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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1317**of 9 September 2020****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 Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code ⁽¹⁾, and in particular Article 57(4) and Article 58(2) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Council Regulation (EEC) No 2658/87 ⁽²⁾, 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 34(9) of Regulation (EU) No 952/2013. 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.

⁽¹⁾ OJ L 269, 10.10.2013, p. 1.

⁽²⁾ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 34(9) of Regulation (EU) No 952/2013 for a period of three months from the date of entry into force of this Regulation.

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, 9 September 2020.

*For the Commission,
On behalf of the President,
Gerassimos THOMAS
Director-General
Directorate-General for Taxation and Customs Union*

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
1. A product consisting of free flowing porous prills predominantly based on ammonium nitrate with the following composition (in percentage by weight): — ammonium nitrate > 99,4 — (total nitrogen > 34,5) — anionic polymer 0,28 — coating 0,08 The oil absorption of the prills is > 10 % by weight. The prills have a bulk density of 0,72 g/cm³.	3602 00 00	Classification is determined by general rule 1 for the interpretation of the Combined Nomenclature and the wording of CN code 3602 00 00. The anionic polymer is added to give the product a lower density and a higher capacity for oil absorption, which are important characteristics to allow the porous prills to be more suitable as a base material for the manufacture of ANFO (Ammonium Nitrate Fuel Oil) explosives. The surface treatment of the porous prills by coating is done to stabilise the ammonium nitrate and thereby avoid undesirable water absorption that could undermine/diminish the capacity to absorb fuel oil, which is one of the essential characteristics of an efficient ANFO explosive. Based on its objective characteristics, the product is thus identifiable as a prepared explosive under heading 3602 (see also the Harmonized System classification opinion 3602.00/2). Classification under heading 3102 is excluded because the product has been specifically prepared and formulated to be used as a base material for explosives. Neither the anionic polymer nor the coating are technically relevant for use as a fertiliser. The conditions of Note 2 to Chapter 31 are therefore not fulfilled. Consequently, the product is to be classified under CN code 3602 00 00 as prepared explosives, other than propellant powders.
2. product consisting of free flowing porous prills predominantly based on ammonium nitrate with the following composition (in percentage by weight): — ammonium nitrate > 99 — (total nitrogen > 34,5) — magnesium nitrate 0,4 — mixture of diammonium phosphate, ammonium sulphate and boric acid 0,06 — coating 0,08 The oil absorption of the prills is > 7 % by weight. The prills have a bulk density of 0,80 g/cm³.	3602 00 00	Classification is determined by general rule 1 for the interpretation of the Combined Nomenclature and the wording of CN code 3602 00 00. The mixture of diammonium phosphate, ammonium sulphate and boric acid is added to give the product a lower density and a higher capacity for oil absorption, which are important characteristics to allow the porous prills to be more suitable as a base material for the manufacture of ANFO explosives. The surface treatment of the porous prills by coating is done to stabilise the ammonium nitrate and thereby avoid undesirable water absorption that could undermine/diminish the capacity to absorb fuel oil, which is one of the essential characteristics of an efficient ANFO explosives. Based on its objective characteristics, the product is thus identifiable as a prepared explosive under heading 3602 (see also the Harmonized System classification opinion 3602.00/1). Classification under heading 3102 is excluded because the product has been specifically prepared and formulated to be used as a base material for explosives. Neither the various additives nor the coating are technically relevant for use of this prepared ammonium nitrate as a fertiliser. The conditions of Note 2 to Chapter 31 are therefore not fulfilled. Consequently, the product is to be classified under CN code 3602 00 00 as prepared explosives, other than propellant powders.

