

ARCHIVES HISTORIQUES DE LA COMMISSION

COLLECTION RELIEE DES
DOCUMENTS "COM"

COM (83) 279

Vol. 1983/0114

Historical Archives of the European Commission

Disclaimer

Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

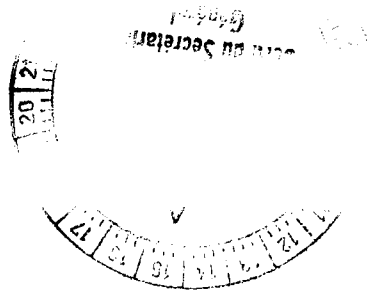
In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 279 final

Brussels, 20 May 1983



Proposal for a
COUNCIL REGULATION (EEC)
amending Regulation (EEC) No 2057/82 establishing certain control
measures for fishing activities by vessels of the Member States

(submitted to the Council by the Commission)

COM(83) 279 final

EXPLANATORY MEMORANDUM

In the absence of a delegation of powers provided for by an appropriate basic regulation, Article 43 of the Treaty of Rome was the legal basis for Council Regulation (EEC) No. 2057/82 of 29 June 1982 establishing certain control measures for fishing activities by vessels of the Member States. Furthermore, the detailed rules for implementing certain Articles of that Regulation had to be based on the procedure provided for in Article 33 of Council Regulation (EEC) No. 3796/81 of 29 December 1981 on the common organization of the market in fishery products. The recent adoption of Council Regulation (EEC) No. 170/83 of 25 January 1983 establishing a Community system for the conservation and management of fishery resources now enables the adoption of control measures to be based on Article 10 of that Regulation. With regard to the detailed rules for implementing the Regulation on control, the procedure provided for in Article 14 of the new basic Regulation can now be used. The relevant provisions should therefore be amended accordingly.

Proposal for a
COUNCIL REGULATION (EEC)
amending Regulation (EEC) No 2057/82 establishing
certain control measures for fishing activities
by vessels of the Member States

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No. 170/83 of 25 January 1983 establishing a Community system for the conservation and management of fishery resources (1), and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas Article 10 of Regulation (EEC) No. 170/83 provides for the adoption of supervisory measures to ensure compliance with Community provisions regarding conservation;

Whereas such measures have already been taken by Council Regulation (EEC) No. 2057/82 (2); whereas for the purposes of adoption of detailed implementing rules Article 13 of the said Regulation was, in the absence of any other appropriate basic Regulation, necessarily based on Article 33 of Council Regulation (EEC) No. 3796/81 of 29 December 1981 on the common organization of the market in fishery products (3); whereas the appropriate reference is now to the procedure provided for in Article 14 of Council Regulation (EEC) No. 170/83,

HAS ADOPTED THIS REGULATION:

./...

(1) O.J. No. L 24, 27.1.1983, p. 1

(2) O.J. No. L 220, 29.7.1982, p. 1

(3) O.J. No. L 379, 31.12.1981, p. 1

Article 1

Article 13 of Regulation (EEC) No. 2057/82 is hereby replaced by the following text:

"Article 13

The detailed rules for implementing Articles 3 to 10 of this Regulation shall be adopted in accordance with the procedure laid down in Article 14 of Council Regulation (EEC) No. 170/83 of 25 January 1983 establishing a Community system for the conservation and management of fishery resources¹."

¹OJ No L 24, 27.1.1983, p. 1

Article 2

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

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

Done at Brussels

For the Council
The President