

OUTCOMES OF THE THIRTEENTH SESSION OF THE SCIENTIFIC COMMITTEE AND THE FIFTEENTH SESSION OF THE COMMISSION

PREPARED BY: IOTC SECRETARIAT, 4 NOVEMBER, 2011

PURPOSE

To inform the Working Party on Data Collection and Statistics (WPDCS) of the recommendations arising from the Thirteenth Session of the Scientific Committee (6–10 December, 2010), and the Fifteenth Session of the Commission (18–22 March, 2011) specifically related to the work of the WPDCS.

BACKGROUND

Scientific Committee:

At the 13th Session of the Scientific Committee (SC13), CPCs agreed to a series of recommendations on data collection and statistics, of which, a subset considered most relevant to the WPDCS are provided at Attachment A.

Commission:

At the 15th Session of the Commission, Members considered a wide range of topics related to the work of the Working Party on Data Collection and Statistics (WPDCS), including proposals for new or revised Conservation and Management Measures. Of these proposals, two were adopted:

- 1) The Commission **adopted** Resolution 11/04 *On a Regional Observer Scheme*. This Resolution introduced amendments to Resolution 10/04 *On a Regional Observer Scheme* to extend the period for providing observer trip reports to the Secretariat from 90 to 150 days (para. 114 of the S15 report).
- 2) The Commission **adopted** Recommendation 11/06 *Concerning the Recording of Catch by Fishing Vessels in the IOTC Area of Competence*. This Recommendation consolidates Resolution 08/04 *Concerning the Recording of Catch by Longline Fishing Vessels in the IOTC Area* and Resolution 10/03 *Concerning the Record of Catch by Fishing Vessels in the IOTC Area*, but does not supersede them, as well as setting agreed minimum standards for data requirements for all pole-and-line and gillnet fleets operating in the IOTC area of competence, in order to harmonize data gathering and provide a common basis for scientific analysis for all IOTC CPCs. Some CPCs indicated that they would not be in a position to implement the proposal (para. 116 of the S15 report).

In addition, the Commission considered the following proposals as Conservation and Management Measures relating to the work of the WPDCS, but consensus could not be reached:

- 1) The Commission considered a proposal *on a catch documentation scheme* (provided at Attachment B), but no consensus could be reached. The proposal aimed to support the implementation of the IOTC Conservation and Management Measures by providing a scheme to identify the origin of tunas and tuna-like species and other species of fish taken by vessels fishing for tunas and tuna-like species within the IOTC area of competence (para. 118 of the S15 report).
- 2) The Commission considered a proposal *on a catch documentation programme* for tropical tuna (provided at Attachment C), but no consensus could be reached. Several Members noted that this proposed programme was different from the programme that they have recently implemented to comply with the EU–IUU regulations (notably Council Regulation (EC) No. 1005/2008), and applying only to the three tropical tuna species, therefore creating difficulties and confusion in the CPCs currently exporting fish to the EU market. Some Members expressed their interest in discussing an IOTC Catch Documentation Scheme draft Resolution modelled in the EU IUU regulation and certification, considering their familiarity with this system. The EU will likely propose in 2012 a draft Resolution along these lines, including a section addressing the concerns expressed for artisanal fisheries (para. 119 of the S15 report).

DISCUSSION

At the 15th Session of the Commission, Members also made several requests to CPCs and the Scientific Committee, which participants are asked to consider:

On data

- 1) The Commission **noted** some minor improvements in the quantity of fisheries statistics available in 2010 but reiterated its concerns about the lack of fisheries data from some gears and fleets for target and bycatch species. Specifically, the Commission **noted** that many fisheries statistics are missing or incomplete for some industrial and artisanal fisheries, and **urged** all CPCs to improve their data collection and reporting to the IOTC, especially taking into account that the Commission has started the process of developing a quota allocation system. (para. 15)

Comments of the Commission and consideration of the recommendations made by the Scientific Committee

- 2) The Commission addressed the list of recommendations made by the Scientific Committee in its 2010 report that related specifically to the Commission or concerned the work of the Secretariat. The Commission **endorsed** the list of recommendations, noting the following: (para. 30)
- 3) The Commission expressed concern that data and statistics for gillnet fisheries are still poor, while those fisheries are catching approximately 14% of the total catch in the Indian Ocean. The Commission **noted** that these fisheries are also believed to have substantial impacts on bycatch species and associated ecosystems. (para. 33)
- 4) The Commission **reminded** CPCs of the importance of timely reporting of data and **requests** that each CPC review the data reporting requirements contained in IOTC Conservation and Management Measures. (para. 34)
- 5) The Commission **requests** that all CPCs improve compliance with the various statistical reporting requirements and deadlines in order for the necessary analyses and assessments to be completed, on which the advice of the Scientific Committee will be based. (para. 35)
- 6) The Commission **requests** the Scientific Committee in its 2011 Session, to evaluate the data provision needs for longline, purse seine, gillnet and pole-and-line gear types, notably regarding information relating to the vessel characteristics and the definition of the pole-and-line ‘fishing event’. The evaluation is requested in order to ensure that consistent and uniform information is collected to assist the IOTC to fulfil its mandate. The Scientific Committee should make appropriate recommendations to the 2012 Commission meeting. (para. 45)

Of particular interest for the WPDCS is point 6 above, which should be discussed and responded to by the WPDCS.

RECOMMENDATION

That the WPDCS **NOTE** the recommendations of the Thirteenth Session of the Scientific Committee and the Fifteenth Session of the Commission, relevant to the WPDCS, and consider how to progress these issues at the present meeting.

ATTACHMENTS

Attachment A: Summary of general recommendation from the Scientific Committee to the Commission in 2010, relevant to the Working Party on Data Collection and Statistics.

Attachment B: Proposal by Japan *on a catch documentation scheme*.

Attachment C: Proposal by the EU *on a catch documentation programme* for tropical tuna.

ATTACHMENT A

Extract of the Report of the Thirteenth Session of the Scientific
Committee

(IOTC-2010-SC13-R; SECT. 16.2, PAGES 46-47)

16. SUMMARY OF THE SC RECOMMENDATION IN 2010**16.2. RECOMMENDATIONS TO THE COMMISSION – GENERAL**

The following recommendations are addressed specifically to the Commission and/or relate to the work of the Secretariat.

