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Legislation

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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 763/2014

of 11 July 2014

laying down rules for applying Regulation (EU) No 508/2014 of the European Parliament and of the Council on the European Maritime and Fisheries Fund as regards the technical characteristics of information and publicity measures and instructions for creating the Union emblem

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 508/2014 of the European Parliament and of the Council of 15 May 2014 on the Maritime and Fisheries Fund and repealing Council Regulations (EC) No 2328/2003, (EC) No 861/2006, (EC) No 1198/2006 and (EC) No 791/2007 and Regulation (EU) No 1255/2011 of the European Parliament and of the Council ⁽¹⁾, and in particular Article 119(4) thereof,

Whereas:

- (1) Article 119 of Regulation (EU) No 508/2014 lays down general rules in relation to information and publicity to be applied to all the operational programmes and operations financed under the Maritime and Fisheries Fund ('EMFF'). Detailed rules concerning the information and publicity measures for the public and information measures for applicants and beneficiaries are laid down in Annex V to Regulation (EU) No 508/2014.
- (2) In order to ensure a harmonised visual identity for information and communication measures for operations in the area of Union cohesion policy including operations financed under the EMFF, the instructions for creating the Union emblem and a definition of the standard colours should be established, as well as technical characteristics for displaying the Union emblem and the reference to the Fund or Funds supporting the operation,

HAS ADOPTED THIS REGULATION:

Article 1

Acknowledgment of support from the European Maritime and Fisheries Fund

The Member State or the managing authority shall be responsible for ensuring that all information and publicity measures aimed at the beneficiaries, potential beneficiaries and the public acknowledge support from the European Maritime and Fisheries Fund to the relevant operation by displaying:

- (a) the Union emblem in accordance with Article 2, together with a reference to the European Union in accordance with Article 3;
- (b) a reference to the European Maritime and Fisheries Fund, or, in case of a multi-fund operation, a reference to the European Structural and Investment Funds, in accordance with Article 4.

⁽¹⁾ OJ L 149, 20.5.2014, p. 1.

*Article 2***Union emblem**

1. The Union emblem shall be created in accordance with the graphic standards set out in the Annex.
2. The Union emblem shall be displayed in colour on websites. In all other media, colour shall be used whenever possible. A monochrome version may only be used in justified cases.
3. The Union emblem shall always be clearly visible and placed in a prominent position. Its position and size shall be appropriate to the scale of the material or document being used. The minimum height of the Union emblem shall be 1 cm. For small promotional items, the minimum height of the Union emblem shall be 5 mm.
4. When the Union emblem is displayed on a website, it shall be visible inside the viewing area of a digital device, without requiring users to scroll down the page.
5. If other logos are displayed next to the Union emblem, the Union emblem shall have at least the same size, measured in height or width, as the biggest of the other logos. It is recommended to place the EU emblem well apart from the logo of the third party organisation.

*Article 3***Reference to the European Union**

1. The name European Union shall always be spelled out in full. The typeface to be used in conjunction with the Union emblem may be any of the following fonts: Arial, Auto, Calibri, Garamond, Trebuchet, Tahoma, and Verdana. Italic and underlined variations and the use of font effects are not allowed.
2. The positioning of the text in relation to the Union emblem is not prescribed in any particular way but the text should not interfere with the Union emblem in any way.
3. The font size used shall be proportionate to the size of the emblem. The colour of the font shall be reflex blue, black or white depending on the background.

*Article 4***Reference to the European Maritime and Fisheries Fund**

Where the European Maritime and Fisheries Fund or the European Structural and Investment Funds are referred to on a website, that reference shall be visible inside the viewing area of a digital device, without requiring users to scroll down the page.

Article 5

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

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

Done at Brussels, 11 July 2014.

For the Commission
The President

José Manuel BARROSO

ANNEX

Graphic standards for creating the Union emblem and the definition of the standard colours

For full details and guidance see:

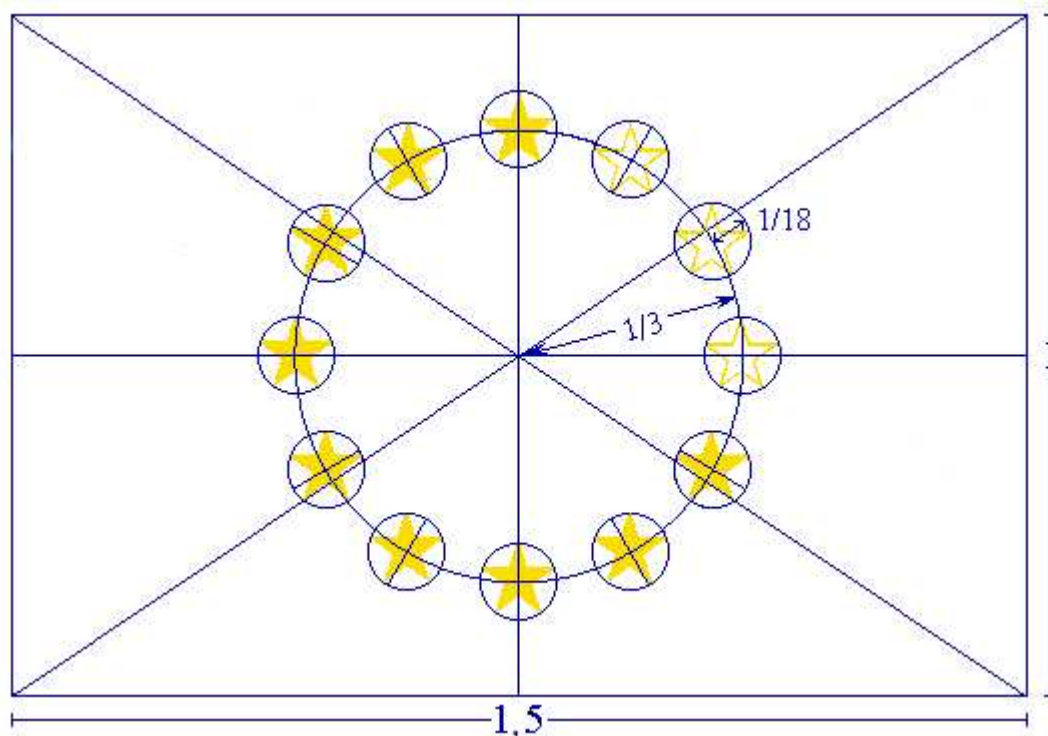
http://ec.europa.eu/dgs/communication/services/visual_identity/pdf/use-emblem_en.pdf

SYMBOLIC DESCRIPTION

Against a background of blue sky, 12 golden stars form a circle representing the union of the peoples of Europe. The number of stars is fixed, 12 being the symbol of perfection and unity.

HERALDIC DESCRIPTION

On an azure field a circle of 12 golden mullets, their points not touching.

GEOMETRIC DESCRIPTION

The emblem has the form of a blue rectangular flag of which the fly is one and a half times the length of the hoist. Twelve gold stars situated at equal intervals form an invisible circle whose centre is the point of intersection of the diagonals of the rectangle. The radius of the circle is equal to one-third of the height of the hoist. Each of the stars has five points, which are situated on the circumference of an invisible circle whose radius is equal to 1/18th of the height of the hoist. All the stars are upright, i.e. with one point vertical and two points in a straight line at right angles to the mast. The circle is arranged so that the stars appear in the position of the hours on the face of a clock. Their number is invariable.

REGULATION COLOURS

The emblem is in the following colours:

- PANTONE REFLEX BLUE for the surface of the rectangle;
- PANTONE YELLOW for the stars.

FOUR-COLOUR PROCESS

If the four-colour process is used, recreate the two standard colours by using the four colours of the four-colour process.

PANTONE YELLOW is obtained by using 100 % 'Process Yellow'.

PANTONE REFLEX BLUE is obtained by mixing 100 % 'Process Cyan' and 80 % 'Process Magenta'.

INTERNET

PANTONE REFLEX BLUE corresponds to the web-palette colour RGB: 0/51/153 (hexadecimal: 003399) and PANTONE YELLOW corresponds to the web-palette colour RGB: 255/204/0 (hexadecimal: FFCC00).

MONOCHROME REPRODUCTION PROCESS

Using black, outline the rectangle in black and print the stars in black on white.



Using blue (Reflex Blue), use 100 % with the stars reproduced in negative white.

**REPRODUCTION ON A COLOURED BACKGROUND**

If there is no alternative to a coloured background, put a white border around the rectangle, the width of the border being 1/25th of the height of the rectangle



COMMISSION IMPLEMENTING REGULATION (EU) No 764/2014
of 11 July 2014
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 11 July 2014.

For the Commission,
On behalf of the President,
Algirdas ŠEMETA
Member of the Commission

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A product presented as colourless capsules filled with a yellowish powder, put up for retail sale in a labelled, small plastic bottle with screw top, containing 60 capsules. Each capsule contains the following components:</p> <ul style="list-style-type: none"> — glucosamine hydrochloride (300 mg), — chondroitin sulphate, — methyl sulfonyl methane, — small quantities of esters of ascorbic acid (vitamin C). <p>According to the label the product is presented as a food supplement for human consumption. The recommended daily dose indicated on the label is three capsules.</p>	2106 90 92	<p>Classification is determined by the general rules 1 and 6 for the interpretation of the Combined Nomenclature, additional note 5 to Chapter 21 and the wording of CN codes 2106, 2106 90 and 2106 90 92.</p> <p>Having regard to the recommended daily dose indicated on the label, the product does not have clearly defined prophylactic or therapeutic properties. Consequently, it cannot be classified as a medicament under heading 3004.</p> <p>As the product is a food preparation presented in the form of measured doses and intended for use as a food supplement, the requirements of additional note 5 to Chapter 21 are fulfilled.</p> <p>The product is therefore to be classified under heading 2106 as a food preparation, not elsewhere specified or included.</p>

COMMISSION IMPLEMENTING REGULATION (EU) No 765/2014
of 11 July 2014
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 11 July 2014.

*For the Commission,
On behalf of the President,
Algirdas ŠEMETA
Member of the Commission*

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A mixture of frozen fruits consisting of (in % by weight):</p> <p>strawberries 55</p> <p>bananas 20</p> <p>pineapples 15</p> <p>blueberries 10</p> <p>The product is put up in bags containing the frozen fruits in pieces ready to be blended in a blender.</p>	0811 10 90	<p>Classification is determined by the general rules 1, 3(b) and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 0811, 0811 10 and 0811 10 90.</p> <p>The product is a mixture of different frozen fruits. Its essential character is given by the strawberries considering that they constitute the largest proportion of the product.</p> <p>The product is therefore to be classified under CN code 0811 10 90 as strawberries.</p>

COMMISSION IMPLEMENTING REGULATION (EU) No 766/2014
of 11 July 2014
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN codes indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN codes indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 11 July 2014.

