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**QUESTIONNAIRE to be used for biennial reporting
on the application of the IUU Regulation**

Reporting period 2020-2021 (deadline for submission 30 April 2022)

Member State:	Deutschland
Organisation:	Bundesanstalt für Landwirtschaft und Ernährung
Date:	
Name, position and contact details of responsible official:	

May the Commission provide a copy of this questionnaire to other Member States and the European Fisheries Control Agency?	
Yes:	Ja, mit Ausnahme von Anlage 5.4 und Anlage RM
Yes except for questions (list):	
No:	

Please check if your notified authorities under the IUU Regulation (Articles 15.2, 17.8 and 21.3) correspond with the latest version of the Official Journal:

[https://eur-lex.europa.eu/legal-content/FN/TXT/?uri=CELEX:52021XC0215\(01\)](https://eur-lex.europa.eu/legal-content/FN/TXT/?uri=CELEX:52021XC0215(01))

If not, please provide the updated notification to DG MARE through the Functional mailbox: MARE-NOTIFICATIONS-IUU-1005-2008@ec.europa.eu

Please state your notified authorities under the IUU Regulation in accordance with Article 39.4 (nationals):

.....

Section 1. Information on legal framework¹

Please transmit your national law and/or any administrative guides for the implementation of Council Regulation (EC) No 1005/2008 on illegal, unreported and unregulated fishing (IUU Regulation). If available, please provide the link to the official national database.

Gesetz zur Regelung der Seefischerei und zur Durchführung des Fischereirechts der Europäischen Union (Seefischereigesetz - SeeFischG)
Seefischereiverordnung (SeefiV)

Section 2. Information on administrative organisation²

2.1. Please provide information on your administrative organisation for the implementation of Council Regulation (EC) No 1005/2008 on illegal, unreported and unregulated fishing (IUU Regulation), in particular as regards:

- port inspections (Chapter II);
- catch certification scheme (Chapter III).

Deutschland hat im 1. Halbjahr 2020 ein neues IUU IT System in Betrieb genommen. Das neue System arbeitet mit einem elektronischen Risikomanagement und weiteren Hilfestellungen bei der Abwicklung der Importkontrollen (z.B. Abschreibung von in den Fangbescheinigungen ausgewiesenen Gewichtsangaben).

If different authorities/services are involved in the implementation of the IUU Regulation, please distinguish between:

- the control of direct landings of third country fishing vessels;
- validation of catch certificates upon exports;
- checks and verifications of catch certificates for imports under direct landing;
- checks and verifications of catch certificates for imports arriving by other means than fishing vessels (e.g. by containers, trucks);
- validation and verifications of re-exports.

Für die vorgenannten Vorgänge liegt die Zuständigkeit bei der Bundesanstalt für Landwirtschaft und Ernährung (BLE). Beim Import von Erzeugnissen aus Drittländern gibt es zudem eine Mitwirkungspflicht der Zolldienststellen.

In addition (if different authorities/services are involved), please explain and describe:

- a) *vertical co-operation (between local/regional authorities and head-quarter);*
- b) *co-operation between different authorities and allocation of tasks for various authorities in the implementation of the IUU Regulation (Fisheries, Health, Customs, Coast Guard, Navy, etc.).*

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- a) *Bei der Überprüfung von Fangbescheinigungen aus Drittländern und der Ausstellung von Fangbescheinigungen für unter deutscher Flagge fischende Fischereifahrzeuge haben die lokalen Fischereibehörden der Bundesländer keine Zuständigkeit. Dies ist alleinige Zuständigkeit der BLE, wobei die Zolldienststellen eine Mitwirkungspflicht haben. Auch eine Zusammenarbeit mit den Veterinärbehörden besteht (siehe auch Antwort zu b).*

¹ This section 1 is to be filled-in by all Member States i.e. coastal and landlocked Member State.

² This section 2 is to be filled-in by all Member States i.e. coastal and landlocked Member State.

- b) Bei der Durchsetzung von Einlaufverboten für Schiffe auf der IUU Schiffsliste gibt es eine enge Zusammenarbeit zwischen der Wasser- und Schifffahrtsverwaltung, der Bundespolizei, der Wasserschutzpolizeien der Länder, der BLE und der lokalen Hafenbehörden. In einem Gemeinsamen Lagezentrum werden sämtliche Schiffsbewegungen beobachtet und über die Verkehrsleitzentralen gesteuert. Im Falle der Annäherung eines IUU Schiffes sind die Bundespolizei (in der Ausschließlichen Wirtschaftszone) bzw. die Wasserschutzpolizeien der Länder (innerhalb des Küstenmeeres) in der Lage, Einlaufverbote durchzusetzen.