ON DATA COLLECTION AND STATISTICS

The SC endorsed the recommendations from the WPDCS, as presented in Appendix IV of the WPDCS Report. In particular, the SC expressed some concerns about the timeliness of reporting of statistics from some CPCs and the quality of datasets for some fisheries. The SC reiterated its concerns that late reporting compromises the use of catches from recent years for stock assessment and provision of advice to the Commission based on the most recent information. The SC expressed further concern that some parties have failed to address recommendations for a number of years, recommending that these issues are brought to the attention of the Compliance Committee. (paragraph 137).

The SC agreed on the usefulness of implementing a scoring system to assess the quality of the statistics available at the IOTC, as proposed by the WPDCS, encouraging the IOTC Secretariat to continue with this work. The SC requested the Secretariat to present a first attempt to the next meeting of the WPDCS or, if time allows, to the next meeting of the WPTT. (paragraph 139).

The SC endorsed the minimum data requirements for gillnet and pole-and-line fisheries. In order to complete this work, the SC recommended that this minimum requirement are translated into proposal of Resolutions for the recording of catch by gillnet and pole-and line fisheries in the IOTC area for presentation at the next meeting of the Commission. (paragraph 141).

ON THE REGIONAL OBSERVER SCHEME

The SC endorsed the recommendation of the technical workshop that a list of accredited scientific observers should be submitted to the Secretariat and recommended that CPCs do so within the best delays (paragraph 244).

The SC examined the Observer Trip Report Template produced by the technical workshop, however, recognizing the difficulties for some CPCs to fill all the data fields as required, the SC recommended that this template report should be used until it is revised at the next Session of the WPDCS in 2011 (paragraph 245).



ATTACHMENT B

PropA[E]

ON A CATCH DOCUMENTATION SCHEME

SUBMITTED BY JAPAN

The Indian Ocean Tuna Commission (IOTC),

CONCERNED that illegal, unreported and unregulated (IUU) fisheries are still one of the factors hampering sustainable use of fishery resources;

RECOGNIZING that the ICCAT Catch Documentation Scheme for Atlantic bluefin tuna is working effectively to prevent IUU products from entering the market;

RECALLING that one of the reasons why some countries proposed to list several shark species in CITES Appendix II at the COP 15 of CITES in Doha was lack of information on shark;

FURTHER RECALLING that participants to the Joint Tuna RFMO workshop on Monitoring, Control and Surveillance held in Barcelona from June 3 to 5 this year supported the expansion of the catch documentation scheme to species other than Atlantic bluefin tuna and southern bluefin tuna;

RECOGNIZING that special consideration should be given to implementation of the catch documentation scheme for sharks;

DETERMINED to take further measures to combat IUU fisheries and collect information on catch and trade;

ADOPTS, in accordance with the provisions of Article IX, paragraph 1 of the IOTC Agreement, the following:

PART I GENERAL PROVISIONS

1. The IOTC Members and Cooperating non-Contracting Parties (CPCs), in order to support implementation of conservation and management measures, shall take the necessary measures to implement an IOTC Catch Documentation Scheme (the Scheme) for the purpose of identifying the origin of tunas and tuna-like species and other species of fish taken by vessels fishing for tunas and tuna-like species within the IOTC area of competence (the Area). Initially, the species subject to the Scheme (hereinafter referred to as "the Species") shall be bigeye tuna, and shark species which shall be decided at the 2012 annual meeting of IOTC, taking into account advice from the Scientific Committee. The Scientific Committee shall, at its 2011 plenary session, make such advice based on the various factors such as resource status, requirement of data collection and actual trade of shark species. In any case, thresher shark species (family Alopiidae) subject to the prohibition of retention by Resolution 10/12 are not subject to this Resolution.

2. For the purpose of this Programme:

a) "Export" means:

Any movement of the Species caught in the Area by a fishing vessel flying the flag of a CPC to the territory of another CPC or non-Member to the IOTC, or from the fishing grounds in the Area to the territory of a CPC which is not the flag CPC of the fishing vessel or to the territory of a non-Member to the IOTC

b) "Import" means:

Any introduction of the Species in their caught or processed forms into the territory of a CPC, which is not the CPC where the fishing vessel is flagged

c) "Re-export" means:

Any movement of the Species in their caught or processed forms from the territory of a CPC where it had been previously imported

d) "Transshipment" means:

Any transfer of fish from vessels that have caught the fish to carrier vessels either at sea or in port

PART II CATCH DOCUMENTS

3. In case that the Species is landed within the territory of CPCs, an IOTC catch document (IOCD) shall be produced and validated. Each consignment of the Species imported into or exported or re-exported from the territory of a CPC after landing shall be accompanied by a validated IOCD and, as applicable, a validated IOTC re-export certificate (IORC). Any such import, export or re-export of the Species without a completed and validated IOCD or IORC shall be prohibited.

4. Each CPC shall provide IOCD forms only to fishing vessels authorized to catch the Species in the Area. Such forms are not transferable to another fishing vessel except for the cases under paragraph 12. Each IOCD form shall have a unique document identification number. Document numbers shall be specific to the flag CPC and assigned to the fishing vessel.

5. Copies of IOCD shall follow each part of split consignments or processed product, using the unique document number of the original IOCD in order to track them.

6. CPCs shall keep copies of IOCDs issued or received for at least two years.

7. Export, import and re-export of fish parts other than the meat and shark fins (i.e., heads, eyes, roes, guts, bones and tails) shall be exempted from the requirements of this Resolution. Products for hand carrying by travelers shall also be exempted from the requirements of this Resolution.

8. The fishing vessel masters, or their authorized representative, or the authorized representative of the flag CPC shall complete the IOCD, by providing the required information in appropriate sections and request its validation for catch information and transshipment information in accordance with paragraph 10. The exporter shall complete the IOCD for the trade information and request its validation in accordance with paragraph 10.

9. All the information in **Annex 1** shall be filled-in in the form of the IOCD. All the annexes shall be filled-in in accordance with instruction sheets to be established by the Commission before the starting of the Scheme.