*For the Commission,
On behalf of the President,
Algirdas ŠEMETA
Member of the Commission*

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>1. A product presented in liquid form and put up for retail sale in bottles containing 200 ml, 500 ml or 1 000 ml.</p> <p>The product consists of:</p> <ul style="list-style-type: none"> — sodium chloride (0,9 %), — sterile water. <p>Each bottle is equipped with an ergonomic eye cup, a dust cap and it is for a single use.</p> <p>According to the label, the product is used to rinse eyes in case of an emergency in order to remove foreign bodies and chemicals.</p>	3307 90 00	<p>Classification is determined by the general rules 1 and 6 for the interpretation of the Combined Nomenclature (GIR), note 2 to Section VI, note 3 to Chapter 33 and the wording of CN codes 3307 and 3307 90 00.</p> <p>As the product is put up in packings of a kind sold by retail, suitable for use as a cosmetic or toilet preparation, it is considered to be a cosmetic or toilet preparation. Its classification in Chapter 25 or Chapter 30 is therefore excluded (see note 2(d) to Chapter 25 and note 1(e) to Chapter 30).</p> <p>The product is therefore to be classified under heading 3307 as other cosmetic or toilet preparations not elsewhere specified or included.</p>
<p>2. A product presented in liquid form and put up for retail sale in bottles containing 200 ml or 1 000 ml.</p> <p>The product consists of:</p> <ul style="list-style-type: none"> — disodium phosphate (1-5 %), — potassium phosphate (1 %), — sterile water. <p>Each bottle is equipped with an ergonomic eye cup, a dust cap and it is for a single use.</p> <p>According to the label, the product is used to rinse eyes in case of an emergency in order to neutralise acids and alkalis from the eyes.</p>	3307 90 00	<p>Classification is determined by the GIR 1 and 6, note 2 to Section VI, note 3 to Chapter 33 and the wording of CN codes 3307 and 3307 90 00.</p> <p>As the product is not a separate chemically defined compound, its classification in heading 2835 as phosphates is excluded (see note 1 to Chapter 28).</p> <p>As the product is put up in packings of a kind sold by retail, suitable for use as a cosmetic or toilet preparation, it is considered to be a cosmetic or toilet preparation. Its classification in Chapter 30 is therefore excluded (see note 1(e) to Chapter 30).</p> <p>The product is therefore to be classified under heading 3307 as other cosmetic or toilet preparations not elsewhere specified or included.</p>

COMMISSION IMPLEMENTING REGULATION (EU) No 767/2014
of 11 July 2014
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 11 July 2014.

For the Commission,
On behalf of the President,
Algirdas ŠEMETA
Member of the Commission

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A product consisting of a block of dried pre-cooked noodles (approximately 65 g), a sachet of seasoning (approximately 3,4 g), a sachet of edible oil (approximately 2 g) and a sachet of dried vegetables (approximately 0,8 g).</p> <p>The product is presented as a set (packaged together) put up for retail sale for the preparation of a noodle dish.</p> <p>According to the instructions printed on the packaging, boiling water has to be added before consumption.</p>	1902 30 10	<p>Classification is determined by the general rules 1, 3(b) and 6 for the interpretation of the Combined Nomenclature (GIR) and the wording of CN codes 1902, 1902 30 and 1902 30 10.</p> <p>The product is a set for retail sale within the meaning of GIR 3(b). The essential character of the product is given by the noodles considering that they constitute the largest proportion of it. Classification of the product under heading 2104 as soups or broths or preparations therefor is therefore excluded.</p> <p>The product is to be classified under heading 1902 as pasta, whether or not cooked or stuffed or otherwise prepared.</p>

COMMISSION REGULATION (EU) No 768/2014
of 11 July 2014
establishing a prohibition of fishing for alfonosinos in EU and international waters of III, IV, V, VI,
VII, VIII, IX, X, XII and XIV by vessels flying the flag of Spain

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 1262/2012 ⁽²⁾, lays down quotas for 2014.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2014.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

Article 1

Quota exhaustion

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2014 shall be deemed to be exhausted from the date set out in that Annex.

Article 2

Prohibitions

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 1262/2012 of 20 December 2012 fixing for 2013 and 2014 the fishing opportunities for EU vessels for certain deep-sea fish stocks (OJ L 356, 22.12.2012, p. 22).

*Article 3***Entry into force**

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

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

Done at Brussels, 11 July 2014.

*For the Commission,
On behalf of the President,
Lowri EVANS
Director-General for Maritime Affairs and Fisheries*

ANNEX

No	08/DSS
Member State	Spain
Stock	ALF/3X14-
Species	Alfonsinos (<i>Beryx</i> spp.)
Zone	EU and international waters of III, IV, V, VI, VII, VIII, IX, X, XII and XIV
Closing date	17.5.2014

COMMISSION REGULATION (EU) No 769/2014**of 11 July 2014****establishing a prohibition of fishing for saithe in VI; Union and international waters of Vb, XII and XIV by vessels flying the flag of Spain**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 43/2014 ⁽²⁾, lays down quotas for 2014.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2014.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2014 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

*Article 3***Entry into force**

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

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

Done at Brussels, 11 July 2014.

For the Commission,

On behalf of the President,

Lowri EVANS

Director-General for Maritime Affairs and Fisheries

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 43/2014 of 20 January 2014 fixing for 2014 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, to Union vessels, in certain non-Union waters (OJ L 24, 28.1.2014, p. 1).

ANNEX

No	09/TQ43
Member State	Spain
Stock	POK/56-14
Species	Saithe (<i>Pollachius virens</i>)
Zone	VI; Union and international waters of Vb, XII and XIV
Closing date	23.6.2014

COMMISSION REGULATION (EU) No 770/2014
of 11 July 2014
establishing a prohibition of fishing for greater silver smelt in Union waters of III and IV by
vessels flying the flag of Ireland

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 43/2014 ⁽²⁾, lays down quotas for 2014.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2014.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

Article 1

Quota exhaustion

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2014 shall be deemed to be exhausted from the date set out in that Annex.

Article 2

Prohibitions

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

Article 3

Entry into force

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

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

Done at Brussels, 11 July 2014.

For the Commission,
On behalf of the President,
Lowri EVANS
Director-General for Maritime Affairs and Fisheries

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 43/2014 of 20 January 2014 fixing for 2014 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, to Union vessels, in certain non-Union waters (OJ L 24, 28.1.2014, p. 1).

ANNEX

No	10/TQ43
Member State	Ireland
Stock	ARU/34-C
Species	Greater silver smelt (<i>Argentina silus</i>)
Zone	Union waters of III and IV
Closing date	25.6.2014

COMMISSION IMPLEMENTING REGULATION (EU) No 771/2014**of 14 July 2014**

laying down rules pursuant to Regulation (EU) No 508/2014 of the European Parliament and of the Council on the European Maritime and Fisheries Fund with regard to the model for operational programmes, the structure of the plans for the compensation of additional costs incurred by operators in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions, the model for the transmission of financial data, the content of the *ex ante* evaluation reports and the minimum requirements for the evaluation plan to be submitted under the European Maritime and Fisheries Fund

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 508/2014 of the European Parliament and of the Council of 15 May 2014 on the European Maritime and Fisheries Fund and repealing Council Regulations (EC) No 2328/2003, (EC) No 861/2006, (EC) No 1198/2006 and (EC) No 791/2007 and Regulation (EU) No 1255/2011 of the European Parliament and of the Council ⁽¹⁾, and in particular Articles 18(3), 72(3), 98(2), and 115(1) thereof,

Whereas:

- (1) In order to ensure uniform conditions for implementing Regulation (EU) No 508/2014, it is necessary to adopt provisions setting out:
 - the model for the presentation of operational programmes concerning measures to be co-financed by the European Maritime and Fisheries Fund (EMFF),
 - the structure of plans for the compensation of additional costs incurred by operators in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions referred to in Article 349 TFEU (compensation plans),
 - the model for the transmission by Member States of financial data relating to the forecast of the amount for which they expect to submit payment applications,
 - the elements to be contained in reports on the *ex ante* evaluation of operational programmes, and
 - the minimum requirements for plans concerning the evaluation of operational programmes during the programming period.
- (2) Those provisions are closely linked since they deal with different aspects of the content and presentation of the operational programmes and compensation plans to be submitted by Member States in the framework of the EMFF. In order to ensure the necessary coherence between those provisions, which should enter into force at the same time, and to facilitate their application by the managing authority, it is desirable to include those provisions in this Regulation.
- (3) The model for operational programmes should harmonise the presentation of data in each section of the operational programme. This is necessary to ensure that data are consistent, comparable and, where necessary, that they can be aggregated.
- (4) The model for operational programmes will form the basis for the development of the electronic data exchange system referred to in Article 74(4) of Regulation (EU) No 1303/2013 of the European Parliament and of the Council ⁽²⁾ as regards operational programmes. That model should therefore establish the manner in which data on operational programmes will be entered into the system for electronic data exchange. However, it should not affect the final presentation of operational programmes, including the layout of text and tables, since the electronic data exchange system is to allow for different structuring and presentation of the data that has been entered into this system.

⁽¹⁾ OJ L 149, 20.5.2014, p. 1.

⁽²⁾ Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).

- (5) The model for the presentation of operational programmes should reflect the content of the operational programme set out in Article 18 of Regulation (EU) No 508/2014 and Article 27 of Regulation (EC) No 1303/2013. In order to ensure consistent conditions for the entry of data, the model should establish the technical specifications of each field in the electronic data exchange system. In addition to the structured data, the model should provide for the option to submit unstructured information in the form of compulsory or non-compulsory annexes. For such annexes it is not necessary to establish technical specifications.
- (6) Article 72 of Regulation (EU) No 508/2014 provides that the Member States concerned submit to the Commission a plan for the compensation of the additional costs incurred by operators in the fishing, farming, processing and marketing of certain fishery and aquaculture products from the outermost regions referred to in Article 349 TFEU.
- (7) Under Article 73 of Regulation (EU) No 508/2014, those compensation plans should also include information on State aid granted by the Member States in the form of additional funding for the implementation of the compensation plans.
- (8) The structure of the compensation plan should ensure consistency and quality of the information, a minimum level of detail and a standardised format. It should furthermore allow for comparability among the regions concerned as well as between years of implementation.
- (9) The structure of the compensation plan should include the breakdown by outermost region of the list of eligible fishery and aquaculture products and the type of operators referred to in Article 70 of Regulation (EU) No 508/2014.
- (10) The structure of the compensation plan should also include the level of compensation calculated in accordance with Article 71 of Regulation (EU) No 508/2014..
- (11) Article 98 of Regulation (EU) No 508/2014 provides that Member States transmit to the Commission a forecast of the amount for which they expect to submit payment applications for the current and for the subsequent financial year.
- (12) The model to be used by Member States when submitting that forecast should ensure that uniform information is available to the Commission in a timely manner, in order to allow for the safeguard the Union's financial interests, to provide the means for an effective programme implementation and to facilitate financial management.
- (13) Pursuant to Article 55 of Regulation (EU) No 1303/2013, Member States are required to carry out *ex ante* evaluations in order to improve the quality of the design of each programme. Article 55(2) of Regulation (EU) No 1303/2013 requires that those *ex ante* evaluations be submitted to the Commission at the same time as the programme, together with an executive summary. The elements to be contained in the *ex ante* evaluation reports pursuant to Article 115(1) of Regulation (EU) No 508/2014 should allow the necessary harmonisation of the data to allow the Commission to undertake the synthesis of the *ex ante* reports at Union level required under Article 118 of Regulation (EU) No 508/2014.
- (14) Pursuant to Article 56 of Regulation (EU) No 1303/2013, a plan for the evaluation of the operational programme during the programming period is to be drawn up by the managing authority. Article 18(1)(j) of Regulation (EU) No 508/2014 requires that the evaluation plan be included in the operational programmes. The minimum requirements for the evaluation plan should enable the Commission to verify that the evaluation activities and resources foreseen in the plan are realistic and will allow the Member States to comply with the evaluation requirements contained in Article 54(1) and (2) and Article 56(2) and (3) of Regulation (EU) No 1303/2013.
- (15) In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the *Official Journal of the European Union*.
- (16) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the European Maritime and Fisheries Fund,

HAS ADOPTED THIS REGULATION:

Article 1

Presentation of the content of operational programmes

The content of the operational programme described in Article 18 of Regulation (EU) No 508/2014 shall be presented in accordance with the model set out in Annex I to this Regulation.

