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European Commission
Directorate-General for Maritime Affairs and Fisheries
Rue Joseph II, 99B-1000
BRUSSELS

Reference	V/Communication	N/ Reference	Date
		5/2024	19-01-2024

Subject: Request for clarification regarding Article 5 of Regulation (EU) 2022/2495 on the Common Fisheries Policy

Dear Ms. Valerie Tankink,

Considering article 5 of Regulation (EU) 1380/2013 of the European Parliament and of the Council of 11 December 2013, on the Common Fisheries Policy, amended by Regulation (EU) 2022/2495 of 14 December 2022, where can be read : *«In the waters up to 100 nautical miles from the baselines of the Union outermost regions referred to in the first paragraph of Article 349 of the Treaty, the Member States concerned shall be authorized, until 31 December 2032, to restrict fishing to vessels registered in the ports of those territories. Such restrictions shall not apply to Union vessels that traditionally fish in those waters, in so far as those vessels do not exceed the fishing effort traditionally exerted. Member States shall inform the Commission of the restrictions put in place under this paragraph».*

Considering also that our members from the Azores and Madeira, do not know whether the Portuguese Government has formalized the request to restrict the access to the 100 miles, from the base lines of their Outermost Regions to vessels registered in those regions, and knowing that, in the case of the Canary Islands, the Spanish Government has not exercised this possibility of applying these restrictions, in the twenty years in which the Common Fisheries Policy has included this possibility, the Outermost Regions Advisory Council (CCRUP), hereby requests the European Commission to clarify this doubt, regarding the Portuguese Outermost Regions.

We also request the clarification of the criteria for which the «*Union vessels*» are considered «*that traditionally fish in those waters*».

We are available for any clarifications.

Best regards,

The President of the Executive Committee of the CCRUP,

(David Pavón González)