10. a) The Catch Information section, the Transshipment Information section and the Trade information section of the IOCD shall be validated respectively by an authorized government official, or other authorized individual or institution, of the flag CPC of the fishing vessel. Each section shall not be validated until the previous section is validated.

b) Notwithstanding paragraph a), in the case that the fishing vessel operates fishing under charter arrangement with another CPC (hereinafter referred to as "chartering CPC"), the Catch

Information section, the Transshipment Information section and the Trade information section of the IOCD shall be validated by an authorized government official or other authorized individual or institution, of the chartering CPC.

c) Each section of the IOCD shall be validated only when all the information contained in the section has been established to be accurate as a result of the verification of the consignment, and only when those products comply with all relevant provisions of the conservation and management measures.

d) Validation shall not be required in the event that each fish available for sale is tagged in accordance with paragraph 21 by the flag CPC of the fishing vessel that fished the Species. However, the IOCD shall be completed and accompany the products. In the case that the Species is traded in a fresh or chilled form, a tag shall be attached to it.

e) IOTC shall develop an electronic validation scheme by the end of 2013 where electronic forms are electronically validated and communicated to other CPCs and the Secretariat.

11. Where the Species quantities caught and landed are less than 1 metric ton, the logbook or the sales note may be used as a temporary IOCD, pending the validation of the IOCD within seven days and prior to export.

12. Where the Species are caught by artisanal fishing vessels and exported, one IOCD may cover catches of more than one fishing vessel to aggregate their catches. In this case, all the names of the fishing vessels as well as their corresponding registration numbers shall be written in the Fishing Vessel Information section of IOCD or attached as annex (Flag, Call Sign, IMO/Loyd's #, Fishing License # and License Expiration Date do not have to be written).

PART III THE SPECIES DESTINED TO PROCESSING PLANTS

13. Notwithstanding paragraph 3 a), in the case that the Species is caught by purse seiners and brought to processing plants, the catch information may be validated at processing plants. Such processing plants shall be within the territory of CPCs and registered to the Commission.

14. Notwithstanding paragraph 10 a), catch validation at processing plants may be done by an authorized government official, or other authorized individual or institution of the CPC where the processing plant is situated.

15. In case that the imported Species is processed and re-exported, the processing plan shall produce an IOTC processing declaration (**Annex 2**), which shall be verified by the authorized representative of the exporting CPC. The importer shall submit to the importing CPC the original (or copy if not possible) of the IOCD or IORC attached to the imported products.

PART IV SHARKS

16. If sharks caught and landed by different fishing vessels are aggregated, and the whole or part of the aggregated products is transacted and traded, **Annex 3** may be used to record such transaction and trade. In this case, **Annex 3** shall be accompanied by the copy or original of all the relevant IOCDs.

PART V RE-EXPORT CERTIFICATES

17. Each CPC shall ensure that the Species consignment which is re-exported from its territory be accompanied by a validated IORC.
18. The operator who is responsible for the re-export shall complete the IORC by providing the required information in its appropriate sections and request its validation for the Species consignment to be re-exported. The completed IORC shall be accompanied by a copy of the validated IOCD relating to the Species products previously imported.
19. The IORC shall be validated by an authorized government official, or other authorized individual or institution.
20. The CPC shall validate the IORC for the Species product only when:
- a) all the information contained in the IORC has been established to be accurate,
 - b) the validated IOCD(s) submitted in support to the IORC had been accepted for the importation of the products declared on the IORC,
 - c) the products to be re-exported are wholly or partly the same products on the validated IOCD(s) and
 - d) a copy of the IOCD(s) shall be attached to the validated IORC.
21. The form of the IORC shall be **Annex 4**. Each space may be expanded as necessary.

PART VI TAGGING

22. In the case that each fish available for sale is tagged, the flag CPCs shall require their fishing vessels to affix a tag to each fish no later than the time of landing or transshipping. Tags shall have unique country specific numbers and be tamper proof. The fishing vessel masters, or their authorized representative, or the authorized representative of the flag CPC shall complete **Annex 5** to be attached to **Annex 1** and indicate the total by species in the Catch Information Section of **Annex 1**. A summary of the implementation of the tagging program shall be submitted to the Secretariat by the CPC.
23. When sharks are separated into bodies and fins on board the catching vessels and tagged, bodies and fins shall be tagged, respectively. CPCs that implements tagging for sharks shall develop special tags which shall be able to identify matching of bodies and fins from the same individuals. Alternatively, the tag number of the body and that of its corresponding fins shall be specified so as to identify matching.

PART VII COMMUNICATION AND VERIFICATION

24. Each CPC shall communicate electronically a copy of all validated IOCDs or IORCs within five working days following the date of validation, or without delay where the expected duration of the transportation should not take more than five working days, to the Secretariat. In the case of tagging, each CPC shall communicate electronically a copy of all IOCDs including **Annex 5** as soon as possible to the Secretariat.
25. The Secretariat shall extract from the IOCDs or IORCs communicated under paragraph 24 above the information marked with an asterisk in **Annex 1, 3, 4 and 5**, and enter this information in a database on a

password protected section of its website, as soon as practicable. At its request, the Scientific Committee shall have access to the catch information contained in the database, except the vessel names.

26. Each CPC shall ensure that its competent authorities, or other authorized individual or institution, take steps to identify each consignment of the Species imported into or exported or re-exported from its territory and request and examine the validated IOCD(s) and related documentation of each consignment of the Species. These competent authorities, or authorized individuals or institutions, may also examine the content of the consignment to verify the information contained in the IOCD and in related documents and, where necessary, shall carry out verifications with the operators concerned.

27. If, as a result of examinations or verifications carried out pursuant to paragraph 26, a doubt arises regarding the information contained in a IOCD, the importing CPC and the CPC whose competent authorities validated the IOCD(s) or IORC(s) shall cooperate to resolve such doubts.

28. If a CPC involved in trade of the Species identifies a consignment with no IOCD or no valid IOCD, it shall notify the findings to the exporting CPC and, where known, the flag CPC.

29. Pending the examinations or verifications under paragraph 26 to confirm compliance of the Species consignment with the requirements in the present Resolution and any other relevant measures adopted by IOTC, the CPC shall not grant its release for import or export.

30. Where a CPC, as a result of examination or verifications under paragraph 26 and in cooperation with the validating authorities concerned, determines that an IOCD or IORC is invalid, the import, export or re-export of the Species products concerned shall be prohibited.

31. The Commission shall request the non-CPCs that are involved in import, export or re-export of the Species to cooperate with the implementation of the Scheme to provide to the Commission data obtained from such implementation.