Im Bereich der Kontrolle der Fangbescheinigungen bei Importen erfolgt eine enge Zusammenarbeit mit den Zolldienststellen und veterinärrechtlichen Grenzkontrollstellen. Dabei stellt der Zoll sicher, dass eine zollrechtliche Abfertigung für den innergemeinschaftlichen Warenverkehr erst dann erfolgt, wenn die B.F. zuvor eine risikobasierte Kontrolle der Fangbescheinigung und ggf. Begleitpapiere vorgenommen hat.

2.2. How many officials are involved in the implementation of the catch certification scheme?

Please specify the number of officials expressed in Full Time Equivalent (FTE):

- for checks and verifications in accordance with Articles 16 and 17;
- for validation of catch certificates and re-export certificates in accordance with Articles 15.2 and 21.3.

Im Referat 534 der BLE waren im Zeitraum 2020-2022 insgesamt ca. 10 Personen mit der Überprüfung und Ausstellung von Fangbescheinigungen beschäftigt. Die im Bereich Zoll/Veterinär ebenfalls mitwirkenden Personen sind nicht bezifferbar. (Derzeit sind rd. 8.800 Beschäftigte der Zollverwaltung im Tätigkeitsfeld der fachlichen Behandlung von Waren eingesetzt und somit in ihrem Arbeitsbereich unter anderem auch mit Kontrolltätigkeiten im Hinblick auf den Schutz der Fischbestände bei der Ein- und Ausfuhr befasst.)

2.3. Does your country have freezones/freeports³ in which activities relevant to importation/exportation/processing of fishery products are authorised?

Yes No

If yes, please provide a list of such zones/ports.

In Deutschland existieren Freizonen/Freihäfen sowie ein Seezollhafen (Hamburg). Allerdings werden in diesen Bereichen keine Fischereierzeugnissen verarbeitet. Eine Liste der Freihäfen/Freizonen ist hier zu finden:

https://www.zoll.de/DE/Fachthemen/Zoelle/Zollverfahren/Freizonenverfahren/Allgemeines/allgemeines_node.html

³ https://ec.europa.eu/taxation_customs/business/customs-procedures/what-is-importation/free-zones_en

Section 3. Information on access to ports, including for direct landings and transhipments of fishery products, by third country fishing vessels⁴ (and information on related port inspections and confirmed infringements)⁵

3.1. Does your country have designated ports for access to port services or direct landings or transhipment of fishery products by third country fishing vessels (Article 5 of the IUU Regulation⁶)?

Yes No

If yes, please check if your list of designated ports in accordance with Article 5.3 corresponds to the latest version of the Office Journal: ok

[EUR-Lex - 52021XC1201\(03\) - EN - EUR-Lex \(europa.eu\)](#)

If not, please provide the updated notification to DG MARE through the Functional mailbox: MARE-NOTIFICATIONS-IUU-1005-2008@ec.europa.eu

3.2. In years 2020 and 2021 respectively, how many times have third country fishing vessels been granted authorisation to access designated ports in your country only for repair/maintenance/supply?⁷

0

3.3. How many landings and transhipments in designated ports by third country fishing vessels have been recorded by your country between 1 January 2020 until 31 December 2021? How many inspections did your country carry out and how many infringements have been detected?

Please fill-in the table below (2020):

Inspections of third country vessels in Member States ports (2020)								
Type of operation	Vessels	Figures (2020)	Flag of the third country vessel(s) ⁸					Total
			Ex. NO	FS1	FS2	FS3	FSx	
Landings	Non-EU vessels using MS designated ports	Number of landings	100	0				0
		Number of inspections	10	0				0
		% of inspections / landings	10%	0				0
		Number of infringements	3	0				0
Transhipment	Non-EU vessels using	Number of transhipments in ports	2	0				0

⁴ Fishing vessels as defined in article 2.5 of the IUU Regulation.

⁵ This section 3 refers to Chapter II (Articles 4 to 11) of the IUU Regulation and is applicable to coastal Member States. Landlocked Member States should not fill in this section.

⁶ Please note that ports designated under Regional Fisheries Management Organisations must also be designated under the IUU Regulation with restrictions if necessary (species, etc.).

⁷ It is reminded that provisions of Chapter II apply to third country fishing vessels aiming to access EU ports for port services, even in cases they do not carry fishery products on board and therefore no landing or transhipment operation is foreseen. Only designated ports in accordance with Article 5 can be used in this context.

⁸ ISO Alpha-2 country codes.

