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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1956/91

of 21 June 1991

laying down detailed rules for the application of Council Regulation (EEC) No 4028/86 as regards measures to encourage the creation of joint enterprises

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector⁽¹⁾, as last amended by Regulation (EEC) No 3944/90⁽²⁾, and in particular Articles 21c and 21d thereof,

Whereas Article 21b of Regulation (EEC) No 4028/86 provides for the grant of financial aid for joint enterprise projects relating to fishing vessels to be transferred to third countries;

Whereas applications for Community assistance must contain information enabling the Commission to take a decision thereon and must be submitted in standardized form;

Whereas it is necessary to guarantee supplies to the Community as a primary consideration and to build up stable and durable cooperation between the Community and the third countries with which it maintains fisheries relations;

Whereas it is necessary to guarantee that joint enterprise projects cofinanced by the Community offer a good prospect of being implemented in order to ensure that the favourable decisions taken by the Commission represent effective expenditure;

Whereas payment applications to the Commission by the Member State(s) concerned must contain certain infor-

mation permitting verification that the expenditure meets the requirements of Regulation (EEC) No 4028/86;

Whereas applications are to be lodged through the competent authorities of the Member States, which must examine them in order to formulate an opinion for the attention of the Commission;

Whereas the Commission must have the information needed to take a decision on the merits on such applications;

Whereas this Regulation should be restricted to laying down the detailed rules for payment of the Community assistance referred to in Article 21c(2) of Regulation (EEC) No 4028/86 where such aid consists of a subsidy, it being understood that the detailed rules for the other forms of aid will be adopted horizontally for the application of both Article 21c and Article 43 of that Regulation;

Whereas the purpose of measures to encourage the creation of joint enterprises is to stimulate initiatives of this type throughout the Community fishing industry; whereas it is therefore essential that Member States be informed of the results obtained by the said joint enterprises;

Whereas, in order that proper checks may be made, Member States must keep at the Commission's disposal, for three years following the final payment, the documents on which the aid calculations were based;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee for the Fishing Industry,

HAS ADOPTED THIS REGULATION:

Article 1

1. The joint enterprise projects referred to in Article 21b (1) of Regulation (EEC) No 4028/86, as amended,

⁽¹⁾ OJ No L 376, 31. 12. 1986.

⁽²⁾ OJ No L 380, 31. 12. 1990.

submitted to the Commission through the Member State(s) concerned, must contain the particulars specified in Annex I and must be presented in the form shown in that Annex.

2. Part A of Annex I is to be submitted to the Commission in duplicate. Part B of Annex I is to be kept by the competent authorities of the Member State concerned.

3. The Member State shall examine the information given in part B of Annex I and shall inform the Commission of its opinion under point 1 of Annex I, part A. At the same time, the Member State shall specify the criteria which it applies for the selection of projects and the grant of its financial contribution as provided for in point 9 of part A of Annex I.

4. The projects referred to in paragraph 1 shall be entered in the Commission's records on the day of their receipt by the Commission.

Article 2

1. To qualify for the financial aid referred to in Article 21c of Regulation (EEC) No 4028/86:

— the project referred to in Article 1 must be entered in the Commission's records by the Member State within six months after the date of registration by the competent authorities;

— the joint enterprise must not be set up until after the registration date of the aid request by the competent authorities of the Member State.

2. The preceding paragraph is applicable to projects registered in Member States from 1 January 1991.

3. The vessels involved in the joint enterprise must be in operation at the time when the aid application is submitted, registered at a Community fishing port and listed in the Community register of fishing vessels.

4. The vessels involved in the joint enterprise must be registered in a third country within one year from notification of the Commission's decision referred to in Article 21d of Regulation (EEC) No 4028/86.

Article 3

1. For the purposes of granting Community aid to joint enterprise projects, priority shall be given to projects which fulfil the following conditions:

(a) projects must concern third countries offering satisfactory guarantees for Community investments and having important fisheries resources which are of interest for the Community market;

(b) projects must involve vessels conducting their fishing activities in Community waters on certain heavily exploited internal fisheries resources or in non-Community waters in which access to resources is difficult.

2. In the case of projects not fulfilling the conditions laid down in paragraph 1, the Commission may give preference to projects which provide for a majority shareholding in the joint enterprise by several Community shipowners.

3. The Member State concerned shall specify under point 8 of part A of Annex I the priority categories into which the project falls.

4. The Member State concerned must ensure that projects forwarded to the Commission offer good prospect of execution.

Article 4

1. Applications for payment shall be made to the Commission through the Member State(s) concerned. They must contain the particulars specified in Annex II and be presented in the form shown in that Annex.

2. Part A of Annex II is to be submitted to the Commission in duplicate. Part B of Annex II is to be kept by the competent authorities of the Member State concerned.

3. The Member State shall examine the information given in part B of Annex II and shall inform the Commission of its opinion under point 1 of part A of Annex II.

4. The Member State shall certify that the information contained in the applications referred to in paragraph 1 is accurate.

Article 5

1. Community aid shall not be paid until the joint enterprise has been created in the third country concerned and the transferred vessels have been definitively removed from the Community register of fishing vessels within the meaning of Regulation (EEC) No 163/89 and registered at a port in the third country in which the joint enterprise is based.

2. Without prejudice to the conditions referred to in paragraph 1, where Community aid consists partly or fully of a capital subsidy, an initial payment of not more than 80% of the total amount of the subsidy may be

made. The payment application for the balance of the subsidy must be accompanied by the first periodic progress report on the activity of the joint enterprise. This payment application must not be submitted earlier than 12 months after date of the first payment.

3. Detailed rules for the payment of Community aid other than capital subsidies shall be adopted in accordance with the procedure laid down in Article 43 of Regulation (EEC) No 4028/86.

Article 6

1. The periodic report referred to in Article 21d (3) of Regulation (EEC) No 4028/86 must be sent to the Commission every 12 months for three consecutive years.

2. The periodic report must contain the particulars specified in Annex III and be presented in the form shown in that Annex.

Article 7

Member States shall keep at the Commission's disposal, for a period of three years following the payment of the balance of the Community aid, all the documents, or certified copies thereof, used for calculation of the aid provided for in Regulation (EEC) No 4028/86 together with the complete files on the applicants.

Article 8

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

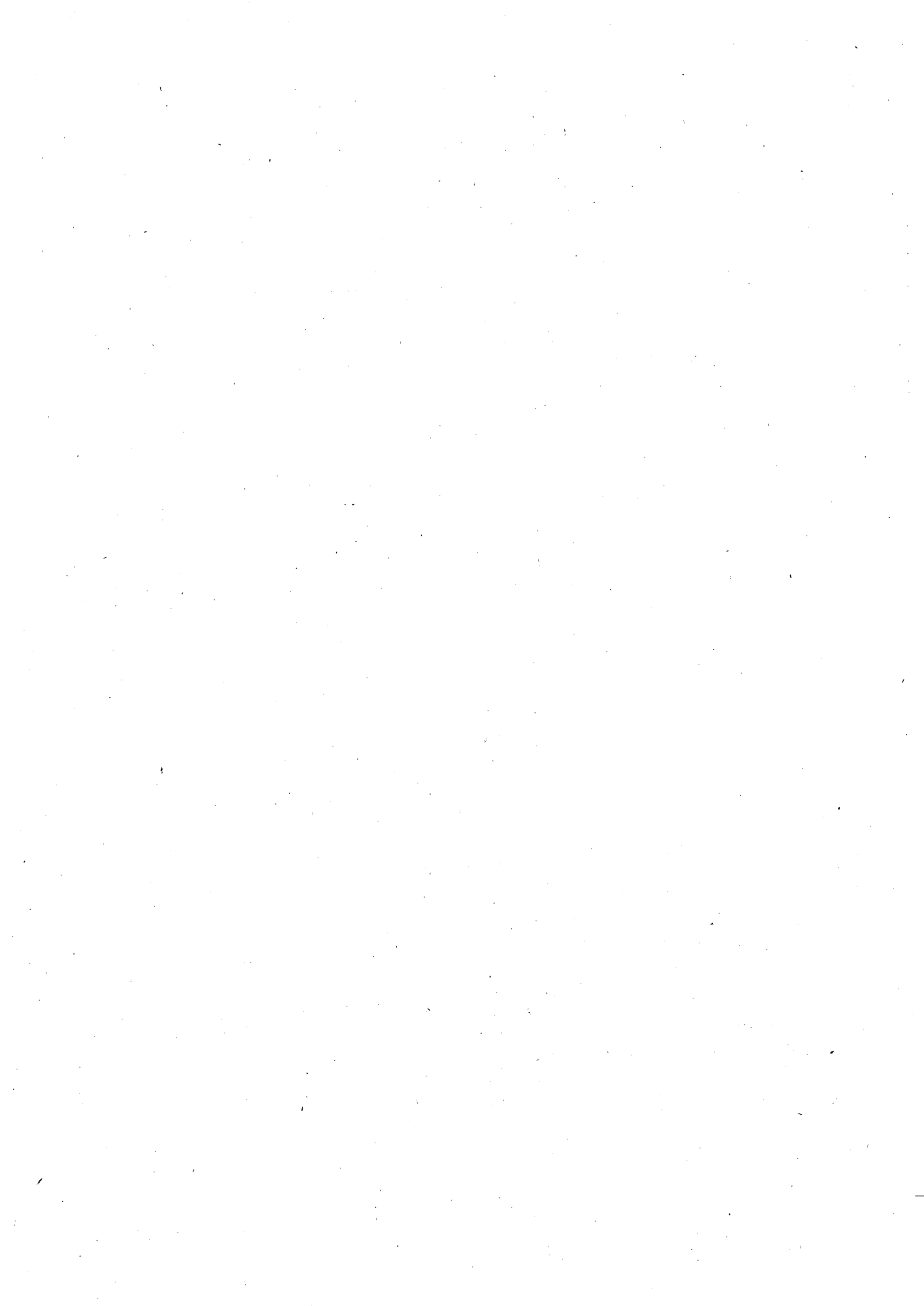
This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 June 1991.

For the Commission

Manuel MARÍN

Vice-President



ANNEX I

PART A

(To be sent by the Member State to the Commission)

Member State:

Date of recorded receipt at the Commission:

Project No

(To be completed by the Commission)

JOINT ENTERPRISE PROJECT

(To be completed by Member State in duplicate)

In respect of the joint enterprise project submitted by (1)

..... and registered on: .../.../....

(address):

the (name of competent authority)

hereby certifies that:

1. The Member State approves the project.

2. The project relates to a joint enterprise established by a contractual agreement between the following Community shipowner(s):

— name/business name:

— name/business name:

— name/business name:

and the following partner(s) in the third country:

— name/business name and nationality (?):

— name/business name and nationality (?):

— name/business name and nationality (?):

with a view to the catching and

processing	marketing
------------	-----------

(1)

of the fishery resources of the following third country:

3. The joint enterprise project involves:

- (*) vessel(s) registered at a port located in the Community and flying the flag of Member State,
- representing for each vessel gross registered tonnes and years old (*)
- representing for each vessel gross registered tonnes and years old (*)
- representing for each vessel gross registered tonnes and years old (*)

4. The project is submitted to the Commission with a view to qualifying for a premium per vessel of (*).

- (a) ECU
- (b) ECU
- (c) ECU

the total amount being: ECU

5. The national financial contribution will be granted by the competent authorities, the total amount being:

ECU i.e. % of the Community aid.

6. The national financial contribution (*) will, if necessary, be adjusted so that the amount actually paid falls within the limits set in Article 21c (3) of Council Regulation (EEC) No 4028/86 (*).

7. The project is submitted to the Member State by (*)

- | | YES | NO |
|------------------------------|--------------------------|--------------------------|
| — the shipowner(s) concerned | <input type="checkbox"/> | <input type="checkbox"/> |
| — a producer's organization | <input type="checkbox"/> | <input type="checkbox"/> |
| — a fishing cooperative | <input type="checkbox"/> | <input type="checkbox"/> |
| — another body (specify) | <input type="checkbox"/> | <input type="checkbox"/> |

8. The project fulfils the following conditions:

- it concerns a third country offering satisfactory guarantees for Community investments and has important fisheries resources which are of interest for the Community market (*)
 YES NO
- it involves vessels conducting their fishing activities in Community waters on certain heavily exploited internal fisheries resources or in non-Community waters in which access to resources is difficult (*)
 YES NO
- it provides for a majority holding in the joint enterprises by several Community shipowners (*)
 YES NO

9. The selection criteria for this project and for the grant of its financial contribution were as follows ⁽¹⁰⁾:

.....
.....

10. The general description of the project is summarized in the attached Annex ⁽¹¹⁾

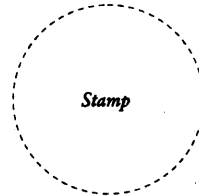
11. The public authority/body responsible for transmission of supporting documents is:

.....
.....

Contact department: Telephone number:

Responsible official: Telex:

Date: Signature:



(1) Give the name or business name of the European shipowner with final responsibility for the cost of the project and the registration date of the Member State.
(2) State the nationality of the natural/legal person(s).
(3) Delete as appropriate.
(4) Insert the number of vessels.
(5) State the age of the vessel on the date on which the aid application is lodged with the competent national authority.
(6) See Annex VII to Regulation (EEC) No 4028/86 as amended by Regulation (EEC) No 3944/90 (OJ No L 380, 31. 12. 1990).
(7) 'National financial contribution' includes all financial assistance granted from government funds or those of other public bodies.
(8) See Regulation (EEC) No 3944/90 amending Regulation (EEC) No 4028/86 (OJ No L 380, 31. 12. 1990, p. 1).
(9) Tick the appropriate box.
(10) (Important) Specify the prospects for completion of the project, the criteria, indicating the assessment of each criterion and if the applicants have already received Community financial aid for a joint enterprise.
(11) Specify the name and registration number of the vessel(s), the previous activity of the vessel(s) concerned, the need for redeployment of the vessel(s) from the current fishing zone and the objectives for the species to be caught and the priority supply of the Community market. Also specify the type(s) of financing requested by the recipient (subsidies and/or interest-rate reductions).

PART B

JOINT ENTERPRISE PROJECT

(To be sent by the applicant to the Member State)

Member State:

[Empty box for Member State]

Date of recorded receipt at the Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

APPLICATION FOR COMMUNITY AID

(To be completed by the applicant in duplicate, typewritten or in block capitals, for each project)

1. Project for a joint enterprise between the following Community shipowner(s):

- name/business name:
- name/business name:
- name/business name:

and the following partner(s) in the third country:

- name/business name and nationality:
- name/business name and nationality:
- name/business name and nationality:

— with a view to the catching and

processing	marketing
------------	-----------

(¹)

of the fishery resources of the following third countries (²):

[Empty box for third countries]

— representing for each vessel

[Empty box for vessel representation]

gross registered tonnes and

[Empty box for gross registered tonnes]

years old (³)

— representing for each vessel

[Empty box for vessel representation]

gross registered tonnes and

[Empty box for gross registered tonnes]

years old (³)

— representing for each vessel

[Empty box for vessel representation]

gross registered tonnes and

[Empty box for gross registered tonnes]

years old (³)

registered at a Community port and flying the flag of a Community country.

The date envisaged for the creation of the joint enterprise is (*)

Envisaged participation in the capital of the joint enterprise amounts

— for the Community shipowner(s), to: %

— for the partner(s) in the third country, to: %.

2. Where applicable, Community aid may take the form of (*):

— a capital subsidy (*)

YES NO

— a reduction in the rate of interest charged on loans granted by national or international finance institutions (*)

YES NO

— The undersigned hereby inform(s) the Member State of all the following information and undertake(s) to provide at the request of the Commission any further information that it may require for its assessment of the project's eligibility for Community aid.

— The undersigned declare(s) that he/they has/have taken note of Council Regulation (EEC) No 4028/86 (*) and Commission Regulation (EEC) No 1956/91 (*) and undertake(s) to comply with all relevant provisions thereof.

Done on, at

Name and signature of the applicant(s)

.....
.....
.....
.....
.....