*Article 2***Structure of the compensation plan for the outermost regions**

The structure for the compensation plan for the outermost regions provided for by Article 72 of Regulation (EC) No 508/2014 is set out in Annex II to this Regulation.

*Article 3***Model for transmission of financial data**

When submitting the financial data to the Commission in accordance with Article 98 of Regulation (EU) No 508/2014, Member States shall use the model set out in Annex III to this Regulation.

*Article 4***Content of the *ex ante* evaluation**

The *ex ante* evaluation referred to in Article 55 of Regulation (EU) No 1303/2013 shall be attached to the operational programme in the form of a report which shall contain the following elements:

- (a) an executive summary in English;
- (b) an executive summary in the language or languages of the relevant Member State;
- (c) the specific elements set out in Annex IV to this Regulation.

*Article 5***Minimum requirements for the evaluation plan**

The minimum requirements of the evaluation plan provided for by Article 56 of Regulation (EU) No 1303/2013 are set out in point 10 of Annex I to this Regulation.

Article 6

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

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

Done at Brussels, 14 July 2014.

For the Commission
The President
José Manuel BARROSO

ANNEX I

Model for operational programmes under the European Maritime and Fisheries Fund

CCI	<0.1 type="S" maxlength="15" input="S"> ⁽¹⁾
Title	<0.2 type="S" maxlength="255" input="M">
Version	<0.3 type="N" input="G">
First year	<0.4 type="N" maxlength="4" input="M">
Last year	<0.5 type="N" maxlength="4" input="M">
Eligible from	<0.6 type="D" input="G">
Eligible until	<0.7 type="D" input="G">
EC decision number	<0.8 type="S" input="G">
EC decision date	<0.9 type="D" input="G">

⁽¹⁾ Legend for the characteristics of fields:

type: N = Number, D = Date, S = String, C = Checkbox, P = Percentage, B = Boolean

input: M = Manual, S = Selection, G = Generated by system

'maxlength' = Maximum number of characters including spaces

1. PREPARATION OF THE OPERATIONAL PROGRAMME AND INVOLVEMENT OF PARTNERS

1.1 **Preparation of the operational programme and involvement of partners (in accordance with Article 17(2) of Regulation (EU) No 508/2014)**

<1.1 type="S" maxlength="14000" input="M">

1.2 **Outcome of the ex ante evaluation (in accordance with Article 18(1)(b)(ii) of Regulation (EU) No 508/2014)**

1.2.1 *Description of the ex ante evaluation process*

<1.2.1 type="S" maxlength="3000" input="M">

1.2.2 *Overview of the recommendations of the ex ante evaluators and brief description of how they have been addressed*

Topic (Predefined by the COM)	Recommendation	How was the recommendation addressed, or why was it not taken into account?
<1.2.2 type="S" input="S">	<1.2.2 type="S" maxlength="1000" input="M">	<1.2.2 type="S" maxlength="1000" input="M">
...
...

2. SWOT AND IDENTIFICATION OF NEEDS (IN ACCORDANCE WITH ARTICLE 18(1) OF REGULATION (EU) No 508/2014)

2.1 **SWOT analysis and identification of needs**

Table below to be repeated for each of the relevant EMFF Union priorities

EMFF Union priority	Title of EMFF Union priority <2.1 type="S" input="S">]
Strengths	<2.1 type="S" maxlength="10500" input="M">
Weaknesses	<2.1 type="S" maxlength="10500" input="M">
Opportunities	<2.1 type="S" maxlength="10500" input="M">
Threats	<2.1 type="S" maxlength="10500" input="M">
Identification of needs on basis of the SWOT analysis	<2.1 type="S" maxlength="10500" input="M">
SWOT analysis consistency with the Multiannual National Strategic Plan for aquaculture (*)	<2.1 type="S" maxlength="10500" input="M">
SWOT analysis consistency with the progress to achieve good environmental status through the development and implementation of MSFD	<2.1 type="S" maxlength="10500" input="M">
Specific needs concerning jobs, the environment, climate change mitigation and adaptation and promotion of innovation	<2.1 type="S" maxlength="10500" input="M">

(*) Applicable to Union priority number 2.

2.2. **Context indicators presenting the initial situation**

Table below to be repeated for each of the relevant EMFF Union priorities

EMFF Union priority	Title of EMFF Union priority <2.2 type="S" input="S">				
Context indicator presenting the initial situation	Baseline year	Value	Measurement unit	Source of information	Comments/Justification
<2.2 type="S" input="S">	<2.2 type="N" input="S">	<2.2 type="N" input="M">	<2.2 type="S" input="G">	<2.2 type="S" maxlength="1000" input="M">	<2.2 type="S" maxlength="1000" input="M">
...
...

3. DESCRIPTION OF THE STRATEGY FOR THE OPERATIONAL PROGRAMME'S CONTRIBUTION TO SMART, SUSTAINABLE AND INCLUSIVE GROWTH (IN ACCORDANCE WITH ARTICLE 27 OF REGULATION (EU) No 1303/2013)

3.1. **Description of the strategy**

<3.1 type="S" maxlength="21000" input="M">

3.2. Specific objectives and result indicators

Table below to be repeated for each of the relevant EMFF Union priorities

Union priority	Title of the Union priority <3.2 type="S" input="S">		
Specific objective	Title of the specific objective <3.2 type="S" input="S">		
Result indicator, i.e., target, which the Member State seeks to achieve with the EMFF support	Title of the result indicator and its measurement unit	Target value for 2023	Measurement unit
	<3.2 type="S" input="S">	<3.2 type="N" input="M">	<3.2 type="S" input="G">

3.3. Relevant measures and output indicators

Table below to be repeated for each previously selected specific objective of the relevant Union priority

Union priority	Title of the Union priority <3.3 type="S" input="G">					
Specific objective	Title of the specific objective <3.3 type="S" input="G">					
Title of the selected relevant measure	Output indicators per measure				Justification for the combination of the EMFF measures (supported by the ex ante evaluation and the SWOT analysis)	Thematic objective to which the selected measure is contributing
	Should the indicator be included in the Performance Framework	Title of output indicator with its measurement unit	Target value for 2023	Measurement unit		
<3.3 type="S" input="S">	<3.3 type="B" input="S">	<3.3 type="S" input="S">	<3.3 type="N" input="M">	<3.3 type="S" input="G">	<3.3 type="S" maxlength="1000" input="M">	<3.3 type="S" input="G">
<3.3 type="S" input="S">	<3.3 type="B" input="S">	<3.3 type="S" input="S">	<3.3 type="N" input="M">]	<3.3 type="S" input="G">		<3.3 type="S" input="G">
....

3.4. Description of the programme's complementarity with other ESI Funds

3.4.1. Complementarity and coordination arrangements with other ESI Funds and other relevant Union and national funding instruments

<3.4.1 type="S" maxlength="14000" input="M">

3.4.2. Main actions planned to achieve a reduction in administrative burden

<3.4.2 type="S" maxlength="7000" input="M">

3.5. **Information on the macro-regional or sea-basin strategies (where relevant)**

<3.5 type="S" maxlength="3500" input="M">

4. REQUIREMENTS CONCERNING SPECIFIC EMFF MEASURES

4.1. **Description of the specific needs of Natura 2000 areas and the contribution of the programme to the establishment of a coherent network of fish stock recovery areas as laid out in Article 8 of Regulation (EU) No 1380/2013 of the European Parliament and of the Council ⁽¹⁾**

<4.1 type="S" maxlength="3500" input="M">

4.2. **Description of the action plan for the development, competitiveness and sustainability of small-scale coastal fishing (in accordance with Article 18(1)(i) of Regulation (EU) No 508/2014)**

<4.2 type="S" maxlength="1500" input="M">

4.3. **Description of the method for the calculation of simplified costs in accordance with Article 67(1)(b) to (d) of Regulation (EU) No 1303/2013**

<4.3 type="S" maxlength="3500" input="M">

4.4. **Description of the method for the calculation of additional costs or income foregone in accordance with Article 96 of Regulation (EU) No 508/2014**

<4.4 type="S" maxlength="3500" input="M">

4.5. **Description of the method for the calculation of compensation according to relevant criteria identified for each of the activities deployed under Article 40(1), 53, 54, 55 and 67 of Regulation (EU) No 508/2014**

<4.5 type="S" maxlength="3500" input="M">

4.6. **As regards the measures for the permanent cessation of fishing activities under Article 34 of Regulation (EU) No 508/2014, such description shall include the targets and measures to be taken for the reduction of the fishing capacity in accordance with Article 22 of Regulation (EU) No 1380/2013. A description of the method for the calculation of the premium to be granted under Articles 33 and 34 of Regulation (EU) No 508/2014 shall also be included**

<4.6 type="S" maxlength="7000" input="M">

4.7. **Mutual funds for adverse climatic events and environmental incidents (in accordance with Article 35 of Regulation (EU) No 508/2014)**

<4.7 type="S" maxlength="3500" input="M">

4.8. **Description on the use of technical assistance (in accordance with Article 78 of Regulation (EU) No 508/2014)**

4.8.1. *Technical assistance at the initiative of the Member State*

<4.8.1 type="S" maxlength="3500" input="M">

⁽¹⁾ Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).

4.8.2. Establishment of national networks

<4.8.2 type="S" maxlength="7000" input="M">

5. SPECIFIC INFORMATION ON INTEGRATED TERRITORIAL DEVELOPMENT

5.1. **Information on the implementation of CLLD**

The information should focus on the role of CLLD in the EMFF OP, in line with information contained in the Partnership Agreement and avoiding duplication of information already included in the latter.