	MS designat ed ports	Number of inspections	0	0				0
		% of inspections / transhipments	0	0				0
		Number of infringements	0	0				0

Please fill-in the table below (2021):

Inspections of third country vessels in Member States ports (2021)								
Type of operation	Vessels	Figures (2021)	Flag of the third country vessel(s) ⁹					
			Ex. NO	GBR	NOR	FS3	FSx	Total
Landings	Non-EU vessels using MS designated ports	Number of landings	100	1	1			2
		Number of inspections	10	1	0			1
		% of inspections / landings	10%	100 %	0			50 %
		Number of infringements	3	1	0			1
Transhipments	Non-EU vessels using MS designated ports	Number of transhipments in ports	2	0	0			0
		Number of inspections	2	0	0			0
		% of inspections / transhipments	100%	0	0			0
		Number of infringements	0	0	0			0

3.4. From the figures above, in the cases where your country detected infringements concerning third country vessels, please specify for each infringement the flag, the vessel's name, the type of infringement and the measures taken / sanction imposed (Article 11 of the IUU Regulation).

Please fill-in the table below (2020):

Flag of the third country vessel ¹⁰	Name of the third country fishing vessel	Type of infringements	Measures taken
FS1			
FS2			
...			
FSx			

Please fill-in the table below (2021):

Flag of the third country vessel ¹¹	Name of the third country fishing vessel	Type of infringements	Measures taken

⁹ ISO Alpha-2 country codes.

¹⁰ ISO Alpha-2 country codes.

¹¹ ISO Alpha-2 country codes.

GBR		Die angelandete Menge entsprach nicht der Menge im Logbuch	Abgabe an den Flaggenstaat
FS2			
...			
FSx			

3.5. Please provide:

- the quantities of fish landed by third countries' fishing vessels in your designated ports in 2020 and 2021, respectively (by species and flag of the vessels);
- the quantities of fish transhipped from third countries' fishing donor vessels (to third countries or EU fishing receiving vessels) in your designated ports in 2020 and 2021, respectively (by species and flag of the vessels):

Please fill-in the table below (landings):

Landings in 2020		Landings in 2021	
Flag of the third country vessel ¹²	Landed quantities by species	Flag of the third country vessel ¹³	Landed quantities by species kg
GBR	Species 1: 0 Species 2: 0 Species x: 0	GBR	COD 2192,17 PLA 3199,72 CAS 151,96 PRA 136252,23 GHL 11779,22
FS2	Species 1: Species 2: Species x:	FS2	Species 1: Species 2: Species x:
...
FSx	...	FSx	...

Please fill-in the table below (transhipments):

Transhipments in 2020		Transhipments in 2021	
Flag of the third country vessel ¹⁴	Transhipped quantities by species	Flag of the third country vessel ¹⁵	Transhipped quantities by species

¹² ISO Alpha-2 country codes.

¹³ ISO Alpha-2 country codes.

¹⁴ ISO Alpha-2 country codes.

¹⁵ ISO Alpha-2 country codes.

FS1	Species 1: Species 2: Species x:	FS1	Species 1: Species 2: Species x:
FS2	Species 1: Species 2: Species x:	FS2	Species 1: Species 2: Species x:
...
FSx	...	FSx	...

3.6. Has your country recorded any case of non-compliance by third country fishing vessels with the provisions of Articles 6 (prior notice) and 7 (authorisation) of the IUU Regulation?

Yes No

If yes, please detail the nature of the infringement and the measures taken / sanctions applied:

In 2020:

In 2021:

3.7. Since January 2020, has your country denied access to its ports to a fishing vessel for port services, landing or transhipment of fishery products based on the conditions of the IUU Regulation?

Yes No

If yes, please describe the case for each vessel concerned (please include the flag of the vessel and its name) and detail the reasons for the denial:

In 2020:

In 2021:

3.8. Do you have cases of third country fishing vessels landing in your ports with the landed products destined to another Member State? [Article 19.3 of the IUU Regulation]

Yes No

If yes, please indicate the number of landings meant for transit:

In 2020:

In 2021:

3.9. In order to identify the vessels to be subject to port inspection, do you use risk assessment criteria [cf. benchmarks for port inspections, Article 4 of Regulation (EC) No 1010/2009]?

Yes No

Not applicable (e.g. in the absence of landings/transhipments from third countries)

If yes, please detail, in order to reach the objective of 5% of landing and transshipment operations as set in Article 9.1 of the IUU Regulation, which benchmarks you use and rank them:

- 1 Kontrolle der ersten Anlandung von Drittlands-Fischereifahrzeugen im Kalenderjahr
- 2 Kontrolle aller Anlandungen von Schwarzem Heilbutt aus dem NAFO-Gebiet
- 3 Kontrolle von 50 % aller Anlandungen von Schiffen ab 500 BRZ

Section 4. Information on catch certification scheme for importation for the purpose of the IUU Regulation¹⁶

4.1. How many catch certificates¹⁷ from non-EU countries were submitted to the authorities of your country from 1 January 2020 until 31 December 2021? Please complete the following table by flag State validating the catch certificates, including in cases catch certificates are accompanied by processing statements.¹⁸ Please only provide information on catch certificates accompanying the consignments to be imported in your country; for consignments meant for transit to another Member State (Article 19.1 of the IUU Regulation), please see the question 4.7. of this questionnaire.