(*) Delete as appropriate.
(*) Indicate the waters under the sovereignty and/or jurisdiction of the third country concerned on a nautical chart enclosed with the application.
(*) State the age of the vessel on the date on which the Community aid application is lodged with the competent national authority.
(*) Very important: the joint enterprise must be created after the date of registration of the project by the Member State. This date constitutes a reference date for the admissibility of the project.
(*) Detailed rules for the payment of Community aid other than capital subsidies will be adopted in accordance with the procedure laid down in Article 43 of Regulation (EEC) No 4028/86.
(*) Tick the appropriate box.
(*) OJ No L 376, 31. 12. 1986.
(*) OJ No L 181, 8. 7. 1991, p. 1.

1. PARTICULARS OF APPLICANT(S)

(*)

1.1

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone No: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (companies only):

1.2

Producers' organization, cooperative or other body representing applicant (*)

- Business name:
- Street and number or post office box:
- Postal code and locality:
- Telephone No: Telex:
- Contact official:
- Legal form:

1.3

Applicant's bank or other agency through which payments may be made

- Name or business name:
- Branch or subsidiary office:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number (*):

1.4

Has the applicant or any of the applicants already received Community aid for the creation of a joint enterprise?YES NO

If yes, give the name of the applicant and the number and year of the project as shown on the decision granting aid;

Project No: (under Regulation:)

Project No: (under Regulation:)

(*) If additional information or supporting documents are enclosed, tick the box next to the heading, enter the heading number on the document and enclose the documents in heading order.

(*) The applicant is the Community shipowner with final responsibility for the cost of the project. If there is more than one applicant, enter all surnames and first names in decreasing order of responsibility.

(*) (Very important) Give one address only, even if there is more than one applicant.

(*) If the applicant deems it necessary to name a representative, the latter shall be held to be empowered to receive and convey communications in connection with the examination of the project.

(*) (Very important) If there are a number of applicants, give the number of a single account opened in their names.

2. PARTICULARS OF JOINT ENTERPRISE**IMPORTANT**

The applicant/applicants is/are reminded that, for a joint enterprise to benefit from a premium within the meaning of Regulation (EEC) No 4028/86 as amended by Regulation (EEC) No 3944/90, the enterprise must, in particular:

- concern vessel(s) measuring more than 12 metres between perpendiculars, which are technically suited to the fishing operations planned, have been in operation for more than five years, fly the flag of a Member State, are registered in a Community port and are to be transferred definitively to the third country concerned under the joint enterprise. However, a minimum activity of five years shall not be required in the case of vessels registered in a Community port at 1 January 1991;
- be intended to engage in the exploitation and, where applicable, value-added processing of fishery resources falling within the control or sovereignty of the third country concerned;
- envisage supplying the Community market by priority;
- be based on a contractual agreement to found a joint enterprise.

2.1**Legal aspects**

1. Enclose a copy of the letter(s) of intent to create the joint enterprise.
2. Describe as exactly as possible the legal terms and conditions envisaged.
3. Where Community aid is granted, enclose with the first payment application a copy of the contractual agreement creating the joint enterprise.

2.2**Technical and commercial aspects**

- In addition to giving the information requested on the following pages, briefly describe the scope of the operations to be undertaken by the joint enterprise.
- Enclose a copy of any feasibility study carried out.

3. PARTICULARS OF OPERATIONS OF THE JOINT ENTERPRISE

3.1

Operation(s) planned

The following operations are to be undertaken by the joint enterprise:

- | | YES | NO |
|---|--------------------------|--------------------------|
| — fishing: | <input type="checkbox"/> | <input type="checkbox"/> |
| — processing of catches taken by the vessel(s) fitted out by the joint enterprise: | <input type="checkbox"/> | <input type="checkbox"/> |
| — marketing of catches taken or products processed within the framework of the joint enterprises: | <input type="checkbox"/> | <input type="checkbox"/> |

Remarks:

.....

.....

3.2

Fishing zones

3.2.1

Geographical definition

Enter the code for the main zone of activity (*) and enclose a copy of the nautical chart covering the zone, if necessary suitably marked by the applicant:

[Empty box for code]

Note

The Commission grants aids towards joint enterprise projects only if they relate to the exploitation and, where applicable, value-added processing of the fishery resources of waters falling within the sovereignty and/or jurisdiction of the third country concerned by the joint enterprise.

3.2.2

Access to fishing zone(s)

Important

Describe the position as regards access to the fishing zone(s), taking account of the requirements of Regulation (EEC) No 4028/86, and in particular Articles 21a and 21b thereof.

If fishing authorizations are required for operations within the framework of the joint enterprise, the present applicant(s):

- | | | |
|---|--------------------------|--------------------------|
| | YES | NO |
| — certifies/certify that these authorizations have been issued, enclose(s) herewith of the supporting documents (*): | <input type="checkbox"/> | <input type="checkbox"/> |
| — certifies/certify that these authorizations will be issued, enclose(s) herewith copies of the supporting documents and undertake(s) to furnish with the first payment application a copy at the legal authorizations (*): | <input type="checkbox"/> | <input type="checkbox"/> |

	3.3
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Fishing operations and intended catches

Name of vessel	Fishing zone (*)	Species to be caught		
		Name (*)	Intended catches (in tonnes)	Intended landing port

Remarks:

.....

.....

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.....

.....

(*) To identify the maritime regions, give the name used by the competent national and/or international authorities.
 (*) Tick the appropriate box.
 (*) To indicate the maritime regions, give the name laid down by the competent national and/or international authorities.
 (*) Indicate the species' common names with their scientific names in brackets. Please underline the principal species.

4. PARTICULARS OF VESSEL(S)

(To be completed for each vessel fitted out by the joint enterprises)

4.1

Identification of vessel

- Name of vessel (in block letters):
- Call sign:
- Registration number:
- Port of registration:
- Customary port of operations:
- Type of vessel (ISSCFV code):

4.2

Main technical particulars

- Length (between perpendiculars):
- Gross tonnage (.....) (?):

 GRT
- Engine power (kW):
- Capacity of hold:
- Date of commissioning:
- Age of vessel: (?)

4.3

Ownership of the vessel

Owner(s):

.....

4.4

Previous activities of vessel

- Usual area of activity (?):
- Most recent area of activity (?): from ./. /. . . . to ./. /. . . .
- Type of fishing generally practised (?):
- Fishing gear generally used (?):

— Main species caught and average landings during the year preceding the submission of this applicant:

Fishing zone (¹)	Species (²)	Catch volume (tonnes)	Landings (first sale) (tonnes)

Remarks:

.....

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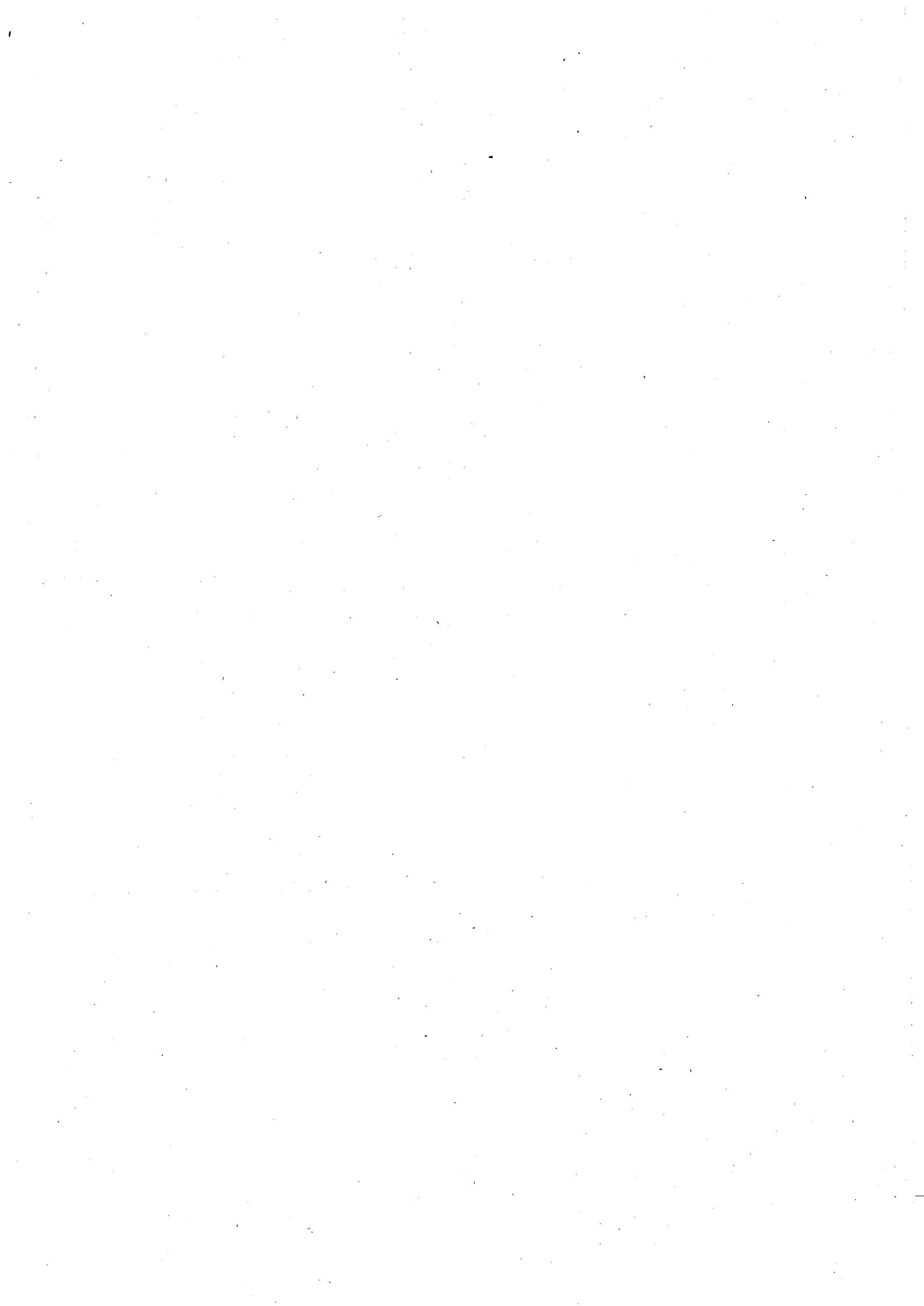
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(¹) Specify the method of calculation used (London Convention/Oslo Convention/other methods).
 (²) State the age of the vessel on the date on which the application is lodged with the competent national authority.
 (³) Specify the ICES or NAFO divisions. For other maritime regions, give the names used by the competent national and/or international authorities.
 (⁴) Enter the code corresponding to the vessel's principal activity, in accordance with the International Standard Classification of Fishing Vessels (ISSCFV).
 (⁵) Enter the corresponding code, in accordance with the International Standard Statistical Classification of Fishing Gear (ISSCFG).
 (⁶) Indicate the species' common names with their scientific names in brackets. Please underline the principal species.

5. GENERAL DESCRIPTION OF THE PROJECT

A short report (not more than two pages, even if handwritten) must be attached, containing the following information:

1. A brief description of the structural situation of the fleet in the area where the vessel(s) has/have been fishing during the past two years, stressing in particular the need to redeploy the vessel(s).
2. The objectives of the joint enterprise, particularly as regards the species to be caught and the supply of the Community market.



ANNEX II

PART A

(To be sent by the Member State to the Commission)

FIRST PAYMENT APPLICATION RELATING TO THE CREATION OF A JOINT ENTERPRISE

(To be completed by the Member State in duplicate)

Project No (1)

In respect of the joint enterprise project submitted by (2):
(address):
the (name of authority):

hereby certifies that:

- 1. The Member State concerned has given a favourable opinion.
2. The vessel(s) involved in the joint enterprise has/have been removed from the register of fishing vessels within the meaning of Article 3 of Regulation (EEC) No 163/89 (3):

YES [] NO [] (4)

- 3. The vessel(s) involved in the joint enterprises has/have been registered at a port in a third country where the joint enterprise is based:

YES [] NO [] (4)

- 4. The national financial contribution granted by the competent authorities, the total amount being:

ECU [] i.e. [] % of the Community aid.

was paid on .../.../....
.../.../.... to account No []
.../.../....

- 5. The Community financial contribution requested is:

— a capital subsidy for an amount of ECU []

i.e. [] % of the Community subsidy.

— a reduction in the rate of interest (*) charged on loans granted by national or international financial institutions for an amount of

ECU

i.e.

% of the Community aid.

6. The following checks have been carried out in accordance with the procedures previously notified to the Commission:

- accounting control on expenditure:
- control of eligibility:

Date, location, objectives and results:

It is confirmed that:

- the abovementioned national financial contribution will if necessary be adjusted so that the amount actually paid falls within the limits set by the Community rules,
- the authority or body responsible for transmission of supporting documents is:

.....

Contact department:

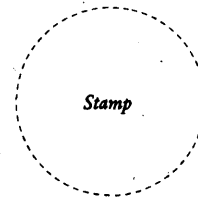
Telephone:

Responsible official:

Telex:

Date:

Signature:



(*) Enter the project number given on the acknowledgment sent by the Commission when the aid application was received.
 (*) Give the name of the principal applicant.
 (*) OJ No L 20, 25. 1. 1989, p. 5.
 (*) Tick the appropriate box.
 (*) Applications for interest rate reductions must comply with the detailed rules for the application of Article 43 of Council Regulation (EEC) No 4028/86, adopted in Commission Regulation (EEC) No 1956/91 (OJ No L 181, 8. 7. 1991).

PART B

(To be sent by the applicant to the Member State)

FIRST PAYMENT APPLICATION

(To be completed by the applicant in duplicate, typewritten or in block capital)

Project No	(*)
------------	-----

Please provide all the information required and enclose copies of all supporting documents concerning:

- the contractual agreement creating the joint enterprise, including details of the shareholdings of the partners,
- balance sheet of the joint enterprise,
- removal of the vessel(s) involved in the joint enterprise from the register of fishing vessels,
- registration of the vessel(s) at a port in the third country in which the joint enterprise is based,
- granting of the fishing authorizations required for the activities of the joint enterprise concerned, issued by the coastal third country, if such authorizations were not transmitted when the application for Community aid was submitted (Part B of Annex I).

The joint enterprise, set up on .. / .. / between the following Community shipowner(s):

- name/business name:
- name/business name:
- name/business name:

and the following partner(s) in the third country:

- name/business name and nationality:
- name/business name and nationality:
- name/business name and nationality:

with the following vessel(s):

- name/registration No:
- GRT:
- age (?):
- name/registration No:
- GRT:
- age (?):

— name/registration No:

GRT:

age (*):

is based in the following third country:

The undersigned:

.....

.....

- declare(s) that he/they has/have taken note of Council Regulation (EEC) No 4028/86 (*), and in particular Articles 21a to 21d thereof and of Commission Regulation (EEC) No 1956/91 (*);
- declare(s) on his/their honour that the information given in this document and the Annex thereto is accurate.

Done at,/../... (date)

Name and signature of applicant(s)

.....

.....

.....

.....

(1) Enter the project number shown on the acknowledgment sent by the Commission when the aid application was made.

(2) State the age of the vessel on the date on which the application was lodged with the competent national authority.

(3) As amended by Council Regulation (EEC) No 3944/90 (OJ No L 380, 31. 12. 1990).

(4) OJ No L 181, 8. 7. 1991, p. 1.

ANNEX III

PART A

(To be sent by the Member State to the Commission)

APPLICATION FOR PAYMENT OF THE BALANCE OF THE COMMUNITY AID RELATING TO THE CREATION OF A JOINT ENTERPRISE

(To be completed by the Member State in duplicate)

Project No (1)

In respect of the joint enterprise project submitted by (2):

(address):

the (name of authority):

hereby certifies that:

- 1. The Member State concerned has given a favourable opinion.
2. The activities of the joint enterprise are being carried out in accordance with the requirements of Regulation (EEC) No 4028/86, and in particular Articles 21a to 21d thereof, and with the information contained in the first periodic report (enclosed) (3):

YES [] NO []

If no specified the type of variation:

3. The Community financial contribution requested is:

ECU [] i.e. ... % of the Community subsidy;

and confirms that: the public authority or body responsible for transmission of supporting documents is:

Contact department:

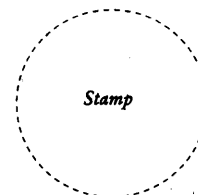
Telephone No:

Responsible official:

Telex:

Date:

Signature:



(1) Enter the project number given on the acknowledgment sent by the Commission when the aid application was received.
(2) Give the name of the principal applicant.
(3) Tick the appropriate box.

