

# Fisheries Bill [HL]

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## AMENDMENTS TO BE MOVED ON REPORT

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### Clause 2

BARONESS JONES OF WHITCHURCH

Page 3, line 6, at end insert—

“( ) contains a statement explaining how, in the opinion of the fisheries policy authorities (or any of them), the policies under paragraph (a) will contribute to the achievement of the climate change objective,”

### Clause 7

LORD GRANTCHESTER

Page 7, line 38, at beginning insert “best”

***Member’s explanatory statement***

*This amendment changes the reference to scientific evidence to specify that it should be the “best available”. This term is used elsewhere in the Bill.*

### Clause 11

LORD GARDINER OF KIMBLE

Page 10, line 3, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

### Clause 23

LORD GARDINER OF KIMBLE

Page 15, line 16, leave out “a calendar year” and insert “such year or other period as may be specified in the determination”

**Member's explanatory statement**

*This amendment enables the Secretary of State to determine a catch quota or effort quota for any period (rather than only for a calendar year).*

Page 16, line 2, leave out “calendar year” and insert “period”

**Member's explanatory statement**

*This amendment is consequential on the amendment to subsection (1) of this Clause appearing in the name of Lord Gardiner.*

Page 16, line 4, leave out “calendar year” and insert “period”

**Member's explanatory statement**

*This amendment is consequential on the amendment to subsection (1) of this Clause appearing in the name of Lord Gardiner.*

Page 16, line 11, at end insert –

“(11) References in retained direct EU legislation to fishing opportunities (however expressed) are, in relation to British fishing boats, references to catch quotas and effort quotas or (as the context requires) to either.”

**Member's explanatory statement**

*This amendment ensures that references in domesticated EU legislation to fishing opportunities are read as references to quotas determined under the Bill.*

## Clause 26

LORD GARDINER OF KIMBLE

Page 17, line 11, leave out “calendar year” and insert “period”

**Member's explanatory statement**

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

Page 17, line 13, leave out “year” and insert “period”

**Member's explanatory statement**

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

Page 17, line 15, leave out “year” and insert “period”

**Member's explanatory statement**

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

Page 17, line 15, at end insert –

“(1A) In determining under subsection (1) whether a catch quota is exceeded, only count sea fish caught that are required to be counted against it under –

**Clause 26 - continued**

- (a) Article 15 of the Common Fisheries Policy Regulation (landing obligation), or
- (b) any other provision of retained direct EU legislation.”

***Member’s explanatory statement***

*This amendment ensures that the rules in retained direct EU legislation about when catches are or are not to be counted against quotas apply for the purposes of the duty in subsection (1) of this Clause to secure that catch quotas are not exceeded.*

**Clause 27**

LORD GARDINER OF KIMBLE

Page 17, line 27, leave out “an English catch quota for a calendar year” and insert “one or more English catch quotas”

***Member’s explanatory statement***

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

Page 17, line 28, leave out “an English effort quota for a calendar year” and insert “one or more English effort quotas”

***Member’s explanatory statement***

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

**Clause 39**

LORD GARDINER OF KIMBLE

Page 26, line 41, leave out from “of” to “or” in line 42 and insert “Senedd Cymru if it were included in an Act of Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

**Clause 41**

LORD GARDINER OF KIMBLE

Page 28, line 8, leave out paragraph (b)

***Member’s explanatory statement***

*This amendment is consequential on the amendment that replaces Clause 25 appearing in the name of Lord Lansley.*

### Clause 43

LORD GARDINER OF KIMBLE

Page 28, line 28, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 28, line 30, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 28, line 38, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 28, line 39, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 29, line 20, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 29, line 21, leave out “Assembly” and insert “Senedd”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

### Clause 45

LORD GARDINER OF KIMBLE

Page 29, line 39, leave out from “of” to end of line 40 and insert “retained direct EU legislation”

***Member’s explanatory statement***

*This amendment is consequential on the amendment appearing in the name of Lord Gardiner that substitutes Schedule 10 to the Bill.*

