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*(Translation from Bulgarian)*



**BLACK SEA ADVISORY COUNCIL /BLSAC/  
CONSILIUL CONSULTATIV PENTRU MAREA  
NEAGRA**

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### MINUTES

#### **Of a Meeting of the Management Board/Executive Committee of the BISAC March 14 - 15, 2019**

On March 14 and 15, 2019 in the city of Varna, Roslin-Dimyat Hotel, a meeting of the BISAC Executive Committee was held with the following agenda:

#### **14.03.2019 /Thursday/**

9.30. Examination the current documents proving the registration, governing bodies and representative authority of the members and authorized persons (certificates of current status, excerpts from the register, Memorandum of Association, Articles of Association, decisions as appropriate) Registration;

10.40 - Item 1 - Opening of the meeting, election of chairperson of the meeting and minute-taker-teller;

10.50 - Item 2 - Information on the membership fees paid to the BISAC account - 2018, 2019. Proposals for dismissal/dropping out of BISAC members who have failed to pay membership fees or for exclusion of members who have failed to pay membership fees in line with the Articles of Association;

11.20 - Item 3 - Admission of new BISAC members;

11.50 - Item 4 - Determination of the venue, date, time and agenda of the General Assembly of the Black Sea Advisory Council;

12.20 Lunch break;

13.30 - Item 5 - Consideration and approval of draft activity report for 2018;

14.15 - Item 6 - Consideration of proposals of WG 2 - Sustainable Fishing - Gears and Resources on RPOA-SSF priority actions.

15.00 - Item 7 - Consideration and approval of a draft financial statement for 2018;

15.30 - Item 8 - Review of the audit report, prepared by the auditing company Effective Audit OOD - Ivelina Balanova, auditing company;

16.00 Closing of the first day meeting;

#### **15.03.2019 /Friday/**

10.30 - Item 1 - Consideration of the staff of the working groups and proposal for changes to their staff;

10.50 - Item 2 - Consideration of proposals for amendments to the BISAC Articles of Association and adoption of further proposals on the texts;

11.50 - Item 3 - Defining the date, venue and topics for holding a roundtable on the occasion of the Euro-Presidency of Romania;

12.30 Miscellaneous. Closing of the meeting.

After the examination of the documents and powers of attorney submitted by the members of the Executive Committee of the BISAC it was established that there was a quorum present and the meeting of the Executive Committee could be held. 8 out of 10 members of the Ex.Com were present, representatives of the Bulgarian Black Sea National Association on the part of Bulgaria and OLYMPUS I Black Sea Association on the part of Romania were absent.

The official guest of the meeting was Ms Pascale Colson, EC representative, DG MARE.

**Under Item 1** of the Agenda: Mr Yordan Gospodinov was nominated and elected chairperson of the meeting, Ms Elena Peneva - teller and minute-taker.

#### **Voted IN FAVOUR - 8 votes**

**Under Item 2** of the Agenda: A letter was submitted by the Chernomorski Izgrev Association, in which this organization expressed its wish to terminate its membership in BISAC, pursuant to art. 12, para. 6 of the BISAC Articles of Association.

Concerning the organizations:

- Federation of the Black Sea Fisheries Organizations / Federatia organizaciilor de pescari de la Marea Neagra, represented by Mr Laurentiu Mirea,
- OLIMPUS I Black Sea Association / Asociatia "OLIMPUS I Marea Neagra" - represented by Mr Claudiu Robe;
- Grindul Lupilor Association / Asociatia "Grindul Lupilor", represented by Mr Dragoi Eugen;
- Ro-Pescador Black Sea Federation for the Development of Sea Fishing in Romania / Federatia pentru dezvoltare a pescuitului marin romanesc Ro-Pescador Marea Neagra, represented by Manaila Marian Sorinel;

pursuant to Article 12, paragraph 5 of the BISAC Articles of Association, the chairperson, Mr Yordan Gospodinov, made a proposal that these organizations should be dropped out due to failure to pay membership fees. Comments were made about the systematic non-participation in the activity of the BISAC of some of the associations by not participating in meetings, and not submitting to the BISAC the necessary documents for functioning.

A vote was cast for exclusion of the above four associations from membership in the BISAC.

#### **Voted IN FAVOUR - 8 votes**

It was decided to send letters requesting payment of the amounts due, and at the next meeting of the BISAC General Assembly (GA) to decide whether to demand payment of the due amounts - membership fees of those organizations that are no longer members.