5.1.1. A description of the strategy for CLLD (in accordance with Article 60 of Regulation (EU) No 508/2014)

<5.1.1 type="S" maxlength="21000" input="M">

5.1.2. A list of criteria applied for selecting the fisheries areas (in accordance with Article 18(1)(g) of Regulation (EU) No 508/2014)

<5.1.2 type="S" maxlength="7000" input="M">

5.1.3. A list of selection criteria for local development strategies (in accordance with Article 18(1)(h) of Regulation (EU) No 508/2014)

<5.1.3 type="S" maxlength="7000" input="M">

5.1.4. A clear description of the respective roles of the FLAGs, the managing authority or designated body for all implementation tasks relating to the strategy (in accordance with Article 18(1)(m)ii of Regulation (EU) No 508/2014)

<5.1.4 type="S" maxlength="7000" input="M">

5.1.5. Information on advance payments to FLAGs (in accordance with Article 18(2) of Regulation (EU) No 508/2014)

For the section on national networks for FLAGs please refer to point 4.8.2 (technical assistance)

<5.1.5 type="S" maxlength="3500" input="M">

5.2. **Information on Integrated Territorial Investments (ITIs) (in accordance with Article 36 of Regulation (EU) No 1303/2013).**

Where an ITI established under the Structural Funds is complemented by financial support from the EMFF, please fill in the table below:

EMFF measures covered (select from a drop-down list)	Indicative financial allocation from EMFF, euro
<5.2 type="S" input="S">	<5.2 type="N" input="M">
<5.2 type="S" input="S">	
...	

6. FULFILMENT OF EX ANTE CONDITIONALITIES (IN ACCORDANCE WITH ARTICLE 55 OF REGULATION (EU) No 1303/2013)

6.1. Identification of applicable *ex ante* conditionalities and assessment of their fulfilment

6.1.1. Table: Applicable EMFF specific *ex ante* conditionalities and assessment of their fulfilment

Ex ante conditionality (EAC)	Union Priority or priorities to which the applicable conditionality applies	Is applicable conditionality fulfilled YES / NO / PARTIALLY	Criteria	Criteria fulfilled (Yes/No)	Self-assessment with explanations on the fulfilment of each criterion of the applicable <i>ex ante</i> conditionalities	References (to strategies, legal acts or other relevant documents, incl. relevant sections, articles or paragraphs, accompanied by web-links or access to full text)
<6.1 type="S" input="S">	<6.1 type="S" input="S">	<6.1 type="B" input="S">	<6.1 type="S" maxlength="500" input="S">	<6.1 type="B" input="S">	<6.1 type="S" maxlength="1000" input="M"> Criterion 1	<6.1 type="S" maxlength="500" input="M">
	...				<6.1 type="S" maxlength="1000" input="M"> Criterion 2	<6.1 type="S" maxlength="500" input="M">
				
...

6.1.2. Table: Applicable general ex ante conditionalities and assessment of their fulfilment

<6.1 type="S" maxlength="3500" input="M">

6.2. Description of the actions to be taken, the bodies responsible and the timetable for their implementation

6.2.1. Table: Actions envisaged to achieve the fulfilment of the EMFF specific ex ante conditionalities

Ex ante conditionality	Criteria not fulfilled	Actions to be taken	Deadline (date)	Bodies responsible for fulfilment
<6.2 type="S" input="S">	<6.2 type="S" input="S">	<6.2 type="S" maxlength="1000" input="M"> Action 1	<6.2 type="D" input="M">	<6.2 type="S" maxlength="500" input="M"> Body x
...
...
...

6.2.2. Table: Actions envisaged to achieve the fulfilment of the general ex ante conditionalities

<6.2 type="S" maxlength="3500" input="M">

7. DESCRIPTION OF THE PERFORMANCE FRAMEWORK (IN ACCORDANCE WITH ARTICLE 22 OF AND ANNEX II TO REGULATION (EU) No 1303/2013)

7.1. Table: Performance framework

Table below to be repeated for each of the relevant EMFF Union priorities

Union priority		
Indicator and measurement unit, where appropriate (Output indicators from those previously selected in Section 3.3 under the Union priorities to be included in the performance framework)	Milestone for 2018	Targets for 2023 (generated automatically from the chapter of the OP dealing with the Strategy of the OP)
Financial indicator	<7.1 type="N" input="M">	<7.1 type="N" input="M">
<7 type="S" input="G"> Output indicator 1	<7.1 type="N" input="M">	<7.1 type="N" input="G">
<7 type="S" input="G"> Output indicator 2	<7.1 type="N" input="M">	<7.1 type="N" input="G">
...

7.2. **Table: justification for the choice of output indicators to be included in the performance framework**

Table below to be repeated for each of the relevant EMFF Union priorities

Union priority	
Rationale for the selection of output indicators included in the performance framework ⁽¹⁾ , including an explanation of the share of financial allocation represented by operations, which will produce the outputs, as well the method applied to calculate the share, which must exceed 50 % of the financial allocation to the priority	<7.2 type="S" maxlength="1000" input="M">
Data or evidence used to estimate the value of milestones and targets and the calculation method (e.g. unit costs, benchmarks, standard or past rate of implementation, expert advice, conclusions of <i>ex ante</i> evaluation)	<7.2 type="S" maxlength="1000" input="M">
Information on how the methodology and mechanisms to ensure consistency in the functioning of the performance framework have been applied in line with the provisions of the Partnership Agreement	<7.2 type="S" maxlength="1000" input="M">

⁽¹⁾ Output indicators are defined by the choice of measures, but the subset of output indicators used in the performance framework will have to be justified

8. FINANCING PLAN (IN ACCORDANCE WITH ARTICLE 20 OF REGULATION (EU) No 1303/2013 AND WITH THE COMMISSION IMPLEMENTING ACT REFERRED TO IN ARTICLE 16(2) OF REGULATION (EU) No 508/2014)

8.1. **Total EMFF contribution planned for each year, euro**

Year	EMFF main allocation ⁽¹⁾	EMFF performance reserve
2014	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2015	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2016	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2017	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2018	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2019	<8.1 type="N" input="G">	<8.1 type="N" input="G">
2020	<8.1 type="N" input="G">	<8.1 type="N" input="G">
Total	<8.1 type="N" input="G">	<8.1 type="N" input="G">

⁽¹⁾ EMFF main allocation = Total Union allocation less allocation to performance reserve.

8.2. EMFF contribution and co-financing rate for the Union Priorities, Technical Assistance and other support (in euro)

Union Priorities	Measure(s) under the Union Priority	Total support			Main allocation (total funding minus performance reserve)		Performance reserve		Performance reserve amount as proportion of total Union support
		EMFF contribution (performance reserve included)	National counterpart (performance reserve included)	EMFF co-financing rate	EMFF support	National counterpart	EMFF Performance reserve	National counterpart (!)	
		a	b	$c = \frac{a}{(a + b)} \times 100$	$d = a - f$	$e = b - g$	f	$g = b \times (f/a)$	$h = f/a \times 100$
1. Promoting environmentally sustainable, resource efficient, innovative, competitive and knowledge-based fisheries	Article 33, Article 34 and Article 41(2) (Article 13(2) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	50 %			<8.2 type="N" input="M">		
	Financial allocation for the rest of the Union priority 1 (Article 13(2) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 75 %, min 20 %			<8.2 type="N" input="M">		
2. Fostering environmentally sustainable, resource efficient, innovative, competitive and knowledge-based aquaculture (Article 13(2) of the EMFF)		<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 75 %, min 20 %			<8.2 type="N" input="M">		
3. Fostering the implementation of the CFP	the improvement and supply of scientific knowledge and collection and management of data Article 13(4) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	80 %			<8.2 type="N" input="M">		
	the support to monitoring, control and enforcement, enhancing institutional capacity and an efficient public administration without increasing the administrative burden (Article 76(2)(a) to (d) and (f) to (l)) (Article 13(3) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	90 %			<8.2 type="N" input="M">		
	the support to monitoring, control and enforcement, enhancing institutional capacity and an efficient public administration without increasing the administrative burden (Article 76(2)(e)) (Article 13(3) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	70 %			<8.2 type="N" input="M">		

Union Priorities	Measure(s) under the Union Priority	Total support			Main allocation (total funding minus performance reserve)		Performance reserve		Performance reserve amount as proportion of total Union support
		EMFF contribution (performance reserve included)	National counterpart (performance reserve included)	EMFF co-financing rate	EMFF support	National counterpart	EMFF Performance reserve	National counterpart ⁽¹⁾	
		a	b	$c = \frac{a}{(a + b)} \times 100$	$d = a - f$	$e = b - g$	f	$g = b \times (f/a)$	$h = f/a \times 100$
4. Increasing employment and territorial cohesion (Article 13(2) of the EMFF)		<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 85 %, min 20 %			<8.2 type="N" input="M">		
5. Fostering marketing and processing	Storage aid (Article 67) (Article 13(6) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	100 %			0	0	0
	Compensation for outermost regions (Article 70) (Article 13(5) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	100 %			<8.2 type="N" input="M">		
	Financial allocation for the rest of the Union priority 5 (Article 13(2) of the EMFF)	<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 75 %, min 20 %			<8.2 type="N" input="M">		
6. Fostering the implementation of the Integrated Maritime Policy (Article 13(7) of the EMFF)		<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 75 %, min 20 %			<8.2 type="N" input="M">		
Technical assistance (Article 13(2) of the EMFF)		<8.2 type="N" input="M">	<8.2 type="N" input="M">	max 75 %, min 20 %			0	0	0
Total (automatically calculated):		<8.2 type="N" input="G">	<8.2 type="N" input="G">	NA	<8.2 type="N" input="G">	<8.2 type="N" input="G">	<8.2 type="N" input="G">	<8.2 type="N" input="G">	NA

⁽¹⁾ The national counterpart is divided pro rata between the main allocation and the performance reserve

8.3. EMFF contribution to the thematic objectives of the ESI Funds

Thematic objective	EMFF contribution, euro
(3) enhancing the competitiveness of SMEs, of the agricultural sector (for the EAFRD) and of the fishery and aquaculture sector (for the EMFF)	<8.3 type="N" input="M">
(4) supporting the shift towards a low-carbon economy in all sectors;	<8.3 type="N" input="M">
(6) preserving and protecting the environment and promoting resource efficiency;	<8.3 type="N" input="M">
(8) promoting sustainable and quality employment and supporting labour mobility.	<8.3 type="N" input="M">

9. HORIZONTAL PRINCIPLES

9.1. Description of the actions to take into account the principles set out in Articles 5 (*), 7 and 8 of Regulation (EU) No 1303/2013

(*) Article 5 is described in the OP Section 1 'Preparation of the OP and involvement of the partners'

9.1.1 Promotion of equality between men and women and non-discrimination (Article 7 of Regulation (EU) 1303/2013)

<9.1.1 type="S" maxlength="5500" input="M">

9.1.2. Sustainable development

<9.1.2 type="S" maxlength="5500" input="M">

9.2. Indication of the indicative amount of support to be used for climate change objectives (in accordance with Article 18(1)(a) of Regulation (EU) No 508/2014)

EMFF measures contributing to the climate change objectives (the relevant EMFF measures included by the MS in the OP chapter 'Description of the strategy')	Coefficient (*)	The indicative EMFF contribution, euro (an amount per measure summed-up)	Share of the total EMFF allocation to the operational programme (%)
<9.2 type="S" input="G">	<9.2 type="N" input="G"> (*)	<9.2 type="N" input="M">	<9.2 type="N" input="G">
...	...		

