

## Proposed amendments to Articles 93a

EC proposal for Article 93a	EP proposal for amending Article 93a
<p><b>1.</b> Member States shall establish annual or multiannual national control programmes for <b>the</b> inspections and <b>the</b> control of the rules of the common fisheries policy.</p> <p>National control programmes shall be riskbased and shall be updated at least once a year in particular taking into account newly adopted conservation and control measures.</p> <p><b>2.</b> By <b>30 June</b> every year, Member States shall submit to the Commission a report on inspections and controls performed in the previous year, in accordance with the national control programmes and in compliance with <b>the present</b> Regulation.</p>	<p><b>1.</b> Member States shall establish annual or multiannual national control programmes for inspections, <b>surveillance</b> and control of the rules of the common fisheries policy.</p> <p>National control programmes shall be riskbased and shall be updated at least once a year in particular taking into account newly adopted conservation and control measures <b>and the conclusions of the annual evaluation report referred to in paragraph 2b.</b></p> <p><b>2.</b> By <b>31 March</b> every year, Member States shall submit to the Commission a report on inspections, surveillance and controls performed in the previous year, in accordance with the national control programmes and in compliance with <b>this</b> Regulation. <b>Those reports shall be made public on the official website of the Member States by 31 March every year.</b></p> <p><i>2a. The report on inspections, surveillance and controls referred to in paragraph 2 shall contain, at least, the following information:</i></p> <p><i>(a) the total budget allocated to fisheries control;</i></p> <p><i>(b) the number and type of inspections, surveillance and controls performed;</i></p> <p><i>(c) the number and type of suspected and confirmed infringements, including serious infringements;</i></p> <p><i>(d) the type of follow-up actions to confirmed infringements (such as simple warning, administrative sanction, criminal sanction, immediate enforcement measure or number of penalty points administered).</i></p> <p><b>2b.</b> <i>By 1 September every year, the Commission shall publish a report with an evaluation of the implementation of the national control programmes. That report shall include the main findings of the reports referred to in paragraph 2, and shall also analyse the application of this Regulation by fishing vessels registered in third countries fishing in Union waters, particularly fishing vessels registered in neighbouring countries of the Union. That report shall be made public on the website of the Commission.</i></p>

## Proposed amendments to Articles 113

Current Article 113	EP proposal for amending Article 113
<p>2. The data exchanged between Member States and the Commission <b>shall not</b> be transmitted to persons other than those in Member States or Community institutions whose functions require them to have such access unless the Member States transmitting the data <b>give their express consent</b>.</p> <p>3. The data referred to in paragraph 1 <b>shall not</b> be used for <b>any</b> purpose other than that provided for in this Regulation unless the authorities providing the data <b>give their express consent for the use of the data for other purposes and on condition that the provisions in force in the Member State of the authority receiving the data do not prohibit such use</b>.</p>	<p>2. The data exchanged between Member States and the Commission <b>may</b> be transmitted to persons other than those in Member States or Community institutions whose functions require them to have such access unless the Member States transmitting the data <b>provide a reasoned refusal to disclose the data</b>.</p> <p>3. The data referred to in paragraph 1 <b>may</b> be used for <b>a</b> purpose other than that provided for in this Regulation unless the authorities providing the data <b>provide a reasoned refusal for it to be so used</b>.</p> <p>8. <i>This Article is without prejudice to Regulation 1049/2001 regarding public access to European Parliament, Council and Commission documents and Regulation 1367/2006 on the application of the provisions of the Aarhus Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters to Community institutions and bodies.</i></p>