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1318**of 22 September 2020****amending Implementing Regulations (EU) 2020/21 and (EU) No 2020/194 as regards the dates of application in response to the COVID-19 pandemic**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) No 904/2010 of 7 October 2010 on administrative cooperation and combating fraud in the field of value added tax ⁽¹⁾, and in particular Article 47l, points (a), (b) and (c) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) No 79/2012 ⁽²⁾ lays down detailed rules for implementing certain provisions of Regulation (EU) No 904/2010 concerning administrative cooperation and combating fraud in the field of value added tax. Pursuant to Article 7(2), point (d) of Implementing Regulation (EU) No 79/2012, as amended by Implementing Regulation (EU) 2020/21 ⁽³⁾, the Commission is to make a web portal available for Member States that choose to publish among others the tax rates applicable for supplies of goods and services referred to in Article 47g, second paragraph of Regulation (EU) No 904/2010 as from 1 January 2021.
- (2) Commission Implementing Regulation (EU) No 815/2012 ⁽⁴⁾ lays down rules for the application of Regulation (EU) No 904/2010 as regards special schemes for non-established taxable persons supplying telecommunications, broadcasting or electronic services to non-taxable persons. Implementing Regulation (EU) No 815/2012 is repealed and replaced with effect from 1 January 2021 by Commission Implementing Regulation (EU) 2020/194 ⁽⁵⁾ to reflect the extended scope of the special schemes to taxable persons supplying services to non-taxable persons, making distance sales of goods and certain domestic supplies of goods. However, as regards the submission of and corrections to VAT returns in respect of supplies of services covered by the special schemes referred to in Implementing Regulation (EU) No 815/2012 that were carried out before 1 January 2021, that Implementing Regulation shall continue to apply until 10 February 2024. This is to ensure that the current correction mechanism still applies to supplies carried out before 1 January 2021. Corrections to VAT returns can be made within three years of the date on which the initial return was required to be submitted.

⁽¹⁾ OJ L 268, 12.10.2010, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 79/2012 of 31 January 2012 laying down detailed rules for implementing certain provisions of Council Regulation (EU) No 904/2010 concerning administrative cooperation and combating fraud in the field of value added tax (OJ L 29, 1.2.2012, p. 13).

⁽³⁾ Commission Implementing Regulation (EU) 2020/21 of 14 January 2020 amending Implementing Regulation (EU) No 79/2012 laying down detailed rules for implementing certain provisions of Council Regulation (EU) No 904/2010 concerning administrative cooperation and combating fraud in the field of value added tax (OJ L 11, 15.1.2020, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) No 815/2012 of 13 September 2012 laying down detailed rules for the application of Council Regulation (EU) No 904/2010, as regards special schemes for non-established taxable persons supplying telecommunications, broadcasting or electronic services to non-taxable persons (OJ L 249, 14.9.2012, p. 3).

⁽⁵⁾ Commission Implementing Regulation 2020/194 of 12 February 2020 laying down detailed rules for the application of Council Regulation (EU) No 904/2010 as regards the special schemes for taxable persons supplying services to non-taxable persons, making distance sales of goods and certain domestic supplies of goods (OJ L 40, 13.2.2020, p. 114).

- (3) Those changes were made to reflect the extension of the special schemes laid down in Title XII, Chapter 6 of Council Directive 2006/112/EC ⁽⁶⁾ by Council Directives (EU) 2017/2455 ⁽⁷⁾ and (EU) 2019/1995 ⁽⁸⁾ and the corresponding amendments made to Regulation (EU) No 904/2010 by Council Regulation (EU) 2017/2454 ⁽⁹⁾.
- (4) The outbreak of the COVID-19 crisis, which deeply affects all Member States and obliges them to take immediate action at national level as a priority by reallocating resources to other issues, causes difficulties for some Member States to finalise the necessary IT systems to implement and apply those changes as from 1 January 2021. Accordingly, the dates of application of the amendments to Title XII, Chapter 6 of Directive 2006/112/EC and to Regulation (EU) No 904/2010 have been postponed by Council Decision (EU) 2020/1109 ⁽¹⁰⁾ and Council Regulation (EU) 2020/1108 ⁽¹¹⁾ by six months until 1 July 2021.
- (5) In order for Implementing Regulations (EU) 2020/21 and (EU) No 2020/194 to apply from the same date as the amended provisions of Title XII, Chapter 6 of Directive 2006/112/EC and of Regulation (EU) No 904/2010, those Implementing Regulations should apply from 1 July 2021.
- (6) It is also necessary to clarify that the information to be provided by an intermediary upon registration in Annex I, Box 21, Column E of Implementing Regulation (EU) 2020/194 only refers to possible previous identification numbers allowing that person to act as intermediary.
- (7) Implementing Regulations (EU) 2020/21 and (EU) No 2020/194 should therefore be amended accordingly.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Administrative Cooperation,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Implementing Regulation (EU) 2020/21

Implementing Regulation (EU) 2020/21 is amended as follows:

- (1) Article 1 is replaced by the following:

‘Article 1

In Article 7(2) of Implementing Regulation (EU) No 79/2012, point (d) is replaced by the following:

‘(d) as from 1 July 2021, the tax rates applicable to supplies of goods and services in accordance with the special schemes provided for in Chapter 6 of Title XII of Directive 2006/112/EC referred to in the second paragraph of Article 47g of Regulation (EU) No 904/2010.’;

- (2) in Article 2, the second paragraph is replaced by the following:

‘It shall apply from 1 July 2021.’;

⁽⁶⁾ Council Directive 2006/112/EC of 28 November 2006 on the common system of value added tax (OJ L 347, 11.12.2006, p. 1).