Flag State (non-EU)¹⁹	2020	2021
<i>FS 1</i>	s. Anlage 4.1	
<i>FS 2</i>		
...		
<i>FS x</i>		
Total		

4.2. From the number above, how many recognised RFMO catch certificates (Annex V to Commission Regulation 1010/2009) accompanied consignments destined to your country? Please detail per RFMO certificate and year.

RFMO document	2020	2021
<i>ICCAT (electronic)-bluefin tuna catch document</i>	S. Anlage 4.2_4.4	
<i>Dissostichus spp. (CCAMLR)</i>		
<i>CCSBT CDS</i>		
Total		

4.3. How many catch certificates from EU Member States (including from your country) were presented to the authorities of your country from 1 January 2020 until 31 December 2021?

Flag State (EU)	2020	2021
<i>FS 1</i>	s. Anlage 4.3	
<i>FS 2</i>		
...		
<i>FS x</i>		
Total		

¹⁶ Section to be filled-in by all Member States.

¹⁷ Please provide only the number of catch certificates i.e. not the number of all transactions (imports/declarations) where the same certificates have been (re)used.

¹⁸ If catch certificates are submitted only for transshipment purposes, please specify.

¹⁹ ISO Alpha-2 country codes.

4.4. From the number above, how many recognised RFMO catch certificates from EU Member States accompanied imports into your country? *Please detail per RFMO certificate and year.*

RFMO document	2020	2021
<i>ICCAT (electronic)-bluefin tuna catch document</i>	S. Anlage 4.2_4.4	
<i>Dissostichus spp. (CCAMLR)</i>		
<i>CCSBT CDS</i>		
Total		

4.5. How many processing statements (Article 14.2) were submitted to the authorities of your country from 1 January 2020 until 31 December 2021? Please provide details per year and per processing country.

Processing non-EU State²⁰	2020	2021
<i>PS 1</i>	S. Anlage 4.5	
<i>PS 2</i>		
...		
<i>PS x</i>		
<i>Total</i>		

4.5. Please indicate if you retain and record the information contained in processing statements referring to the corresponding catch certificates (quantity management):

Yes *No*

Not applicable (e.g. in the absence of processing statements received from non-EU countries in 2020-2021)

4.6. Do you have cases where third country fishery products arriving to your country (entry point) were destined to another Member State? [Article 19.1 of the IUU Regulation]

Yes *No*

If yes, please indicate the number consignments meant for transit:

Zahlreiche GGED Dokumente weisen darauf hin, dass das endgültige Bestimmungsland nicht DE ist, sondern ein anderer Mitgliedstaat. Jedoch wird das GGED nicht bei jeder Anmeldung verpflichtend überprüft und diese Daten nicht erfasst.

In 2020:

In 2021:

4.7. Has your country received requests to authorise APEOs²¹ in 2020-2021?

²⁰ ISO Alpha-2 country codes.

²¹ Approved Economic Operators – IUU Regulation, Article 16 and Implementing Regulation (EC) 1010/2009, Chapter II

Yes *No*

If yes, how many requests has your country received and how many APEOs have been authorised?

.....

4.8. Has your country adopted administrative rules referring to the management and control of APEOs in 2020-2021?

Yes *No*

Not applicable (e.g. absence of APEO request)

If yes, please detail:

.....

4.9. Has your country validated re-export certificates for products imported from 1 January 2020 until 31 December 2021?

Yes *No*

If yes, how many re-export certificates? Please detail per year and, if possible, per destination country:

Destination country (non-EU)²²	2020	2021
<i>China</i>	12	2
<i>Indonesien</i>	0	11
Total	12	13

4.10. Does your country monitor if the catches for which your country has validated a re-export certificate actually leave the EU?

Yes *No*

Not applicable (e.g. in the absence of validation of re-export certificates in 2020-2021)

If yes, please detail:

.....

4.11. Has your country established any IT tools to monitor the catch certificates and processing statements accompanying imports?

Yes *No*

If yes, does it include a module for re-exportation of imported catches?

²² ISO Alpha-2 country codes.

Yes

No

4.12. Does your country implement the provisions regarding transit under Article 19.2 at the point of entry or the place of destination?

At the point of entry

At the place of destination

Not implemented

Section 5. Information on catch certification scheme for exportation²³

5.1. Have you established a procedure for validation of catch certificates for exportation of catches from own vessels in accordance with Article 15?

Yes No

Not applicable (e.g. in the absence of validation of catch certificates for exportation in 2020-2021)

If yes, please explain briefly the established procedure and answer questions 5.2 to 5.5.

s. Anlage 5.1.....