PART B

(To be sent by the applicant to the Member State)

APPLICATION FOR PAYMENT OF THE BALANCE OF THE COMMUNITY AID

(To be completed by the applicant in duplicate, typewritten or in block capitals)

Project No (1)

The joint enterprise set up on .../.../... between the following Community shipowner(s):

- name/business name:
- name/business name:
- name/business name:

and the following partner(s) in the third country:

- name/business name and nationality:
- name/business name and nationality:
- name/business name and nationality:

with the following vessel(s):

- name/registration No:
GRT:
age (?):
- name/registration No:
GRT:
age (?):
- name/registration No:
GRT:
age (?):

is progressing as specified in the first periodic report on activities (enclosed), having resulted in the exploitation and, where applicable, value-added processing of the fishery resources of the following third country:

[Empty box for third country name]

The undersigned:

.....
.....

- undertake(s) to present to the Commission the second and third periodic reports as provided for in Article 6 of Regulation (EEC) No 1956/91 (?);
- declare(s) on his/their honour that the information given in this document and the Annexes thereto is accurate.

Done at (date) Name and signature of applicant(s)
.....
.....
.....

(1) Enter the project number shown on the acknowledgment sent by the Commission when the aid application was made.
(2) State the age of the vessel on the date on which the application was lodged with the competent national authority.
(3) OJ No L 181, 8. 7. 1991, p. 1.

ANNEX IV

PERIODIC REPORT ON ACTIVITIES OF THE JOINT ENTERPRISE (*)

(To be completed by the applicant in duplicate, typewritten or in block capitals)

Project No (*)

This document concerns (*):

- 1. the first periodic report for the period ... to ...
2. the second periodic report for the period ... to ..., i.e. 12 months after the date on which the first periodic report was submitted to the Commission;
3. the third periodic report for the period ... to ..., i.e. 12 months after the date on which the second periodic report was submitted to the Commission.

The joint enterprise set up on ... between the following Community shipowner(s):

- name/business name:
- name/business name:
- name/business name:

and the following partner(s) in the third country:

- name/business name and nationality:
- name/business name and nationality:
- name/business name and nationality:

with the following vessel(s):

- name/registration No:
GRT:
age (*):
- name/registration No:
GRT:
age (*):
- name/registration No:
GRT:
age (*):

which have been removed from the Community register of fishing vessels and registered at the

port [] of the third country [] under the

— name/registration No:

— name/registration No:

— name/registration No:

on (date(s)):/..../....

.....

.....

has resulted in the exploitation and, where applicable, value-added processing of the fishery resources of the third country and is progressing as specified in this periodic report on activities.

— The undersigned declare(s) that he/they has/have taken note of Council Regulation (EEC) No 4028/86 (*), and in particular Articles 21a to 21d thereof, and of Commission Regulation (EEC) No 1956/91 (*),

— The undersigned declare(s) on his/their honour that information given in this document and the Annexes thereto is accurate.

Done at (date)

Name and signature of applicant(s)

.....
.....
.....
.....

(*) (Important) The first report on activities must be enclosed with the payment application for the balance of Community aid.

(*) Enter the project number shown on the acknowledgment sent by the Commission when the aid application was made.

(*) Tick the appropriate box.

(*) State the age of the vessel on the date on which the application for Community aid was lodged with the competent national authority.

(*) As amended by Council Regulation (EEC) No 3944/90 (OJ No L 380, 31. 12. 1990).

(*) OJ No L 181, 8. 7. 1991, p. 1.

PERIODIC REPORT ON THE ACTIVITIES OF THE JOINT ENTERPRISE

Report No (*)

Project No (**)

1.

Report on the activities of the joint enterprise

- Please enclose copies of the profit and loss and operating accounts for all activities undertaken during the period covered by each periodic report.
- Provide a detailed report on how the joint enterprise has operated in the period covered by each periodic report, paying particular attention to the extent to which the aims of the enterprise have been achieved, particularly as regards the priority supply of the Community market.
- Outline the long-term potential and aims of the joint enterprise.

2.

Technical report on fishing operations

- Summarize the terms of access to fisheries resources and the fishing conditions.
- Using the information given in the various official documents required for fishing and landing/transshipment operations, copies of which must be enclosed, please complete the following summary tables:

SUMMARY TABLES

Report No (*)

Period .../.../... to .../.../... (**)

A. Fishing operations and catches (*)

Name and registration number of the vessel

--

(**)

Common name of the species caught (*)	Scientific name	Fishing zone (d)	Fishing gear used (e)	Catches (tonnes) (f)
Commercial species				
Secondary species				
Total catch:				

(*) To be completed for each vessel fitted out by the joint enterprise.

(b) The name and registration number of the vessel must be the same as those shown on the first payment application (Annex II).

(c) Underline target species.

(d) Geographical limits as shown on the nautical chart enclosed herewith.

(e) Insert the code letters used in the International Standard Statistical Classification of Fishing Gear (ISSCFG)

(f) Liveweight.

B. Landings/transhipments ^(a)

Name and registration number of vessel

--

^(b)

Name of species	Presentation of products ^(c)	Real weight (kg) (1)	Price per kg (in national currency) (2)	Total value of landings (in national currency) (3) = (2) × (1)	Destination of landings	
					Type of final processing (d)	Consumer market(s) (country)

^(a) To be completed for each vessel fitted out by the joint enterprise.^(b) The name and registration number of the vessel must be the same as those shown in the first payment application (Annex II).^(c) Follow the instructions concerning the European Communities landing/transhipment declarations: GUT for gutting, HEAD for heading, FILLET for filleting, WHOLE for whole fish.^(d) State whether the products will be consumed in the fresh or processed state and, in the latter case, in what form (frozen/deep-frozen/preserved/prepared/smoked/salted/dried/oil/meal/other).⁽¹⁾ Enter the figures 1, 2 or 3 to indicate whether the information concerns the first, second or third periodic report.⁽²⁾ Enter the project number shown on the acknowledgment sent by the Commission when the aid application was made.⁽³⁾ Indicate the period corresponding to each periodic report of activities.

COMMISSION REGULATION (EEC) No 1957/91

of 21 June 1991

amending Regulation (EEC) No 1955/88 laying down rules for the application of Council Regulation (EEC) No 4028/86 as regards joint ventures in the fisheries sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986, on Community measures to improve and adapt structures in the fisheries and aquaculture sector⁽¹⁾, as last amended by Regulation (EEC) No 3944/90⁽²⁾, and in particular Articles 20 (4) and 21 (4) thereof,

Whereas Regulation (EEC) No 1955/88⁽³⁾ lays down detailed rules for implementing Title VI of Regulation (EEC) No 4028/86 on exploratory fishing;

Whereas changes made to the said Title VI by the recent amendment to Regulation (EEC) No 4028/86 make it necessary in turn to amend Regulation (EEC) No 1955/88;

Whereas applications must be submitted through the competent authorities of the Member States who must examine them in order to formulate their opinion to send to the Commission;

Whereas the Commission must have all the information it needs to make a decision on the validity of applications;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee for the Fishing Industry,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1955/88 is hereby amended as follows:

1. Article 1 is replaced by the following:

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

⁽²⁾ OJ No L 380, 31. 12. 1990, p. 1.

⁽³⁾ OJ No L 171, 4. 7. 1988, p. 1.

Article 1

1. Joint venture projects referred to in Article 19 (1) of Regulation (EEC) No 4028/86 submitted to the Commission through the Member State concerned must contain the particulars specified in Annex I and must be presented in the form shown in that Annex.

2. Part A of Annex I shall be submitted to the Commission in duplicate. Part B of Annex I shall be kept by the competent authorities of the Member State concerned.

3. The Member State concerned shall examine the information given in Part B of Annex I and submit its opinion to the Commission under point 1 of Annex I, part A. The Member State concerned shall at the same time specify the criteria used for the selection of projects and for the granting of its financial contribution as provided for in point 8 of part A of Annex I.

4. The projects referred to in paragraph 1 shall be recorded by the Commission on the day on which it receives them.'

2. Article 2 is replaced by the following:

Article 2

For the purposes of this Regulation:

— the "commencement of fishing operations of each vessel" means the day on which each vessel leaves the last port of fitting out,

— the "last port of fitting out" means the port in which a vessel finishes taking on gear and supplies and brings its crew up to strength,

— the "completion of fishing operations of each vessel" means the day on which each vessel returns to the last port of landing, provided that no activities other than those for which the joint venture was set up have occurred in the meantime,

— "duration of fishing operations of each vessel" means the period between the commencement and completion of fishing operations.'

3. Article 3 is replaced by the following:

Article 3

1. To qualify for a cooperation premium, the fishing operations of each vessel involved in the joint venture must not commence until the project referred to in Article 1 has been recorded as received.

2. The premium referred to in Article 20 (1) of Regulation (EEC) No 4028/86 shall be granted solely in respect of the duration of fishing operations of each vessel involved in the joint venture. The period of inactivity of each vessel concerned must not exceed 108 days per year, except in proven cases of *force majeure*.

4. Article 5 is replaced by the following:

Article 5

1. The cooperation premium shall be paid on completion of the fishing operations of the vessel or of the last vessel of the fleet concerned. Applications for payment must reach the Commission within two months of the completion of the fishing operations of the vessel or of the last vessel of the fleet concerned at the latest and be accompanied by the final report on activities within the meaning of Title III.

2. In the case of a project involving fishing operations which continue for a period longer than one year the payment of a cooperation premium can include an instalment payment made at the earliest one year after the beginning of the fishing operations of the vessel or of the first vessel of the fleet concerned. The payment request for the first instalment of the cooperation premium must arrive at

the Commission within two months following the end of the first year of the fishing operations and must be accompanied by the activities report prepared according to the model provided in Annex III.

3. The payment of the balance of a cooperation premium to projects envisaged at paragraph 2 can be made at the end of the fishing operations of the vessel or the last vessel of the fleet concerned. The payment request for the balance of the cooperation premium must arrive at the Commission at the latest two months after the end of the fishing operations of the vessel or the last vessel of the fleet concerned and must be accompanied by the final activities report.'

5. Article 6 is hereby repealed.

6. In Article 7, paragraph 1 is replaced by the following:

'1. A final report on activities must reach the Commission within two months of the completion of fishing operations of the vessel or of the last vessel of the fleet concerned.'

7. Article 8 is hereby repealed.

8. Annexes I, II and III of Regulation (EEC) No 1955/88 are replaced by the Annexes to this Regulation.

Article 2

This Regulation shall enter into force on the day 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, 21 June 1991.

For the Commission

Manuel MARÍN

Vice-president

ANNEX I

PART A

(To be submitted to the Commission by the Member State)

Member State:

[Empty box for Member State]

Date of recorded receipt at Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

JOINT VENTURE PROJECT

(To be completed by Member State in duplicate)

In respect of the joint venture project submitted by (1)

(address)

the (name of competent authority)

hereby certifies that:

1. The Member State approves the project.

2. The project relates to a joint venture

— established by a contractual agreement

— schedules to operate for [Empty box] months (?) from .. / .. / .. to .. / .. / ..

between the following Community shipowner(s):

— name/business name:

— name/business name:

— name/business name:

and the following natural/legal person(s):

— name/business name and nationality:

— name/business name and nationality:

— name/business name and nationality:

with a view to the joint catching

processing	marketing
------------	-----------

(³)

of the fishery resources of the following third country/countries:

3. The joint venture project involves:

(⁴) vessel(s) registered at a port located in the Community and flying the flag of a Member State.

The planned duration of the fishing operations of each vessel is as follows:

Name of vessel	Gross registered tonnes (GRT)	Planned start of fishing operations (date)	Planned completion of fishing operations (date)	Planned duration of fishing operations (days)
(a)				
(b)				
(c)				

The vessel(s) has(have) been registered in the fishing vessels register of the Community in accordance with Regulation (EEC) No 163/89 (⁵).

4. The aim of the joint venture is compatible with the guidelines fixed periodically by the Commission, the most recent dating from 21 June 1991.

5. The project is submitted to the Commission with a view to qualifying for a cooperation premium for each vessel of (⁶):

(a) ECU

(b) ECU

(c) ECU

amounting to a total of ECU

6. The national financial contribution will be granted by the competent authorities for a total amount of

ECU or % of the cooperation premium

and states that:

7. The national financial contribution (⁷) will, if necessary, be adjusted so that the amount actually paid falls within the limits set in Article 20 (2) of Council Regulation (EEC) No 4028/86, as amended by Regulation (EEC) No 3944/90 (⁸).

8. The following criteria were used for selecting this project and for granting a financial contribution (*):

.....
.....

9. A general description of the project is attached (¹⁰).

10. The public authority/body responsible for transmission of supporting documents is:

.....
.....

Contact department:

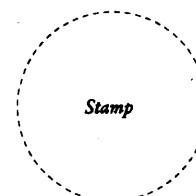
Telephone number:

Responsible official:

Telex:

Date:

Signature:



(¹) Give the name or business name of the European shipowner with final responsibility for the cost of the project.
(²) See Article 20 (3), of Regulation (EEC) No 4028/86 (OJ No L 376, 31. 12. 1986, p. 7).
(³) Delete as appropriate.
(⁴) Insert the number of vessels.
(⁵) OJ No L 20, 25. 1. 1989, p. 5.
(⁶) See Annex VIII to Regulation (EEC) No 4028/86 as amended by Regulation (EEC) No 3944/90 (OJ No L 380, 31. 12. 1990).
(⁷) 'National financial contribution' includes all financial assistance granted from government funds or those of other public bodies.
(⁸) OJ No L 380, 31. 12. 1990, p. 1.
(⁹) Important: specify the selection criteria and give an assessment of each and if the applicants have already received Community financial aid for a joint venture.
(¹⁰) Specify the name and registration number of the vessel(s), the previous activity of the vessel(s) concerned, the need for redeployment of the vessel(s) from the present fishing zone and aims with regard to fishing zones, species caught, fishing gear and techniques and priority supply of the Community market.

PART B

(To be submitted to the Member State by the applicant)

JOINT VENTURE PROJECT — APPLICATION FOR COMMUNITY AID

(To be completed in duplicate, typewritten or in block capitals, for each project)

— Project for a joint venture between the following Community shipowner(s):

— name/business name:

— name/business name:

— name/business name:

and the following natural/legal person(s)

— name/business name and nationality:

— name/business name and nationality:

— name/business name and nationality:

— with a view to the joint catching

processing	marketing
------------	-----------

 (*) of the

fishery resources of the following third country/countries (*):

--

by

 vessel(s) registered at a Community port and flying the flag of a Community country

— the planned duration of the fishing operations of each vessel is as follows (*):

Name of vessel	Gross registered tonnes (GRT)	Planned start of fishing operations (date) (*)	Planned completion of fishing operations (date)	Planned duration of fishing operations (days)
(a)				
(b)				
(c)				

Note: The fishing operations of each vessel must be of a minimum duration of one year (Article 19 (2) (b) of Regulation (EEC) No 4028/86).

- The undersigned hereby provide the Member State with the following information and undertake(s) to provide at the request of the Commission any further information that it may require for its assessment of the project's eligibility for a cooperation premium.
- The undersigned declare(s) that he/they has/have taken note of Council Regulation (EEC) No 4028/86 (*) as amended by Council Regulation (EEC) No 3944/90 (*) and Commission Regulation (EEC) No 1957/91 (†) and undertake(s) to comply with all relevant provisions thereof.

Done on, at

Name and signature of the applicant(s)

.....

(*) Delete as appropriate.

(†) Specify the ICES or NAFO divisions. For other maritime areas give the name used by the competent national and/or international authorities. If several zones are involved indicate the full extent of the area on a nautical chart enclosed with the application.

(‡) Within the meaning of Article 1 (2) of Regulation (EEC) No 1957/91 (OJ No L 181, 8. 7. 1991, p. 29).

