 10. 1987, p. 8.
(2) OJ No C 318, 30. 11. 1987.
(3) OJ No L 54, 25. 2. 1984, p. 1.
(4) OJ No L 56, 1. 3. 1986, p. 1.

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

Done at Brussels, 23 November 1987.

For the Council

The President

U. ELLEMANN-JENSEN