5.2. Have you validated catch certificates for exportation in 2020-2021 in accordance with Article 15?

Yes No

If yes, how many catch certificates did you validate from 1 January 2020 to 31 December 2021? Please provide details per requesting third country/country of destination in the following table:

Destination State ^{24, 25}	Year	
	2020	2021
<i>Third Country 1</i>	s. Anlage 5.2	
<i>Third Country 2</i>		
...		
<i>Third Country x</i>		
Total		

5.3. Have you established any IT tool to monitor the catch certificates you have validated for fish caught by your own vessels?

Yes No

Es handelt sich um eine einfache Excel Datenbank, in der die Angaben zu den Fangreisen abgelegt werden und aus deren Angaben dann die Fangbescheinigung erstellt wird (s. Anlage 5.3a und b)

5.4. Do you monitor that the catches for which you have validated catch certificates actually leave the EU?

Yes No

Not applicable (e.g. in the absence of validation of catch certificates for exportation in 2020-2021)

Soweit möglich wird vor Ausstellung einer Fangbescheinigung ein zollrechtlicher Ausgangsvermerk angefordert, der die tatsächliche Ausfuhr der Ware aus dem Gebiet der EU belegt

²³ Section to be filled-in by flag Member States.

²⁴ ISO Alpha-2 country codes.

²⁵ It is recommended that the validation of a catch certificate for exportation takes place when the country of destination is known.

(s. Anlage 5.4). Sollte dies nicht möglich sein, wird alternativ die Vorlage eines "Bill of Landing" eingefordert.

5.5. Has your country refused the validation of a catch certificate between 1 January 2020 and 31 December 2021?

Yes No

Not applicable (e.g. in the absence of request for validation of catch certificates for exportation in 2020-2021)

If yes, please detail:

Number (per year):

Reason:

Follow-up:

Section 6. Information on checks and verifications of catch certificates and related documents according to Articles 16.1 and 17.1-5 of IUU Regulation²⁶

6.1. Has your country established a procedure for checks of catch certificates in accordance with Article 16.1?

Yes No

If yes, please detail:

Für die Kontrolle nach Art. 16.1 wird die BLE Fachanwendung „FIKON II“ verwendet. „FIKON II“ arbeitet mit einem integrierten Risikomanagement, welches Anmeldungen nach bestimmten Risikokriterien einstuft. Die Kontrollintensität wird in drei Stufen eingeteilt. Es hat sich in der Praxis bisher herausgestellt, dass auch risikoarme Anmeldungen größtenteils einer Vollkontrolle unterzogen werden. Eine Kernfunktion ist die Möglichkeit der Abschreibung von Fangmengen der Fangbescheinigungen, wodurch verhindert wird, dass eine größere Menge eingeführt wird, als die Fangbescheinigung bereithält. S. auch Anlage RM

6.2. Do you check all catch certificates in light of the information provided in the notifications received from the flag States in accordance with Article 20 (i.e. if all required data are provided in a catch certificate and if these data correspond to the notification from the flag State in question)?

Yes No

If no, please provide the following:

- risks identified in 2020 and 2021 on the basis of risk management used (i.e. for risk-based targeting of catch certificates to be checked); and
- number of catch certificates checked, respectively:

Please fill-in the table below:

²⁶ Section to be filled-in by all Member States

Flag State (EU or non-EU) ²⁷	2020		2021	
	Overall number of catch certificates received	Number of catch certificates <u>checked</u>	Overall number of catch certificates received	Number of catch certificates <u>checked</u>
<i>Country 1</i>	s. Anlage 6.2_6.7*			
<i>Country 2</i>				
...				
<i>Country x</i>				
Total				

*Daten enthalten auch angemeldete Fangbescheinigungen aus dem alten System FIKON-e ohne RM-Einstellungen.

What do you check in catch certificates in accordance with Article 16.1? Please describe: S. RM-Anlage

6.3. Has your country established a procedure for verification of catch certificates for importation in accordance with Article 17.2?

Yes *No*

If yes, please detail:

Das Prüfverfahren für Fangbescheinigungen ist schematisch in Anlage 6.3 dargestellt. Darüberhinausgehende Überprüfungen nach Artikel 17.2 sind rechtlich möglich. In Deutschland sind die Kontrollen ein Zusammenspiel zwischen den veterinärrechtlichen Grenzkontrollstellen, der BLE und dem Zoll.

6.4. Do you verify all catch certificates linked to consignments of fishery products intended for importation into the EU or do you verify only part of the catch certificates by applying (or not) risk management?

