II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) No 120/2011

of 11 February 2011

fixing the reference prices for certain fishery products for the 2011 fishing year

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 104/2000 of 17 December 1999 on the common organisation of the markets in fishery and aquaculture products [1], and in particular Article 29(1) and (5) thereof,

Whereas:

(1) Regulation (EC) No 104/2000 provides that reference prices valid for the Union may be fixed each year, by product category, for products that are the subject of a tariff suspension under Article 28(1). The same holds for products which, by virtue of being either the subject of a binding tariff reduction under the WTO or some other preferential arrangements, must comply with a reference price.

(2) Pursuant to Article 29(3)(a) of Regulation (EC) No 104/2000, the reference price for the products listed in Annex I, Parts A and B to that Regulation, is to be the same as the withdrawal price fixed in accordance with Article 20(1) of that Regulation.

(3) The Union withdrawal prices for the products concerned are fixed for the 2011 fishing year by Commission Regulation (EU) No 122/2011 [2].

(4) Pursuant to Article 29(3)(d) of Regulation (EC) No 104/2000, the reference price for products other than those listed in Annexes I and II to that Regulation is to be established in particular on the basis of the weighted average of customs values recorded on the import markets or in the ports of import in the 3 years immediately preceding the date on which the reference price is fixed.

(5) There is no need to fix reference prices for those products falling under the criteria laid down in Art. 29(1) of Regulation (EC) No 104/2000 which are imported from third countries in insignificant volumes.

(6) In order to allow a swift application of the reference prices in the year 2011, this Regulation should enter into force on the day following its publication in the *Official Journal of the European Union*.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fishery Products,

HAS ADOPTED THIS REGULATION:

Article 1

The reference prices for the 2011 fishing year of fishery products, as referred to in Article 29 of Regulation (EC) No 104/2000, are set out in the Annex to this Regulation.

[1] OJ L 17, 21.1.2000, p. 22.
[2] See page 9 of this Official Journal.

Article 2

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

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

Done at Brussels, 11 February 2011.

For the Commission
The President
José Manuel BARROSO

ANNEX

1. **Reference prices for fishery products referred to in Article 29(3)(a) of Regulation (EC) No 104/2000**

Species	Size [1]	Reference price (EUR/tonne)			
		Gutted with head [1]		Whole fish [1]	
		Additional Taric code	Extra, A [1]	Additional Taric code	Extra, A [1]
Herring of the species *Clupea harengus* ex 0302 40 00	1		—	F011	129
	2		—	F012	197
	3		—	F013	186
	4a		—	F016	118
	4b		—	F017	118
	4c		—	F018	247
	5		—	F015	219
	6		—	F019	110
	7a		—	F025	110
	7b		—	F026	99
	8		—	F027	82
Redfish (*Sebastes* spp.) ex 0302 69 31 and ex 0302 69 33	1		—	F067	982
	2		—	F068	982
	3		—	F069	824
Cod of the species *Gadus morhua* ex 0302 50 10	1	F073	1 144	F083	826
	2	F074	1 144	F084	826
	3	F075	1 081	F085	636
	4	F076	858	F086	477
	5	F077	604	F087	350
		Boiled in water		Fresh or refrigerated	
		Additional Taric code	Extra, A [1]	Additional Taric code	Extra, A [1]
Deepwater prawns *(Pandalus borealis)* ex 0306 23 10	1	F317	5 134	F321	1 098
	2	F318	1 800	—	—

[1] The freshness, size and presentation categories are those laid down under Article 2 of Regulation (EC) No 104/2000.

2. **Reference prices for fishery products referred to in Article 29(3)(d) of Regulation (EC) No 104/2000**

Product	Additional Taric code	Presentation	Reference price (EUR/tonne)
1. Redfish (*Sebastes* spp.)			
		Whole:	
ex 0303 79 35 ex 0303 79 37	F411	— with or without head	969
		Fillets:	
ex 0304 29 35 ex 0304 29 39	F412	— with bones (standard)	1 952
	F413	— without bones	2 094
	F414	— blocks in immediate packing weighing not more than 4 kg	2 239
2. Cod (*Gadus morhua*, *Gadus ogac* and *Gadus macrocephalus*) and fish of the species *Boreogadus saida*			
ex 0303 52 10, ex 0303 52 30, ex 0303 52 90, ex 0303 79 41	F416	Whole, with or without head	1 095
		Fillets:	
ex 0304 29 29	F417	— interleaved or in industrial blocks, with bones (standard)	2 451
	F418	— interleaved or in industrial blocks, without bones	2 663
	F419	— individual or fully interleaved fillets, with skin	2 499
	F420	— individual or fully interleaved fillets, without skin	2 972
	F421	— blocks in immediate packing weighing not more than 4 kg	2 990
ex 0304 99 33	F422	Pieces and other meat, except minced blocks	1 448
3. Coalfish (*Pollachius virens*)			
		Fillets:	
ex 0304 29 31	F424	— interleaved or in industrial blocks, with bones (standard)	1 564
	F425	— interleaved or in industrial blocks, without bones	1 688
	F426	— individual or fully interleaved fillets, with skin	1 476
	F427	— individual or fully interleaved fillets, without skin	1 663
	F428	— blocks in immediate packing weighing not more than 4 kg	1 840
ex 0304 99 41	F429	Pieces and other meat, except minced blocks	966

Product	Additional Taric code	Presentation	Reference price (EUR/tonne)
4. Haddock *(Melanogrammus aeglefinus)*			
ex 0304 29 33		Fillets:	
	F431	— interleaved or in industrial blocks, with bones (standard)	2 241
	F432	— interleaved or in industrial blocks, without bones	2 580
	F433	— individual or fully interleaved fillets, with skin	2 537
	F434	— individual or fully interleaved fillets, without skin	2 737
	F435	— blocks in immediate packing weighing not more than 4 kg	2 901
5. Alaska Pollack *(Theragra chalcogramma)*			
		Fillets:	
ex 0304 29 85	F441	— interleaved or in industrial blocks, with bones (standard)	1 170
	F442	— interleaved or in industrial blocks, without bones	1 311
6. Herring *(Clupea harengus, Clupea pallasii)*			
		Herring flaps	
ex 0304 19 97	F450	— exceeding 80 g. a piece	510
ex 0304 99 23	F450	— exceeding 80 g. a piece	464