⁽⁷⁾ Council Directive (EU) 2017/2455 of 5 December 2017 amending Directive 2006/112/EC and Directive 2009/132/EC as regards certain value added tax obligations for supplies of services and distance sales of goods (OJ L 348, 29.12.2017, p. 7).

⁽⁸⁾ Council Directive (EU) 2019/1995 of 21 November 2019 amending Directive 2006/112/EC as regards provisions relating to distance sales of goods and certain domestic supplies of goods (OJ L 310, 2.12.2019, p. 1).

⁽⁹⁾ Council Regulation (EU) 2017/2454 of 5 December 2017 amending Regulation (EU) No 904/2010 on administrative cooperation and combating fraud in the field of value added tax (OJ L 348, 29.12.2017, p. 1).

⁽¹⁰⁾ Council Decision (EU) 2020/1109 of 20 July 2020 amending Directives (EU) 2017/2455 and (EU) 2019/1995 as regards the dates of transposition and application in response to the COVID-19 pandemic (OJ L 244, 29.7.2020, p. 3).

⁽¹¹⁾ Council Regulation (EU) 2020/1108 of 20 July 2020 amending Regulation (EU) 2017/2454 as regards the dates of application in response to the COVID-19 pandemic (OJ L 244, 29.7.2020, p. 1).

*Article 2***Amendments to Implementing Regulation (EU) 2020/194**

Implementing Regulation (EU) 2020/194 is amended as follows:

- (1) Article 7 is replaced by the following:

'Article 7

Repeal

Implementing Regulation (EU) No 815/2012 is repealed with effect from 1 July 2021.

However, as regards the submission of and corrections to VAT returns in respect of supplies of services covered by either of the special schemes referred to in Implementing Regulation (EU) No 815/2012 that were carried out before 1 July 2021, that Implementing Regulation shall continue to apply until 10 August 2024.;

- (2) in Article 8, the second paragraph is replaced by the following:

'It shall apply from 1 July 2021.'

- (3) Annex I is amended as follows:

- (a) Box 21, Column E is replaced by the following:

'Intermediary number(s) allocated by the Member State of identification in accordance with Article 369q(2) of Directive 2006/112/EC if the intermediary has previously acted as such';

- (b) Footnote 13 is replaced by the following:

'⁽¹³⁾ The date of commencement of using the scheme is identical to the date in column D, box 19 and, in case of pre-registration in accordance with the third paragraph of Article 2 of Council Implementing Regulation (EU) 2019/2026, cannot be prior to 1 July 2021.'

*Article 3***Entry into force**

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, 22 September 2020.

For the Commission
The President
Ursula VON DER LEYEN

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1319**of 22 September 2020****entering a name in the register of protected designations of origin and protected geographical indications ('Provola dei Nebrodi' (PDO))**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(3)(a) thereof,

Whereas:

- (1) Pursuant to Article 50(2)(a) of Regulation (EU) No 1151/2012, the application from Italy to register the name 'Provola dei Nebrodi' as protected designation of origin (PDO) was published in the *Official Journal of the European Union* ⁽²⁾.
- (2) On 22 October 2019 the Commission received the notice of opposition from Belgium. The Commission forwarded the notice of opposition sent by Belgium to Italy on 31 October 2019. On 19 December 2019, the Commission received the reasoned statement of opposition, within the prescribed deadline.
- (3) The Commission examined the opposition sent by Belgium and found it admissible.
- (4) By letter of 19 February 2020 the Commission invited the interested parties to engage in appropriate consultations to seek agreement among themselves in accordance with their internal procedures.
- (5) Although no agreement was reached between Italy and Belgium, Belgium withdrew its opposition against the registration of the designation 'Provola dei Nebrodi' by letter addressed to the Italian authorities of 16 June 2020.
- (6) Accordingly, the designation of origin 'Provola dei Nebrodi' (PDO) should be entered into the register.

HAS ADOPTED THIS REGULATION:

Article 1

The name 'Provola dei Nebrodi' (PDO) is registered.

The name in the first paragraph identifies a product from Class 1.3. Cheeses set out in Annex XI to Commission Implementing Regulation (EU) No 668/2014 ⁽³⁾.*Article 2*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, 22 September 2020.

