



# The new rules on lot composition and traceability of FAPs under the revised fisheries Control Regulation

*MAC – Working Group 2 “Market”*

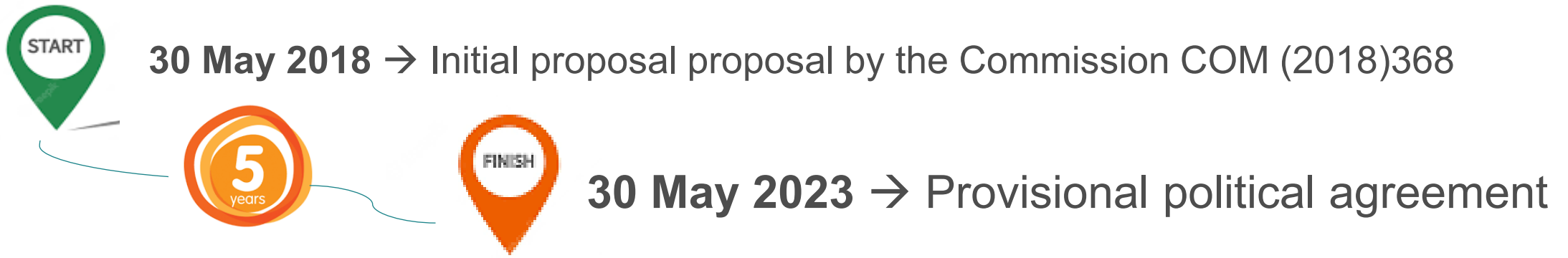
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*Anne Gautrais-Le Goff*

*DG MARE -Unit D4*

*“Fisheries control and inspections”*

# Revision of the EU Fisheries Control System



**Publication in OJ → 20 December 2023**

**Entry into force ► 9 January 2024** [Regulation - EU - 2023/2842 - EN - EUR-Lex \(europa.eu\)](https://eur-lex.europa.eu/eli/reg/2023/2842/oj)

Few provisions apply **immediately** or after **6 months**

Most provisions apply after **2 years**

Few others after 4 years

**Traceability provisions apply after 2 years and after 5 years.**



# Composition of lot of FAPs – New Article 56a

What are the new rules?

Which FAPs?

When do they apply ?

- ❖ **Simpler** definition of “lot” *means a batch of units of fishery or aquaculture products - Article 4 point(20)-*
- ❖ All FAPs to be put into **lot** prior to placing on the market
- ❖ Rules on **what constitutes a lot of Chapter 3** -fresh and frozen FAPs
- ❖ **2 derogations** for lot of Chapter 3 prior to placing on the market ;
  - ❖ If species ≤ 30kg : mix several species in a lot
  - ❖ If BMCS species: mix possible for non- human consumption
- ❖ Mixing of lots of chapter 3 authorized after placing on the market ONLY if traceability info of Article 58(5) + information **on composition** of the **newly** created lot & **quantities** of each lot forming it, is available
- ❖ Application: **2 years** after entry into force- **10 January 2026**

# Traceability of lots of FAPs- Article 58

What are the new rules?

- ❖ Operators must **record** and **make available** traceability information in a **digital way** to the next operator in the supply chain. **All stages** of production , processing and distribution from “catching to harvesting to retail stage”
- ❖ Definitions of CFP and CMO Regulation:
  - ❖ Placing on the market - Article 5 (f) CMO
  - ❖ Retail - Article 5(g) CMO

Which products? **ALL**  
When ?

- ❖ For **fresh and frozen** FAPs (including imported products: **10 JAN 2026**)
- ❖ For **prepared and preserved** FAPs (including imported products), following feasibility study by COM – **10 JAN 2029**
- ❖ For **Algae**: **10 JAN 2029**

# Lot of fresh&frozen FAPs - Minimum traceability information

**Which traceability information for fresh and frozen FAPs?**

**Article 58 (5)**

- ❖ Lot identification number
- ❖ **Unique fishing trip identification number**
- ❖ FAO alpha code of the species and scientific name
- ❖ Geographical area(s) of catch / production area(s),
- ❖ Fishing gear, date(s) catches/ date(s) of harvest & Quantities in Kg live weight or number of individuals
- ❖ **Clear requirements for imported products:** IMO number and catch certificate number(s) (IUU regulation)
- ❖ **Clear requirement for aquaculture products:** number of aquaculture production unit

# Following date of enter into force of Regulation 2023/2842

## What's next for traceability of FAPs?

Short term  
(2024-  
2025)

Launch a study on the minimum traceability information for lots of prepared and preserved products and the digital systems.

Article 58 (9)

Medium term  
(by 2026)

Review existing COM implementing act (CIR 404/2011) in particular Articles 66 and 67 - and adopt new rules as necessary for fresh and frozen FAPs

Article 58 (12)