(*) For some measures, the MS can change the percentage proposed from '0 %' to '40 %' as laid down in the Commission Implementing Regulation (EU) No 215/2014 (OJ L 69, 8.3.2014, p. 65).

10. EVALUATION PLAN (IN ACCORDANCE WITH ARTICLE 56 OF REGULATION (EU) No 1303/2013) AND ARTICLE 18(1)(j) OF REGULATION (EU) No 508/2014

Objectives and purpose of the Evaluation Plan	<p><10 type="S" maxlength="3500" input="M"></p> <p>The SWOT analysis and the ex ante evaluation should provide an assessment of the evaluation needs for the period. Objectives and purpose should address those needs ensuring that sufficient and appropriate evaluation activities are undertaken, in particular to provide information needed for programme steering, for the AIRs in 2017 and 2019 and the ex post evaluation, and to ensure that data needed for EMFF evaluations is available.</p>
------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Governance and coordination	<p><10 type="S" maxlength="10500" input="M"></p> <p>Brief description of the monitoring and evaluation arrangements, providing information on the coordination with the EMFF OP implementation. Identification of the main bodies involved and their responsibilities. Information on the management of evaluation, including organisational structures such as an evaluation unit and/or a Steering Group, quality control, simplification, etc.</p>
Evaluation topics and activities	<p><10 type="S" maxlength="7000" input="M"></p> <p>Provide information on evaluation topics and activities anticipated, including, but not limited to, fulfilment of EU requirements. It should cover activities needed to evaluate contribution of each priority to objectives, assessment of results indicators value and impacts, analysis of net effect, thematic issues, cross-cutting issues such as sustainable development, climate change, and any other specific evaluation needs.</p>
Data and information strategy	<p><10 type="S" maxlength="7000" input="M"></p> <p>Brief description of the system to record, maintain, manage and report statistical information on OP implementation and provision of monitoring data for evaluation. Identification of data sources to be used, data gaps, potential institutional issues related to data provision, and proposed solutions. This section should demonstrate that appropriate data management systems will be operational in due time.</p>
Timeline	<p><10 type="S" maxlength="3500" input="M"></p> <p>Outline indicative planning of activities in order to ensure availability of evaluation results at the required time, in particular with regards to the compulsory evaluations foreseen in the CPR, the input needed for enhanced AIRs in 2017 and 2019, and the ex post evaluation report.</p>
Specific requirements for evaluation of CLLD	<p><10 type="S" maxlength="7000" input="M"></p> <p>Description of support foreseen for evaluation at the level of FLAGS in particular on the use of self-evaluation methods, guidance for FLAGS to enable aggregate achievements to be demonstrated at the EMFF OP level.</p>
Communication	<p><10 type="S" maxlength="7000" input="M"></p> <p>Description of information on dissemination of evaluation results to stakeholders and policymakers, mechanisms to follow-up on use of evaluation results.</p>
Resources	<p><10 type="S" maxlength="7000" input="M"></p> <p>Description of the resources needed and foreseen to implement the plan, including an indication of administrative capacity, data, financial resources, IT needs. Description of capacity building activities foreseen to ensure that the evaluation plan can be fully implemented.</p>

11. PROGRAMME IMPLEMENTING ARRANGEMENTS (IN ACCORDANCE WITH ARTICLE 18(1)(m) OF REGULATION (EU) No 508/2014)

11.1. Identification of authorities and intermediate bodies

Authority/body	Name of the authority/body
Managing authority (MA)	<11.1 type="S" maxlength="255" input="M">
Intermediate body of the MA (if relevant)	<11.1 type="S" maxlength="255" input="M">

Authority/body	Name of the authority/body
Certifying authority (if relevant)	<11.1 type="S" maxlength="255" input="M">
Intermediate body of the CA (if relevant)	<11.1 type="S" maxlength="255" input="M">
Audit authority	<11.1 type="S" maxlength="255" input="M">

11.2. Description of the monitoring and evaluation procedures

<11.2 type="S" maxlength="7000" input="M">

11.3. General composition of the Monitoring Committee

<11.3 type="S" maxlength="7000" input="M">

11.4. A summary description of the information and publicity measures to be carried out

<11.4 type="S" maxlength="3500" input="M">

12. INFORMATION ON THE BODIES RESPONSIBLE FOR IMPLEMENTING THE CONTROL, INSPECTION AND ENFORCEMENT SYSTEM (IN ACCORDANCE WITH ARTICLE 18(1)(o) OF REGULATION (EU) No 508/2014)

12.1. Bodies implementing the control, inspection and enforcement system

Names of the authority/body	
Body No.x <12.1 type="N" input="G">	<12.1 type="S" maxlength="255" input="M">
Body No.y <12.1 type="N" input="G">	<12.1 type="S" maxlength="255" input="M">
...	...

12.2. Brief description of human and financial resources available for fisheries control, inspection and enforcement

<12.2 type="S" maxlength="3500" input="M">

12.3. The major equipment available, in particular the number of vessels, aircraft and helicopters

<12.3 type="S" maxlength="3500" input="M">

12.4. List of selected types of operations

Type of operation	Description
Selected type of operation <12.4 type="S" input="S">	<12.4 type="S" maxlength="2000" input="M">
<12.4 type="S" input="S">	<12.4 type="S" maxlength="2000" input="M">
...	...

12.5. Link to priorities defined by the Commission as set out in Article 20(3) of the EMFF

<12.5 type="S" maxlength="3500" input="M">

13. DATA COLLECTION (IN ACCORDANCE WITH ARTICLE 18(1)(p) OF REGULATION (EU) No 508/2014)

13.1. A general description of activities of data collection foreseen for the period 2014-2020

<13.1 type="S" maxlength="7000" input="M">

13.2. A description of data storage methods, data management and data use

<13.2 type="S" maxlength="7000" input="M">

13.3. A description of how sound financial and administrative management in data collection will be achieved

<13.3 type="S" maxlength="7000" input="M">

14. FINANCIAL INSTRUMENTS (IN ACCORDANCE WITH TITLE IV OF PART TWO OF REGULATION (EU) No 1303/2013)

14.1. Description of the planned use of financial instruments

<14.1 type="S" maxlength="7000" input="M">

14.2. Selection of the EMFF measures planned to be implemented through the financial instruments

EMFF measure (select measures from a drop-down list predefined by the COM)
<14.2 type="S" input="S">
...

14.3. Indicative amounts planned to be used through the financial instruments

EMFF total amount 2014-2020, euro
<14.3 type="N" input="M">

Attachments to the programme

- List of partners consulted
 - Report of *ex ante* evaluation with executive summary
 - Report on Strategic Environmental Assessment (SEA)
 - Summary description of the management and control system (the summary description should also include an explanation on how the principle of separation of the functions and functional independence has been ensured)
 - Compensation plan for the outermost regions
 - Maps showing the size and location of the fisheries and aquaculture sectors, the location of main fishing harbours and aquaculture sites, and the location of protected areas (ICZM, MPAs, Natura 2000).
-

ANNEX II

STRUCTURE OF THE COMPENSATION PLAN

1. Identification of eligible fishery and aquaculture products or categories of products ⁽¹⁾

#	(1) Categories ⁽¹⁾	(2) Commercial designation	(3) Scientific name	(4) FAO code	(5) Presentation ⁽²⁾	(6) CN code	(7) Quantity ⁽³⁾
1.	Crustaceans	Red shrimp	<i>Plesiopenaeus edwardsianus</i>	SSH	frozen		X tons/year
2.	...						
...							

⁽¹⁾ Optional in case compensation is calculated at the level of products

⁽²⁾ Fresh, frozen, prepared, preserved

⁽³⁾ Expressed in tons of live weight, as defined by Council Regulation (EC) No 1224/2009 (OJ L 343, 22.12.2009, p 1).

2. Identification of the operators ⁽²⁾

#	(1) Operators or their associations	(2) Categories of products or products (in accordance with columns (1) or (2) of Table 1)
1.	Fishermen	Crustaceans (if per category)/red shrimp (if per product)
2.	Fish farmers	...
...		

3. Level of compensation for additional costs, calculated by products or categories of products

Product or category of products (*)

Category and items of costs	Average cost (**)/year			Justification of the additional costs
	Cost incurred by operator in the outermost region	Cost incurred by operator in the continental part of the MS territory	Additional cost (***) (maximum level of compensation)	
	(a)	(b)	(c) = (b) - (a)	

Category 1-A: Production costs for fishery products

Fuel				
Lubricant				
Wearing parts				

⁽¹⁾ A category of product is a collection of products which can be subject to a common approach for the calculation of additional costs.

⁽²⁾ Pursuant to Article 70(6) of Regulation (EU) No 508/2014

Category and items of costs	Average cost (**)/year			Justification of the additional costs
	Cost incurred by operator in the outermost region	Cost incurred by operator in the continental part of the MS territory	Additional cost (***) (maximum level of compensation)	
	(a)	(b)	(c) = (b) – (a)	
Maintenance (incl. careening)				
Fishing, navigation and safety equipment				
Baits				
Fish hold ice				
Fees for port infrastructure				
Bank fees				
Insurance				
Telecommunications (internet, telephone, fax)				
Consulting services				
Costs related to marketing activities mentioned under Art. 68 of the EMFF				
Food supply (crew)				
Staff costs				
Other				
Total amount of additional cost (***) or category 1A				

Category 1-B: Production costs for aquaculture products

Juveniles				
Feed (purchase and preservation)				
Energy and oxygen				
Maintenance (including phytosanitary)				
Small material and spare parts				
Fees for port infrastructure				

Category and items of costs	Average cost (**)/year			Justification of the additional costs
	Cost incurred by operator in the outermost region	Cost incurred by operator in the continental part of the MS territory	Additional cost (***) (maximum level of compensation)	
	(a)	(b)	(c) = (b) – (a)	
Bank fees				
Insurance				
Telecommunications (internet, telephone, fax)				
Consulting services				
Costs related to marketing activities mentioned under Art. 68 of the EMFF				
Staff costs				
Other				
Total amount (***) of additional cost for category 1B				

Category 2: Processing costs

Raw material				
Waste treatment				
Sorting and neutralising of toxic or poisonous species				
Energy				
Bank fees				
Insurance				
Telecommunications (internet, telephone, fax)				
Consulting services				
Costs related to investment mentioned under Art. 69 of the EMFF				
Staff costs				
Packing and packaging				
Refrigeration and deep-freezing				