### After Clause 45

BARONESS JONES OF WHITCHURCH

Insert the following new Clause—

**“Contribution of fisheries and aquaculture to targets under the Climate Change Act 2008**

- (1) In performing functions under this Act, the Secretary of State must have due regard to the target for 2050 contained in section 1 of the Climate Change Act 2008.
- (2) Within 12 months of the day on which this Act is passed, the Secretary of State must—
  - (a) publish a strategy outlining how Her Majesty’s Government plans to reduce the emissions resulting from fisheries and aquaculture, and
  - (b) by regulations introduce an interim emissions target for 2030 which would provide for fisheries and aquaculture to make substantial progress towards the target for 2050.
- (3) In formulating the strategy under subsection (2)(a), the Secretary of State must consult—
  - (a) other relevant Ministers of the Crown,
  - (b) the Scottish Ministers,
  - (c) the Welsh Ministers,
  - (d) the Northern Ireland department,
  - (e) bodies that appear to the Secretary of State to represent the interests of the UK fishing industry.
- (4) The strategy must be laid before Parliament.
- (5) Regulations under subsection (2)(b)—
  - (a) must define what is meant by the term “substantial progress”, and
  - (b) are subject to the affirmative resolution procedure.”

***Member’s explanatory statement***

*This Clause would require the Secretary of State to have due regard to the target for 2050 in the Climate Change Act 2008 when exercising functions under this Act, and introduce an interim target for 2030 which will provide for fisheries to make substantial progress towards the target for 2050.*

### Clause 47

LORD GARDINER OF KIMBLE

Page 30, line 31, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 30, line 45, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

**Clause 48**

LORD GARDINER OF KIMBLE

Page 33, line 38, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

**Clause 50**

LORD GARDINER OF KIMBLE

Page 35, line 10, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

**Schedule 1**

LORD GARDINER OF KIMBLE

Page 37, line 15, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 37, line 24, leave out “the National Assembly for Wales” and insert “Senedd Cymru”

***Member’s explanatory statement***

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

**Schedule 5**

LORD GARDINER OF KIMBLE

Page 68, line 12, leave out “a Welsh catch quota for a calendar year” and insert “one or more Welsh catch quotas”

**Member's explanatory statement**

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

Page 68, line 13, leave out “a Welsh effort quota for a calendar year” and insert “one or more Welsh effort quotas”

**Member's explanatory statement**

*This amendment is consequential on the amendment to Clause 23(1) appearing in the name of Lord Gardiner.*

**Schedule 8**

LORD GARDINER OF KIMBLE

Page 80, line 24, leave out paragraph (b)

**Member's explanatory statement**

*This amendment is consequential on the amendment that replaces Clause 25 appearing in the name of Lord Lansley.*

Page 83, line 25, leave out from “of” to “or” in line 27 and insert “Senedd Cymru if it were included in an Act of Senedd Cymru”

**Member's explanatory statement**

*This amendment updates the Bill to reflect the fact that the National Assembly for Wales has changed its name to Senedd Cymru.*

Page 84, line 12, leave out paragraph (b)

**Member's explanatory statement**

*This amendment is consequential on the amendment that replaces Clause 25 appearing in the name of Lord Lansley.*

Page 88, line 2, leave out paragraph (b)

**Member's explanatory statement**

*This amendment is consequential on the amendment that replaces Clause 25 appearing in the name of Lord Lansley.*

**Schedule 10**

LORD GARDINER OF KIMBLE

Leave out Schedule 10 and insert the following new Schedule –

“SCHEDULE 10

RETAINED DIRECT EU LEGISLATION: MINOR AND CONSEQUENTIAL AMENDMENTS

*Introduction*

1 In this Schedule –

**Schedule 10 - continued**

- (a) paragraphs 2 to 8 make amendments of retained direct EU legislation (as amended by regulations made under section 8(1) of the European Union (Withdrawal) Act 2018), and
- (b) paragraph 9 makes transitional provision.

