

**COUNCIL REGULATION (EEC) No 3166/82**  
of 22 November 1982  
amending Regulation (EEC) No 103/76 laying down common marketing  
standards for certain fresh or chilled fish

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
3796/81 of 29 December 1981 on the common  
organization of the market in fishery products<sup>(1)</sup>, and  
in particular Article 2(3) thereof,

Having regard to the proposal from the Commission,

Whereas Article 2 of Regulation (EEC) No 3796/81  
provides that common marketing standards may be  
determined for the products listed in Article 1 of that  
Regulation or for groups of those products;

Whereas ling and dogfish (*Squalus acanthias* and *Scyliorhinus* spp.) were included in the price system  
provided for in Regulation (EEC) No 3796/81;

Whereas the standardization of these products is of  
particular importance for the proper functioning of the  
price system; whereas common marketing standards  
should therefore be fixed for these three products;

Whereas, when the common marketing standards for  
the products listed in Annex I to Regulation (EEC) No  
3796/81 are laid down, account should be taken of the  
Community's interest in conserving fishing grounds as  
much as possible; whereas fish which are not of a  
minimum size expressed by weight should therefore  
not be marketed for human consumption: whereas  
therefore Council Regulation (EEC) No 103/76<sup>(2)</sup>, as  
last amended by Regulation (EEC) No 273/81<sup>(3)</sup>,  
should be amended,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC) No 103/76 is hereby amended as  
follows:

1. Article 3 shall be replaced by the following:

*Article 3*

Marketing standards are hereby laid down for the  
following species of saltwater fish falling within  
subheading ex 03.01 B I of the Common Customs  
Tariff, with the exception of fish which is live,  
frozen or in pieces:

Herring (*Clupea harengus*)  
Sardines (*Sardina pilchardus*)  
Dogfish (*Squalus acanthias*)  
(*Scyliorhinus* spp.)  
Redfish (*Sebastes* spp.)  
Cod (*Gadus morrhua*)  
Saithe (*Pollachius virens*)  
Haddock (*Melanogrammus aeglefinus*)  
Whiting (*Merlangus merlangus*)  
Ling (*Molva* spp.)  
Mackerel (*Scomber scombrus*)  
Anchovies (*Engraulis* spp.)  
Plaice (*Pleuronectes platessa*)  
Hake (*Merluccius merluccius*).

2. Annex B shall be replaced by the Annex to this  
Regulation.

*Article 2*

This Regulation shall enter into force on 1 January  
1983.

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

Done at Brussels, 22 November 1982.

*For the Council*

*The President*

U. ELLEMANN-JENSEN

<sup>(1)</sup> OJ No L 379, 31. 12. 1981, p. 1.

<sup>(2)</sup> OJ No L 20, 28. 1. 1976, p. 29.

<sup>(3)</sup> OJ No L 30, 30. 1. 1981, p. 1.

## ANNEX

## ANNEX B

SIZING <sup>(1)</sup>

	Herring	
	kg/fish	number of fish to kg
Size 1	0.125 and over	8 or less
Size 2	from 0.085 up to but excluding 0.125	from 9 to 11
Size 3	(a) from 0.050 up to but excluding 0.085	from 12 to 20
	(b) from 0.033 up to but excluding 0.085 for Baltic herring	from 12 to 30

  

	Sardines	
	kg/fish	number of fish to kg
Size 1	0.100 and over	10 or less
Size 2	from 0.055 up to but excluding 0.100	from 11 to 18
Size 3	from 0.031 up to but excluding 0.055	from 19 to 32
Size 4	(a) from 0.015 up to but excluding 0.031	from 33 to 67
	(b) from 0.011 up to but excluding 0.031 for Mediterranean sardines	from 33 to 91

  

	Dogfish	
	Scyliorhinus spp. kg/fish	Squalus acanthias kg/fish
Size 1	2 and over	2.2 and over
Size 2	from 1 up to but excluding 2	from 1 up to but excluding 2.2
Size 3	from 0.5 up to but excluding 1	from 0.7 up to but excluding 1

  

	Redfish	Cod
	kg/fish	kg/fish
Size 1	2 and over	7 and over
Size 2	from 0.6 up to but excluding 2	from 4 up to but excluding 7
Size 3	from 0.35 up to but excluding 0.6	from 2 up to but excluding 4
Size 4	—	from 1 up to but excluding 2
Size 5	—	from 0.3 up to but excluding 1

(1) (a) The minimum sizes expressed in weight laid down in this Annex shall also be regarded as being respected if the fish comply with the minimum biological sizes expressed in terms of length in the technical measures for the conservation of fishery resources.

(b) In any case, the minimum biological sizes applicable in each region must be respected.

	Saithe	Cod
	kg/fish	kg/fish
Size 1	5 and over	1 and over
Size 2	from 3 up to but excluding 5	from 0.4 up to but excluding 1
Size 3	from 1.5 up to but excluding 3	from 0.25 up to but excluding 0.4
Size 4	from 0.3 up to but excluding 1.5	from 0.17 up to but excluding 0.25

	Whiting	Ling
	kg/fish	kg/fish
Size 1	0.5 and over	5 and over
Size 2	from 0.35 up to but excluding 0.5	from 2.5 up to but excluding 5
Size 3	from 0.2 up to but excluding 0.35	from 0.5 up to but excluding 2.5
Size 4	from 0.11 up to but excluding 0.2	—

	Mackerel
	kg/fish
Size 1	0.5 and over
Size 2	from 0.2 up to but excluding 0.5
Size 3	(a) from 0.1 up to but excluding 0.2 (b) from 0.08 up to but excluding 0.2 for Mediterranean mackerel

	Anchovies	
	kg/fish	number of fish to kg
Size 1	0.033 and over	30 or less
Size 2	from 0.020 up to but excluding 0.033	from 31 to 50
Size 3	0.012 up to but excluding 0.020	from 51 to 83
Size 4	0.008 up to but excluding 0.012	from 84 to 125

	Plaice	Hake
	kg/fish	kg/fish
Size 1	0.6 and over	1.2 and over
Size 2	from 0.4 up to but excluding 0.6	from 0.6 up to but excluding 1.2
Size 3	from 0.3 up to but excluding 0.4	(a) from 0.2 up to but excluding 0.6 (b) from 0.15 up to but excluding 0.6 for Mediterranean Hake
Size 4	from 0.15 up to but excluding 0.3	—