All *Only part by applying risk management*
 Only part without applying risk management *No verifications*

6.5. If you apply risk management to verifications (Article 17.3), do you use Union (Article 31 of Commission Regulation (EC) 1010/2009) or national criteria for identification of risks on which verifications shall focus?

Union criteria *National criteria*

If you apply Union criteria, please detail the methodology used (and which criteria are used always/regularly, often, occasionally, never):

s. Anlage RM.....

²⁷ ISO Alpha-2 country codes.

If you apply national criteria, please detail them and the methodology used: s. *Anlage RM*

.....

6.6. Please provide information on the risks identified in 2020 and 2021 respectively (Article 32 of Commission Regulation (EC) 1010/2009) on the basis of the criteria used. Please also provide information on whether all consignments identified as risky have been covered by verifications. If this is not the case, please specify the percentage of consignments identified as risky that have been covered by verifications and the reasons of such situation.

Aus technischen Gründen können momentan keine Auswertungen in Bezug auf die RM-Einstellungen gewonnen werden. Sobald die technischen Fehler bereinigt sind, kann die Antwort nachgereicht werden. In der Anlage RM sind Beispiele der aktuellen RM-Einstellungen im System genannt.

6.7. How many catch certificates have been verified by your administration from 1 January 2020 until 31 December 2021? Please specify, separately for each year:

Flag State (EU or non-EU) ²⁸	2020		2021	
	Overall number of catch certificates received	Number of catch certificates <u>verified</u>	Overall number of catch certificates received	Number of catch certificates <u>verified</u>
<i>Country 1</i>	s. Anlage 6.2_6.7			
<i>Country 2</i>				
...				
<i>Country x</i>				
Total				

Please reply to the following questions:

- How many catch certificates have you verified in the context of the application of Article 17.4? stat. nicht erfasst
- How many catch certificates have you verified on the basis of risk identified in accordance with Article 17.3? S. Anlage 6.2_6.7 und Anlage RM
- How many catch certificates have been verified at random (Article 17.5)? 5% aller nicht risikobehafteten Anmeldungen werden vom System einer Vollkontrolle zugeordnet. In der Praxis werden deutlich mehr riskolose Anmeldungen einer Vollkontrolle unterzogen.

6.8. Does your country also physically verify the consignments?

Yes *No*

If yes, please detail: Die Warensendungen werden in Zusammenarbeit mit den Veterinär- und Zollämtern kontrolliert.

Number (per year) and percentage in relation to all verifications made:

.....

Method of selection:

²⁸ ISO Alpha-2 country codes.

Section 7. Assistance requests to third countries²⁹

7.1. Have you sent assistance requests for verifications under Article 17.6 of the IUU Regulation to other flag States' authorities in 2020-2021?

Yes No

If yes, how many assistance requests for verifications? *Note: please provide separate data for 2020 and 2021:*

Flag States ³⁰	No of assistance requests for verifications 2020	Justification	No of assistance requests for verifications 2021	Justification
Country 1	s. Anlage 7.1			
Country 2				
...				
Country x				
Total				

7.2. How many assistance requests for verification were not replied to by the other flag States' authorities within the deadline provided in Article 17.6 of the IUU Regulation? In these cases, do you send a reminder to the authorities of the country in question? Could you please specify when the assistance request, despite reminder(s), remained unanswered? What measures have you taken in that case (i.e. denial of importation) [Please provide separate data for 2020 and 2021]

Es wurden keine Maßnahmen ergriffen, generell wurden die Anmeldungen abgelehnt.

2020: Es wurden mehrere Reminder verschickt.

2021: Es wurden mehrere Reminder verschickt.

7.3. Was the quality of the answers provided overall sufficient to satisfy the assistance request? If no, please explain why the quality was not sufficient, and the measures you have taken in such case(s).

Grundsätzlich werden alle Anfragen beantwortet.

7.4. Have you sent assistance requests to other countries than the flag State? If yes, please specify the number, the reasons and the countries concerned, and the quality of the feedback provided.

Statistisch nicht erfasst, Beispiele:

CN:

1. Anfrage bzgl. 14.2 Dokumenten zu einer gefälschten RU FB – Antwort innerhalb 15 Tagen und kooperativ
2. Anfrage bzgl. 14.2 Dokumenten zu US FBs, da aufgefallen ist, dass die Unterschrift Verantwortlichen Person des Verarbeitungsbetriebes zu anderen Unterschriften dieser Person abweicht – Antwort innerhalb weniger Tagen mit vollständigen Informationen

²⁹ Section to be filled-in by all Member States

³⁰ ISO Alpha-2 country codes.

