COUNCIL REGULATION (EC) No 2303/2001

of 15 November 2001

on the conclusion of two Agreements in the form of Exchanges of Letters concerning the extension of the Protocol establishing the fishing opportunities and financial compensation provided for in the Agreement between the European Economic Community and the Government of the Republic of Senegal on fishing off the coast of Senegal for the periods 1 May 2001 to 31 July 2001 and 1 August 2001 to 31 December 2001

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 37 in conjunction with Article 300(2) and the first subparagraph of Article 300(3) thereof,

Having regard to the proposal from the Commission [1],

Having regard to the opinion of the European Parliament [2],

Whereas:

(1) The European Community and the Republic of Senegal have entered into negotiations to determine the amendments or additions to be made to the Agreement between the European Economic Community and the Government of the Republic of Senegal on fishing off the coast of Senegal [3] at the end of the period of application of the Protocol thereto.

(2) During the negotiations, the two Parties decided to extend the current Protocol for two consecutive periods of three months and five months, from 1 May 2001 to 31 July 2001 and from 1 August 2001 to 31 December 2001, by means of Exchanges of Letters initialled on 23 April 2001 and 1 June 2001, pending the conclusions of the negotiations on the amendments to be made to the Protocol.

(3) It is in the Community's interest to approve the two extensions.

(4) The method of allocating the fishing opportunities for trawlers and tuna vessels among the Member States under the expired Protocol and the method of allocating the obligation on Community shipowners to land tuna directly in Senegal, provided for in point C of Annex I to the Protocol, should be defined,

HAS ADOPTED THIS REGULATION:

Article 1

The two Agreements in the form of Exchanges of Letters concerning the extension of the Protocol establishing the fishing opportunities and financial compensation provided for in the Agreement between the European Economic Community and the Government of the Republic of Senegal on fishing off the coast of Senegal for the periods 1 May 2001 to 31 July 2001 and 1 August 2001 to 31 December 2001 are hereby approved on behalf of the Community.

The texts of the two Agreements are attached to Council Decision 2001/795/EC [4] of 29 October 2001 concerning their signature and provisional application.

Article 2

The fishing opportunities for trawlers and tuna vessels established *pro rata temporis* by Article 1 shall be allocated among the Member States as follows:

Category 1:	331 GRT	Greece
Category 2:	3 750 GRT	Spain
Category 3:	1 800 GRT	
	800 GRT	Italy
	1 000 GRT	Spain
Category 4:	4 119 GRT	
	3 749 GRT	Spain
	370 GRT	Portugal
Category 5:	5 vessels	Spain
	7 vessels	France
Category 6:	23 vessels	Spain
	18 vessels	France
Category 7:	20 vessels	Spain
	3 vessels	Portugal.

If licence applications from these Member States do not cover all the fishing opportunities fixed by the Protocol, the Commission may take into consideration licence applications from any other Member State.

[1] OJ C 304 E, 30.10.2001, p. 188.
[2] Opinion delivered on 25 October 2001 (not yet published in the Official Journal).
[3] OJ L 226, 29.8.1980, p. 17.
[4] OJ L 300, 16.11.2001, p. 41.

Article 3

The percentage of the catch that owners of Community freezer tuna seiners are obliged to land directly in accordance with point C of Annex I to the Protocol establishing the fishing opportunities and financial compensation provided for in the Agreement between the European Economic Community and the Government of the Republic of Senegal on fishing off the coast of Senegal for the periods 1 May 2001 to 31 July 2001 and 1 August 2001 to 31 December 2001 shall be *pro rata temporis* as follows:

— vessels flying the French flag: 44 %

— vessels flying the Spanish flag: 56 %.

Article 4

This Regulation shall enter into force on the third day following that of 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.

Done at Brussels, 15 November 2001.

For the Council

The President

M. AELVOET