(§) Very important: the fishing operations of each vessel concerned must commence after the date on which the Commission received the application. This date, which is shown in the acknowledgment sent to the applicant and to the Member State, constitutes a reference date for the eligibility of the project.

(¶) OJ No L 376, 31. 12. 1986, p. 7.

(||) OJ No L 380, 31. 12. 1990, p. 1.

(∞) OJ No L 181, 8. 7. 1991, p. 29.

1. PARTICULARS OF APPLICANT(S)

(*)	1.1
-----	-----

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone No: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (companies only):

1.2

Producers' organization, cooperative or other body representing applicant (*)

- Business name:
- Street and number of post office box:
- Postal code and locality:
- Telephone: Telex:
- Contact official:
- Legal form:

1.3

Applicant's bank or other agency through which payments may be made

- Name or business name:
- Branch or subsidiary office:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number (*):

1.4

Has the applicant or any of the applicants already received Community aid for a joint venture?

YES NO

If yes, give the name of the applicant and the number and year of the project as shown on the decision granting aid.

Project No: (under Regulation:))

Project No: (under Regulation:))

(*) If additional information or supporting documents are enclosed, tick the box next to the heading, enter the heading number on the document and enclose the documents in heading order.

(*) The applicant is the Community shipowner with ultimate financial responsibility for the project. If there is more than one applicant, enter all surnames and first names in decreasing order of responsibility.

(*) (Very important) Give one address only, even if there is more than one applicant.

(*) If the applicant deems it necessary to name a representative, the latter shall be held to be empowered to receive and convey communications in connection with the examination of the project.

(*) (Very important) If there are a number of applicants, give the number of a single account opened in their names.

2. PARTICULARS OF JOINT VENTURE**IMPORTANT**

Applicant(s) is/are reminded that, for a joint venture to benefit from a cooperation premium within the meaning of Regulation (EEC) No 4028/86, as amended by Regulation (EEC) No 3944/90, the venture should, in particular:

- relate to vessels more than 12 metres long between perpendiculars, technically suited to the planned fishing operations, operating for more than 5 years, belonging to natural or legal persons in the Community, flying the flag of a Member State and registered in a Community port. The minimum period of 5 years will not be required, however, for vessels registered in a Community port on 1 January 1991,
- relate to the catching and, where appropriate, processing and/or marketing of species in waters under the sovereignty or control of one or several third countries with which the Community maintains relations,
- allow for the supply of know-how or the transfer of technology within the context of fishing operations,
- intend giving priority to supplying Community markets,
- have an aim compatible with the guidelines fixed periodically by the Commission, relating particularly to fishing zones, species and fishing gear and techniques,
- be based on a contractual agreement which is for a limited time.

2.1**Legal aspects**

- Enclose a copy of the contract between the parties and attach an outline of the legal terms and conditions,
- If the contract has not been signed,
 1. enclose a copy of the letter(s) of intent and/or the agreement to set up the venture,
 2. describe as exactly as possible the legal terms and conditions envisaged,
 3. where Community aid has been granted, please send within 30 days of receipt of the notification of the decision of the Commission, a copy of the contract binding the parties.

2.2**Technical and commercial aspects**

- In addition to giving the information requested on the following pages, briefly describe the scope of the operations to be undertaken by the joint venture.
- Enclose a copy of any feasibility study carried out.

3. PARTICULARS OF OPERATIONS

3.1

Operations(s) planned

The following operations are to be undertaken by the joint venture:

- | | YES | NO |
|---|--------------------------|--------------------------|
| — fishing: | <input type="checkbox"/> | <input type="checkbox"/> |
| — processing of catches taken by the vessel(s) fitted out by the joint venture: | <input type="checkbox"/> | <input type="checkbox"/> |
| — marketing of catches taken or products processed within the framework of the joint venture: | <input type="checkbox"/> | <input type="checkbox"/> |

Remarks:

.....

.....

3.2

Fishing zones

3.2.1

Geographical definition

Enter the code for the main zone of activity (*) and enclose a copy of the nautical chart covering the zone, if necessary suitably marked:

--

Note:

The Commission grants aid towards joint-venture projects only if they relate to the joint exploitation of fishery resources in waters off one or more non-member countries with which the Community has relations.

3.2.2

Access to fishing zone(s)

Important:

Describe the position as regards access to the fishing zone(s), taking account of the requirements of Regulation (EEC) No 4028/86, and in particular Articles 18 and 19 thereof.

If fishing authorizations are required for operations under the joint venture the present applicant(s):

- | | YES | NO |
|---|--------------------------|--------------------------|
| — certifies/certify that these authorizations have been issued and enclose(s) herewith copies of the supporting documents (*): | <input type="checkbox"/> | <input type="checkbox"/> |
| — certifies/certify that these authorizations will be issued and enclose(s) herewith copies of the supporting documents and undertake(s) to furnish with the first payment request, a copy of the legal authorizations (*): | <input type="checkbox"/> | <input type="checkbox"/> |

3.3	Fishing operations
-----	---------------------------

3.3.1	Forecast fishing plan
-------	------------------------------

Please complete the table below, allowing one column per vessel:

Ship's name: Registration No: Tonnage (GRT):			
Planned start of fishing operations (*): From port of: Planned completions of fishing operations (*): To port of:			
Planned duration of fishing operations (*):			

(*) Within the meaning of Article 1 (2) of Regulation (EEC) No 1957/91 (OJ No L 181, 8. 7. 1991, p. 29).

3.3.2	Intended catches
-------	-------------------------

To be filled out for each vessel

Name of vessel:
Registration No:

Duration (*) of operations (No of days)	Fishing zones (†)	species caught		
		Name (‡)	Intended catches (in tonnes)	Intended landing port

(*) Within the meaning of Article 1 (2) of Regulation (EEC) No 1957/91 (OJ No L 181, 8. 7. 1991, p. 29).

(†) Indicate the ICES or NAFO divisions. For other maritime regions, please use the references laid down by the competent national or international authorities;

(‡) Indicate the species' usual names and in brackets, their scientific names. Please underline the principal species.

Remarks:

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

(¹) Specify the ICES or NAFO divisions. For other areas give the name used by the competent national and/or international authorities.
(²) Mark the appropriate box.

4. PARTICULARS OF VESSEL(S)

(To be completed for each vessel fitted out by the joint venture)

4.1

Identification of vessel

- Name of vessel (in block letters):
Call sign:
Registration number:
Port of registry:
Customary port of operations:
Type of vessel (ISSCFV code):

4.2

Main technical particulars

- Length (between perpendiculars)::
Gross tonnage (.....) (1): [] GRT
Engine power (kW):
Capacity of hold:

4.3

Ownership of the vessel (2):

- Is the vessel chartered?: YES [] NO []
If yes, give the name of the charterer:
Owner(s):

4.4

Previous activities of vessel

- Usual area of activity (2):
Most recent area of activity (2): from ... to ...
Type of fishing usually practised (2)
Fishing gear generally used (2):

— Main species caught and average landings during the year preceding the submission of this application:

Fishing zone	Species	Catch volume (tonnes)	Landings (initial sale) (tonnes)

Remarks:

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

(¹) Specify the method of calculation used (London Convention/Oslo Convention/other methods).

(²) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national and/or international authorities.

(³) Enter the code corresponding to the vessel's principal activity, in accordance with the International Standard Statistical Classification of Fishing Vessels (ISSCFRV).

(⁴) Enter the appropriate code, in accordance with the International Standard Statistical Classification of Fishing Gear (ISSCFG).

5. GENERAL DESCRIPTION OF PROJECT

A brief description (no more than two pages, even if handwritten) including the following information must be attached:

1. A brief description of the fleet structure in the zone where the vessel(s) has/have fished over the last two years, explaining, in particular, the need for redeployment of the vessel(s).
2. The aims of the joint venture, particularly with regard to fishing zones, species caught, fishing gear and techniques and supply of the Community market.

ANNEX II

PAYMENT APPLICATION RELATING TO A JOINT VENTURE

(To be completed by Member State in duplicate)

Project No (*)

In respect of the joint venture project submitted by (*):

.....

and has resulted:

hereby certifies that:

1. This payment request is a:

	YES	NO
— payment request for the first instalment of the cooperation premium (*)	<input type="checkbox"/>	<input type="checkbox"/>
— payment request for the balance of the cooperation premium (*)	<input type="checkbox"/>	<input type="checkbox"/>
— payment request for the total amount of the cooperation premium (*)	<input type="checkbox"/>	<input type="checkbox"/>

2. The fishing operations were carried out as described in the attached activities report (*):

YES NO

If NO specify the type of variation:

.....

3. The national financial contribution granted by the competent authorities of a total of

ECU

or

% of the cooperation premium

was paid on/../....

to account No

4. The Community financial contribution requested is:

ECU

5. The following checks have been carried out in accordance with the procedures notified to the Commission:

- accounting control on expenditure:
- control of eligibility:

Date, location, objective and results:

And confirms that:

— The abovementioned national financial contribution will if necessary be adjusted so that the amount actually paid falls within the limits set by the Community rules.

— The authority responsible for transmission of supporting documents is:

.....

Contact department:

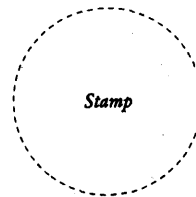
Telephone No:

Responsible official:

Telex:

Date:

Signature:



(¹) Enter the project number given in the acknowledgment sent by the Commission when the aid application was received.
(²) Give the name of the principal applicant.
(³) Mark the appropriate box.

ANNEX III

ACTIVITIES REPORT (*)

(To be completed by the applicant in duplicate, typewritten or in block capitals)

Project No (*)

Concerning (*):

— Activities report for the first year of the fishing operations
 Period from .../.../... to .../.../...

--

— Final activities report for the period between the beginning and the end of the fishing operations
 Period from .../.../... to .../.../...

--

The joint venture between the following Community shipowner(s):

- name/business name:
- name/business name:
- name/business name:

and the following natural/legal person(s):

- name/business name and nationality:
- name/business name and nationality:
- name/business name and nationality:

has carried out fishing operations by each of the following vessels during the following periods (*):

Name of the vessel and registration number	Gross registered tonnes (GRT)	Commencement of fishing operations (date)	Completion of fishing operations (date)	Duration of fishing operations (days)
(a)				
(b)				
(c)				

has resulted in the catching

processing

marketing

 (*)

of fishery resources of the following third country/countries:

--

These operations were carried out as specified in this activities report.

— The undersigned declare(s) that he/she/they has/have taken note of Council Regulation (EEC) No 4028/86 (*) and in particular Articles 18 to 21 thereof, and of Commission Regulation (EEC) No 1957/91 (?) and

— The undersigned declare(s) on his/her/their honour that the information given in this document and the Annexes thereto is accurate.

Done at,/../... (date)

Name and signature of applicant(s)

.....
.....
.....
.....

(*) Important: this activities report must be attached to the payment application and must reach the Commission within the time scale forecast in Article 1 (4) of Regulation (EEC) No 1957/91 (OJ No L 181, 8. 7. 1991).
(*) Enter the project number shown on the acknowledgment sent by the Commission when the aid application was made.
(*) Mark the appropriate box.
(*) Indicate the beginning, the duration and the end of the fishing operations undertaken during the period indicated in the corresponding activities report within the meaning of the first Article, point (2) of Regulation (EEC) No 1957/91.
(*) Delete as necessary.
(*) Amended by Council Regulation (EEC) No 3944/90 (OJ No L 380, 31. 12. 1990).
(?) OJ No L 181, 8. 7. 1991, p. 29.

1. PARTICULARS OF APPLICANT(S)

(*)	1.1
-----	-----

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone No: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (companies only):

	1.2
--	-----

Producers' organization, cooperative or other body representing applicant (*)

- Business name:
- Street and number of post office box:
- Postal code and locality:
- Telephone: Telex:
- Contact official:
- Legal form:

	1.3
--	-----

Applicant's bank or other agency through which payments may be made

- Name or business name:
- Branch or subsidiary office:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number (*):

(*) If additional information or supporting documents are enclosed, tick the box next to the heading, enter the heading number on the document and enclose the documents in heading order.

(*) The applicant is the Community shipowner with ultimate financial responsibility for the project. If there is more than one applicant, enter all surnames and first names in decreasing order of responsibility.

(*) (Very important) Give one address only, even if there is more than one applicant.

(*) If the applicant deems it necessary to name a representative, the latter shall be held to be empowered to receive and convey communications in connection with the examination of the project.

(*) (Very important) If there are a number of applicants, give the number of a single account opened in their names.

ACTIVITIES REPORT OF JOINT VENTURE

Project No

Period from .../.../..... to .../.../.....

1.

Report on joint venture activities

- Please enclose a copy of the profit and loss and operating accounts for overall activities undertaken during the period which has passed since the submission of the application for Community financial aid.
- Provide a detailed report on how the joint venture has operated in the period from submission of the application for financial assistance from the Community. Pay particular attention to the extent to which the aims of the venture have been achieved.
- Outline the longer-term potential and aims of the joint venture.

2.

Technical report on fishing operations

- Summarize the terms of access to fisheries resources and the nature of the fishing/processing/marketing operations.
- Using the information given in the various official documents required for fishing and landing/transshipment operations, copies of which should be enclosed, please complete the following summary tables (*):

SUMMARY TABLES

A. Vessels' activities

Name of vessel Registration number	Departed from on .../.../..... (a)	Return to on .../.../..... (b)	Main fishing zone (c)	No of days of fishing (d)	Rest period(s) at: Number of days (e)

(*) Enter the name of and the departure date from the last port of fitting out within the meaning of Article 1 (2) of Commission Regulation (EEC) No 1957/91 (OJ No L 181, 8. 7. 1991, p. 29).

(b) Enter the name of and the date of return to the last port of landing in the case of a final activities report.

(c) Geographical limits as shown on the nautical chart enclosed herewith.

(d) Give the number of actual fishing days.

(e) Reminder: rest periods may not exceed 108 days per year, except in proven cases of *force majeure*.

(*) The figures must correspond to those in the reference period.

B. Fishing operations and catches (*)

Name and Registration number of the vessel:

Common name of the species caught (*)	Scientific name	Fishing zone (b)	Fishing time (in hours) (1)	Fishing gear used (c)	Catches (tonnes)			Hourly yields (5) = (4) : (1)
					kept on board (d) (2)	discarded (d) (3)	Total (d) (4) = (2) + (3)	
Commercial species								
Secondary species								
Total catch								

(*) Underline target species.
 (b) Geographical limits as shown on nautical chart enclosed herewith.
 (c) Insert the code letters used in the International Standard Statistical Classification of Fishing Gear (ISSCFG).
 (d) Live weight.
 (e) To be completed for each vessel fitted out by the joint venture.

C. Landings/transhipments (*)

Name and Registration number of the vessel:

Name of species	Presentation of products (*)	Landings/transhipments				Destination of landings		
		Real weight (kg) (1)	Conversion coefficient (2)	Live weight (kg) (3) = (1) × (2)	Price per kg (national currency) (4)	Total value of landings (national currency) (5) = (4) × (1)	Type of final processing (b)	Consumer market(s) (country)

(*) Follow the instructions concerning the European Communities landing/transhipment declaration: GUT for gutting, HEAD for heading, FILLET for filleting, WHOLE for whole fish.

(b) State whether the products will be consumed in the fresh or processed state and, in the latter case, in what form (frozen/preserved/prepared/smoked/salted/dried/oil/flour/other).

(1) To be completed for each vessel fitted out by the joint venture.

COMMISSION REGULATION (EEC) No 1958/91

of 21 June 1991

amending Regulation (EEC) No 1871/87 laying down detailed rules for implementing Council Regulation (EEC) No 4028/86 as regards schemes to encourage exploratory fishing

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector ⁽¹⁾, as amended by Regulation (EEC) No 3944/90 ⁽²⁾, and in particular Articles 15 (2) and 16 (2) thereof,

Whereas Regulation (EEC) No 1871/87 ⁽³⁾ lays down detailed rules for implementing Title V of Regulation (EEC) No 4028/86 on exploratory fishing;

Whereas the encouragement of exploratory fishing is intended to bring about innovative information about fishing methods, fishing gear, fishing zones or fish species with a view to assessing the profitability of regular, long-term exploitation of fishery resources;

Whereas changes made to the said Title V by the recent amendment to Regulation (EEC) No 4028/86 make it necessary in turn to amend Regulation (EEC) No 1871/87;

Whereas applications for Community assistance are to be submitted via the competent authorities of the Member State concerned; whereas those authorities should examine applications in order to convey their opinion to the Commission;

Whereas the Commission must have access to sufficient information to enable it to take a decision as to the substance;

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

Done at Brussels, 21 June 1991.