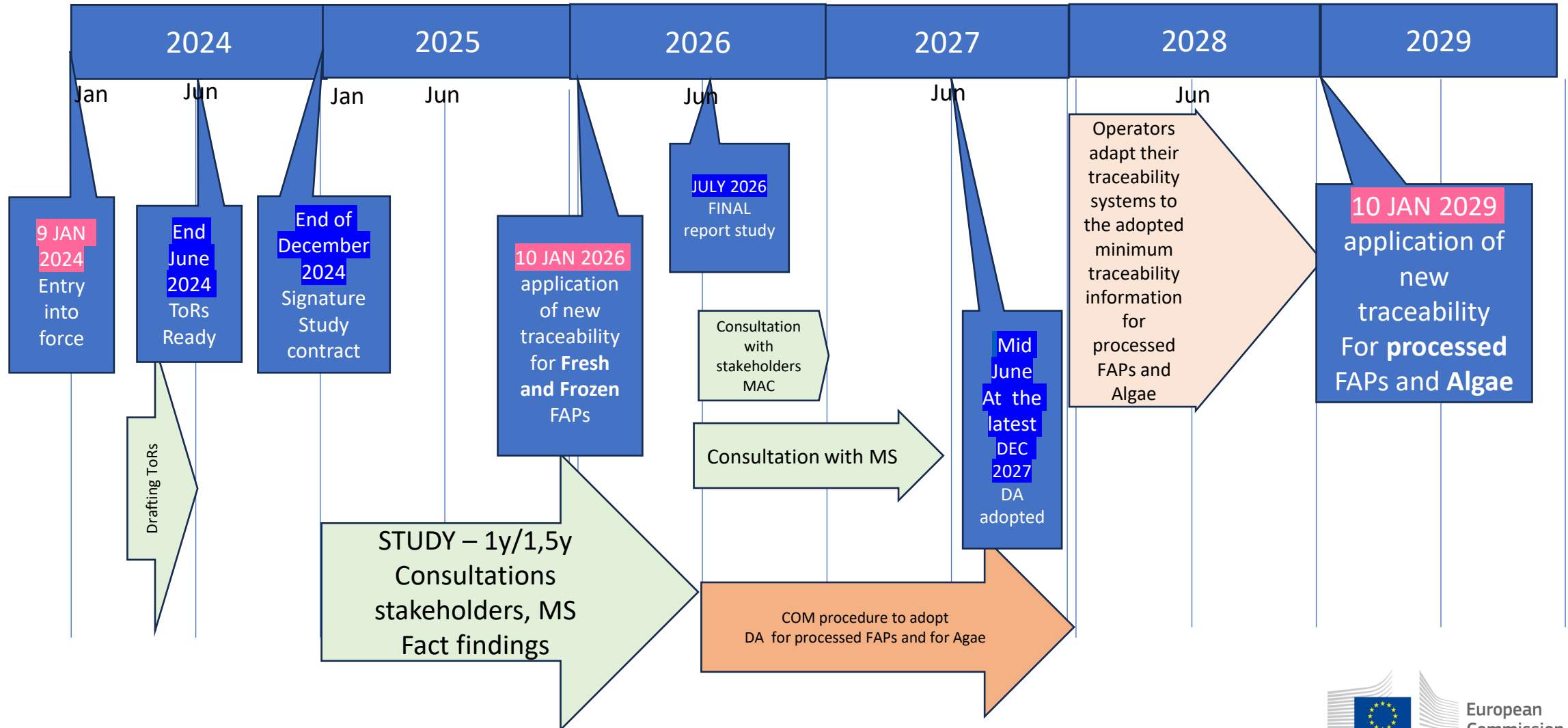
Long term  
( By 2028  
to apply  
by January  
2029)

Minimum traceability information and systems for lots of preserved and prepared FAPs - Article 58 (10)

Minimum traceability requirements for lots of Algae. Article 58 (11)



# Timeline: 2024 – 2029



# Traceability information of “processed” FAPs



## A pre-requisite

- ❖ “The Commission shall conduct a study on *feasible traceability systems and procedures*, including *minimum* traceability information, for fishery and aquaculture products falling under headings **1604 and 1605 of Chapter 16** of the Combined Nomenclature, with a view to defining detailed rules for such products. The study shall include an analysis of *available digital solutions or methods* which meet the requirements on traceability in this Regulation, while taking into account the *impact on small operators*.”

## Delegated act

- ❖ DA on the traceability requirements for lots of Chapter 16, subheading 1604 & 1605 FAPs, including the use of digital systems on the basis of the results of a feasibility study
- ❖ DA on the traceability requirements for lots of Chapter 12 – subheading 1212 21 “Seaweed/algae”



# Additional rules - Article 58 – paragraph 12

- Minimum technical requirements for the recording and transmission of information for Chapter 3 FAPs.
- Methods of marking lots and physical affixing of traceability information on lots of all FAPs.
- Further cooperation between Member States to access to traceability information.
- Additional traceability requirements for:
  - lots of fishery or aquaculture products falling under Chapter 3 containing several species (Article 56a(3) and (4)), and
  - lots of fishery or aquaculture products falling under Chapter 3 resulting from the merging or splitting of different lots (Article 56a(5)).
- Information on the relevant geographical area ... of the catch.

# Challenges

- **Additional** rules for Chapter 3 FAPs ? See para 12: what is necessary ? Reference to international standards? Interoperability of systems?
- What **minimum** traceability information for a lot of **processed** FAPs? For instance;
  - Same info as for Chapter 3 as set in para 5 ? Or less information?
  - Date of processing? - Register number of processing plant ?\_
  - experience in 3<sup>rd</sup> country?
- What **minimum traceability information for lots of Algae**?
  - Any experience set at national level? Experience in 3<sup>rd</sup> country?

# Thank you very much for attention !

[Regulation - EU - 2023/2842 - EN - EUR-Lex \(europa.eu\)](https://eur-lex.europa.eu/eli/reg/2023/2842/oj)



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