3. Anfrage bzgl. 14.2 Dokumenten zu zwei gefälschten US FBs – Antwort innerhalb 15 Tagen und kooperativ

7.5. Have you been using IT systems developed by third countries allowing for a full or partial verification of catch certificates and how many verifications were made through these systems (approximately)? *S. Anlage 7.5*

Section 8. Information on refusal of importations (Article 18 of the IUU Regulation)³¹

8.1. Has your country refused any imports from 1 January 2020 until 31 December 2021? *Note: please only consider refusals based on the IUU Regulation, not for other reasons e.g. Food Safety legislation, Customs legislation, etc.*

Yes No

If yes, please provide details in the table below:

Reason for refusal of importation	2020		2021	
	Flag State ³²	No.	Flag State ³³	No.
Non-submission of a catch certificate for products to be imported.				
The products intended for importation are not the same as those mentioned in the catch certificate.	US	1		
The catch certificate is not validated by the notified public authority of the flag State	RU US	3 2	RU US	1 1
The catch certificate does not indicate all the required information.				
The importer is not in a position to prove that the fishery products comply with the conditions of Article 14.1 or 2.	US	1		
A fishing vessel figuring on the catch certificate as vessel of origin of the catches is included in the EU IUU vessel list or in the IUU vessel lists referred to in Article 30.				
The catch certificate has been validated by the authorities of a flag State identified as a non-cooperating State in accordance with Article 31				
Further to the request for verification (Article 18.2)				

8.2. If the answer to 8.1 is yes, what measures were taken by your authorities in relation to the consignments refused (Article 18.3)?

Der Zugang zum freien Warenverkehr in Deutschland wurde verweigert.

³¹ Section to be filled-in by all Member States

³² ISO Alpha-2 country codes.

³³ ISO Alpha-2 country codes.

8.3. In case of refusal of importation, did any operator contest the decision of the authorities of your country?

Yes No

If yes, please detail:

Section 9. Information on trade flows³⁴

Please provide information, based on your statistical data, concerning any important change of trade patterns in imports of fishery products into your country since the last reporting period covering 2018-2019:

Es gibt immer Veränderungen in den Handelsströmen. Dafür gibt es die unterschiedlichsten Gründe (Preisänderungen, Bestandsveränderungen, Veränderungen der Verbrauchernachfrage, Entwicklung der Transportkosten etc. etc.). Gründe aus IUU-Sicht sind nicht zu differenzieren.

Section 10. Information on mutual assistance³⁵

10.1. Since the last reporting exercise covering the period 2018-2019, how many mutual assistance messages of the Commission (DG MARE B4) has your country replied to?³⁶

Please provide separate data for 2020 and 2021 (if any)

2020: Es wurden alle Anfragen der Kommission beantwortet.

2021: Es wurden alle Anfragen der Kommission beantwortet.

10.2. Since the last reporting exercise covering the period 2018-2019, has your country sent any mutual assistance message to the Commission/other Member States?

Please provide separate data for 2020 and 2021 (if any)

2020

13.02.20 – Homepage Ecuador

30.09.2020 – Marokko Kontakt

31.12.20 – Russland ersetzte Fangbescheinigung Info

2021

11.05.21 – zwei Versionen Panama FB (aufgrund von Korrektur)

08.11.21 – zwei Versionen Philippinen FB im Umlauf (eine valid, eine invalid)

³⁴ Section to be filled-in by all Member States

³⁵ Section to be filled-in by all Member States

³⁶ Please provide the number of all replies, regardless of their content i.e. including replies which, for example, only confirmed that the request was not relevant for your country. Then please specify the number of cases where you took action and describe the actions taken.

Section 11. Information on cooperation with third countries³⁷

Apart from assistance requests in the context of verifications of catch certificates and accompanying documents foreseen under the catch certification scheme (Article 17.6), has your country had other exchanges with third countries on issues related to the implementation of the IUU Regulation, such as follow-up of cases concerning nationals, trade flows, operators, private fishing licencing, re-flagging operations, investigations of cases of IUU fishing (Article 42) and investigations of criminal activities associated to IUU fishing?

Yes No

If yes, please detail (please provide separate data for 2020 and 2021, if any).

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Section 12. Information on nationals³⁸

For the reporting period in question, a separate call for information on nationals supporting/engaging in IUU fishing activities has been sent to the Single Liaison Offices of Member States and EFCA as part of a study on the implementation of Articles 39 and 40 of the IUU Regulation. As a result, this section of the biennial reports will be replaced for this reporting period by the more specialised call for data for the abovementioned study.

Member States are kindly asked to provide their input to the external consultant in charge of the study. The Commission will evaluate the responses of Member States and include them in its overall assessment of the biennial reports.

Section 13. Infringements (Chapter IX of the IUU Regulation) and Sightings (Chapter X of the IUU Regulation)³⁹

13.1. Has your country detected serious infringements as defined in Article 42 of the IUU Regulation from 1 January 2020 until 31 December 2021?