For the Commission
The President
Ursula VON DER LEYEN

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ OJ C 257, 31.7.2019, p. 18.

⁽³⁾ Commission Implementing Regulation (EU) No 668/2014 of 13 June 2014 laying down rules for the application of Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs (OJ L 179, 19.6.2014, p. 36).

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2020/1320

of 22 September 2020

amending Implementing Decision (EU) 2018/1986 establishing specific control and inspection programmes for certain fisheries

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 Union 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 ⁽¹⁾, and in particular Article 95 thereof,

Having regard to Regulation (EU) 2019/473 of the European Parliament and of the Council of 19 March 2019 on the European Fisheries Control Agency ⁽²⁾, and in particular Article 17(1) thereof,

Whereas:

- (1) Regulation (EC) No 1224/2009 establishes rules for the control of all activities covered by the common fisheries policy carried out on the territory of Member States or in Union waters or by Union fishing vessels or, without prejudice to the primary responsibility of the flag Member State, by nationals of Member States.
- (2) In accordance with Article 95 of that Regulation, Commission Implementing Decision (EU) 2018/1986 ⁽³⁾ provides for specific control and inspection programmes for specific fisheries and sea basins.
- (3) In order to reflect recently adopted Union fisheries conservation and management measures ⁽⁴⁾, and recommendations ⁽⁵⁾ of the General Fisheries Commission for the Mediterranean (GFCM), the scope of Implementing Decision (EU) 2018/1986 establishing specific control and inspection programmes for certain fisheries for the Mediterranean Sea and the Black Sea, should be extended to fisheries exploiting European hake, deep-water rose shrimp, blue and red shrimp, giant red shrimp, Norway lobster, red mullet, blackspot seabream, common sole, red coral, dolphinfish and sprat. For reasons of clarity, it is appropriate to provide for a definition of Ionian Sea, Levant Sea and Alboran Sea.
- (4) Joint inspection and surveillance activities between the Member States concerned are carried out, where applicable, in accordance with joint deployment plans established by the European Fisheries Control Agency according to Articles 9 and 10 of Regulation (EU) 2019/473. In order for the Commission to perform its obligations under Regulation (EC) No 1224/2009, and according to Article 17(1) of Regulation (EU) 2019/473 the Commission should have access to information exchanged in the frame of the joint inspection and surveillance activities.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ OJ L 83, 25.3.2019, p. 18.

⁽³⁾ Commission Implementing Decision (EU) 2018/1986 of 13 December 2018 establishing specific control and inspection programmes for certain fisheries and repealing Implementing Decisions 2012/807/EU, 2013/328/EU, 2013/305/EU and 2014/156/EU (OJ L 317, 14.12.2018, p. 29).

⁽⁴⁾ Regulation (EU) 2019/1022 of the European Parliament and of the Council of 20 June 2019 establishing a multiannual plan for the fisheries exploiting demersal stocks in the western Mediterranean Sea and amending Regulation (EU) No 508/2014 (OJ L 172, 26.6.2019, p. 1).

⁽⁵⁾ Recommendation GFCM/43/2019/2 on a multiannual management plan for sustainable exploitation blackspot seabream in the Alboran Sea (geographical subareas 1 to 3), Recommendation GFCM/43/2019/5 on a multiannual management plan for sustainable demersal fisheries in the Adriatic Sea (geographical subareas 17 and 18), Recommendation GFCM/43/2019/6 on management measures for sustainable trawl fisheries targeting giant red shrimp and blue and red shrimp in the Strait of Sicily (geographical subareas 12, 13, 14, 15 and 16), Recommendation GFCM/43/2019/4 on a management plan for the sustainable exploitation of red coral in the Mediterranean Sea and Recommendation GFCM/43/2019/1 on a set of management measures for the use of anchored fish aggregating devices in common dolphinfish fisheries in the Mediterranean Sea.