*Common Fisheries Policy Regulation*

- 2 (1) The Common Fisheries Policy Regulation is amended as follows.
- (2) Article 2 (objectives) is revoked.
  - (3) In Article 4 (definitions), in paragraph 1, at the end insert—
    - “(46) ‘the fisheries objectives’ has the meaning given by section 1(1) of the Fisheries Act 2020.”
  - (4) Article 5 (right of equal access for EU fishing vessels to waters of member States) is revoked.
  - (5) Article 9 (principles and objectives of multiannual plans) is revoked.
  - (6) Article 10 (content of multiannual plans) is revoked.
  - (7) Article 16 (distribution of fishing opportunities by the Council to member States) is revoked.
  - (8) Article 17 (criteria for the allocation of fishing opportunities by member States) is revoked.
  - (9) In Article 28 (external relations)—
    - (a) in paragraph 1—
      - (i) for “a fisheries administration” substitute “the Secretary of State”;
      - (ii) omit “objectives and”;
      - (iii) for “Articles 2 and 3” substitute “Article 3”;
    - (b) in paragraph 2, for “In particular, a fisheries” substitute “A fisheries”.
  - (10) In Article 29 (United Kingdom activities in international fisheries organisations) for paragraph 2 substitute—
    - “2 The Secretary of State must take such steps as the Secretary of State considers appropriate for the purpose of supporting the improvement of the performance of RFMOs in relation to the conservation and management of marine living resources.”
  - (11) In Article 33 (management of stocks of common interest), in paragraph 1—
    - (a) for “a fisheries administration”, in both places it occurs, substitute “the Secretary of State”;
    - (b) omit the words from “, and in” to “Article 2(2)”;
    - (c) omit the words from “, in particular, concerning” to the end.
  - (12) In Article 35 (organisation of the markets), in paragraph 1, in point (a), for the words from “objectives” to the end substitute “fisheries objectives”.
  - (13) Annex I (right of equal access for EU fishing vessels to waters of member States) is revoked.

*Regulation (EU) No 1379/2013*



**Schedule 10 - continued**

- 3 In Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products, in Article 41 (exceptions to the application of competition rules), in paragraph 2(f), for “objectives specified in Article 2 of Regulation 1380/2013” substitute “fisheries objectives”.

*Regulation (EU) 2016/2336*

- 4 In Regulation (EU) 2016/2336 of the European Parliament and of the Council establishing specific conditions for fishing for deep sea stocks in the north-east Atlantic and provisions for fishing in international waters of the north-east Atlantic, in Article 1 (objectives), in paragraph 1, for “objectives listed in Article 2 of Regulation (EU) No 1380/2013” substitute “fisheries objectives”.

*Regulation (EU) 2017/1004*

- 5 (1) Regulation (EU) 2017/1004 of the European Parliament and of the Council on the establishment of a Union framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the common fisheries policy is amended as follows.
- (2) In Article 1 (subject matter and scope), in paragraph 1 –
- (a) for the words from “With” to “this” substitute “This”;
  - (b) at the end insert “with a view to contributing to the achievement of the fisheries objectives”.
- (3) In Article 5 (content and criteria for multiannual programmes) –
- (a) in paragraph 1, in point (a), for the words from “requirements” to the end substitute –
    - “to be collected for the purpose of contributing to the achievement of –
    - (i) the objectives set out in Article 25 of EU Regulation 1380/2013, and
    - (ii) the fisheries objectives”;
  - (b) in paragraph 4, in point (a), for the words from “reaching” to the end substitute “contributing to the achievement of the fisheries objectives”;
  - (c) in paragraph 5, in point (a), for the words from “reaching” to the end substitute “contributing to the achievement of the fisheries objectives”.