Category and items of costs	Average cost (**)/year			Justification of the additional costs
	Cost incurred by operator in the outermost region	Cost incurred by operator in the continental part of the MS territory	Additional cost (***) (maximum level of compensation)	
	(a)	(b)	(c) = (b) – (a)	
Costs related to relevant measures of Art. 69 of the EMFF				
Other				
Total amount of additional cost (***) for category 2				

Category 3: Marketing costs

Packaging (including ice for fresh products)				
Physical transportation (on land, at sea and by air), including any insurance costs and custom clearances				
Bank fees				
Insurance				
Telecommunications (internet, telephone, fax)				
Consulting services				
Financial costs ensuing from delivery times				
Staff costs				
Other				
Total amount of additional cost (***) for category 3				
Total amount of additional cost (***): sum additional costs from column (c)				
Total amount of other public intervention other type of public intervention affecting the level of additional costs (****)				
Total level of compensation (total additional costs + total public intervention)				

Category and items of costs	Average cost (**)/year			Justification of the additional costs
	Cost incurred by operator in the outermost region	Cost incurred by operator in the continental part of the MS territory	Additional cost (***) (maximum level of compensation)	
	(a)	(b)	(c) = (b) – (a)	
<p><i>Additional information:</i> In case the level of compensation is lower than additional costs, an explanation shall be provided on the reasoning behind the determination of the chosen level of compensation</p>				
<p>(*) The table should be prepared for each product or category of products (**) Calculation on the basis of the criteria laid out in Commission Delegated Regulation (EU) XXX/2014 (***) Additional costs should be expressed in euros per ton of live weight, as defined by Regulation (EC) No 1224/2009 (****) Pursuant to Article 71(b) of Regulation (EU) No 508/2014</p>				

4. Identification of competent authorities

	Name of institution
Managing Authority	Name of institution referred to under point 11.1 'Identification of authorities and intermediate bodies' of the Operational Programme

5. Additional funding for the implementation of the compensation plan (State aid)

Information to be provided for each envisaged scheme/ad hoc aid

Region	Name of the Region(s) (NUTS ⁽¹⁾)
Granting authority	Name
	Postal address Web address
Title of the aid measure	
National legal basis (Reference to the relevant national official publication)	
Web link to the full text of the aid measure	
Type of measure	<input type="checkbox"/> Scheme	
	<input type="checkbox"/> Ad hoc aid	Name of the beneficiary and the group ⁽²⁾ it belongs to

Amendment of an existing aid scheme or ad hoc aid	<input type="checkbox"/> Prolongation	Commission aid reference
	<input type="checkbox"/> Modification
Duration ⁽³⁾	<input type="checkbox"/> Scheme	dd/mm/yyyy to dd/mm/yyyy
Date of granting ⁽⁴⁾	<input type="checkbox"/> Ad hoc aid	dd/mm/yyyy
Economic sector(s) concerned	<input type="checkbox"/> All economic sectors eligible to receive aid	
	<input type="checkbox"/> Limited to certain sectors: Please specify at NACE group level ⁽⁵⁾
Type of beneficiary	<input type="checkbox"/> SME	
	<input type="checkbox"/> Large undertakings	
Budget	Total annual amount of the budget planned under the scheme ⁽⁶⁾	National currency ... (full amounts)
	Overall amount of the ad hoc aid awarded to the undertaking ⁽⁷⁾	National currency ... (full amounts)
	<input type="checkbox"/> For guarantees ⁽⁸⁾	National currency ... (full amounts)
Aid instrument	<input type="checkbox"/> Grant/Interest rate subsidy	
	<input type="checkbox"/> Loan/Repayable advances	
	<input type="checkbox"/> Guarantee (where appropriate with a reference to the Commission decision ⁽⁹⁾)	
	<input type="checkbox"/> Tax advantage or tax exemption	
	<input type="checkbox"/> Provision of risk finance	
	<input type="checkbox"/> Other (please specify)...	

Motivation	<p>Indicate why a State aid scheme has been established or an ad-hoc aid has been granted, instead of assistance under the European Maritime and Fisheries Fund (EMFF):</p> <p><input type="checkbox"/> measure not covered by the national operational programme;</p> <p><input type="checkbox"/> prioritisation in the allocation of funds under the national operational programme;</p> <p><input type="checkbox"/> funding no longer available under the EMFF;</p> <p><input type="checkbox"/> other (please specify)</p>
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- (1) NUTS — Nomenclature of Territorial Units for Statistics. Typically, the region is specified at level 2. Regulation (EC) No 1059/2003 of the European Parliament and of the Council of 26 May 2003 on the establishment of a common classification of territorial units for statistics (NUTS), OJ L 154, 21.6.2003, p. 1.
- (2) An undertaking for the purposes of rules on competition laid down in the Treaty and for the purposes of this Regulation is any entity engaged in an economic activity, regardless of its legal status and the way in which it is financed. The Court of Justice has ruled that entities which are controlled (on a legal or on a de facto basis) by the same entity should be considered as one undertaking.
- (3) Period during which the granting authority can commit itself to grant the aid.
- (4) 'date of granting the aid' means the date when the legal right to receive the aid is conferred on the beneficiary under the applicable national legal regime
- (5) NACE Rev. 2 — Statistical classification of Economic Activities in the European Union. Typically, the sector shall be specified at group level.
- (6) In case of an aid scheme: indicate the annual overall amount of the budget planned under the scheme or the estimated tax loss per year for all aid instruments contained in the scheme.
- (7) In case of an ad hoc aid award: indicate the overall aid amount/tax loss.
- (8) For guarantees, indicate the (maximum) amount of loans guaranteed.
- (9) Where appropriate, reference to the Commission decision approving the methodology to calculate the gross grant equivalent.

ANNEX III

A forecast of the amount for which the Member State expects to submit payment applications for the current financial year and the subsequent financial year

	Union contribution (in EUR)		
	(current financial year)		(subsequent financial year)
	January – October	November – December	January – December
Operational programme (CCI)	<type="N" input="M">	<type="N" input="M">	<type="N" input="M">

ANNEX IV

Elements to be contained in an *ex ante* evaluation report

SECTION I: INTRODUCTION

1. Purpose and objectives of the *ex ante* evaluation
2. Description of the steps taken in conducting the *ex ante* evaluation
3. Interactions between the *ex ante* evaluator, the Managing Authority and the SEA evaluator

SECTION II: THE EX ANTE EVALUATION REPORT

1. **SWOT analysis and needs assessment**
 2. **Strategy and structure of the Operational Programme**
 - 2.1 Contribution to the Europe 2020 Strategy
 - 2.2 Contribution to the implementation of the Common Fisheries Policy
 - 2.3 Consistency with the CSF, Partnership Agreement, country-specific recommendations and other relevant instruments
 - 2.4 Programme's intervention logic
 - 2.5 Proposed forms of support
 - 2.6 Expected contribution of the measures chosen to achieve the targets
 - 2.7 Consistency of budgetary allocation with the objectives
 - 2.8 Provisions for CLLD
 - 2.9 Use of Technical Assistance
 - 2.10 Relevance and coherence of the programme
 3. **Assessment of the measures taken to monitor the progress and the results of the OP**
 - 3.1 Quantified target values for indicators
 - 3.2 Suitability of the milestones for the performance framework
 - 3.3 Proposed monitoring and evaluation system
 - 3.4 The Evaluation Plan
 4. **Assessment of the planned arrangements for the implementation of the OP**
 - 4.1 Adequacy of human and administrative capacity for management
 - 4.2 Reduction of administrative burden
 5. **The assessment of horizontal themes**
 - 5.1 Promotion of equal opportunities, preventing discrimination
 - 5.2 Promotion of sustainable development
-

COMMISSION IMPLEMENTING REGULATION (EU) No 772/2014**of 14 July 2014****laying down the rules on intensity of public aid to be applied to the total eligible expenditure of certain operations financed under the European Maritime and Fisheries Fund**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 508/2014 of the European Parliament and of the Council of 15 May 2014 on the European Maritime and Fisheries Fund and repealing Council Regulations (EC) No 2328/2003, (EC) No 861/2006, (EC) No 1198/2006 and (EC) No 791/2007 and Regulation (EU) No 1255/2011 of the European Parliament and of the Council ⁽¹⁾, and in particular Article 95(5) thereof,

Whereas:

- (1) Regulation (EU) No 508/2014 lays down in Article 95(1) general rules in relation to the intensity of public aid to be applied to the total eligible expenditure of an operation financed under the European Maritime and Fisheries Fund ('EMFF').
- (2) By way of derogation, Article 95(4) provides for additional percentage points of public aid intensity applicable to specific types of operations which are set out in Annex I to Regulation (EU) No 508/2014. At the same time, in order not to jeopardise the sustainability of the reform of Common Fisheries Policy ('CFP'), Articles 94(3)(c) and Article 69(2) of Regulation (EU) No 508/2014 limit the EMFF support to certain types of operations by imposing a reduced co-financing rate. This logic is reflected also in the different levels of additional percentage points of aid intensity listed in Annex I of Regulation (EU) No 508/2014. The compliance with certain conditions of Annex I to Regulation (EU) No 508/2014 may therefore lead to an increase of percentage points of public aid intensity or has to lead to a decrease of percentage points of the public aid intensity.
- (3) It is therefore necessary to ensure that the accumulation of additional percentage points of aid intensity in case of compliance with several conditions set out in Annex I to Regulation (EU) No 508/2014 in relation to one operation does not jeopardise the CFP goals and does not lead to the overcompensation or an excessive distortion of market rules in the fisheries and aquaculture sectors.
- (4) Therefore, where an operation fulfils the conditions laid down in Annex I to Regulation (EU) No 508/2014 allowing for additional increase of percentage points, Member States may apply increased public aid intensity. However, in case of compliance with more than one condition of Annex I to Regulation (EU) No 508/2014 allowing for several increases in percentage points in relation to one operation, the possible increase should be limited to the highest increase. In case of compliance with more than one condition of Annex I to Regulation (EU) No 508/2014 imposing decreases in percentage points in relation to one operation, the decrease should be limited to the highest decrease.
- (5) Finally, in order to comply with an obligation to reduce the percentage points for certain types of operations set out in Annex I to Regulation (EU) No 508/2014, where an operation can benefit from one or several increases and decreases of percentage points at the same time due to the compliance with several criteria in accordance with Annex I to Regulation (EU) No 508/2014, the possible increases should be disregarded and only the highest decrease should be applied.
- (6) In order to allow for the prompt application of the measures provided for in this Regulation, this Regulation should enter into force on the day following that of its publication in the *Official Journal of the European Union*.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the European Maritime and Fisheries Fund,

⁽¹⁾ OJ L 149, 20.5.2014, p. 1–66.