- (5) Implementing Decision (EU) 2018/1986 should therefore be amended accordingly.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Committee for fisheries and aquaculture,

HAS ADOPTED THIS DECISION:

Article 1

Article 10 of Implementing Decision (EU) 2018/1986 is amended as follows:

- (1) in paragraph 1, the first subparagraph is replaced by the following:

‘1. For the purpose of implementing the specific control and inspection programmes, each Member State concerned shall ensure the electronic exchange with other Member States concerned and EFCA of data related to fishing activities and fishing related activities covered by the specific control and inspection programmes. The Commission shall have access to the data exchanged pursuant to this subparagraph.’;

- (2) paragraph 2 is replaced by the following:

‘2. Data exchanged pursuant to paragraph 1 may include personal data. EFCA, the Commission and Member States may process personal data to which they have access pursuant to paragraph 1 for the purposes of complying with their tasks and obligations under the specific control and inspection programmes. EFCA, the Commission and Member States shall take, in accordance with Article 5 of Regulation (EU) 2016/679 and Article 4 of Regulation (EU) 2018/1725, measures to ensure appropriate protection of personal data.’;

- (3) paragraph 6 is replaced by the following:

‘6. EFCA, the Commission and the Member State authorities shall ensure the security of the processing of personal data that takes place pursuant to this Decision. EFCA and the Member State authorities shall cooperate on security-related tasks.’;

- (4) paragraph 7 is replaced by the following:

‘7. EFCA, the Commission and Member States shall take measures to ensure appropriate protection of the confidentiality of the information received pursuant to this Decision in accordance with Article 113 of Regulation (EC) No 1224/2009.’.

Article 2

Annexes I and II to Implementing Decision (EU) 2018/1986 are replaced by the text in the Annex to this Decision.

Article 3

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

Done at Brussels, 22 September 2020.

For the Commission
Virginijus SINKEVIČIUS
Member of the Commission

ANNEX

ANNEX I

**DETAILS ON THE SPECIFIC CONTROL AND INSPECTION PROGRAMME FOR FISHERIES EXPLOITING
ICCAT ⁽¹⁾ SPECIES IN THE EASTERN ATLANTIC AND THE MEDITERRANEAN SEA AND FOR CERTAIN
DEMERSAL AND PELAGIC FISHERIES IN THE MEDITERRANEAN SEA**

- (1) This specific control and inspection programme shall cover the geographical areas defined as follows:
- (a) “Eastern Atlantic” means International Council for the Exploration of the Seas (ICES ⁽²⁾) subareas 7, 8, 9, 10 as defined in Annex III to Regulation (EC) No 218/2009 of the European Parliament and of the Council ⁽³⁾ and FAO ⁽⁴⁾ division 34.1.2;
 - (b) “Mediterranean” means FAO subareas 37.1, 37.2 and 37.3 or geographical sub-areas 1 to 27 as defined in Annex I to Regulation (EU) No 1343/2011 of the European Parliament and of the Council ⁽⁵⁾;
 - (c) “Northern Adriatic” and “Southern Adriatic” means the geographical subareas 17 and 18 as defined in Annex I to Regulation (EU) No 1343/2011;
 - (d) “Strait of Sicily” means the geographical sub-areas 12, 13, 14, 15, and 16, as defined in Annex I to Regulation (EU) No 1343/2011;
 - (e) “Ionian Sea” means the geographical subareas subareas 19, 20 and 21 as defined in Annex I to Regulation (EU) No 1343/2011;
 - (f) “Levant Sea” means the geographical subareas subareas 24, 25, 26 and 27 as defined in Annex I to Regulation (EU) No 1343/2011;
 - (g) “Alboran Sea” means the geographical sub-areas 1 to 3 as defined in Annex 1 to Regulation (EU) No 1343/2011.
- (2) The Member States concerned are Croatia, Cyprus, France, Greece, Italy, Malta, Portugal, Slovenia and Spain.
- (3) The following fisheries shall be considered:
- Fisheries (including recreational) exploiting stocks of bluefin tuna in the Eastern Atlantic and the Mediterranean,
 - Fisheries (including recreational) exploiting Swordfish in the Mediterranean,
 - Fisheries exploiting Albacore in the Mediterranean,
 - Fisheries exploiting sardine and anchovy in the Northern and Southern Adriatic,
 - Fisheries exploiting European hake (*Merluccius merluccius*) in the Strait of Sicily and in GFCM subareas 1, 5, 6, 7 and 9, 10, 11 and in the Northern Adriatic and Southern Adriatic,
 - Fisheries exploiting deep-water rose shrimp (*Parapenaeus longirostris*) in the Strait of Sicily, and in GFCM subareas 1, 5, 6 and 9, 10, 11 and in the Northern Adriatic and Southern Adriatic,
 - Fisheries exploiting deep-sea shrimps in the Levant and Ionian Sea,
 - Fisheries exploiting blue and red shrimp (*Aristeus antennatus*) in GFCM subareas 1, 5, 6, 7 and in the Strait of Sicily,
 - Fisheries exploiting giant red shrimp (*Aristaeomorpha foliacea*) in GFCM subareas 9, 10, 11 and in the Strait of Sicily,
 - Fisheries exploiting Norway lobster (*Nephrops norvegicus*) in GFCM subareas 5, 6, 9, 11 and in the Northern Adriatic and Southern Adriatic,

⁽¹⁾ International Commission for the conservation of Atlantic Tunas.