*Regulation (EU) 2018/973*

- 6 (1) Regulation (EU) 2018/973 of the European Parliament and of the Council establishing a multiannual plan for demersal stocks in the North Sea and the fisheries exploiting those stocks, specifying details of the implementation of the landing obligation in the North Sea is amended as follows.
- (2) In Article 1 (subject-matter and scope), in paragraph 1 –
- (a) omit points (f), (i) and (j);
  - (b) in point (k) omit the seventh and eighth indents.
- (3) In Article 3 (objectives) –
- (a) in paragraph 1 –
    - (i) for the words from “objectives listed” to “1380/2013” substitute “fisheries objectives”;

**Schedule 10 - continued**

- (ii) for the words from “, and shall” to the end substitute “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
- (b) in paragraph 3 –
  - (i) after “fisheries management” insert “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
  - (ii) for the words from “. It shall” to the end substitute “and, where possible, reversed”.
- (4) In Article 4 (targets) –
  - (a) in paragraph 1, omit “by 2020”;
  - (b) in paragraph 2 –
    - (i) for “A fisheries administration” substitute “The Secretary of State”;
    - (ii) after “ICES” insert “, or a similar independent scientific body recognised at international level,”;
  - (c) in paragraph 6 –
    - (i) for “Fishing” substitute “Where the spawning stock biomass is above Blim, fishing”;
    - (ii) omit “in any event”;
    - (iii) for “the spawning stock biomass” substitute “it”;
  - (d) after paragraph 6 insert –
    - “7 The Secretary of State may, in view of a relevant change of circumstances, make a determination under section 23 of the Fisheries Act 2020 (power of Secretary of State to determine fishing opportunities) otherwise than in accordance with paragraphs 3 to 6.
    - 8 If the Secretary of State makes a determination in reliance on paragraph 7 the Secretary of State must prepare and publish a document –
      - (a) describing the relevant change of circumstances, and
      - (b) explaining how the relevant change in circumstances affected the determination.
    - 9 For the purposes of this Article, the changes in circumstances that are capable of being “relevant” include (in particular) changes relating to –
      - (a) the international obligations of the United Kingdom,
      - (b) things done (or not done) by the government of a territory outside the United Kingdom that affect the marine and aquatic environment (within the meaning of the Fisheries Act 2020),
      - (c) available scientific evidence, or
      - (d) available evidence relating to the social, economic or environmental elements of sustainable development.”
- (5) In Article 5 (management of by-catch stocks) –
  - (a) in paragraph 2, for the words from “as defined” to “1380/2013” substitute “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
  - (b) in paragraph 3, for “In accordance with Article 9(5) of Regulation (EU) No 1380/2013, the” substitute “The”.

**Schedule 10 - continued**

- (6) In Article 6 (conservation reference points), for “A fisheries administration” substitute “The Secretary of State”.
- (7) In Article 7 (safeguards) –
- (a) in paragraph 1 –
    - (i) omit “all”;
    - (ii) for “decrease in biomass” substitute “current biomass or, in the case of Norway lobster, current abundance”;
  - (b) after paragraph 4 insert –
    - “5 The Secretary of State may, in view of a relevant change of circumstances, make a determination under section 23 of the Fisheries Act 2020 otherwise than in accordance with paragraphs 1 to 4.
    - 6 If the Secretary of State makes a determination in reliance on paragraph 5 the Secretary of State must prepare and publish a document –
      - (a) describing the relevant change of circumstances, and
      - (b) explaining how the relevant change in circumstances affected the determination.
    - 7 For the purposes of this Article, the changes in circumstances that are capable of being “relevant” include (in particular) changes relating to –
      - (a) the international obligations of the United Kingdom,
      - (b) things done (or not done) by the government of a territory outside the United Kingdom that affect the marine and aquatic environment (within the meaning of the Fisheries Act 2020),
      - (c) available scientific evidence, or
      - (d) available evidence relating to the social, economic or environmental elements of sustainable development.”
- (8) In Article 12 (fishing authorisations and capacity ceilings), in paragraph 1 –
- (a) after “fishing authorisations” insert “(which may be contained in a licence granted under section 15 of the Fisheries Act 2020)”;
  - (b) for “vessels in its fleet” substitute “United Kingdom fishing vessels”.
- (9) In Article 13 (principles and objectives of management of stocks of common interest) –
- (a) in paragraph 1 –
    - (i) for “a fisheries administration”, in both places it occurs, substitute “the Secretary of State”;
    - (ii) omit “Regulation (EU) No 1380/2013, in particular Article 2(2) thereof, and of”;
    - (iii) omit “, thereby promoting a level-playing field for United Kingdom operators”;
  - (b) omit paragraph 2.