PART VIII COMMUNICATION OF DATA

32. CPCs that validate IOCDs in respect of their flag fishing vessels and/or IORCs, shall notify to the Secretariat:

(a) the name and full address of their authorities responsible for validating and verifying IOCDs or IORCs, and

(b) the name, title, and signature of the validating officials who are individually empowered. This notification shall indicate the date at which this entitlement comes into force. A copy of the provisions adopted in national law for the purpose of implementing the catch documentation program shall be communicated with the initial notification. Updated details on validating authorities, officials and national provisions shall be communicated to the Secretariat in a timely fashion.

33. The information on validating authorities and officials transmitted by notifications to the Secretariat shall be placed on a password protected section of its website held by the Secretariat. The list of the CPCs having notified their validating authorities, officials and the dates of entry into force of the entitlement shall be placed on a publicly accessible website held by the Secretariat. CPCs are encouraged to access this information to help verify the validation of IOCDs and IORCs.

34. Each CPC shall notify to the Secretariat the points of contact (name and e-mail address) that should be informed when there are questions related to IOCDs or IORCs.

35. Notification pursuant to paragraphs 32, 33 and 34 shall be sent by CPCs to the Secretariat, by electronic means.

36. CPCs shall provide to the Secretariat a report each year by April 1 for the preceding year to provide the information described in **Annex 6**. The Secretariat shall post these reports on a password protected

section of the website, as soon as practicable. At its request, the Scientific Committee shall have access to the reports received by the Secretariat.

**PART IX
OTHERS**

37. This Resolution shall enter into force on January 1, 2013. The Commission will hold a preparatory workshop in 2012.

38. This Resolution will be reviewed and revised if necessary in 2014 with the view to expanding the scope of application of the Catch Documentation Scheme to species other than the Species as well as any other elements deemed to be revised. Such expansion of the scope shall take into account scientific advice from the Scientific Committee.

39. IOTC Resolution 01/06 concerning the IOTC Bigeye Tuna Statistical Document Programme and 03/03 concerning the Amendment of the Forms of the IOTC Statistical Documents are superseded by this Resolution.

IOTC CATCH DOCUMENT FORM

1. IOTC Catch Document #*				
2. Fishing Vessel Information				
Name*		Flag*		Registration #
Call Sign			IMO/Loyd's # (if issued)	
Fishing License #			License Expiration Date	
3. Catch Information (In case of tagging, use the attached sheet and indicate the total by species here)				
Species*	Gear*	Area*	Catch Dates*	Catch Weight (kg)*
Name of Validation Authority			Title	
Signature			Date	
4. Transshipment (at-sea or in-port) Information (if applicable)				
Carrier Name		Carrier Flag		IOTC Registration #
Date	Location of Transshipment		IOTC Observer Name	
Species	Product Type (F/FR/D)	Product Form* (RD, GG, DR, FL, OT)		Net Weight (kg)*
Name of Validation Authority			Title	
Signature			Date	
5. Trade Information				
Species	Product Type (F/FR/D)	Product Form* (RD, GG, DR, FL, CAN, OT)		Net Weight (kg)*
Exporter Name		Exporter Address		
Export Date				
Point of Export*		Destination*		
Name of Validation Authority			Title	
Signature			Date	
Importer Name		Importer Address		
Import Date				
Point of Import*				

IOTC Processing Declaration

I hereby certify that this processed product derived from the catch accompanied by the IOCD below.

IOCD #	Name and flag of vessel	Date of Verification	Details of Catch	Landed Weight (kg)	Processed Weight (kg)	Weight of Processed Products (kg)

Name and Address of the Processing Plant:

Name and Address of the Exporter (if they are different from those of the processor):

Licensed # of the Processing Plant:

Health Certificate # and Date of Issuance:

Person Responsible for the Processing Plant	Signature	Date	Place

Verification by the Authority:

Person Responsible for Verification	Signature and Seal	Date	Place

IOTC AGGREGATED CATCH DOCUMENT FORM FOR SHARKS TRADE

1. IOTC Aggregated Catch Document #*			
2. IOTC Catch Document # covered by this form			
3. Transaction Information			
Species	Product Type (F/FR/D)	Product Form* (RD, GG, DR, FL, OT)	Net Weight (kg)*
Seller Name		Seller Address	
Transaction Date			
Buyer Name		Buyer Address	
4. Transaction Information			
Species	Product Type (F/FR/D)	Product Form* (RD, GG, DR, FL, OT)	Net Weight (kg)*
Seller Name		Seller Address	
Transaction Date			
Buyer Name		Buyer Address	
5. Trade Information			
Species	Product Type (F/FR/D)	Product Form* (RD, GG, DR, FL, OT)	Net Weight (kg)*
Exporter Name		Exporter Address	
Export Date			
Point of Export*		Destination*	
Name of Validation Authority		Title	
Signature		Date	
Importer Name		Importer Address	
Import Date			
Point of Import*			

IOTC RE-EXPORT CERTIFICATE FORM

1. Certificate #						
2. Re-Exporting Country/Entity/Fishing Entity*						
3. Point of Re-Export*						
4. Description of Imported Fish						
Species*	Product Type	Product Form	Net Weight	Flag	Date of Import*	IOCD #*
	(F/FR/D)*	(RD,GG,DR,FL,OT)	(kg)			
5. Description of Fish for Re-Export						
Species*	Product Type	Product Form	Net Weight (kg)*	Corresponding IOCD # from Section 4		
	(F/FR/D)*	(RD, GG, DR, FL, OT)				
Exporter Name			Exporter Address			
Export Date						
Destination*						
Name of Validation Authority				Title		
Signature				Date		
6. Import Section						
Importer Name			Importer Address			
Import Date						
Point of Import*						

Tagging Sheet

Tag Number*	Catch Dates*	Species*	Gear*	Area*	Catch Weight(kg)*

Report on the Implementation of the IOTC Catch Documentation Scheme

Reporting CPC:

Period of reference: 1 January [20xx] to 31 December [20xx]

1. Number of IOCDs validated
2. Number of IOCDs received
3. Total amount of products by species imported, exported and re-exported with breakdown by CPC of origin, re-export or destination, fishing areas and fishing gear
4. Number of verifications of IOCDs requested to other CPCs and summary results
5. Number of requests for verifications of IOCDs received from other CPCs and summary results
6. Total amount of consignment by species subject to a suspension decision with breakdown by products, nature of operation (import, export, re-export), reasons for suspension and CPCs and/or non-Contracting Parties of origin or destination
7. Total amount of consignment by species subject to a prohibition decision with breakdown by products, nature of operation (import, export, re-export), reasons for prohibition and CPCs and/or non-Contracting Parties of origin or destination

ATTACHMENT C

PropF[E]

ON AN IOTC TROPICAL TUNAS – YELLOWFIN, BIGEYE AND SKIPJACK -CATCH DOCUMENTATION PROGRAMME

SUBMITTED BY THE EU

Background

This resolution is intended to help support the implementation of conservation and management measures, improve control and data gathering as well as scientific research, for yellowfin, bigeye and skipjack tunas, considering the pressure on these stocks in the Indian Ocean, the impact which market factors have on these resources and fisheries, and the need to control trade flows in order to combat illegal fishing.