HAS ADOPTED THIS REGULATION:

Article 1

Specific intensity of public aid

Where several conditions set out in Annex I to Regulation (EU) No 508/2014 are fulfilled in relation to one operation, the different additional percentage increases and decreases of public aid intensity provided for in that Annex shall apply as follows:

- (a) if several increases in percentage points are applicable pursuant to Annex I to Regulation (EU) No 508/2014, only the highest of those increases may apply;
- (b) if several decreases in percentage points are applicable pursuant to Annex I to Regulation (EU) No 508/2014, only the highest of those decreases shall apply;
- (c) if an operation can benefit from one or several additional increases of percentage points and at the same time one or several decreases of percentage points are applicable as referred to in Annex I of Regulation (EU) No 508/2014, only the highest decrease shall apply.

Article 2

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

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

Done at Brussels, 14 July 2014.

For the Commission
The President
José Manuel BARROSO

COMMISSION IMPLEMENTING REGULATION (EU) No 773/2014**of 15 July 2014****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.
- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in 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 Union*.

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

Done at Brussels, 15 July 2014.

For the Commission,
On behalf of the President,
Jerzy PLEWA

Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MK	97,3
	TR	67,6
	ZZ	82,5
0707 00 05	AL	74,4
	MK	27,7
	TR	75,8
0709 93 10	ZZ	59,3
	TR	91,4
	ZZ	91,4
0805 50 10	AR	108,1
	BO	89,3
	TR	155,1
	UY	111,5
	ZA	123,5
	ZZ	117,5
0808 10 80	AR	124,0
	BR	90,0
	CL	122,8
	NZ	132,8
	US	142,6
	ZA	147,0
	ZZ	126,5
	AR	75,7
0808 30 90	CL	144,1
	NZ	191,9
	ZA	119,1
	ZZ	132,7
	BA	82,8
0809 10 00	MK	85,8
	TR	234,2
	XS	85,6
	ZZ	122,1
	TR	309,3
0809 29 00	ZZ	309,3
	MK	71,0
0809 30	TR	148,6
	XS	50,2
	ZZ	89,9
	BA	63,2
0809 40 05	ZZ	63,2

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION IMPLEMENTING REGULATION (EU) No 774/2014
of 15 July 2014
fixing the import duties in the cereals sector applicable from 16 July 2014

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾, and in particular Article 183 thereof,

Whereas:

- (1) Article 1(1) of Commission Regulation (EU) No 642/2010 ⁽²⁾ states that the import duty on products covered by CN codes 1001 11 00, 1001 19 00, ex 1001 91 20 [common wheat seed], ex 1001 99 00 (high quality common wheat other than for sowing), 1002 10 00, 1002 90 00, 1005 10 90, 1005 90 00, 1007 10 90 and 1007 90 00 is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the CIF import price applicable to the consignment in question. However, that duty may not exceed the rate of duty in the Common Customs Tariff.
- (2) Article 1(2) of Regulation (EU) No 642/2010 lays down that, for the purposes of calculating the import duty referred to in paragraph 1 of that Article, representative CIF import prices are to be established on a regular basis for the products referred to in that paragraph.
- (3) Under Article 2(1) of Regulation (EU) No 642/2010, the import price to be used for the calculation of the import duty on products referred to in Article 1(1) of that Regulation is the daily CIF representative import price determined as specified in Article 5 of that Regulation.
- (4) Import duties should be fixed for the period from 16 July 2014 and should apply until new import duties are fixed and enter into force.
- (5) Under Article 2(2) of Regulation (EU) No 642/2010, this Regulation should enter into force on the day of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

From 16 July 2014, the import duties in the cereals sector referred to in Article 1(1) of Regulation (EU) No 642/2010 shall be those fixed in Annex I to this Regulation on the basis of the information contained in Annex II.

Article 2

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

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

Done at Brussels, 15 July 2014.

*For the Commission,
On behalf of the President,*

Jerzy PLEWA
Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ Commission Regulation (EU) No 642/2010 of 20 July 2010 on rules of application (cereal sector import duties) for Council Regulation (EC) No 1234/2007 (OJ L 187, 21.7.2010, p. 5).

ANNEX I

**Import duties on the products referred to in Article 1(1) of Regulation (EU) No 642/2010
applicable from 16 July 2014**

CN code	Description	Import duties ⁽¹⁾ (EUR/t)
1001 11 00	Durum wheat seed	0,0
1001 19 00	High quality durum wheat, other than for sowing	0,0
	Medium quality, other than for sowing	0,0
	Low quality, other than for sowing	0,0
ex 1001 91 20	Common wheat seed	0,0
ex 1001 99 00	High quality common wheat, other than for sowing	0,0
1002 10 00	Rye seed	5,32
1002 90 00	Rye, other than for sowing	5,32
1005 10 90	Maize seed, other than hybrid	5,32
1005 90 00	Maize, other than for sowing ⁽²⁾	5,32
1007 10 90	Grain sorghum, other than hybrids for sowing	5,32
1007 90 00	Grain sorghum, other than for sowing	5,32

- ⁽¹⁾ The importer may benefit, under Article 2(4) of Regulation (EU) No 642/2010, from a reduction in the duty of:
- EUR 3/tonne, where the port of unloading is located on the Mediterranean Sea (beyond the Strait of Gibraltar) or on the Black Sea, for goods arriving in the Union via the Atlantic Ocean or the Suez Canal,
 - EUR 2/tonne, where the port of unloading is located in Denmark, Estonia, Ireland, Latvia, Lithuania, Poland, Finland, Sweden, the United Kingdom or on the Atlantic coast of the Iberian Peninsula, for goods arriving in the Union via the Atlantic Ocean.
- ⁽²⁾ The importer may benefit from a flat-rate reduction of EUR 24/tonne where the conditions laid down in Article 3 of Regulation (EU) No 642/2010 are met.

ANNEX II

Factors for calculating the duties laid down in Annex I

1. Averages over the reference period referred to in Article 2(2) of Regulation (EU) No 642/2010:

	Common wheat ⁽¹⁾	Maize
Exchange	Minneapolis	Chicago
Quotation		
Gulf of Mexico premium	—	
Great Lakes premium		—

⁽¹⁾ Premium of EUR 14/t incorporated (Article 5(3) of Regulation (EU) No 642/2010).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EU) No 642/2010:

Freight costs: Gulf of Mexico–Rotterdam	11,87 EUR/t
Freight costs: Great Lakes–Rotterdam	46,07 EUR/t

DECISIONS

COUNCIL DECISION

of 8 July 2014

appointing members and alternate members of the Governing Board of the European Foundation for the Improvement of Living and Working Conditions for Hungary

(2014/462/EU)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Regulation (EEC) No 1365/75 of 26 May 1975 on the creation of a European Foundation for the Improvement of Living and Working Conditions ⁽¹⁾, and in particular Article 6 thereof,

Having regard to the lists of candidates submitted to the Council by the Governments of the Member States and of the employers' and employees' organisations,

Whereas:

- (1) In its Decisions of 2 December 2013 ⁽²⁾, the Council appointed the members and alternate members of the Governing Board of the European Foundation for the Improvement of Living and Working Conditions for the period from 1 December 2013 to 30 November 2016, with the exception of certain members.
- (2) The Government of Hungary has submitted nominations of candidates for two posts to be filled,

HAS ADOPTED THIS DECISION:

Article 1

The following are hereby appointed as member and alternate member of the Governing Board of the European Foundation for the Improvement of Living and Working Conditions for the period ending on 30 November 2016:

I. GOVERNMENT REPRESENTATIVES

Country	Member	Alternate
Hungary	Ms Katalin KISSNÉ BENCZE	Ms Mariann GÉHER

Article 2

The Council will appoint the members and alternate members not yet nominated at a later date.

Article 3

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 8 July 2014.

For the Council
The President
P. C. PADOAN

⁽¹⁾ OJ L 139, 30.5.1975, p. 1.

⁽²⁾ OJ C 358, 7.12.2013, p. 5.

COMMISSION IMPLEMENTING DECISION**of 14 July 2014****on authorising the placing on the market of oil from the micro-algae *Schizochytrium* sp. as a novel food ingredient under Regulation (EC) No 258/97 of the European Parliament and of the Council and repealing Decisions 2003/427/EC and 2009/778/EC**

(notified under document C(2014) 4670)

(Only the English text is authentic)

(2014/463/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients ⁽¹⁾, and in particular Article 7 thereof,

Whereas:

- (1) The specification of oil from micro-algae *Schizochytrium* sp. has been laid down and its placing on the market has been authorised in several foods at certain maximum use levels by Commission Decision 2003/427/EC ⁽²⁾. The first extension of uses of oil from micro-algae *Schizochytrium* sp. has been granted by Commission Decision 2009/778/EC ⁽³⁾.
- (2) On 16 January 2013, the company DSM Nutritional Products made a request to the competent authorities of the United Kingdom for extension of uses of oil from micro-algae *Schizochytrium* sp. as a novel food ingredient. DSM Nutritional Products has acquired company Martek Biosciences, who was the addressee of the previous decisions, by contract dated 30 June 2012.
- (3) On 29 April 2013, the competent food assessment body of the United Kingdom issued its initial assessment report. In that report it came to the conclusion that the extension of uses of this algal oil meets the criteria for novel food set out in Article 3(1) of Regulation (EC) No 258/97.
- (4) On 9 July 2013, the Commission forwarded the initial assessment report to the other Member States.
- (5) Reasoned objections were raised within the 60-day period laid down in the first subparagraph of Article 6(4) of Regulation (EC) No 258/97. In particular, objections that concerned elevated intake levels of docosahexaenoic acid (DHA) were raised. In accordance with Article 7(1) of Regulation (EC) No 258/97 a Commission Implementing Decision should be made that takes into account the objections raised. The applicant consequently modified the request concerning the maximum amount of DHA in food supplements. This change and additional explanations provided by the applicant alleviated the concerns to the satisfaction of Member States and the Commission.
- (6) Directive 2002/46/EC of the European Parliament and of the Council ⁽⁴⁾ lays down requirements on food supplements. Regulation (EC) No 1925/2006 of the European Parliament and of the Council ⁽⁵⁾ lays down requirements on the addition of vitamins and minerals and of certain other substances to foods. Directive 2009/39/EC of the European Parliament and of the Council ⁽⁶⁾ lays down requirements on foodstuffs intended for particular nutritional uses. Commission Directive 96/8/EC ⁽⁷⁾ lays down requirements on foods intended for use in energy-restricted diets for weight reduction. The use of oil from the micro-algae *Schizochytrium* sp. should be authorised without prejudice to the requirements of those legislations.