*Regulation (EU) 2019/472*

**Schedule 10 - continued**

- 7 (1) Regulation (EU) 2019/472 of the European Parliament and of the Council establishing a multiannual plan for stocks fished in the Western Waters and adjacent waters, and for fisheries exploiting those stocks is amended as follows.
- (2) In Article 1 (subject-matter and scope), in paragraph 1 –
- (a) omit points (4) to (7), (11), (13), (18), (20), (24) to (26), (30) and (34) to (36);
  - (b) in point (23) omit the third, fourth and fifth indents.
- (3) In Article 3 (objectives)
- (a) in paragraph 1 –
    - (i) for the words from “objectives listed” to “1380/2013” substitute “fisheries objectives”;
    - (ii) for the words from “, and shall” to the end substitute “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
  - (b) in paragraph 3 –
    - (i) after “fisheries management” insert “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
    - (ii) for the words from “. It shall” to the end substitute “and, where possible, reversed”.
- (4) In Article 4 (targets) –
- (a) in paragraph 1 omit “by 2020”;
  - (b) in paragraph 2, for “A fisheries administration” substitute “The Secretary of State”;
  - (c) in paragraph 7 –
    - (i) for “Fishing” substitute “Where the spawning stock biomass is above Blim, fishing”;
    - (ii) omit “in any event”;
    - (iii) for “the spawning stock biomass” substitute “it”;
  - (d) after paragraph 7 insert –
 

“8 The Secretary of State may, in view of a relevant change of circumstances, make a determination under section 23 of the Fisheries Act 2020 (power of Secretary of State to determine fishing opportunities) otherwise than in accordance with paragraphs 3 to 7.

9 If the Secretary of State makes a determination in reliance on paragraph 8 the Secretary of State must prepare and publish a document –

    - (a) describing the relevant change of circumstances, and
    - (b) explaining how the relevant change in circumstances affected the determination.

10 For the purposes of this Article, the changes in circumstances that are capable of being “relevant” include (in particular) changes relating to –

    - (a) the international obligations of the United Kingdom,

**Schedule 10 - continued**

- (b) things done (or not done) by the government of a territory outside the United Kingdom that affect the marine and aquatic environment (within the meaning of the Fisheries Act 2020),
  - (c) available scientific evidence, or
  - (d) available evidence relating to the social, economic or environmental elements of sustainable development.”
- (5) In Article 5 (management of by-catch stocks) –
  - (a) in paragraph 2, for the words from “as defined” to “1380/2013” substitute “(within the meaning given by section 1(10) of the Fisheries Act 2020)”;
  - (b) in paragraph 3, for “In accordance with Article 9(5) of Regulation (EU) No 1380/2013, the” substitute “The”.
- (6) In Article 7 (conservation reference points), for “A fisheries administration” substitute “The Secretary of State”.
- (7) In Article 8 (safeguards) –
  - (a) in paragraph 1 –
    - (i) omit “all”;
    - (ii) for “decrease in biomass” substitute “current biomass or, in the case of Norway lobster, current abundance”;
  - (b) after paragraph 4 insert –
    - “5 The Secretary of State may, in view of a relevant change of circumstances, make a determination under section 23 of the Fisheries Act 2020 otherwise than in accordance with paragraphs 1 to 4.
    - 6 If the Secretary of State makes a determination in reliance on paragraph 5 the Secretary of State must prepare and publish a document –
      - (a) describing the relevant change of circumstances, and
      - (b) explaining how the relevant change in circumstances affected the determination.
    - 7 For the purposes of this Article, the changes in circumstances that are capable of being “relevant” include (in particular) changes relating to –
      - (a) the international obligations of the United Kingdom,
      - (b) things done (or not done) by the government of a territory outside the United Kingdom that affect the marine and aquatic environment (within the meaning of the Fisheries Act 2020),
      - (c) available scientific evidence, or
      - (d) available evidence relating to the social, economic or environmental elements of sustainable development.”
- (8) In Article 11 (recreational fisheries), in paragraphs 1 and 2, for “any person determining fishing opportunities”, in both places it occurs, substitute “a fisheries administration”.
- (9) In Article 12 (effort limitation for sole in the Western Channel), in paragraph 2 –