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee or the Fishing Industry,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1871/87 is hereby amended as follows:

1. Paragraphs 2 and 3 of Article 2 are replaced by the following:

'2. Part A of Annex II shall be submitted to the Commission in duplicate. Part B shall be retained by the competent national authorities of the Member State concerned.

3. The Member State concerned shall examine the information contained in Part B of Annex II and shall notify the Commission of the result of that examination in accordance with paragraph 1 of Part A of Annex II. It shall at the same time specify the criteria which it applies for the selection of projects and for the granting of its financial contribution, as provided for in paragraph 13 of Part A of Annex II.

4. Applications as referred to in paragraph 1 shall be recorded on the day when they are received by the Commission.'

2. Annexes II, III and IV are replaced in accordance with the Annex to this Regulation.

Article 2

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

For the Commission

Manuel MARIN

Vice-president

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

⁽²⁾ OJ No L 380, 31. 12. 1990, p. 1.

⁽³⁾ OJ No L 180, 3. 7. 1987, p. 1.

ANNEX

ANNEX II

PART A

(To be transmitted by the Member State to the Commission)

EXPLORATORY FISHING VOYAGE

Member State:

[Empty box for Member State]

Date of recorded receipt at the Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

PROJECT FOR AN EXPLORATORY FISHING VOYAGE

(To be completed by the Member State in duplicate)

As regards the project for an exploratory fishing voyage submitted by (*)

having its head office at:

The public body entitled:

hereby certifies that:

1. the Member State has given its approval;

2. the project relates to fishing operations for commercial purposes in the zone designated as (*):

[Empty box for zone designation]

by

[Empty box for vessel name]

... vessel(s)

measuring over 18 metres in length between perpendiculars, to be carried out in (*) (successive) voyage(s)

in that zone with a view to the exploitation of fishery resources, involving fishing methods, fishing gear, fishing zones or fish species novel for the Community;

3. the project relates to fishing operations lasting a minimum of 60 days per year and vessel and comprising one or more trips and up to a maximum of 220 days;

4. the departure of the ... vessel(s) from is scheduled for (*)

The end of the voyage in is scheduled for: (*)

The duration of the voyage is scheduled for: (*)

The vessel(s) is (are) registered in the Community fishing fleet register pursuant to Regulation (EEC) No 163/89 (*);

5. the project provides that (*)

— will be present on board (*)

— will participate in the preparation of the voyage and in the processing of te results obtained (*)

6. the necessary fishing authorizations and official notices have been issued;

7. the objective is compatible with the guidelines laid down periodically by the Commission, the most recent ones dating from 21 Juni 1991;

8. the project is submitted to the Commission with a view to obtaining an incentive premium,

(National currency)
(Net of VAT is reclaimable)

— amounting to (or 40% of the total eligible cost):

— for one or several voyages the total cost of which to:

9. the national financial contribution will be awarded by the competent authorities

The total amount being:

or

and hereby states that:

10. the said national financial contribution (*) will be adjusted if necessary so that, at the time of payment, it does not exceed the limits specified in Article 15 (1) of Regulation (EEC) No 4028/86, modified by Regulation (EEC) No 3944/90 (10), as a percentage of the eligible voyage costs taken into consideration for the granting of the incentive premium;

11. the voyage(s) will be organized (11).

- by a single shipowner YES NO
- by several shipowners in partnership YES NO
- by one or more shipowners in partnership with one or more processing or marketing concerns YES NO
- under the terms of a written contract between the parties YES NO

12. the VAT arrangements applicable to the project concerned are as follows:

- VAT totally reclaimable YES NO
- VAT partly reclaimable YES NO
- VAT not reclaimable YES NO
- exemption from VAT YES NO

Comments (12):
.....
.....
.....;

13. the criteria used for the selection of this project and for his financial participation were the following (13):
.....
.....;

14. the general description of this project is summarized in the Annex (14);

15. the public authority or body responsible for forwarding the supporting documents is the following:

.....
.....
.....

Department to be contacted:

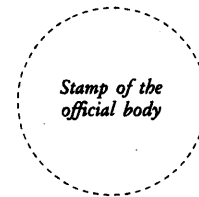
Telephone No:

Person responsible:

Telex:

Date:

Signature:



- (¹) Give the name of the main applicant, the latter being the natural or legal person with final responsibility for the financial cost of implementing the project.
- (²) Specify the ICES or NAFO division. For other zones, give the name used by the competent national and/or international authorities. If several zones are covered, specify the geographical limits thereof by reference to a nautical chart enclosed with the application.
- (³) Specify the number in question.
- (⁴) Specify for each voyage.
- (⁵) OJ No L 20, 25. 1. 1989, p. 5.
- (⁶) Delete if not applicable.
- (⁷) Specify the number of scientific observers on board.
- (⁸) Name or business name of the scientific body responsible for supervision.
- (⁹) 'National financial contribution' means any financial assistance provided for the project from government funds or from other public bodies.
- (¹⁰) OJ No L 380, 31. 12. 1990, p. 1.
- (¹¹) Tick the appropriate box.
- (¹²) If the VAT arrangements applicable to the project differ from one type of investment to another, they must be specified in each case.
- (¹³) (Important) Specify the selection criteria with the evaluation of each criterium and if the applicants have already received Community aid for an exploratory fishing voyage.
- (¹⁴) Specify the name and registration number of the vessel(s), the previous activities of the vessel(s), the necessity of redeployment of the vessel(s) and the aspects of fishing methods, fishing gear, fishing zone or fishing species novel for the Community.

PART B

PROJECT FOR AN EXPLORATORY FISHING VOYAGE

(To be transmitted by the applicant to the Member State)

AID APPLICATION

(In the case of each project, to be completed by the applicant in duplicate, either by typewriter or in block letters)

Project relating to: [Exploratory fishing voyage(s)] (*)

to the fishing zone [] (*)

to be undertaken by . . . vessel(s), the departure of which from: . . . is scheduled for: [.. / .. / ..] (*) (*)

The end of the voyage in: . . . is scheduled for: [.. / .. / ..] (*)

The duration of the voyage: . . . is scheduled for: [. . . days] (*)

— The undersigned hereby provide the Member State with the following information and undertake to provide, if so requested by the Commission, any additional information which the latter may consider necessary for examining the abovementioned project for the purposes of granting an incentive premium.

— The undersigned hereby declare that they have taken note of Council Regulations (EEC) No 4028/86 (*), (EEC) No 3944/90 (*) and of Commission Regulation (EEC) No 1958/91 (*) and undertake to comply with all the relevant provisions thereof, and in particular those relating to the voyage report.

Done on , at

Signature(s) of the scientific(s) observer(s): Signature(s) of the applicant(s):

(*) Specify the number of voyages planned. (*) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national and/or international authorities. If several zones are covered, specify the geographical limits thereof by reference to nautical chart enclosed with the application. (*) NB (very important): The date on which the Commission receives the project and which is shown on the acknowledgement of receipt sent to the applicant and to the Member State constitutes a reference date for the eligibility of the project. Article 3 of Regulation (EEC) No 1871/87 stipulates that voyages may not begin until after the said date of receipt. (*) Specify for each voyage, in the sense of Article 3 of Regulation (EEC) No 1871/87. (*) OJ No L 376, 31. 12. 1986, p. 7. (*) OJ No L 380, 31. 12. 1990, p. 1. (*) OJ No L 181, 8. 7. 1991, p. 53.

1. IDENTIFICATION OF APPLICANT(S)

(*) 1.1

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality
- Telephone number: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (only for companies):

1.2

Producer's organization, cooperative or other body (if any) representing the applicant (*)

- Business name:
- Street and number or post office box:
- Postal code and locality:
- Telephone number: Telex:
- Person to be consulted:
- Legal form:

1.3

Applicant's bank or body through which payments are made

- Name or business name:
- Agency or branch:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number with this body (*):

1.4

Has the applicant (or any of the applicants) for this project already received Community aid for an exploratory fishing voyage?

YES NO

If yes, state the name of the applicant and the number and year of the project as shown in the decision whereby aid was granted.

Project No:

Project No:

	1.5
--	-----

Owner(s) (to be completed for each owner participating in the project)

- Name or business name:
- Complete address, including telephone and telex numbers:
- Legal form:
- Previous activities:

	1.6
--	-----

Other economic operator(s) (to be completed for each operator participating in the project)

- Name or business name:
- Complete address, including telephone and telex numbers:
- Legal form:
- Previous activities:

	1.7
--	-----

Relationship between parties

- Outline briefly the significant points for an assessment of the contributions to be made, the responsibilities to be borne and the risks to be incurred by each of the parties.
- Enclose any supporting document(s) (written contract between the parties).

	1.8
--	-----

Scientific observer (*)

Not on board On board

- Name of supervisory body:
- Name and title of person responsible for mission:
- Address:
- Status:
- Specialization:

(*) If any additional information or supporting documents are enclosed with the application, the box alongside the relevant heading must be ticked and the attached documents must be filed and numbered in the same order.

(*) The applicant is the natural or legal person with final responsibility for the financial cost of implementing the project. If there are several applicants, their surnames and first names must be listed, beginning with the applicant bearing most responsibility.

(*) (Very important): Give only one address, even if several applicants are participating in the project.

(*) If the applicant deems it necessary to name a representative, the latter shall be considered as empowered to receive and to forward the correspondence relating to the examination of the project.

(*) (Very important): If several applicants are participating in the project, give the number of a single account opened in their name.

(*) Tick the appropriate box.

2. IDENTIFICATION OF THE VESSEL

(To be completed for each vessel)

2.1

Administrative particulars

Name of vessel (in block letters):

Call sign:

Registration number:

Port of registry:

Customary port of operations:

Type of vessel (ISSCFV code):

2.2

Technical particulars

Length (between perpendiculars): m

Gross registered tonnage: tonnes

Engine power: kW

Capacity of hold: m³

Accommodation: person(s)

Date of commissioning:

Elektronic equipment	Description
Radar
Position finding
Navigator
Weather forecasting
Transmitter/receiver
Echo sounder
Sonar
Other

2.3

Ownership of the vessel

Is the vessel chartered? YES NO

— If yes, give the name of the charterer:

— Owner(s):

2.4

Specify if the vessel needs special adaptations to be operational for the voyage:

.....

3. PREVIOUS ACTIVITIES OF THE VESSEL

3.1

Previous activities of the vessel(s) (to be completed for each vessel)

— Name of vessel:

— Usual area of activities (*):

— Most recent area of activities (*):

from .../.../..... to .../.../.....

— Type of fishing usually practised (†):

— Fishing gear generally used (‡):

3.2

Main species caught and average landings during the year preceeding the submission of this application:

Species	Quantities		Presentation of landings (*)	Initial sale (ports of landing)
	Caught	Landed		

(*) Specify whether the products were processed and, if so, in what form (frozen, deep-frozen, packaged, prepared, etc.) or whether they were landed as fresh products.

Any comments (summary of activities):

.....

.....

(*) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national or international authorities.
 (†) Enter the code corresponding to the vessel's principal activity, in accordance with the International Standard Statistical Classification of Fishing Vessels (ISSCFV).
 (‡) Enter the appropriate code, in accordance with the International Standard Statistical Classification of Fishing Gear (ISSCFG).

4. OBJECTIVES OF THE EXPLORATORY FISHING VOYAGE**4.1 Identification of fishing zone(s)****4.1.1 Geographical definition**

Enter the code for the main zone of activities (*) and enclose a copy of the nautical chart covering the said zone, references being provided by the applicant where necessary:

--

Note:

The Commission grants Community financial aid only to projects involving exploratory fishing voyages carried out:

- in waters falling within the sovereignty or jurisdiction of a Member State, and waters adjacent to the territory of Member States where no provisions of the Community legislation on fishing are applicable, or
- in waters falling within the sovereignty or jurisdiction of a third country with which the Community has not concluded a fisheries' agreement but maintains relations, or
- in waters falling within the sovereignty or jurisdiction of a third country with which the Community has concluded a fisheries' agreement if this project cannot benefit from other Community aid with the same objective within the framework of the common fishery policy, or
- in waters which do not fall within the sovereignty or jurisdiction of any State, in so far as such operations do not involve the catching of species subject to a quota assigned to the Community.

4.1.2 Access to the fishing zone(s)

Where appropriate, describe the situation as regards access to the fishing zone(s).

Important note:

Where legal fishing authorizations have to be granted for fishing operations, the present applicant(s):

- hereby certifies/certify that the legal authorizations have been issued,
- enclose(s) herewith copies of the supporting documents.

4.1.3 Meteorological situation

Data on the weather conditions usually encountered in the zone.

4.2 State of resources

4.2.1

Present state of resources

Please specify:

Source (^a)	Fishable species	Estimate of stocks (MSY in tonnes)	Possible and/or authorized fishing period

(^a) Specify the sources of information

Any comments should be attached hereto.

4.2.2

Present state of fishing (^a)FISHED NOT FISHED

If fished, specify the volume:

Flag flown by the vessel(s) operating in the zone	Type of vessel (^a)	Period of activity	Species	Present level of fishing (^b)

(^a) Use the code employed for the International Standard Classification of Fishing Vessels (ISSCFV)(^b) State whether fishing of the species concerned is: nul, light, average, heavy or excessive

4.2.3

Special conditions for fishingYES NO

If yes, specify the conditions (mesh size, fishing season, ...)

4.2.4

Logistics

(a) Port facilities (description and assessment of existing facilities);

(b) Other infrastructures (air links, communications, ...).

4.3

Identification of the technical-commercial objectives and of the fishing plan

4.3.1

Technical objectives

Catch forecasts

For each voyage, complete the following table, estimating the average catches of the target species:

VOYAGE No ... (*) FROM .../.../..... TO .../.../.....

Name of vessel	Number of trips	Commercial species targeted	Catches/day (tonnes)	Number of fishing day	Fishing gear method

Any comments should be annexed hereto.

4.3.2

Commercial objectives

Forecasts for landings/transhipments and marketing

For each voyage and for all vessels concerned, complete the following table where possible:

VOYAGE No ... (*) FROM .../.../..... TO .../.../.....

Forecast of catches of	Landing/transhipment		Marketing		
	Volume (tonnes)	Presentation (*)	Processing (b)	Consumer market(s) (country)	
				EC countries	Non-EC countries

(*) State whether products are landed fresh or processed on board (frozen, deep-frozen, prepared, packaged, etc.) and specify the presentation (gutted, without head, filleted or whole).

(b) Specify the type of onshore processing, if any.

Comments (enclose a market study if available).

4.3.3

Identification of fishing plan

Using the following model, state for each voyage and for each trip the planned activities of the vessel(s).

VOYAGE No ... FROM .../.../.... TO .../.../....

Name of vessel	Trip number	Departure (*)		Return (*)		Fishing zone	Number of days of fishing	Rest period(s)	
		Port	Date	Port	Date			Port	Duration

(*) Within the meaning of Article 3 of Commission Regulation (EEC) No 1871/87 (OJ L No 180, 3. 7. 1987, p. 1).

(1) Specify the ICES or NAFO divisions. For other maritime areas, give the name used by the competent national or international authorities.
 (2) Tick the appropriate box.
 (3) If the project covers several exploratory fishing voyages, classify the latter in numerical order. This order must be followed throughout the project. On the other hand, if the project comprises only one exploratory fishing voyage, enter the number 0.

5. FINANCIAL ESTIMATES FOR THE VOYAGE(S)

5.1

Provisional operating account(s)

Complete the provisional operating account(s) :

Name of vessel:

VOYAGE No FROM/... TO/... THE TOTAL NUMBER OF DAYS AT SEA BEING:

(.....)