⁽¹⁾ OJ L 43, 14.2.1997, p. 1.⁽²⁾ Commission Decision 2003/427/EC of 5 June 2003 authorising the placing on the market of oil rich in DHA (docosahexaenoic acid) from the microalgae *Schizochytrium* sp. as a novel food ingredient under Regulation (EC) No 258/97 of the European Parliament and of the Council (OJ L 144, 12.6.2003, p. 13).⁽³⁾ Commission Decision 2009/778/EC of 22 October 2009 concerning the extension of uses of algal oil from the micro-algae *Schizochytrium* sp. as a novel food ingredient under Regulation (EC) No 258/97 of the European Parliament and of the Council (OJ L 278, 23.10.2009, p. 56).⁽⁴⁾ Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements (OJ L 183, 12.7.2002, p. 51).⁽⁵⁾ Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods (OJ L 404, 30.12.2006, p. 26).⁽⁶⁾ Directive 2009/39/EC of the European Parliament and of the Council of 6 May 2009 on foodstuffs intended for particular nutritional uses (OJ L 124, 20.5.2009, p. 21).⁽⁷⁾ Commission Directive 96/8/EC of 26 February 1996 on foods intended for use in energy-restricted diets for weight reduction (OJ L 55, 6.3.1996, p. 22).

- (7) For reasons of legal clarity Decisions 2003/427/EC and 2009/778/EC should be repealed and replaced by this Decision.
- (8) Notifications of the placing on the market of an ingredient substantially equivalent to the algal oil as authorised by Decisions 2003/427/EC and 2009/778/EC, which have been submitted to the Commission in accordance with Article 5 of Regulation (EC) No 258/97 remain valid.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Oil from the micro-algae *Schizochytrium* sp. as specified in Annex I may be placed on the market in the Union as a novel food ingredient for the uses defined and at the maximum levels established in the Annex II without prejudice to the provisions of Directive 2002/46/EC, Regulation (EC) No 1925/2006, Directive 2009/39/EC and Directive 96/8/EC.

Article 2

The designation of oil from the micro-algae *Schizochytrium* sp. authorised by this Decision on the labelling of the food-stuffs containing it shall be 'oil from the micro-algae *Schizochytrium* sp.'.

Article 3

Decisions 2003/427/EC and 2009/778/EC are hereby repealed.

Article 4

This Decision is addressed to DSM Nutritional Products, 6480 Dobbin Road, Columbia, MD 21045, USA.

Done at Brussels, 14 July 2014.

For the Commission
Tonio BORG
Member of the Commission

ANNEX I

SPECIFICATION OF OIL FROM THE MICRO-ALGAE SCHIZOCHYTRIUM SP.

Test	Specification
Acid value	Not more than 0,5 mg KOH/g
Peroxide value (PV)	Not more than 5,0 meq/kg oil
Moisture and volatiles	Not more than 0,05 %
Unsaponifiables	Not more than 4,5 %
Trans-fatty acids	Not more than 1,0 %
DHA content	Not less than 32,0 %

ANNEX II

AUTHORISED USES OF OIL FROM THE MICRO-ALGAE *SCHIZOCHYTRIUM SP.*

Food category	Maximum use level of DHA
Dairy products except milk-based drinks	200 mg/100 g or for cheese products 600 mg/100 g
Dairy analogues except drinks	200 mg/100 g or for analogues to cheese products 600 mg/100 g
Spreadable fat and dressings	600 mg/100 g
Breakfast cereals	500 mg/100 g
Food supplements	250 mg DHA per day as recommended by the manufacturer for normal population 450 mg DHA per day as recommended by the manufacturer for pregnant and lactating women
Foods intended for use in energy-restricted diets for weight reduction as defined in Directive 96/8/EC	250 mg per meal replacement
Other foods for particular nutritional uses as defined in Directive 2009/39/EC excluding infant and follow on formulae	200 mg/100 g
Dietary foods for special medical purposes	In accordance with the particular nutritional requirements of the persons for whom the products are intended
Bakery products (breads and rolls), sweet biscuits	200 mg/100 g
Cereal bars	500 mg/100 g
Cooking fats	360 mg/100 g
Non-alcoholic beverages (including dairy analogue and milk-based drinks)	80 mg/100 ml

COMMISSION IMPLEMENTING DECISION**of 15 July 2014****identifying the priorities of the Union for enforcement and control policy in the framework of the European Maritime and Fisheries Fund**

(2014/464/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 508/2014 of the European Parliament and of the Council of 15 May 2014 on the European Maritime and Fisheries Fund and repealing Council Regulations (EC) No 2328/2003, (EC) No 861/2006, (EC) No 1198/2006 and (EC) No 791/2007 and Regulation (EU) No 1255/2011 of the European Parliament and of the Council ⁽¹⁾, and in particular Article 17(3) thereof,

After consulting the Committee on the European Maritime Fisheries Fund,

Whereas:

- (1) the priorities of the Union for enforcement and control policy need to be defined in order to enable the preparation by the Member States of the operational programmes relating to measures financed in accordance with Regulation (EU) No 508/2014.
- (2) The Union support should give priority to the most effective actions in order to improve efficiency in control activities, taking into account the performance of Member States in implementing Council Regulation (EC) No 1005/2008 ⁽²⁾ and Council Regulation (EC) No 1224/2009 ⁽³⁾.
- (3) the priorities of the Union for enforcement and control policy should include:
 - implementation of action plans established in accordance with Article 102(4) of the Regulation (EC) No 1224/2009 for the removal of shortcomings in the control system of a Member State,
 - implementation of specific actions for the fulfilment of certain *ex ante* conditionalities set out in Annex IV to Regulation (EU) No 508/2014, as provided for by Article 19(2) of Regulation (EU) No 1303/2013 of the European Parliament and of the Council ⁽⁴⁾. Pursuant to Article 19(2) of Regulation (EU) No 1303/2013, where the applicable *ex ante* conditionalities are not fulfilled, the programme shall contain a description of the action to be taken, including the measures to be financed,
 - implementation of data validation systems as provided for in Article 109 of the Regulation (EC) No 1224/2009, and in particular projects aiming at establishing interoperability between Member States' respective systems, as a complete and reliable catch and effort reporting system is a cornerstone in the management of the Union fisheries resources,

⁽¹⁾ OJ L 149, 20.5.2014, p. 1.

⁽²⁾ Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999 (OJ L 286, 29.10.2008, p. 1).

⁽³⁾ Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 (OJ L 343, 22.12.2009, p. 1).

⁽⁴⁾ Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).

- enforcement and control of the obligation to land all catches as provided for in Article 15 of Regulation (EU) No 1380/2013 of the European Parliament and of the Council ⁽¹⁾. This new obligation is a very important addition to the new Common Fishery Policy made in order to contribute to the sustainability of the exploitation of fisheries stocks. The implementation of this new obligation will create adaptations in Member States' control system which will include new expenditures,
 - enforcement and control of the catch certification scheme for the importation and exportation of fishery products as provided for in Chapter III of Regulation (EC) No 1005/2008; The implementation of the catch certification scheme is the cornerstone of the fight against the IUU activity,
 - effective actions aiming at enforcing fleet capacity limitations. In order to ensure the balance between the fishing opportunities and the fishing capacity, the Member States have to ensure the respect of the capacity limitation and they should implement projects aiming at certification, verification and measurement of engine power requiring funding,
 - implementation of the Specific Control and Inspection Programmes (SCIPs) or of control coordination in relation to a fishery or an area not covered by a SCIP, pursuant to Article 95(4) of the Regulation (EC) No 1224/2009 and Article 15 of Council Regulation (EC) No 768/2005 ⁽²⁾. These types of action contribute to the development of the culture of compliance, the reinforcement of the cooperation between the Member States and create synergy between the different control tools,
 - enforcement and control of traceability requirements as set out in Article 58 of the Regulation (EC) No 1224/2009 and Article 67(6) of Commission Implementing Regulation (EU) No 404/2011 ⁽³⁾. Article 58 of the Regulation (EC) No 1224/2009 requires that all lots of fisheries and aquaculture products be traceable at all stages of production, processing and distribution, from catching or harvesting to retail stage. Article 67(6) of Implementing Regulation (EU) No 404/2011 requires operators to affix the information on fisheries and aquaculture products referred to in Article 58(5) of the Regulation (EC) No 1224/2009 by way of an identification tool such as a code, barcode, electronic chip or a similar device or marking system; that requirement applies from 1 January 2013, to products from fisheries subject to a multiannual plan, and as from 1 January 2015, to other fisheries and aquaculture products. Enforcement and control of traceability requirements should be a Union priority. The implementation of the traceability system is the cornerstone of the control fisheries policy in order to ensure the transparency of the origin of the fisheries products.
- (4) The Union priorities should be applied in a flexible manner depending upon the strengths and weaknesses of the enforcement and control policy in each Member State. If a Member State has already addressed certain priorities, that Member State should in principle address other priorities.
- (5) Pursuant to Article 20(2) of Regulation (EU) No 508/2014, the priorities of the Union for enforcement and control policy may be amended every two years by the way of implementing acts in order to adapt them to the evolving needs of control,
- (6) In order to allow for the prompt application of the measures provided for in this Decision, this Decision should enter into force on the day following that of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS DECISION:

Article 1

The priorities of the Union for enforcement and control policy, as referred to in Article 17(3) of Regulation (EU) No 508/2014, shall be the following:

- (a) implementation of action plans adopted in accordance with Article 102(4) of Regulation (EC) No 1224/2009 for the removal of shortcomings in the control system of a Member State;

⁽¹⁾ Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).

⁽²⁾ Council Regulation (EC) No 768/2005 of 26 April 2005 establishing a Community Fisheries Control Agency and amending Regulation (EEC) No 2847/93 establishing a control system applicable to the common fisheries policy (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ Commission Implementing Regulation (EU) No 404/2011 of 8 April 2011 laying down detailed rules for the implementation of Council Regulation (EC) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the Common Fisheries Policy (OJ L 112, 30.4.2011, p. 1).

- (b) implementation of actions defined pursuant to Article 19(2) of Regulation (EU) No 1303/2013 in order to ensure the availability of administrative capacity to comply with the implementation of a Union control, inspection and enforcement system, as set out in Annex IV to Regulation (EU) No 508/2014;
- (c) implementation of data validation systems referred to in Article 109 of Regulation (EC) No 1224/2009 and in particular the implementation of projects using common standard formats or enhancing interoperability between Member States' systems;
- (d) control and enforcement of the obligation to land all catches as provide for in Article 15 of Regulation (EU) No 1380/2013, including adaptations in Member States' control systems related to the implementation of that obligation;
- (e) control and enforcement of the catch certificate scheme provided for in Chapter III of Regulation (EC) No 1005/2008, and
- (f) implementation of projects aiming at certification, verification and measurement of engine power;
- (g) implementation of specific control and inspection programmes established in accordance with Article 95(4) of Regulation (EC) No 1224/2009;
- (h) control coordination in accordance with Article 15 of Regulation (EC) No 768/2005;
- (i) control and enforcement of traceability requirements, including labelling systems to ensure reliable information for consumers, as provided for by Article 58 of the Regulation (EC) No 1224/2009 and Article 67(6) of Implementing Regulation (EU) No 404/2011.

Article 2

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

Done at Brussels, 15 July 2014.

For the Commission
The President
José Manuel BARROSO

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