This resolution also intends to simplify the current catch documentation obligations, notably for the exporting CPCs. On one hand, the resolution 01/06 concerning the IOTC Bigeye Tuna Statistical document programme will be superseded by the adoption of this resolution and, on the other hand, the new catch documentation required can be used in the framework of the new European Union IUU Regulation. As a result of the adoption of this resolution, it will no longer be necessary to provide documentation related to the above referred legislations (IOTC Bigeye Tuna Statistical document and EU Catch documentation).

IOTC has adopted some conservation and management measures for the main targeted species falling under its competence, aiming the conservation and a responsible exploitation of its stocks, notably in order to freeze the fishing capacity of the fleets targeting these stocks as well as to minimize the impact of illegal, unregulated and unreported (IUU) fishing in the IOTC area of competence.

Flag States have the duty to ensure that their vessels conduct their fishing activities in a responsible manner, fully respecting IOTC conservation and management measures. In addition, there is a need for improvement and strict control on all the components involved in yellowfin, bigeye and skipjack tunas fisheries. Port States remain responsible to promote the effectiveness of management measures adopted by regional fisheries management organizations.

Moreover, there is a complementary role of importing States that also have the control of the catches caught in the IOTC area of competence to ensure compliance with IOTC conservation and management measures. An effective control of the movements of these catches, tracking of the product from the point of capture throughout the whole operation to its final market, has to be established.

In conformity with international law, notably as regards the World Trade Organization (WTO), and to ensure that all IOTC catches entering markets of CPCs is caught in the Agreement establishing the IOTC area of competence in a manner that does not diminish the effectiveness of IOTC conservation and management measures.

In order to be consistent, notably with the management measures taken in other RFMO, and to improve the results of the IOTC measures aiming conservation and management of the tropical tuna stocks, it is recommended to implement a new catch documentation contributing to a better management of these stocks.

The Indian Ocean Tuna Commission (IOTC),

RECOGNIZING the impact that market factors have on the fishery;

CONCERNED by the impact that illegal, unregulated and unreported (IUU) fishing has in the IOTC area of competence;

REITERATING the responsibilities of flag States to ensure that their vessels conduct their fishing activities in a responsible manner, fully respecting IOTC conservation and management measures;

NOTING the need for improved and strict control on all the components involved in the yellowfin, bigeye and skipjack tuna fisheries;

MINDFUL of the rights and obligations of port States to promote the effectiveness of management measures adopted by regional fisheries management organizations;

UNDERLINING the complementary role that importing States also have in the control of the catches of yellowfin, bigeye and skipjack tunas to ensure compliance with IOTC conservation and management measures;

RECOGNIZING that in order to have effective control of the movements of yellowfin, bigeye and skipjack tunas, strict tracking of the product from the point of capture throughout the whole operation to its final market has to be established;

COMMITTED to taking steps that conform with international law, notably as regards the World Trade Organization (WTO), and to ensure that yellowfin, bigeye and skipjack tunas entering markets of Commission Members, Associate members of IOTC and non-members of IOTC is caught in IOTC area of competence in a manner that does not diminish the effectiveness of IOTC conservation and management measures;

UNDERLINING that the adoption of this measure is intended to help support the implementation of conservation and management measures as well as scientific research for yellowfin, bigeye and skipjack tunas stocks;

ADOPTS, in accordance with the provisions of Article IX, paragraph 1, of the Agreement establishing the IOTC, the following:

**PART I
GENERAL PROVISIONS**

1. Each Contracting party and Cooperating Non-Contracting parties (hereafter referred to as CPCs) shall take the necessary steps to implement an IOTC yellowfin, bigeye and skipjack tunas Catch Documentation Programme for the purpose of identifying the origin of yellowfin, bigeye and skipjack tunas to which conservation and management measures apply.
2. For the purpose of this Programme:
 - a) "Export" means:

Any movement of yellowfin, bigeye and skipjack tunas caught in the IOTC area of competence by a fishing vessel flying the flag of a CPC to the territory of another CPC or non-Member to the IOTC, or from the fishing grounds to the territory of a CPC which is not the flag CPC of the fishing vessel or to the territory of a non-Member to the IOTC.
 - b) "Import" means:

Any introduction, including for transshipment purposes, of yellowfin, bigeye and skipjack tunas in their caught or processed forms into the territory of a CPC, which is not the CPC where the fishing vessel is flagged.
 - c) "Re-export" means:

Any movement of yellowfin, bigeye and skipjack tunas in their caught or processed forms from the territory of a CPC where it had been previously imported.
 - d) "Tropical tunas" mean:

This resolution concerns exclusively the following tropical tuna species: yellowfin, bigeye and skipjack.

**PART II
TROPICAL TUNAS - YELLOWFIN, BIGEYE AND SKIPJACK - CATCH DOCUMENTS**

3. Each consignment of yellowfin, bigeye and skipjack tunas imported into or exported or re-exported from the territory of a CPC shall be accompanied by a validated yellowfin, bigeye and skipjack tunas catch document (TTCD) and, as applicable, a validated yellowfin, bigeye and skipjack tunas re-export certificate (TTRC). Any such import, export or re-export of yellowfin, bigeye and skipjack tunas without a completed and validated TTCD or TTRC shall be prohibited.
4. Each CPC shall provide TTCD forms only to fishing vessels authorized to catch yellowfin, bigeye and skipjack tunas in the IOTC area of competence. Such forms are not transferable to another fishing vessel. Each TTCD form shall have a unique document identification number. Document numbers shall be specific to the flag CPC and assigned to the fishing vessel.
5. Copies of TTCD shall follow each part of split consignments or processed product, using the unique document number of the original TTCD in order to track them.
6. CPCs shall keep copies of documents issued or received for at least two years.
7. Export, import and re-export of fish parts other than the meat (i.e., heads, eyes, roes, guts and tails) shall be exempted from the requirements of this Resolution.
8. The fishing vessel masters, or their authorized representative, or the authorized representative of the flag CPC shall complete the TTCD, if possible electronically, by providing the required

information in appropriate sections and request its validation in accordance with paragraph 10, on each occasion that they export yellowfin, bigeye and skipjack tuna products.