	Amounts	
	Including tax	Net of VAT if reclaimable
1. Operating costs		
— Stores
— Upkeep/maintenance
2. Crewing costs		
— Wages
— Social security contributions
— Allowances/premiums
3. Voyage-related costs		
— Fishing materials
— Consumable fishing gear
— Packaging
— Port dues and charges
— Unloading costs
— Freight costs
— Storage costs
4. Scientific costs		
— Wages
— Other
5.1. Licence costs (*)
6.1. Insurance (*)
7.1. Financial costs (*)
8.1. Depreciation (*)
9.1. Other (*)
Total eligible costs
Total non-eligible costs, including:
5.2. Licence costs (*)
7.2. Financial costs (*)
8.2. Depreciation (*)
9.2. Miscellaneous
TOTAL COSTS
Products:		
1. Sales
2. Subsidies
TOTAL RECEIPTS
BALANCE

(*) In accordance with Annex I to Commission Regulation (EEC) No 1871/87 (JO No L 180, 3. 7. 1987, p. 1).

Attach hereto any comments relating to the various items in order to justify the indicated amounts.

6. GENERAL DESCRIPTION OF THE PROJECT

(To be completed for each vessel)

A brief descriptive significant report (not longer than two pages, even if handwritten) containing the following information must be attached:

1. The applicant's comments on the structural situation of the fleet in the area where his vessel has fished during the last two years, in particular outlining the necessity of redeployment of the vessel.
2. The advantages expected from this scheduled exploratory fishing voyage, in particular outlining the aspects of fishing methods or fishing gear, or fishing zone or fish species novel for the Community.
3. The descriptive report should particularly incorporate the information given under item 3 (Previous activities of the vessel) and 4 (Objectives of the exploratory fishing voyage).

ANNEX II

ANNEX III

EXPLORATORY FISHING VOYAGE

Member State:

[Empty box for Member State]

Date of recorded receipt at the Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

VOYAGE REPORT

(To be sent to the Commission of the European Communities, Directorate-General for Fisheries, 200 rue de la Loi, B-1049 Brussels)

(For each report, to be completed in duplicate by the applicant in typescript or in block capitals)

Project No

[Empty box for Project No]

(¹)

Voyage No (¹) by vessels to the following zone(s) (¹):

.....
.....

leaving from (¹): on

[Empty box for leaving from]

and returning to (¹): on (¹)

[Empty box for returning to]

as part of the project for an exploratory fishing voyage submitted to the Commission on (¹):

[Empty box for submitted to the Commission]

— The purpose of this report is to inform the Commission of all operations relating to the abovementioned voyage and to justify any changes to the original project.

- The undersigned hereby declare that they have taken note of Council Regulation (EEC) No 4028/86 (*), and in particular Article 17 thereof, Regulation (EEC) No 1871/87 (**) and Regulation (EEC) No 1958/91 (**).
- The undersigned certify on their honour that the information in this document and the annexes hereto is accurate.

Done on at

Signature(s) of the scientific observer(s):

Signature(s) of the applicant(s):

.....

.....

(*) Insert the number of the project given on the acknowledgement of receipt sent by the Commission on receipt of the abovementioned project.
 (**) Insert the voyage number originally used in the project sent to the Commission. If the project comprised only one exploratory fishing voyage, please insert the number 0.
 (***) Specify the ICES or NAFO divisions. For other maritime areas, use the names employed by the competent national and/or international authorities. If several areas are covered, specify the geographical limits thereof by reference to a nautical chart enclosed herewith.
 (****) Within the meaning of Article 3 of Regulation (EEC) No 1871/87 (OJ No L 180, 3. 7. 1987, p. 1).
 (*****) NB: This report must be received within five months of the date on which the voyage ends.
 (*****) Insert the date on which the abovementioned project was recorded as received by the Commission.
 (*****) OJ No L 376, 31. 12. 1986, p. 7.
 (*****) OJ No L 180, 3. 7. 1987, p. 1.
 (*****) OJ No L 181, 8. 7. 1991, p. 53.

1. IDENTIFICATION OF APPLICANT(S)
--

(*)	1.1
-----	-----

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone number: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (only for companies):

	1.2
--	-----

Producers' organization, cooperative or other body (if any) representing the applicant (*)

- Business name:
- Street and number or post office box:
- Postal code and locality:
- Telephone number: Telex:
- Person to be consulted:
- Legal form:

	1.3
--	-----

Applicant's bank or body through which payments are made

- Name or business name:
- Agency or branch:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number with this body (*):

(*) If any additional information is enclosed with the application, the box alongside the relevant heading must be ticked and the attached documents must be filed and numbered in the same order.

(*) The applicant is the natural or legal person with final responsibility for the financial cost of implementing the project. If there are several applicants, their surnames and first names must be listed, beginning with the applicant bearing most responsibility.

(*) (Very important): Give the address, even if several applicants are participating in the project.

(*) If the applicant deems it necessary to name a representative, the latter shall be considered as empowered to receive and to forward the correspondence relating to the examination of the project.

(*) (Very important): If several applicants are participating in the project, give the number of a single account opened in their name.

2. GENERAL INFORMATION ON THE FISHING ZONE(S)

2.1

Geographical situation

Specify and describe the areas fished and state the fishing conditions.

2.2

Conditions of access

Outline the conditions governing access to fish stocks, and in particular those laid down by the competent authorities.

3. INFORMATION RELATING TO THE VOYAGE

Enclose the daily record of fishing operations as shown in the model at page 77 and copies of the European Communities' landing/transshipment declarations (Commission Regulation (EEC) No 2807/83 (*)).

The fishing operations during the abovementioned voyage may be summarized as follows:

3.1

Fishing

- (a) Complete the attached Table 3.1A.
- (b) List all specific and technical operations relating to the abovementioned voyage, and in particular concerning:
- the species caught, stored and, where appropriate, sampled and discarded (qualitative and quantitative assessments),
 - the gear and techniques employed,
 - the vessel(s) engaged in fishing,
 - logistics (description of arrangements for taking on stores and land-based facilities for unloading, storage and communications).

3.2

Processing/marketing

- Complete the attached Table 3.2A.
- Comments, if any.

(*) OJ No L 276, 10. 10. 1983, p. 1.

3.1A Summary table of fishing operations and catches

Common name of the species caught (^a)	Scientific name	Fishing zone (^b)	Fishing time (in hours) (1)	Fishing gear used (^c)	Catches (expressed in tonnes)			Hourly yields (5) = (4) : (1)
					Kept on board (2)	Discarded (3)	Total (4) = (2) + (3)	
Commercial species								
Secondary species								
TOTAL CATCH								

(a) Underline the target species.

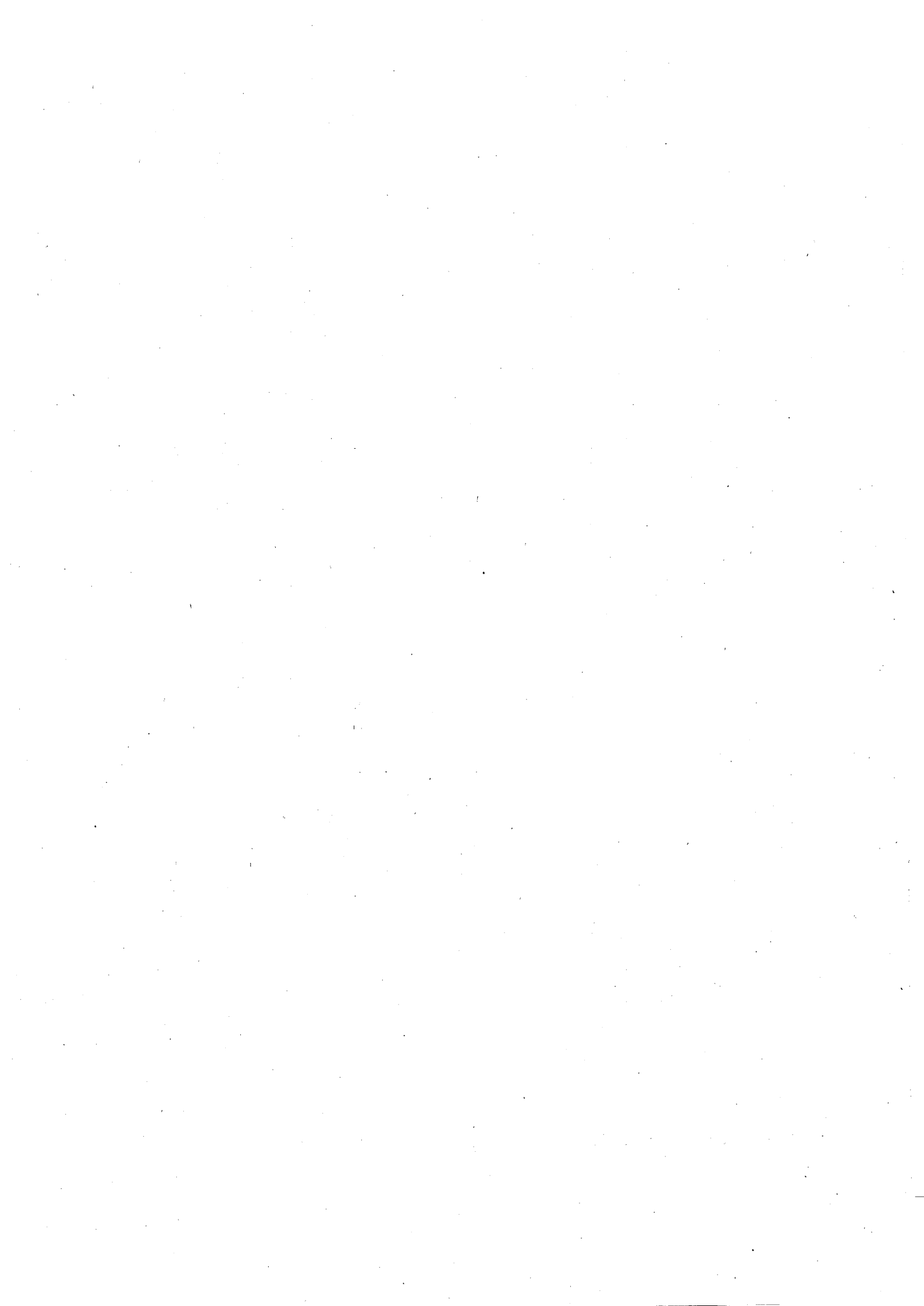
(b) Geographical limits by reference to nautical chart enclosed herewith.

(c) Insert the code letters used in the International Standard Statistical Classification of Fishing Gear (ISSCFG).

3.2A Summary table of landings/transshipments

Name of species	Presentation of products (a)	Landings/Transshipments				Sales	
		Real weight (kg) (1)	Conversion coefficient (2)	Live weight (kg) (3) = (2) × (1)	Price per kg (National currency) (4)	Total value of landings (National currency) (5) = (4) × (1)	Destination of landings
							Type of final processing (b) Consumer market(s) (Country)

(a) Follow the instructions concerning the European Communities landing/transshipment declaration: GUT for gutting, HEAD for heading, FILLET for filleting, WHOLE for whole fish.
 (b) State whether the products will be consumed in the fresh or processed state and, in the latter case, in what form (frozen/deep-frozen/preserved/smoked/salted/dried/oil/flour/other).



ANNEX III

ANNEX IV

APPLICATION FOR PAYMENT IN RESPECT OF AN EXPLORATORY FISHING VOYAGE

(To be completed by Member State in duplicate)

Project No	(*)
------------	-----

As regards the project for an exploratory fishing voyage submitted by (*):

.....

having its head office at:

The public body entitled:

hereby certifies that:

1. The abovementioned voyage took the form shown in the attached Summary Table I. If not, specify the type of variation:

.....

2. On the basis of the eligible costs relating directly to the abovementioned voyage and listed in the attached Summary Table II, the national financial contribution granted by the competent authorities

— and totalling:

— or % of the total eligible real costs which amounted to:

— was paid on .. / .. / to account No:

the Community contribution requested is:

or 40 % of the total eligible real costs.

3. The following controls have been made, in conformity with the procedures which have been previously communicated:

— accounting control on expenditure,

— control of eligibility.

Date, location, objectives and results:

And hereby confirms that:

1. The applicant(s) have forwarded a duly completed voyage report, providing separate justification for any substantial changes to the project.

The said national financial contribution will be adjusted if necessary so that, at the time of payment, it does not exceed the maximum level specified in Article 15 (1) of Council Regulation (EEC) No 4028/86 (*), as amended by Regulation (EEC) No 3944/90 (*), as a percentage of the eligible voyage costs taken into consideration for the granting of the incentive premium.

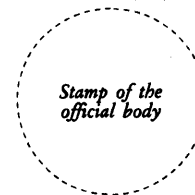
2. The public authority or body responsible for forwarding the supporting documents is the following:

.....
.....

Department to be contacted: Telephone No:

Person responsible: Telex:

Date: Signature:



(*) Enter the project number shown on the acknowledgement of receipt sent out by the Commission when the aid application was recorded.
(*) Enter the name of the main applicant.
(*) OJ No L 376, 31. 12. 1986, p. 7.
(*) OJ No L 380, 31. 12. 1990, p. 1.

SUMMARY TABLE I

Name of vessel registration	Departure from (*)	Return to (*)	Main fishing zone	No of days at sea		Eligible expenditure		Total expenditure	
				Planned	Actual	Planned	Actual	Planned	Actual

(*) In accordance with Commission Regulation (EEC) No 1871/87 (OJ No L 180, 3. 7. 1987, p. 1).

SUMMARY TABLE II

NB: Amounts must be expressed in national currency and net of reclaimable VAT.

Name of vessel:

VOYAGE No FROM .../.../... TO .../.../...

	Expenditure	
	Planned	Actual
1. Operating costs		
— Stores
— Upkeep/maintenance
2. Crewing costs		
— Wages
— Social security contributions
— Allowances/premiums
3. Voyage-related costs		
— Fishing materials
— Consumable fishing gear
— Packaging
— Port dues and charges
— Unloading costs
— Freight costs
— Storage costs
4. Scientific costs		
— Wages
— Other
5.1. Licence costs (*)
6.1. Insurance (*)
7.1. Financial costs (*)
8.1. Depreciation (*)
9.1. Other (*)
Total eligible costs
Total non-eligible costs, including:
5.2. Licence costs (*)
7.2. Financial costs (*)
8.2. Depreciation (*)
9.2. Miscellaneous
TOTAL COSTS
Products:		
1. Sales
2. Subsidies
TOTAL RECEIPTS
BALANCE

(*) In accordance with Annex I to Commission Regulation (EEC) No 1871/87 (OJ No L 180, 3. 7. 1987, p. 1).

Attach hereto any comments relating to the various items.

COMMISSION REGULATION (EEC) No 1959/91

of 21 June 1991

laying down detailed rules for implementing Council Regulation (EEC) No 4028/86 as regards Community financial assistance for redeployment operations

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector ⁽¹⁾, as amended by Regulation (EEC) No 3944/90 ⁽²⁾, and in particular Articles 17c (2) and 17e (3) thereof,

Whereas Article 17b (1) of Regulation (EEC) No 4028/86 provides that the Commission shall grant assistance to redeployment operations carried out under certain conditions as set out therein;

Whereas applications for Community assistance must contain data enabling a decision to be taken thereon and whereas such applications must be submitted in a standardized form;

Whereas the encouragement of these operations is intended to bring about a redeployment of Community fishing activities and Member States must therefore be informed of certain results obtained in the course of redeployment operations;

Whereas applications are to be submitted via the competent authorities of the Member States; whereas those authorities should examine applications in order to convey their opinion to the Commission;

Whereas the Commission must have access to sufficient information to enable it to take a decision as to the substance;

Whereas if effective checks are to be made, Member States must keep the supporting documents on the basis of which the aid has been calculated at the Commission's disposal for a period of three years after payment of the final reimbursement;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee for the Fishing Industry,

HAS ADOPTED THIS REGULATION:

Article 1

A redeployment operation project as referred to in Article 17a of Regulation (EEC) No 4028/86 must concern a commercial fishing operation and must be carried out by a single vessel in a given zone.

Article 2

1. Redeployment projects submitted to the Commission through the Member State(s) concerned must contain the particulars specified in Annex I and must be presented in the form shown in the said Annex.