**Schedule 10 - continued**

- (a) for “Any person determining fishing opportunities” substitute “A fisheries administration”;
  - (b) omit the words from “and for vessels” to the end.
- (10) In Article 14 (fishing authorisations and capacity ceilings), in paragraph 1 –
- (a) after “fishing authorisations” insert “(which may be contained in a licence granted under section 15 of the Fisheries Act 2020)”;
  - (b) for “vessels in its fleet” substitute “United Kingdom fishing vessels”.
- (11) In Article 15 (principles and objectives of management of stocks of common interest) –
- (a) in paragraph 1 –
    - (i) for “a fisheries administration”, in both places it occurs, substitute “the Secretary of State”;
    - (ii) omit “Regulation (EU) No 1380/2013, in particular Article 2(2) thereof, and of”;
    - (iii) omit “thereby promoting a level-playing field for United Kingdom operators”;
  - (b) omit paragraph 2.

*Regulation (EU) 2019/1241*

- 8 (1) Regulation (EU) 2019/1241 of the European Parliament and of the Council on the conservation of fishery resources and the protection of marine ecosystems through technical measures is amended as follows.
- (2) In Article 3, in paragraph 1, for “objectives set out in the applicable provisions of Article 2 of Regulation (EU) No 1380/2013” substitute “achievement of the fisheries objectives”.
- (3) In Article 4, in paragraph 1 –
- (a) in point (a), for “Article 2(2) of Regulation (EU) No 1380/2013” substitute “the fisheries objectives”;
  - (b) in point (c), for “point (j) of Article 2(5) of Regulation (EU) No 1380/2013” substitute “the fisheries objectives”.
- (4) In Article 11, in paragraph 4, omit “and shall be compatible with the objectives set out in Article 2 of Regulation (EU) No 1380/2013”.

*Transitional provision*

- 9 (1) This paragraph applies until the first JFS comes into effect.
- (2) The Common Fisheries Policy Regulation (as amended by this Schedule) has effect as if –
- (a) in Article 28(1), after “Article 3” there were inserted “in a way that contributes to the achievement of the fisheries objectives”;
  - (b) in Article 29(2), at the beginning there were inserted “The positions of the United Kingdom in international organisations dealing with fisheries and in RFMOs shall be based on the best available scientific advice so as to ensure that fishery resources are managed in a way that contributes to the achievement of the fisheries objectives.”;
  - (c) in Article 33(1) –

**Schedule 10 - continued**

- (i) after “Regulation” there were inserted “and that contributes to the achievement of the fisheries objectives”;
  - (ii) after “management possible” insert “in a way that contributes to the achievement of the fisheries objectives”.
- (3) Regulation (EU) 2018/973 (as amended by this Schedule) has effect as if in Article 13(1), after “Regulation” there were inserted “and that contributes to the achievement of the fisheries objectives”.
- (4) Regulation (EU) 2019/472 (as amended by this Schedule) has effect as if in Article 15(1), after “Regulation” there were inserted “and that contributes to the achievement of the fisheries objectives”.
- (5) Regulation (EU) 2019/1241 (as amended by this Schedule) has effect as if in Article 11(4), after “paragraph 1 of this Article” there were inserted “and shall contribute to the achievement of the fisheries objectives”.

***Member’s explanatory statement***

*This amendment inserts a new Schedule in place of Schedule 10, which incorporates the material that was previously in that Schedule and makes further amendments to retained EU Regulations.*

# Fisheries Bill [HL]

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AMENDMENTS  
TO BE MOVED  
ON REPORT

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*15 June 2020*

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