9. A validated TTCD shall include the information identified in Annex 1 forms attached. In cases where a section of the TTCD model does not provide enough room to completely track movement of yellowfin, bigeye and skipjack tunas from catch to trade, the needed information section may be expanded as necessary and attached as annex. The competent authority of the CPC shall validate the annex as soon as possible, but not later than the next movement of yellowfin, bigeye and skipjack tunas.
10.
 - a) The TTCD must be validated by an authorized government official, or other authorized individual or institution, of the flag CPC of the fishing vessel.
 - b) The flag CPC shall validate the TTCD for yellowfin, bigeye and skipjack tuna products only when all the information contained in the TTCD has been established to be accurate as a result of the verification of the consignment, and only when those products comply with all relevant provisions of the conservation and management measures.
11. Where the yellowfin, bigeye and skipjack tunas quantities caught and landed are less than 1 metric ton or three fish, the logbook or the sales note may be used as a temporary TTCD, pending the validation of the TTCD within seven days and prior to export.

PART III
TROPICAL TUNAS - YELLOWFIN, BIGEYE AND SKIPJACK - RE-EXPORT
CERTIFICATES

12. Each CPC shall ensure that each yellowfin, bigeye and skipjack tunas consignment which is re-exported from its territory be accompanied by a validated TTRC.
13. The operator who is responsible for the re-export shall complete the TTRC by providing the required information in its appropriate sections and request its validation for the yellowfin, bigeye and skipjack tunas consignment to be re-exported. The completed TTRC shall be accompanied by a copy of the validated TTCD relating to the yellowfin, bigeye and skipjack tuna products previously imported.
14. The TTRC shall be validated by an authorized government official or authority.
15. The CPC shall validate the TTRC for yellowfin, bigeye and skipjack tunas product only when:
 - a) all the information contained in the TTRC has been established to be accurate,
 - b) the validated TTCD(s) submitted in support to the TTRC had been accepted for the importation of the products declared on the TTRC,
 - c) the products to be re-exported are wholly or partly the same products on the validated TTCD(s) and
 - d) a copy of the TTCD(s) shall be attached to the validated TTRC.
16. The validated TTRC shall include the information identified in Annex 2 forms attached.

PART IV
COMMUNICATION AND VERIFICATION

17. Each CPC shall communicate, if possible electronically, a copy of all validated TTCDs or TTRCs within fifteen working days following the date of validation, or without delay where the expected duration of the transportation should not take more than fifteen working days, to the following:
- a) the competent authorities of the CPC where the yellowfin, bigeye and skipjack tunas will be imported, and
 - b) the IOTC Secretariat.
18. The IOTC Secretariat shall extract from the validated TTCDs or communicated under paragraph 17 above the information marked with an asterisk in **Annex 1** or **Annex 2** forms and enter this information in a database on a password protected section of its website, as soon as practicable.
- At its request, the Scientific Committee shall have access to the catch information contained in the database, except the vessel names.
19. Each CPC shall ensure that its competent authorities, or other authorized individual or institution, take steps to identify each consignment of yellowfin, bigeye and skipjack tunas imported into or exported or re-exported from its territory and request and examine the validated TTCD(s) and related documentation of each consignment of yellowfin, bigeye and skipjack tunas.
- These competent authorities, or authorized individuals or institutions, may also examine the content of the consignment to verify the information contained in the TTCD and in related documents and, where necessary, shall carry out verifications at with the operators concerned.
20. If, as a result of examinations or verifications carried out pursuant to paragraph 19, a doubt arises regarding the information contained in a TTCD, the final importing CPC and the CPC whose competent authorities validated the TTCD(s) or TTRC(s) shall cooperate to resolve such doubts.
21. If a CPC involved in trade of yellowfin, bigeye and skipjack tunas identifies a consignment with no TTCD or no valid TTCD, it shall notify the findings to the exporting CPC and, where known, the flag CPC.
22. Pending the examinations or verifications under paragraph 19 to confirm compliance of the yellowfin, bigeye and skipjack tunas consignment with the requirements in the present Resolution and any other relevant measures adopted by IOTC, the CPC shall not grant its release for import or export.
23. Where a CPC, as a result of examination or verifications under paragraph 19 and in cooperation with the validating authorities concerned, determines that a TTCD or TSRC is invalid, the import, export or re-export of the yellowfin, bigeye and skipjack tuna products concerned shall be prohibited.
24. The Commission shall request the non-CPCs that are involved in import, export or re-export of yellowfin, bigeye and skipjack tunas to cooperate with the implementation of the Programme and to provide to the Commission data obtained from such implementation.

PART V
COMMUNICATION OF DATA

25. CPCs that validate TTCDs in respect of their flag fishing vessels and/or TTRCs, shall notify to the IOTC Secretariat:
- (a) the name and full address of their authorities responsible for validating and verifying TTCDs or TTRCs, and
 - (b) the name, title, signature and sample impression of stamp or seal of the validating officials who are individually empowered.

This notification shall indicate the date at which this entitlement comes into force. A copy of the provisions adopted in national law for the purpose of implementing the yellowfin, bigeye and skipjack tunas catch documentation program shall be communicated with the initial notification. Updated details on validating authorities, officials and national provisions shall be communicated to the IOTC Secretariat in a timely fashion.

26. The information on validating authorities and officials transmitted by notifications to the IOTC Secretariat shall be placed on a password protected page of the database on validation held by the IOTC Secretariat. The list of the CPCs having notified their validating authorities, officials and the dates of entry into force of the entitlement shall be placed on a publicly accessible website held by the IOTC Secretariat.

CPCs are encouraged to access this information to help verify the validation of TTCDs and TTRCs.