Comments:

Ms Pascale Colson: If the excluded organizations concerned should want to apply again for BISAC membership a year later, they must comply with the Articles of Association, and in particular Art. 10 which states: "Each member of the association is required to: - Share the BISAC's goals and contribute to their achievement; comply with the Rules of Procedure and the decisions validly adopted, pay, in a timely manner and in the correct manner the regular fees or contributions that may be approved by the Managing Bodies; - Comply with the provisions of these Articles of Associations, the decisions of the General Assembly and the Executive committee; - Cooperate and work actively for the organizational and financial strengthening of the Association, for increase of its property and improvement of its social authority."

Ms Ivelina Balanova: Proposes to the Ex.Com to decide whether the /left, drop-out/ organizations will be required to pay the membership fee due so far and the Ex.Com to announce such decision at the forthcoming meeting of the General Assembly.

Mr Florin Lucian: The BISAC should demand the payment of these liabilities because representatives of organizations that have already been excluded or dropped out have benefited from BISAC funds and their travelling expenses have been covered.

Mr Yordan Gospodinov: If the GA decides that these organizations should pay the due membership fee, they will not do so voluntarily, and it is not known what the legal costs will be if proceedings shall be initiated. At the GA, it is possible to make a proposal that the due membership fees of the left or drop-out organizations should be compounded. He suggested that this decision be left to the GA meeting, because only the GA can make such decision.

**Under Item 3** of the agenda: The documents were reviewed of the three organizations wishing to be members of the BISAC, namely:

- St. Nikolay Chudotvoretz Association of Small-Scale Fishing with chairperson Asen Penchev Andreev;
- Friends of the Black Sea Association, represented by Anelia Danailova Skrimova;
- Tomis Association of Fish Traders with chairperson Cozmin Stroe;

It was clarified that the BISAC Secretariat had sent inquiries to the Member States in connection with the willingness of these organizations to be members of the BISAC, with positive responses for the Bulgarian Associations and, as far as the Romanian association is concerned, no response has been received which, according to EC rules is assumed to be tacit consent.

A vote was cast for the adoption of the listed organizations as members of the BSCC General Assembly.

**Voted IN FAVOUR - 8 votes**

A discussion followed of another request for membership of the Romanian Association Ivan Patzaichin - Mila 23/ Asociatia Ivan Patzaichin – Mila 23, with representative Ivan Patzaichin.

It was then proposed to vote for admission of this organization to BISAC membership and the decision to enter into force after a letter of inquiry shall be sent to the Romanian state and a reply shall be received or there shall be tacit consent, and also after the Association shall have paid the entry fee and submitted all the documents.

**Voted IN FAVOUR - 8 votes**

Regarding pt.4 of the Agenda: It was decided that the upcoming GA be held in Bulgaria, Varna city, Rosslyn Dimyat Hotel, on 7<sup>th</sup> May 2019, with a starting hour of 9:30 under the following agenda:

**PROCEDURAL MATTERS**

P.1 Checking of documents and authorizations of the participants

P.2 Choice of leader of the meeting, teller of the votes and reporter of the minutes

P.I Decision on request /undertaking of legal actions concerning the collection, including their request before the court, of unpaid obligations/ or exemption of financial obligations for withdrawn/excluded/left organizations.

P.II Acceptance of new members into BISAC

P.III Changes in the composition and number of the Executive Committee of BISAC. Exclusion of members of the ExCom, elected on 19-20.11.2018; Inclusion of new members into the ExCom.

P. IV Voting on the activity report for 2018.

P.V Voting on the financial report for 2018 and presenting the audit certificate.

P.VI Selection of chairman and vice-chairman for the two Working groups of BISAC, as well as their term of office.

P.VII Acceptance of changes in the Statute of BISAC.

P.VIII Other issues. changing of the address and headquarter of BISAC

The meeting proceeded to vote on the presented agenda and the venue for the AG.

**Voted IN FAVOUR - 8 votes**

**Under Item 5** of the agenda; followed review of the activity report and it was put to vote.

**Voted IN FAVOUR - 7 votes** (The representative of the Association of the Fishermen from the Port of Thomish was absent from the meeting.)

**Under Item 6** of the agenda: Mr Yordan Gospodinov exhorted Working Group 2 to come forward with further recommendations to be addressed to the EC, after sending its report from the small-scale fisheries meeting of the Group held in Montenegro. Also within 3 weeks Working Group 1 to come up with suggestions for recommendations that are to be sent to the Ex.Com for coordination.