2. Part A of Annex I shall be submitted to the Commission in duplicate. Part B shall be retained by the competent national authorities of the Member State concerned.

3. The Member State concerned shall examine the information contained in Part B of Annex I and shall notify the Commission of the result of that examination in accordance with paragraph 1 of Part A of Annex I. It shall at the same time specify the criteria which it applies for the selection of projects and for the granting of its financial contribution, as provided for in paragraph 10 of Part A of Annex I.

4. Applications as referred to in paragraph 1 shall be recorded on the day when they are received by the Commission.

Article 3

1. For the purposes of this Regulation:

— the 'beginning of the redeployment operation' shall mean the day of departure from the port of operations or the last port of fitting out immediately before fishing operations;

— 'port of operations' shall mean the port from which the vessel carries out most of its activities;

— the 'last port of fitting out' shall mean the port at which the vessel takes on the fishing gear, supplies and crew;

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

⁽²⁾ OJ No L 380, 31. 12. 1990, p. 1.

— the 'end of the redeployment operation' shall mean the day on which the vessel returns to the last port of landing, on the understanding that no activity extraneous to the redeployment operation in question has taken place in the meantime;

— the 'duration of the redeployment operation' shall mean the number of days spent at sea per year between the beginning and the end of the redeployment operation in question.

2. To qualify for a redeployment premium, the redeployment operations may not begin until after the date on which the application for aid is recorded as received by the Commission. In cases where the application is received after the departure of the vessel concerned from the port of operations but before the departure from the last port of fitting out before fishing operations, the application shall be admitted but the days at sea incurred between that latter port and the port of operations shall not be eligible for Community aid.

Article 4

In respect of each project submitted to the Commission, the Member State(s) concerned must check and certify that the legal fishing authorization or authorizations have been issued by the competent authorities for the duration of the redeployment operation in question.

Article 5

1. The report referred to in Article 17e of Regulation (EEC) No 4028/86 hereinafter referred to as the 'final report', must reach the Commission not later than two months after the end of the redeployment operation in question.

2. The final report must contain the particulars specified in Annex II and must be submitted in the form shown in that Annex.

Article 6

1. Applications for payment as referred to in Article 17c of Regulation (EEC) No 4028/86, which are submitted to the Commission by the Member State(s) concerned, must contain the particulars specified in Annex III and must be presented in the form shown in that Annex. They must be accompanied by the final report within the meaning of Article 5.

2. The Member State(s) concerned shall certify that the information contained in applications for payment as referred to in paragraph 1 is accurate.

Article 7

Redeployment premiums may not be paid until the Commission has received the final report.

Article 8

Member States shall keep at the Commission's disposal, for a period of three years after the final payment is made, all the supporting documents or certified true copies thereof on the basis of which the aids provided for in Regulation (EEC) No 4028/86 have been calculated, together with the complete files relating to applicants.

Article 9

This Regulation shall enter to force on the day 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, 21 June 1991.

For the Commission

Manuel MARÍN

Vice-president

ANNEX I

PART A

(To be transmitted by the Member State to the Commission)

PROJECT FOR A REDEPLOYMENT OPERATION

Member State:

[Empty box for Member State]

Date of recorded receipt at the Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

PROJECT FOR A REDEPLOYMENT OPERATION

(To be completed by the Member State in duplicate)

As regards the project for a redeployment operation submitted by (*)

having its head office at:

The public body entitled:

hereby certifies that:

1. the Member State has given its approval;

2. the project relates to fishing operations for commercial purposes in the zone designated as (*):

[Empty box for zone designation]

by a vessel measuring over or equal to 12 metres in length between perpendiculars, to be carried out in that zone with a view to the exploitation of fishery resources, primary consideration being given to the supply of the Community market;

3. the project relates to fishing operations lasting a minimum of 60 days per year and vessel and comprising one or more trips and up to a maximum of 220 days;

4. the project provides that (*):

the beginning of the redeployment operation is scheduled for:

[Box containing/..]

the end of redeployment operation is scheduled for:

[Box containing/..]

the duration of the redeployment operation is scheduled for:

[Box containing ... days]

the vessel has a gross registered tonnage of:

[Box containing ... GRT]

and is registered in the Community fishing fleet register pursuant to Regulation (EEC) No 163/89 (*).

- 5. the necessary fishing authorizations and official notices have been issued;
- 6. the objective is compatible with the guidelines laid down periodically by the Commission, the most recent ones dating from 21 June 1991;
- 7. the project in submitted to the Commission with a view to obtaining a redeployment premium

amounting to (°) ECU ;

- 8. the national financial contribution will be awarded by competent authorities

the total amount being: ECU

assessed at . . . % of the requested Community redeployment premium

and hereby states that:

- 9. the said national financial contribution (°) will be adjusted if necessary so that, at the time of payment, it does not exceed the limits specified in Article 17 quater and in annex VIII of Regulation EEC) No 4028/86;
- 10. the criteria used for the selection of this project and for his financial participation are the following (?):

- 11. the general description of this project is summarized in the Annex (°);
- 12. the public authority or body responsible for forwarding the supporting documents is the following:

Department to be contacted: Telephone No:

Person responsible: Telex:

Date: Signature:



(°) Give the name of the main applicant, the latter being the natural or legal person with final responsibility for the financial cost of implementing the project.
 (°) Specify the ICES or NAFO division. For other zones, give the name used by the competent national and/or international authorities. If several zones are covered, specify the geographical limits thereof by reference to a nautical chart enclosed with the application.
 (°) Within the meaning of Article 3 of Commission Regulation (EEC) No 1959/91 (OJ No L 181, 8. 7. 1991, p. 83).
 (°) OJ No L 20, 25. 1. 1989, p. 5.
 (°) See the table enclosed in Annex VIII to Council Regulation (EEC) No 3944 (OJ No L 380, 31. 12. 1990).
 (°) 'National financial contribution' means any financial assistance provided to the project from government funds or from other public bodies.
 (°) (Important) Specify the selection criteria with the evaluation of each criterion and if applicant has already received Community aid for a redeployment operation.
 (°) Specify the name and registration number of the vessel(s), the previous activities of the vessel, the necessity of redeployment of the vessel and the aspects of fishing zone, fishing species, fishing methods and fishing gear and supplying the Community market.

PART B

(To be transmitted by the applicant to the Member State)

PROJECT FOR A REDEPLOYMENT OPERATION

AID APPLICATION

(In the case of each project, to be completed by the applicant in duplicate, either by typewriter or in block letters)

Project relating to a redeployment operation to the fishing zone

[Empty box for project details] (*)

to be undertaken by the vessel (*) : of:

GRT [Empty box]

the beginning of the redeployment operation is scheduled for:

.. / .. / (*)

The end of the redeployment operation is scheduled for:

.. / .. /

The duration of the redeployment operation is scheduled for:

... days

— The undersigned hereby provide the Member State with the following information and undertake to provide, if so requested by the Commission, any additional information which the latter may consider necessary for examining the abovementioned project for the purposes of granting a redeployment premium.

— The undersigned hereby declare that they have taken note of Council Regulations (EEC) No 4028/86 (*), (EEC) No 3944/90 (*) and of Commission Regulation (EEC) No 1959/91 (*) and undertake to comply with all the relevant provisions thereof, and in particular those relating to the redeployment operation final report.

Done on, at

Signature(s) of the applicant(s):

.....
.....
.....
.....

.....
.....
.....
.....

(*) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national and/or international authorities. If several zones are covered, specify the geographical limits thereof by reference to nautical chart enclosed with the application.

(*) Specify the name and the registration number.

(*) MB (very important): The date on which the Commission receives the project and which is shown on the acknowledgement of receipt sent to the applicant and to the Member State constitutes a reference date for the eligibility of the project. Article 3 of Regulation (EEC) 1959/91 stipulates that redeployment operations may not begin until after the said date of receipt.

(*) OJ No L 376, 31. 12. 1986.

(*) OJ No L 380, 31. 12. 1990.

(*) OJ No L 181, 8. 7. 1991.

1. IDENTIFICATION OF APPLICANT(S)

(*)	1.1
-----	-----

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone number: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (only for companies):

	1.2
--	-----

Producers' organization, cooperative or other body (if any) representing the applicant (*)

- Business name:
- Street and number or post office box:
- Postal code and locality:
- Telephone number: Telex:
- Person to be consulted:
- Legal form:

	1.3
--	-----

Applicant's bank or body through which payments are made

- Name or business name:
- Agency or branch:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number with this body (*):

	1.4
--	-----

Has the applicant (or any of the applicants) for this project already received Community aid for a redeployment operation

YES NO

If yes, state the name of the applicant and the number and year of the project as shown in the decision whereby aid was granted.

Project No:

Project No:

(*) If any additional information or supporting documents are enclosed with the application, the box alongside the relevant heading must be ticked and the attached documents must be filed and numbered in the same order.

(*) The applicant is the natural or legal person with final responsibility for the financial cost of implementing the project. If there are several applicants, their surnames and first names must be listed, beginning with the applicant bearing most responsibility.

(*) (Very important): Give only one address, even if several applicants are participating in the project.

(*) If the applicant deems it necessary to name a representative, the latter shall be considered as empowered to receive and to forward the correspondence relating to the examination of the project.

(*) (Very important): If several applicants are participating in the project, give the number of a single account opened in their name.

2. IDENTIFICATION OF THE VESSEL

2.1

Administrative particulars

Name of vessel (in block letters):

Call sign:

Registration number:

Port of registry:

Customary port of operations:

Type of vessel (ISSCFV code):

2.2

Technical particulars

Length (between perpendiculars): m

Gross registered tonnage: tonnes

Engine power: kW

Capacity of hold: m³

Accommodation: person(s)

Date of commissioning:

Electronic equipment	Description
Radar
Position finding
Navigator
Weather forecasting
Transmitter/receiver
Echo sounder
Sonar
Other

2.3

Ownership of the vessel

Is the vessel chartered? YES NO

— If yes, give the name of the charterer:

— Owner(s):

.....

3. PREVIOUS ACTIVITIES OF THE VESSEL

3.1

Previous activities of the vessel

- Name of vessel:
- Usual area of activities ⁽¹⁾:
- Most recent area of activities ⁽¹⁾:
 from ... / ... / to ... / ... /
- Type of fishing usually practised ⁽²⁾:
- Fishing gear generally used ⁽³⁾:

3.2

Main species caught and average landings during the year preceeding the submission of this application

Species	Quantities		Presentation of landings (*)	Initial sale (ports of landing)
	Caught	Landed		

(*) Specify whether the products were processed and, if so, in what form (frozen, deep-frozen, packaged, prepared, etc.) or whether they were landed as fresh products.

Any comments (summary of activities):

.....

.....

(1) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national or international authorities.
 (2) Enter the code corresponding to the vessel's principal activity, in accordance with the International Standard Statistical Classification of Fishing Vessels (ISSCFV).
 (3) Enter the appropriate code, in accordance with the International Standard Statistical Classification of Fishing Gear (ISSCFG).

4. OBJECTIVES OF THE REDEPLOYMENT OPERATION
--

4.1	Identification of fishing zone
-----	---------------------------------------

4.1.1	Geographical definition
-------	--------------------------------

Enter the code for the main zone of activities (*) and enclose a copy of the nautical chart covering the said zone, references being provided by the applicant where necessary:

--

Note:

The Commission grants Community financial aid only to projects involving redeployment operations carried out:

- in waters falling within the sovereignty or jurisdiction of a third country with which the Community has not concluded a fisheries' agreement but maintains relations, or
- in waters falling within the sovereignty or jurisdiction of a third country with which the Community has concluded a fisheries' agreement if this project can not benefit from other Community aid with the same objective within the framework of the common fishery policy, or
- in waters which do not fall within the sovereignty or jurisdiction of any State, in so far as such operations do not involve the catching of species subject to a quota assigned to the Community.

4.1.2	Access to the fishing zone
-------	-----------------------------------

Where appropriate, describe the situation as regards access to the fishing zone.

Important note:

Where legal fishing authorizations have to be granted for fishing operations, the present applicant(s):

- hereby certifies/certify that the legal authorizations have been issued,
- enclose(s) herewith copies of the supporting documents.

4.1.3	Meteorological situation
-------	---------------------------------

Data on the weather conditions usually encountered in the zone.

4.2	State of resources
-----	---------------------------

4.2.1

Present state of resources

Please specify:

Source (a)	Fishable species	Estimate of stocks (MSY in tonnes)	Possible and/or authorized fishing period

(a) Specify the sources of information.

Any comments should be attached hereto.

4.2.2

Present state of fishing (*)FISHED NOT FISHED

If fished, specify the volume:

Flag flown by the vessel(s) operating in the zone	Type of vessel (^a)	Period of activity	Species	Present level of fishing (^b)

(*) Use the code employed for the International Standard statistical Classification of Fishing Vessels (ISSCFV).

(b) State whether fishing of the species concerned is: nul, light, average, heavy or excessive.

4.2.3

Special conditions for fishingYES NO

If yes, specify the conditions (mesh size, fishing season, ...)

4.2.4

Logistics

(a) Port facilities (description and assessment of existing facilities);

(b) Other infrastructures (air links, communications, ...).

4.3

Identification of the technical and commercial objectives and of the fishing plan

4.3.1

Technical objectives

Catch forecasts

Complete the following table, estimating the average catches of the target species:

Name of vessel	Number of trips scheduled	Commercial species targeted	Catches/day (tons)	Number of fishing day	Fishing gear/ fishing method

Any comments should be annexed hereto.

4.3.2

Commercial objectives

Forecasts for landings/transhipments and marketing

Complete the following table where possible:

Forecast of catches of	Landing/transhipmen		Marketing		
	Volume (tonnes)	Presentation (*)	Processing (b)	Consumer Market(s) (country)	
				EC countries	Non-EC countries

(*) State whether products are landed fresh or processed on board (frozen, deep-frozen, prepared, packaged, etc.) and specify the presentation (gutted, without head, filleted or whole).

(b) Specify the type of onshore processing, if any.

Comments (enclose a market study if available):

.....

.....

.....

.....

4.3.3

Identification of fishing plan

Using the following model, state for each trip the planned activities of the vessel.

Trip number	Departure		Return		Fishing zone	Number of days of fishing	Specification of fishing gear/method
	Port	Date	Port	Date			

(¹) Specify the ICES or NAFO divisions. For other maritime areas, give the name used by the competent national or international authorities.

(²) Tick the appropriate box.

5. GENERAL DESCRIPTION OF THE PROJECT

A brief descriptive significant report (not longer than two pages, even if handwritten) containing the following information must be attached:

1. The applicant's comments on the structural situation of the fleet in the area where his vessel has fished during the last two years, in outlining particularly the necessity of redeployment of the vessel.
2. The advantages expected from this scheduled redeployment operation, in outlining particularly the aspects of supplying the Community market.
3. The descriptive report should particularly incorporate the information given under item 3 (Previous activities of the vessel) and 4 (Objectives of the redeployment operation).



ANNEX II

REDEPLOYMENT OPERATION FINAL REPORT

Member State:

[Empty box for Member State]

Date of recorded receipt at the Commission:

[Empty box for Date of recorded receipt]

Project No

[Empty box for Project No]

(To be completed by the Commission)

REDEPLOYMENT OPERATION FINAL REPORT

(To be sent to the Commission of the European Communities, Directorate-General for Fisheries, 200 rue de la Loi, B-1049 Brussels)

(To be completed in duplicate by the applicant in typescript or in block capitals)

Project No

[Empty box for Project No]

(¹)

The redeployment operation undertaken by the vessel (¹) to the following zone (²)

.....
.....

beginning of the redeployment operation from (³): on .. / .. / ..

and ending of the redeployment operation to (⁴): on .. / .. / ..

as the project for a redeployment operation submitted to the Commission on (⁵):

[Empty box for submission date]

- The purpose of this report is to inform the Commission of all operations relating to the above mentioned redeployment operation and to justify any changes to the original project.
- The undersigned hereby declare that they have taken note of Council Regulation (EEC) No 4028/86 (*) amended by Council Regulation (EEC) No 3944/90 of 20 December 1990 (?), and in particular Article 17e thereof, and Commission Regulation (EEC) No 1959/91 (*).
- The undersigned certify on their honour that the information in this document and the annexes hereto is accurate.