Yes No

If yes, please detail separately for each year the number of serious infringements, nature and sanctions applied:

13.2. Has your country applied or adapted its levels of administrative sanctions in accordance with Article 44?

Yes No

If yes, please detail:

³⁷ Section to be filled-in by all Member States

³⁸ Section to be filled-in by all Member States

³⁹ Section to be filled-in by all Member States

Flag State of the vessel or nationality of the operator (EU and non-EU) ⁴⁰	Serious infringements detected in 2020:			Serious infringements detected in 2021:		
	Number	Nature	Sanctions applied	Number	Nature	Sanctions applied
DE	6	Manipulation/fehlen des Siebnetz	Geldbuße	8	Manipulation/fehlen des Siebnetz	Geldbuße
DE	1	Verbergen des Fangs mit unsortierter Lagerung demersaler Arten	Geldbuße	4	Fehlen/Nichtführen des (E-)Logbuchs	Geldbuße
DE				1	Behinderung von Inspektoren bei der Kontrolle	Geldbuße
DE				2	Verplombung fehlt am Motor	Geldbuße
DE	4	Nr. 1 Anhang XXX	3 Punkte			
<i>Total</i>						

Have you used criminal sanctions? If yes, please specify if in addition to or in replacement of administrative sanctions:

13.3. Has your country issued sighting reports from 1 January 2020 until 31 December 2021?

Yes No

If yes, how many sighting reports were issued by your country from 1 January 2020 until 31 December 2021?

Flag State of the sighted vessel (EU and non-EU) ⁴¹	No of sighting reports issued in 2020	No of sighting reports issued in 2021
<i>Country 1</i>		
<i>Country 2</i>		

⁴⁰ ISO Alpha-2 country codes.

⁴¹ ISO Alpha-2 country codes.

Flag State of the sighted vessel (EU and non-EU)⁴¹	No of sighting reports issued in 2020	No of sighting reports issued in 2021
...		
<i>Country x</i>		
<i>Total</i>		

13.4. Since the last reporting exercise covering the period 2018-2019, has your country received any sighting reports for vessels flying its own flag from other competent authorities?

Yes No

If yes, please detail follow-up (in accordance with Article 50 of the IUU Regulation).

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Section 14. General

14.1. During the reporting period 2020-2021, what have been the main difficulties that your country has encountered in implementing the IUU Regulation, including the catch certification scheme?

Es ist nahezu unmöglich, die unzähligen, in den jeweiligen Drittländern geltenden Bewirtschaftungs- und Erhaltungsmaßnahmen zu überprüfen. Hier wäre es hilfreich, wenn die Kommission eine Liste von Punkten erstellen würde, bei denen rechtskräftig nachweisbare Defizite bestehen.

Folgende Schwierigkeiten wurden ansonsten festgestellt:

- Teilweise erfolgen Antworten der Drittländer auf Anfragen sehr verspätet oder gar nicht.
- Teilweise liegen nur schlecht lesbare Kopien der Fangbescheinigungen bzw. schwache Validierungstempel vor (betr. besonders Russland).
- Schwierigkeiten, mit der SMS-Datenbank zu arbeiten (teilweise wurden schwache Kopien hochgeladen, die Dateien haben keine Bezeichnung).

Section 15. Any other comment

Für dringend erforderlich gehalten wird die Einführung einer europäischen Datenbank, in der die Flaggenstaaten ihre ausgestellten Fangbescheinigungen hinterlegen und die die Möglichkeit einer mengenmäßigen Abschreibung der Fangbescheinigung vorsieht. Eine solche Datenbank würde die Kontrollen effizienter gestalten und die Verwaltungsverfahren vereinfachen. Die in dieser Hinsicht bereits begonnenen Arbeiten sollten fortgeführt werden, um möglichst bald ein funktionierendes System in Betrieb zu haben. Das neue System muss darüber hinaus Schnittstellen zu bereits bestehenden IT Systemen in den Mitgliedstaaten vorsehen. Ein umfangreicher Datenaustausch zwischen den Systemen der Mitgliedstaaten und der EU-Datenbank ist dringend erforderlich. Es sollte möglichst eng mit den Mitgliedstaaten zusammengearbeitet werden, um das System auf die jeweiligen nationalen Rechtssysteme anzupassen. Ferner wäre eine intensive (unter Einbeziehung europäischer Einfuhrunternehmen) Testphase des Systems unbedingt wünschenswert.

Die Erweiterung der Anlagen der Verordnung (EG) Nr. 1005/2008 um ein einheitliches 14.1. Dokument wird begrüßt. Durchgehende Seitenzahlen für die Dokumente Fangbescheinigung und Verarbeitungsdokument wären hilfreich. Ebenso wäre eine verpflichtende Dokumentennummer für die Verarbeitungserklärungen hilfreich.

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