

ANNEX IV

EXTRACTS FROM THE RECOMMENDATION
ON UNTYING OFFICIAL DEVELOPMENT ASSISTANCE
TO THE LEAST DEVELOPED COUNTRIES
BY THE DEVELOPMENT ASSISTANCE COMMITTEE OF THE ORGANISATION
FOR ECONOMIC CO-OPERATION AND DEVELOPMENT (OECD/DAC), MARCH 2001

II. Implementation

(a) Coverage

7. Untying is a complex process. Different approaches are required for different categories of ODA, and actions by Members to implement the Recommendation will vary in coverage and timing. Bearing this in mind, DAC Members will untie their ODA to the Least Developed Countries to the greatest extent possible and in accordance with the criteria and procedures set out in this Recommendation:
 - (i) DAC Members agree to untie, by 1 January 2002, ODA to the Least Developed Countries in the following areas: balance of payments and structural adjustment support; debt forgiveness; sector and multi-sector programme assistance; investment project aid; import and commodity support; commercial services contracts, and ODA to Non-Governmental Organisations for procurement related activities.
 - (ii) In respect of investment-related technical co-operation and free standing technical cooperation, it is recognised that DAC Members' policies may be guided by the importance of maintaining a basic sense of national involvement in donor countries alongside the objective of calling upon partner countries' expertise, bearing in mind the objectives and principles of this Recommendation. Free-standing technical co-operation is excluded from the coverage of the Recommendation.
 - (iii) In respect of food aid, it is recognised that DAC Members' policies may be guided by the discussions and agreements in other international fora governing the provision of food aid, bearing in mind the objectives and principles of this Recommendation.
8. This Recommendation does not apply to activities with a value of less than SDR 700 000 (SDR 130 000 in the case of investment-related technical co-operation).

P6_TA(2005)0257

Greenland halibut *

European Parliament legislative resolution on the proposal for a Council regulation establishing a rebuilding plan for Greenland halibut in the framework of the Northwest Atlantic Fisheries Organisation (COM(2004)0640 — C6-0197/2004 — 2004/0229(CNS))

(Consultation procedure)

The European Parliament,

- having regard to the Commission proposal to the Council (COM(2004)0640) ⁽¹⁾,
- having regard to Article 37 of the EC Treaty, pursuant to which the Council consulted Parliament (C6-0197/2004),
- having regard to Rule 51 of its Rules of Procedure,
- having regard to the report of the Committee on Fisheries (A6-0116/2005),

⁽¹⁾ Not yet published in OJ.

Il-Hamis, 23 ta' Ġunju 2005

1. Approves the Commission proposal as amended;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to notify Parliament if it intends to depart from the text approved by Parliament;
4. Asks the Council to consult Parliament again if it intends to amend the Commission proposal substantially;
5. Instructs its President to forward its position to the Council and Commission.

TEXT PROPOSED
BY THE COMMISSION

AMENDMENTS
BY PARLIAMENT

Amendment 1

Title

Proposal for a Council Regulation establishing a **rebuilding** plan for Greenland halibut in the framework of the Northwest Atlantic Fisheries Organisation.

Proposal for a Council Regulation establishing a **recovery** plan for Greenland halibut in the framework of the Northwest Atlantic Fisheries Organisation. *(This amendment applies throughout the text. It necessitates corresponding changes throughout.)*

Amendment 2

Recital 7

(7) It is therefore necessary to **implement** the **rebuilding** plan on a **permanent** basis. To that end a procedure should be determined for the transmission of the list of vessels to which a special fishing permit has been issued in accordance with Council Regulation (EC) No 1627/94 of 27 June 1994 laying down general provisions concerning special fishing permits.

(7) It is therefore necessary to **incorporate** the **recovery** plan **into Community law** on a **firm** basis. To that end a procedure should be determined for the transmission of the list of vessels to which a special fishing permit has been issued in accordance with Council Regulation (EC) No 1627/94 of 27 June 1994 laying down general provisions concerning special fishing permits.

Amendment 3

Recital 9

(9) Additional control measures are required to ensure an effective implementation at Community level and to ensure coherence with recovery plans adopted by the Council in other areas. Such measures should include an obligation for prior notification of entry into port designated by Member States **and to limit margins of tolerance**.

(9) Additional control measures are required to ensure an effective implementation at Community level and to ensure coherence with recovery plans adopted by the Council in other areas. Such measures should include an obligation for prior notification of entry into port designated by Member States.

Amendment 4

Article 3, paragraph 1, subparagraph 2

However, where it is decided by NAFO that those TAC levels will not ensure a sustainable fishery of that stock, the Council, acting by a qualified majority on a proposal from the Commission, shall adjust the TAC provided for in the first subparagraph in conformity with the decision by NAFO.

However, where it is decided by NAFO that those TAC levels will not ensure a sustainable fishery of that stock (**or where, on the other hand, recovery of the stock is detected**), the Council, acting by a qualified majority on a proposal from the Commission, shall adjust the TAC provided for in the first subparagraph in conformity with the decision by NAFO.

Il-Hamis, 23 ta' Ġunju 2005

TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

Amendment 5

Article 5, paragraph 4

4. Each Member State shall allocate its quota for Greenland halibut among its vessels included in the list referred to in paragraph 1. Member States shall inform the Commission of the allocation of quotas not later than 15 **December** each year.

4. Each Member State shall **take the necessary action to** allocate its quota for Greenland halibut among its vessels included in the list referred to in paragraph 1. Member States shall inform the Commission of the allocation of quotas not later than 15 **January** each year.

Amendment 6

Article 6, paragraph 3

3. When quantities of Greenland halibut reported in accordance with paragraph 1 point (b) are deemed to have exhausted 70% of the Member States' quota, masters shall *take* transmit the reports referred to in point (b) **on a daily basis**.

3. When quantities of Greenland halibut reported in accordance with paragraph 1 point (b) are deemed to have exhausted 70% of the Member States' quota, masters shall transmit the reports referred to in point (b) **every third day**.

Amendment 7

Article 7, paragraph 1

1. The daily quantities of Greenland halibut retained on board during the vessel's stay in NAFO Sub-area 2 and Divisions 3KLMNO shall be stored on board separately from the other catches and clearly labelled.

1. **Taking into account the safety of the crew and of the movements of the vessel, both of which fall under the powers and responsibilities of the captain**, the daily quantities of Greenland halibut retained on board during the vessel's stay in NAFO Sub-area 2 and Divisions 3KLMNO shall be stored on board separately from the other catches and clearly labelled.

Amendment 8

Article 8

Article 8

Margin of tolerance in the estimation of quantities reported in the logbook

By way of derogation from Article 5(2) of Commission Regulation (EEC) No 2807/83 and Article 9 (2) of Commission Regulation (EEC) No 2868/88, the permitted margin of tolerance, in the estimation of the quantities in kilograms retained on board, shall be 5% of the logbook figure.

Deleted

Amendment 9

Article 9, paragraph 4a (new)

4a. The measures laid down in this Article shall apply exclusively to the vessels with a special fishing permit which are referred to in Article 4.

Amendment 10

Article 10, paragraph 1a (new)

The measures laid down in this Article shall apply exclusively to the vessels with a special fishing permit which are referred to in Article 4.