Done on at (datum)

Signature(s) of the applicant(s):

.....
.....
.....
.....

(*) Insert the number of the project given on the acknowledgement or receipt sent by the Commission on receipt of the abovementioned project.
(?) Specify the name and the registration number.
(?) Specify the ICES or NAFO divisions. For other maritime areas, give the names used by the competent national and/or international authorities. If several zones are covered, specify the geographical limits thereof by reference to nautical chart enclosed with the application.
(*) Within the meaning of Article 3 of Regulation (EEC) No 1959/91.
(?) Insert the date on which the abovementioned project was recorded as received by the Commission.
(?) OJ No L 376, 31. 12. 1986, p. 7.
(?) OJ No L 380, 31. 12. 1990, p. 1.
(?) OJ No L 181, 8. 7. 1991, p. 83.

1. IDENTIFICATION OF APPLICANT(S)
--

(*)	1.1
-----	-----

Applicant (*)

- Name or business name:
- Street and number or post office box (*):
- Postal code and locality:
- Telephone number: Telex:
- Main activity of applicant:
- Legal form:
- Date of establishment (only for companies):

	1.2
--	-----

Producers' organization, cooperative or other body (if any) representing the applicant (*)

- Business name:
- Street and number or post office box:
- Postal code and locality:
- Telephone number: Telex:
- Person to be consulted:
- Legal form:

	1.3
--	-----

Applicant's bank or body through which payments are made

- Name or business name:
- Agency or branch:
- Street and number or post office box:
- Postal code and locality:
- Applicant's account number with this body (*):

(*) If any additional information or supporting documents are enclosed with the application, the box alongside the relevant heading must be ticked and the attached documents must be filed and numbered in the same order.

(*) The applicant is the natural or legal person with final responsibility for the financial cost of implementing the project. If there are several applicants, their surnames and first names must be listed, beginning with the applicant bearing most responsibility.

(*) (Very important): Give only one address, even if several applicants are participating in the project.

(*) If the applicant seems it necessary to name a representative, the latter shall be considered as empowered to receive and to forward the correspondence relating to the examination of the project.

(*) (Very important): If several applicants are participating in the project, give the number of a single account opened in their name.

2. GENERAL INFORMATION ON THE FISHING ZONE

2.1

Geographical situation

Specify and describe the areas fished and state the fishing conditions.

2.2

Conditions of access

Outline the conditions governing access to fish stocks, and in particular those laid down by the competent authorities.

3. INFORMATION RELATING TO THE REDEPLOYMENT OPERATION

Enclose the daily record of fishing operations as shown in the model on page 104 and copies of the European Communities' landing/transshipment declarations (Commission Regulation (EEC) No 2807/83⁽¹⁾)

The fishing operations during the abovementioned redeployment operation may be summarized as follows:

3.1

Fishing

(a) Complete the attached Tables 3.1A and 3.1B.

(b) List all technical operations relating to the above mentioned redeployment operation, and in particular concerning:

- the species caught, stored and, where appropriate, sampled and discarded (qualitative and quantitative assessments),
- the gear and techniques employed,
- the vessel engaged in fishing,
- logistics (description of arrangements for taking on stores and land-based facilities for unloading, storage and communications).

3.2

Processing/marketing

— Complete the attached Table 3.2A

— Comments, if any.

⁽¹⁾ OJ No L 276, 10. 10. 1983, p. 1.

3.1A Summary table of fishing operations and catches

Common name of the species caught (^(a))	Scientific name	Fishing zone (^(b))	Fishing time (in hours) (1)	Fishing gear used (^(c))	Catches (expressed in tonnes)			Hourly yields (5) = (4) : (1)
					Kept on board (2)	Discarded (3)	Total (4) = (2) + (3)	
Commercial species								
Secondary species								
TOTAL CATCH								

(a) Underline the target species.

(b) Geographical limits by reference to nautical chart enclosed herewith.

(c) Insert the code letters used in the International Standard Statistical Classification of Fishing Gear (ISSCFG).

3.1B

Summary table of duration of the redeployment operation

Departure from (¹)	Return to (¹)	Main fishing zone	Number of days at sea	
			Planned	Actual

(¹) In accordance with Commission Regulation (EEC) No 1959/91 (OJ No L 181, 8. 7. 1991).

ANNEX III

PAYMENT APPLICATION FOR PAYMENT IN RESPECT OF A REDEPLOYMENT OPERATION

(To be completed by Member State in duplicate)

Project No (1)

As regards the project for a redeployment operation submitted by (1):

.....

having its head office at:

the public body entitled:

hereby certifies that:

1. the redeployment operation was carried out as described in the attached final report (1):

YES [] NO []

If no specified the type of variation:

.....

2. the national financial contribution granted by competent authorities

for the total amount ECU [] or [] % of the requested Community redeployment operation

was paid on/..../...

to account No [] ;

3. the Community financial contribution requested is ECU [] ;

4. the following checks have been carried out in accordance with the procedures previously notified to the Commission:

- accounting control on expenditure,
- control of eligibility.

Date, location, objectives and results:

and confirms that:

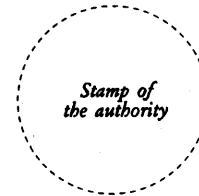
— the abovementioned national financial contribution will if necessary be adjusted so that the amount actually paid falls within the limits set by the Community rules;

— the authority responsible for transmission of supporting documents is:

Contact department: Telephone No:

Responsible official: Telex:

Date: Signature:



(¹) Enter the project number given on the acknowledgement sent by the Commission when the aid application was received.
(²) Give the name of the principal applicant.
(³) Mark the appropriate box.

COMMISSION REGULATION (EEC) No 1960/91

of 21 June 1991

laying down detailed rules for the application of Article 43 of Council Regulation (EEC) No 4028/86 as regards Community assistance granted in the form of interest rate reductions or contributions to guarantee funds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Article 1

This Regulation lays down the detailed rules for the application of Community aid when it consists wholly or partly of an interest rate reduction or a capital contribution towards the establishment and/or enlargement of guarantee funds within the framework of Titles II, IV and VIa of Regulation (CEE) No 4028/86.

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector ⁽¹⁾, as amended by Regulation (EEC) No 3944/90 ⁽²⁾, and in particular Articles 43 (4) and 21c (4) thereof;

Article 2

Whereas Articles 43 and 21c of Regulation (EEC) No 4028/86 stipulate that financial aid granted for the restructuring, renewal or modernization of the fishing fleet, the development of aquaculture and structural works in coastal waters and joint enterprise projects may also consist of an interest rate reduction or capital contribution towards the establishment or enlargement of guarantee funds;

1. All or part of the Community aid for projects submitted within the framework of Titles II, IV and VIa of Regulation (EEC) No 4028/86 may be granted in the form of an interest rate reduction.

2. The interest rate reduction may be granted for a maximum of three years.

Whereas it is necessary to lay down detailed rules for the application of Articles 43 and 21c of Regulation (EEC) No 4028/86;

Article 3

Whereas it is desirable, particularly in view of the need to simplify administrative procedures, to capitalize Community aid when it consists of an interest rate reduction and to pay it to the financial institution with which the loan has been contracted;

1. Where Community aid is requested in the form of a reduction in the rate of interest charged on loans contracted by the applicant, the application must be accompanied by the table in Annex I. The Member State shall certify on the application that the documents submitted by the applicant are in accordance with the national and Community rules in force.

Whereas it is necessary to specify, with regard to the objectives laid down by Regulation (EEC) No 4028/86, the obligations imposed on funds guaranteeing loans contracted for the implementation of projects;

2. For the part of the Community aid granted in the form of an interest rate reduction, the capital equivalent shall be paid to the financial institution with which the applicant has contracted the loan on submission of the table in Annex II. The Member State must certify that the information given is accurate.

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee for the Fishing Industry,

3. Payment of the part of the Community aid granted in the form of capital subsidies shall be made in accordance with the general rules applicable to the decisions to grant the aid in question.

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

⁽²⁾ OJ No L 380, 31. 12. 1990, p. 1.

Article 4

1. At the request of a Member State, the Community may contribute to the establishment or enlargement of funds to guarantee loans, up to an amount not exceeding the equivalent of the Member State's contribution.
2. The application must be accompanied by the table in Annex III. The Member State shall certify on the application that the information given is accurate.
3. Payment of the Community contribution may be made in one or more instalments.

Article 5

To be eligible for a Community contribution, the activity of the guarantee fund must be restricted to structural operations connected with fisheries and aquaculture or have a specialized section for this sector, with its own budget.

Article 6

1. Funds shall use the Community contribution only for guarantees covering projects receiving Community aid under Titles II, IV and VIa of Regulation (EEC) No 4028/86.
2. The guarantee for a given project may not cover a period exceeding five years nor exceed 25 % of the amount of the Community contribution to the fund. A given project may receive a guarantee of up to ECU 500 000.

Article 7

1. The guarantee fund must keep separate accounts for the Community contribution.
2. The fund shall submit to the Commission a twice-yearly report on its activities including, in particular, a list of the projects covered by a guarantee and the size of the guarantees granted.

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

Done at Brussels, 21 June 1991.

Article 8

1. All dividends, profits, interest or other income produced by the Community's financial contribution to the fund must be added to the original contribution and entered in the separate accounts referred to in Article 7.
2. Where Community aid is used to finance activities other than guarantees, the Commission may at any time request repayment of all or part of the aid already paid to the fund.
3. All draft amendments to the articles of the fund must be communicated to the Commission for its prior approval. If no reply has been received within 30 days, the amendment shall be deemed to have been approved.
4. In the event of the dissolution or liquidation of a fund, the net value of the fund must be repaid on a proportional basis to the Community.

Article 9

For the purposes of applying the aid ceiling pursuant to Regulation (EEC) No 4028/86, the subsidized part of the guarantees provided by a fund receiving a Community contribution shall be deemed to be equal to a subsidy-equivalent of zero.

Article 10

Member States shall keep at the Commission's disposal, for a period of three years following the payment of the balance of the Community aid, all documents or certified copies thereof on the basis of which the aid provided for in Article 1 was granted, together with the complete files on the applicants.

Article 11

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

For the Commission

Manuel MARÍN

Vice-president

ANNEX I

Application for interest rate reduction

Project No:.....
 (to be completed by the Commission)

Applicant:

Name:

Address:

Telephone/telex/fax:

Account No:

1. The above applicant requests that part/all ⁽¹⁾ of the aid be granted in the form of an interest rate reduction.
2. The interest rate reduction is intended to reduce the financial cost of a loan contracted/to be contracted ⁽¹⁾ with the following bank:

Name:

Address:

Telephone/telex/fax:

3. The conditions of the loan granted/to be granted ⁽¹⁾ are as follows:

	Conditions of the loan before payment of Community aid	Conditions of the loan after payment of Community aid
Amount:
Interest rate:
Duration:
Repayment:
Other (specify):

⁽¹⁾ Delete as appropriate.

4. The capital equivalent of the interest rate reduction (to be paid to the bank) has been calculated as follows:

Date and signature of applicant (and recipient, if these are different legal persons or bodies)

Date and signature of authorized representative of the bank

Certified by the competent authority

.....
(Exact name)

.....
(Date, signature and stamp)

ANNEX II

Application for payment of interest rate reduction

Project No:

Applicant:

Bank:

1. The applicant requests payment of the capital equivalent of the interest rate reduction granted by the Commission's Decision of to project No of the bank indicated above.

2. The loan was agreed on (attach copy of the contract) and the amount placed at the disposal of the applicant on

3. The conditions are as follows:

	Conditions of the loan before payment of Community aid	Conditions of the loan after payment of Community aid
Amount:
Interest rate
Duration
Repayment
Other (specify)

4. The capital equivalent of the interest rate reduction (to be paid to the bank) has been calculated as follows:

Date and signature of applicant (and recipient, if these are different legal persons or bodies)

Date and signature of authorized representative of the bank

Certified by the competent authority:

.....
(Exact name)

.....
(Date, signature and stamp)

ANNEX III

Application for a contribution to a guarantee fund

Application No:
(to be completed by the Commission)

Member State:

1. A Community contribution of (*) is hereby requested for the following guarantee fund:

Name:

Address:

Telephone/telex/fax:

2. The articles/draft articles (*) are attached in the Annex.

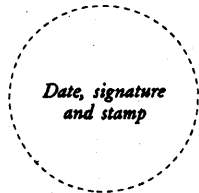
3. — The capital amounts to

— The Member State's contribution amounts to

4. It is hereby confirmed that the guarantee fund fulfils the conditions laid down in Articles 5 to 8 of Commission Regulation (EEC) No 1960/91 (*).

5. Description of the arrangements made for supervision of the activities of the fund (state the relevant laws, regulations or administrative provisions).

Certification by the competent national authorities:



(*) Amount in ecus or in national currency. If given in ecus, indicate the conversion rate used.

(*) Delete as appropriate.

(*) OJ No L 181, 8. 7. 1991, p. 107.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 21 June 1991

fixing Commission guidelines on fishing zones, species and fishing gear and methods for exploratory fishing voyages, redeployment operations and cooperation operations within the context of joint ventures

(91/327/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector⁽¹⁾, and in particular Articles 14 (2) (e), 17 (b) (2) (c) and 19 (2) (c) thereof,

Whereas it should be specified how the fisheries' structures policy can improve the cohesion of the common fisheries' policy by transferring part of the Community fleet's fishing capacity to novel resources and fishing zones in order to reduce the fishing effort on traditional species and zones;

Whereas exploratory fishing voyages aim to assess the profitability of regular, long-term exploitation of fishery resources involving fishing methods of fishing gear, or in fishing zones, or for species which are novel for the Community; whereas the novel nature of these exploratory fishing voyages is becoming more and more important;

Whereas redeployment operations must, in particular, be the logical result of exploratory fishing voyages undertaken previously permitting the introduction of regular exportation of fishery resources;

Whereas the terms of cooperation of joint ventures aim to develop general initiatives in the fishery sector in the context of priority supply of Community markets;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee for the Fishing Industry,

HAS ADOPTED THIS DECISION:

Article 1

Commission guidelines on measures to encourage exploratory fishing, redeployment operations and cooperation operations in the context of joint enterprises shall be fixed in the form provided for in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 21 June 1991.

For the Commission

Manuel MARÍN

Vice-president

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

*ANNEX***A. EXPLORATORY FISHING VOYAGES**

The task of exploratory fishing voyages must be to gather data on fisheries for which these are lacking, either because Community fleets do not know the zones concerned, because the target species have not been caught in the past or because the method of fishing is truly novel, at least for the species and sectors concerned. The aim is to gather data required for assessing the potential profitability for Community fleets of a new fishery. The exploratory nature of voyages for each planned fishery, distinguished by a zone, target species or group of target species and a fishing method, may only be retained for a very limited number of voyages.

In geographical terms, priority will be given to international waters, the deep coastal waters around continental shelves and to regions in which EEZs have not yet been systematically exploited.

Priority will be given to fishing methods guaranteeing high selectivity. In the context of selectivity even where an application is not novel with regard to the sectors and species involved, it may be admissible on the basis of selectivity if it is considered a decisive step towards improving fishing methods and in particular towards reducing discards.

B. REDEPLOYMENT OPERATIONS

The Commission considers that this type of operation should mainly be directed towards fishing zones and species where exploratory fishing voyages have previously been carried out, it having been assumed that there was substantial economic potential for the Community fleet and whose principal objective was to gain an in-depth knowledge of the resources present and/or promote a considerable development in the market for these stocks, so that sustained long-term exploitation, assessed on the basis of these exploratory fishing voyages, could be built up.

In the light of the above, the fishing zones and species most suitable for these redeployment operations are those which have been the subject of exploratory fishing voyages during previous years.

The fishing methods and gear to be used in these operations are those authorized by the third countries with sovereignty or jurisdiction over the waters concerned.

C. JOINT VENTURE

The Commission considers that cooperation operations within the context of joint ventures should be directed towards third countries whose waters contain species which are of interest for the Community market.

The most suitable species are those of interest to the Community market such as cod, cephalopods, hake and crustaceans.

Fishing methods and gear to be used in these operations are those authorized by the third countries having sovereignty or jurisdiction over the waters concerned.