The meeting proceeded to vote on this proposal.

**Voted IN FAVOUR - 7 votes**

**Under Item 7** of the agenda: Mrs Ivelina Balanova presented to the Ex.Com of the BISAC the financial statement for 2018.

**Under Item 8** of the agenda: Due to the fact that the auditor of Effective Audit OOD was not able to attend the Ex.Com meeting on March 14, the consideration of this Item was postponed for the next day - March 15.

The meeting proceeded to discuss **Item 1 of the agenda for March 15, 2019**, namely: Consideration of the staff of the working groups and proposal for changes in their staff.

Comments:

Mr Yordan Gospodinov: suggests that the working groups be open, that there should not be particular persons who are to be members, but only to determine how many people shall be included in a working group that can be up to 10 people according to the budget of the BISAC.

Ms Pascale Colson: The practice is that the GA elects a Chairperson of the Working Group, and members are different, depending on the issues being considered.

Mr Marian Paiu proposes to elect a Chairperson and a Vice Chairperson of each Working Group, one of them being from Bulgaria and the other from Romania, and they should respectively invite other experts to participate in each particular working group meeting.

**Under Item 2 of the agenda for March 15, 2019:** Consideration of proposals for amendments to the BISAC Articles of Association and adoption of further proposals on the texts;

Discussions:

Mr Yordan Gospodinov proposes lawyer Pavelka Dimova to draft the amendments to the Articles of Association so that they can be considered and voted at the next meeting of the General Assembly. Lawyer Dimova specified a deadline within which she could work out the amendments, namely not less than 2 weeks. Mr Gospodinov appealed to the members of the Ex.Com should they have any propositions for amendments to send them to the email of BISAC office by March 20.

Ms Pascale Colson: When reviewing this item of the GA agenda, not more than 1 hour should be allocated for it, and it would be good to have a checklist of the proposed amendments prepared in advance so that each member could express dissent/consent with a particular amendment. This makes it easiest to decide which proposal is accepted and which is not.

The Executive committee meeting for March 14, 2019 was closed.

### **Second day of the BISAC Ex. Com meeting - 15.03.2019 /Friday/**

There was a quorum present, 7 out of 10 MB members were present. There were no representatives of the Bulgarian Black Sea National Association and MENA Association on the part of Bulgaria, as well as a representative of OLIMPUS I Black Sea Association on the part of Romania.

The meeting went on to hear Mr Ilian Gotsev from Effective Audit OOD, who carried out the audit of the BISAC. A model certificate of the BISAC Framework Agreement with the EC was presented, certifying the rightfulness of the costs incurred in 2018.

**Under Item 3** of the agenda for March 15: Ms Mihaela Mirja proposed that the topic for the Round Table should be selected out of the themes set out in the BISAC Work Program but it should not be the Secretariat to choose a topic. The Secretariat ought to consult the members of the BISAC. By the end of next week, the Secretariat is to consult the members of the Association.

Item Miscellaneous: Comments and discussions followed on who is to be the representative of the BISAC to the European Fisheries Control Agency - EFCA and who is to be his/her deputy.

Mr Yordan Gospodinov suggested himself to be the representative of the BISAC, having already submitted his application to the Agency, and Mr Daniel Buhai to be deputy representative.

Mr Florin Lucian: According to him, the Ex.Com should elect a representative and a deputy representative, he proposes the applications to be sent by e-mail and the Ex.Com to vote by correspondence.

Following this discussion, Mr Yordan Gospodinov suggested that Daniel Buhai be the representative of the BISAC to EFCA and that he himself be a deputy representative.

Ms Pascale Colson: Advised that in case the BISAC had difficulty in the election for these posts to seek advice from the Mediterranean AC as to what kind of people they have chosen. She did not know who was the MEDAC representative to EFCA, but it might not be the Chairperson of MEDAC.

Followed closing of the meeting.

Minute-taker and teller: Mrs Elena Peneva .....

Chairperson of the BISAC: Yordan Gospodinov .....

*I undersigned, Elena Mihaylova Zaharieva, do hereby certify that this is a true and correct translation I have made from Bulgarian into English of the document "Minutes" attached hereto.*

*The translation contains 5 pages.*

*Sworn translator: Elena Mihaylova Zaharieva*