⁽²⁾ ICES (International Council for the Exploration of the Sea) zones are as defined in Regulation (EC) No 218/2009 of the European Parliament and of the Council of 11 March 2009 on the submission of nominal catch statistics by Member States fishing in the north-east Atlantic (OJ L 87, 31.3.2009, p. 70).

⁽³⁾ Regulation (EC) No 218/2009 of the European Parliament and of the Council of 11 March 2009 on the submission of nominal catch statistics by Member States fishing in the north-east Atlantic (OJ L 87, 31.3.2009, p. 70).

⁽⁴⁾ UN Food and Agriculture Organisation.

⁽⁵⁾ Regulation (EU) No 1343/2011 of the European Parliament and of the Council of 13 December 2011 on certain provisions for fishing in the GFCM (General Fisheries Commission for the Mediterranean) Agreement area and amending Council Regulation (EC) No 1967/2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea (OJ L 347, 30.12.2011, p. 44).

- Fisheries exploiting red mullet (*Mullus barbatus*) in GFCM subareas 1, 5, 6, 7, 9, 10, 11 and in the Northern Adriatic and Southern Adriatic,
- Fisheries exploiting blackspot seabream in the Alboran Sea,
- Fisheries exploiting common sole in in GFCM subarea 17,
- Fisheries exploiting red coral in the Mediterranean,
- Fisheries exploiting dolphinfish fisheries in the international waters of the Mediterranean,
- Fisheries exploiting European eel of the species *Anguilla anguilla* in Union waters of the Mediterranean,
- Fisheries exploiting species under the landing obligation pursuant to Article 15 of Regulation (EU) No 1380/2013.

(4) Target benchmarks for inspections

The following benchmarks shall be implemented by the Member States specified in point 2 of this Annex.

(a) Inspections activities at sea:

On a yearly basis at least 60 % of total inspections at sea (excluding aerial surveillance) shall be conducted on fishing vessels belonging to the fleet segments in the two highest risk level categories identified according to Article 5(1) and 5(2) ensuring that both these fleet segments are adequately and proportionally covered.

(b) Inspections at landing (inspections in ports and before first sale):

On a yearly basis at least 60 % of total inspections at landing shall be conducted on fishing vessels belonging to the fleet segments in the two highest risk level categories identified according to Article 5(1) and 5(2) ensuring that both these fleet segments are adequately and proportionally covered.

(c) Inspections in traps and farming installations related to fisheries exploiting stocks of bluefin tuna in the Eastern Atlantic and the Mediterranean:

On a yearly basis 100 % of caging and transfer operations at traps and farm installations, including release of fish, shall be inspected.

ANNEX II

DETAILS ON THE SPECIFIC CONTROL AND INSPECTION PROGRAMME FOR CERTAIN FISHERIES IN THE BLACK SEA

- (1) This specific control and inspection programme shall cover the geographical areas defined as follows:

Union waters of “Black Sea” where “Black Sea” means the GFCM (General Fisheries Commission for the Mediterranean) geographical sub-area 29 as defined in Annex I to Regulation (EU) No 1343/2011.

- (2) The Member States concerned are Bulgaria and Romania.

- (3) The following fisheries shall be considered:

- Fisheries exploiting turbot in the Black Sea,
- Fisheries exploiting sprat in the Black Sea,
- Fisheries exploiting species under the landing obligation pursuant to Article 15 of Regulation (EU) No 1380/2013.

- (4) Target benchmarks for inspections

The following benchmarks shall be implemented by the Member States specified in point 2 of this Annex.

- (a) Inspections activities at sea:

On a yearly basis at least 60 % of total inspections at sea (excluding aerial surveillance) shall be conducted on fishing vessels belonging to the fleet segments in the two highest risk level categories identified according to Article 5(1) and 5(2) ensuring that both these fleet segments are adequately and proportionally covered.

- (b) Inspections at landing (inspections in ports and before first sale):

On a yearly basis at least 60 % of total inspections at landing shall be conducted on fishing vessels belonging to the fleet segments in the two highest risk level categories identified according to Article 5(1) and 5(2) ensuring that both these fleet segments are adequately and proportionally covered.'

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