27. Each CPC shall notify to the IOTC Secretariat the points of contact (name and full address of the authorities) that should be informed when there are questions related to TTCDs or TTRCs.
28. Notification pursuant to paragraphs 25, 26 and 27 shall be sent by CPCs to the IOTC Secretariat, by electronic means, whenever possible.
29. CPCs shall provide to the IOTC Secretariat a report each year by October 1 for the period from July 1 of the preceding year to June 30 of the current year to provide the information described in **Annex 3**.

The IOTC Secretariat shall post these reports on a password protected section of the IOTC website, as soon as practicable. At its request, the Scientific Committee shall have access to the reports received by the IOTC Secretariat.

30. This Resolution will be revised during the IOTC 2011 plenary Session, with the view of expanding the scope of application of the IOTC Catch Documentation Programme to all tuna and tuna like species falling under the IOTC competence as well as any other elements deemed to be revised.
31. IOTC Resolution 01/06 *Concerning the IOTC Bigeye tuna statistical document programme* is superseded by this Resolution.

Annex 1
IOTC tropical tunas (yellowfin, bigeye and skipjack) catch document

CERTIFICAT DE CAPTURE DE LA CTOI IOTC CATCH CERTIFICATE

Numéro de document* *Document number*

1. Autorité de validation *Validating Authority*

Nom *Name*

Adresse *Address*

Tel.:

e-mail:

Fax:

2. Navire de pêche *Fishing Vessel*

Nom du navire de pêche* *Fishing Vessel Name*

Pavillon*, port d'attache et numéro d'immatriculation *Flag - Home Port and Registration Number*

Indicatif d'appel *Call Sign*

N° OMI/Lloyd (le cas échéant) *IMO/Lloyd's Number (if issued)*

N° de la licence de pêche
Fishing licence No.

Date de fin de validité
Valid to

N° Inmarsat, n° fax, n° téléphone, adresse de courrier électronique (le cas échéant)
Inmarsat No. Telefax No. Telephone No. E-mail address (if issued)

3. DESCRIPTION DU PRODUIT (voir page suivante) *Description of Product (See next page)*

4. MESURES DE CONSERVATION ET DE GESTION APPLICABLES *Applicable conservation and management measures*

Références des mesures de conservation et de gestion applicables
References of applicable conservation and management measures

5. CAPITAINE DU NAVIRE *Master of fishing vessel*

Nom du capitaine du navire de pêche
Name of master of fishing vessel

Signature
Signature

Cachet
Seal

**CERTIFICAT DE CAPTURE DE LA CTOI
IOTC CATCH CERTIFICATE**

3. DESCRIPTION DU PRODUIT *Description of Product*

Espèce* <i>Species</i>	Code produit <i>Product code</i>	Zone(s) et dates de capture* <i>Catch area(s) and dates</i>	Poids vif estimé (kg)* <i>Estimated live weight (kg)</i>	Poids à débarquer estimé (kg) <i>Estimated weight to be landed (kg)</i>	Poids débarqué vérifié (kg), le cas échéant <i>Verified Weight Landed (kg) where appropriate</i>	Type de transformation autorisé à bord <i>Type of processing authorised on board</i>

**CERTIFICAT DE CAPTURE DE LA CTOI
IOTC CATCH CERTIFICATE**

6. DECLARATION DE TRANSBORDEMENT EN MER *Declaration of Transshipment at Sea*

Nom du capitaine du navire de pêche <i>Name of Master of Fishing vessel</i>		Signature <i>Signature</i>	Date <i>Date</i>
Date du transbordement <i>Transshipment Date</i>	Zone du transbordement <i>Transshipment Area</i>	Position du transbordement <i>Transshipment Position</i>	Poids estimé (kg) <i>Estimated weight (kg)</i>
Capitaine du navire receveur <i>Master of Receiving Vessel</i>		Signature <i>Signature</i>	
Nom du navire <i>Vessel Name</i>		Indicatif d'appel <i>Call Sign</i>	N° OMI/Lloyds <i>(le cas échéant)</i> IMO/Lloyds Number <i>(if issued)</i>

7. AUTORISATION DE TRANSBORDEMENT DANS UNE ZONE PORTUAIRE *Transshipment authorisation within a port area*

Nom <i>Name</i>	Autorité <i>Authority</i>	Signature <i>Signature</i>
Adresse <i>Address</i>	Tél.	
Port de débarquement <i>Port of Landing</i>	Date de débarquement <i>Date of Landing</i>	Cachet <i>Seal</i>

8. EXPORTATEUR *Exporter*

Nom et adresse de l'exportateur <i>Name and address of Exporter</i>		
Signature <i>Signature</i>	Date <i>Date</i>	Cachet <i>Seal</i>

9. VALIDATION PAR L'AUTORITÉ DE L'ÉTAT DE PAVILLON *Flag State Authority Validation*

Nom / Titre <i>Name/Title</i>		
Signature <i>Signature</i>	Date <i>Date</i>	Cachet <i>Seal</i>

10. INFORMATION RELATIVE AU TRANSPORT (voir annexe I) *Transport details : See Appendix I*

**CERTIFICAT DE CAPTURE DE LA CTOI
IOTC CATCH CERTIFICATE**

ANNEXE I. INFORMATION RELATIVE AU TRANSPORT APPENDIX I. TRANSPORT DETAILS

<p>1. Pays d'exportation* <i>Exporting country</i></p> <p>Port / aéroport / autre lieu de départ <i>Country of exportation</i> <i>Port/airport/other place of departure</i></p>	<p>2. Signature de l'exportateur <i>Exporter Signature</i></p>	
<p>Nom <i>Name</i></p>	<p>Adresse <i>Address</i></p>	<p>Signature <i>Signature</i></p>
<p>Nom et pavillon du navire <i>Vessel name and flag</i></p>	<p>Numéro(s) du ou des conteneurs <i>Container number(s)</i></p>	
<p>Numéro de vol, numéro de lettre de transport aérien <i>Flight number/airway bill number</i></p>		
<p>Nationalité et numéro d'immatriculation du camion <i>Truck nationality and registration number</i></p>		
<p>Numéro de lettre de voiture ferroviaire <i>Railway bill number</i></p>		
<p>Autres documents de transport <i>Other transport document</i></p>		
<p>Autres documents de transport <i>Other transport document</i></p>		

Annex 2
IOTC tropical tunas (yellowfin, bigeye, skipjack) species re-export certificate

Certificat de réexportation de la CTOI pour les thons tropicaux (albacore, thon obèse et listao) <i>IOTC tropical tunas (yellowfin, bigeye and skipjack) species re-export certificate</i>					
Numéro du document* <i>Document Number:</i>					
SECTION REEXPORTATION <i>RE-EXPORT SECTION</i>					
1. PAYS DE REEXPORTATION <i>RE-EXPORTING COUNTRY:</i>					
2. LIEU DE REEXPORTATION* <i>POINT OF RE-EXPORT</i>					
3. DESCRIPTION DES THONS TROPICAUX IMPORTES <i>DESCRIPTION OF IMPORTED TROPICAL TUNA</i>					
Type de produit <i>Product Type</i>		Poids net (kg)* <i>Net weight (kg)</i>	CPC de pavillon <i>Flag CPC</i>	Date importation* <i>Date of import</i>	TTCD No*
F/FR	RD/GG/DR/FL/OT				
4. DESCRIPTION DES THONS TROPICAUX DESTINES A LA REEXPORTATION <i>DESCRIPTION OF TROPICAL TUNAS FOR RE-EXPORT</i>					
Type de produit* <i>Product Type</i>		Poids net (kg)* <i>Net weight (kg)</i>	Numéro TTCD correspondant à la section 3. <i>Corresponding TTCD number from section 3.</i>		
F/FR	RD/GG/DR/FL/OT				
F= Frais <i>Fresh</i> , FR= Surgelé <i>Frozen</i> , RD= Poids vif <i>Round</i> , GG=Eviscéré & sans branchie <i>Gilled & Gutted</i> , DR= Poids manipulé <i>Dressed</i> , FL=Filet, OT=Autres <i>Others</i> (Décrire le type de produit <i>Describe the type of the product</i>):					
ETAT DE DESTINATION* <i>STATE OF DESTINATION:</i>					
5. CERTIFICAT DU REEXPORTATEUR <i>RE-EXPORTER STATEMENT:</i>					
Je certifie que l'information ci-dessus est, à mon vu et su, complète, véridique et correcte. <i>I certify that the above information is complete, true and correct to the best of my knowledge and belief.</i>					
Nom <i>Name</i>	Adresse <i>Address</i>	Signature	Date		
6. VALIDATION DU GOUVERNEMENT <i>GOVERNMENT VALIDATION</i>					
Je déclare valide l'information ci-dessus, qui est, à mon vu et su, complète, véridique et correcte. <i>I validate that the above information is complete, true and correct to the best of my knowledge and belief.</i>					
Nom & poste <i>Name & Title</i>	Signature	Date	Cachet du Gouvernement <i>Government Seal</i>		
SECTION IMPORTATION <i>IMPORT SECTION</i>					
7. CERTIFICAT DE L'IMPORTATEUR <i>IMPORTER STATEMENT:</i>					
Je certifie que l'information ci-dessus est, à mon vu et su, complète, véridique et correcte. <i>I certify that the above information is complete, true and correct to the best of my knowledge and belief.</i>					
Certificat de l'importateur <i>Importer Certification</i>					
Nom <i>Name</i>	Adresse <i>Address</i>	Signature	Date		
Point final d'importation* <i>final point of import:</i> Ville <i>City</i>		Etat/Province <i>State/Province</i>	CPC		

NOTE : Si ce document est rempli dans une autre langue que l'anglais, veuillez y joindre la traduction en anglais
NOTE : Le document de transport valide et les copies des TTCD devront être joints.

NOTE: if a language other than English is used in completing this form, please attach the English translation to this form.

NOTE: Valid transport documents and copies of TTCD shall be attached.

APPENDICE I. DECLARATION DE L'USINE DE TRANSFORMATION *APPENDIX I. STATEMENT BY THE PROCESSING PLANT.*

Je confirme que les produits de la pêche transformés: ... (description des produits et code de la nomenclature combinée) sont issus de captures importées au titre du ou des certificat(s) de capture suivant(s)

I confirm that the processed fishery products: (product description and Combined Nomenclature code) have been obtained from catches imported under the following catch certificate(s):

Numéro du certificat de capture <i>Catch certificate number</i>	Nom(s) et pavillon(s) du (des) navire(s) <i>Vessel name(s) and flag(s)</i>	Date(s) de validation <i>Validation date(s)</i>	Description de la capture <i>Catch description</i>	Poids débarqué total (kg) <i>Total landed weight (kg)</i>	Capture transformée (kg) <i>Catch processed (kg)</i>	Produits de la pêche transformés (kg) <i>Processed fishery product (kg)</i>

Nom et adresse de l'usine de transformation

Name and address of the processing plant

.....
.....

Nom et adresse de l'exportateur (s'ils diffèrent de ceux de l'usine de transformation):

Name and address of the exporter (if different from the processing plant)

.....
.....

Numéro d'agrément de l'usine de transformation:

Approval number of the processing plant

.....

Numéro et date du certificat sanitaire:

Health certificate number and date:

.....

Responsable de l'usine de transformation <i>Responsible person of the processing plant :</i>	Signature:	Date:	Lieu: <i>Place:</i>
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Approbation par l'autorité compétente

Endorsement by the competent authority:

.....

Agent <i>Official</i>	Signature et cachet <i>Signature and seal</i>	Date:	Lieu <i>Place</i>
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Annex 3

Report on the Implementation of the IOTC Tropical tunas - Yellowfin, bigeye and skipjack - Catch Documentation Programme

Reporting CPC:

Period of reference: July 1 [2XXX] to June 30 [2XXX]

1. Information extracted from TTCDs

- number of TTCDs validated;
- number of validated TTCDs received;
- total amount of tropical tuna (yellowfin, bigeye and skipjack) products imported, exported, re-exported with breakdown by CPC of origin, re-export or destination, fishing areas and fishing gears;
- number of verifications of TTCDs requested to other CPCs and summary results;
- number of requests for verifications of TTCDs received from other CPCs and summary results;
- total amount of tropical tunas consignments subject to a prohibition decision with breakdown by products, nature of operation (import, export, re-export), reasons for prohibition and CPCs and/or non-Members of origin or destination.

2. Information on cases under Part IV paragraph 19

- number of cases
- total amount of tropical tunas with breakdown by products, nature of operation (import, export, re-export), CPCs or other countries referred to in Part IV paragraph 19 above.