



**FOURTH REGULAR SESSION**  
 3 -7 December, 2007  
 Tumon, Guam, USA

**ISSUES ARISING**  
**from the**  
**THIRD REGULAR SESSION**  
**OF THE COMMISSION**  
**Apia, Samoa**  
**11-15 December 2006**

**WCPFC4-2007/IP01**  
**29<sup>th</sup> October 2007**

<b>Summary Report Para. Ref.</b>	<b>Issue</b>	<b>Response</b>
18	The Chair urged CCMs to submit their concern regarding Belize's application for CMM Status by Feb 28 <sup>th</sup> 2007	Written submissions regarding Belize's application for CNM status were received from two Members by 29 February 2007.
18	The Executive Director was instructed to draw Belize's attention to the concerns of the Commission with respect to current fishing capacity and to seek clarification on the ownership and activities of Belize flagged vessels operating in Vietnam, Singapore and Chinese Taipei.	Done [March 2007]
20	The Commission encouraged Senegal to resubmit a more comprehensive application addressing all of the Commissions requirements to the next regular session of the Commission	Senegal has re-submitted an application for CNM status – to be considered at WCPFC4
20	The Executive Director was directed to write to Senegal providing guidance for a re-submission of Senegal's application	Done [16 March 2007]
21	The Executive Director was instructed to write to Senegal advising Senegal to remove all of its vessels from the Convention area.	Done [16 March 2007]
<b>Applications for observer status</b>		

28	The Commission agreed that the ED would write to STRP, expressing concern on the issued press releases.	Done – no response received
<b>Member Reports</b>		
33	The Commission encouraged CCMs with outstanding reports to submit them to the Secretariat by 31 <sup>st</sup> January 2007.	As of 31 October 2007, 6 reports for 2006 remain outstanding – i.e. no outstanding reports received.
33	The Commission urged all CCMs to fully comply with part 1 and part 2 reporting obligations 2007	
<b>Ad-Hoc Data Task Group</b>		
39	The IATTC requested that in future elaborations of the AHTG Summary Report the Commission consider the inclusion of a reference to cooperative data sharing arrangements with other RFMO's	See draft revised Rules and Procedure for Protection, Access to, and Dissemination of Data Compiled by the Commission.
40	The Commission adopted the AHTG Data Summary report as a living document noting Japan's reservation based on its written comments <ul style="list-style-type: none"> <li>a. The Commission agreed that the report be considered by SC3 and TCC3 for possible refinement</li> <li>b. The Commission agreed that the report as refined by SC3 and TCC3 be considered by WCPFC4</li> </ul>	See draft revised Rules and Procedure for Protection, Access to, and Dissemination of Data Compiled by the Commission.
<b>Report of the Second Regular Session of the Scientific Committee</b>		
43 (i)	Conservation and management measures related catch statistics and their analysis on key tuna species should be provided in tabular form, as well as a summary figure for the Commission's information.	See WCPFC4 Information Paper relating to the implementation of CMMs
<b>Response to Conservation and Management Measures</b>		
44	The Commission endorsed the following advice <ul style="list-style-type: none"> <li>a. In order to keep bigeye biomass at BMSY, a reduction in fishing mortality of 25 percent from the average levels during 2001–2004 would be required. Greater levels of reduction would be required to keep bigeye biomass above BMSY.</li> <li>b. In order to keep yellowfin biomass at BMSY, a reduction in fishing mortality of 10 percent from the average levels during 2001–2004 would be required. Greater levels of reduction would be required to keep yellowfin biomass above BMSY.</li> <li>c. In response to the control of sets on FADs for the purse-seine fishery (CMM- 2005-01, paragraph 15), the Commission endorsed all recommendations on research into measures to reduce the bycatch of juvenile bigeye and yellowfin tuna (paragraphs 36–38, Executive Summary of the Scientific Committee Report).</li> </ul>	
<b>Advice and recommendations of the Second Regular Session of the Scientific Committee to the Commission</b>		
47	The Commission endorsed recommendations for: <ul style="list-style-type: none"> <li>a. further development of Information Security Policy (paragraphs 51 and 52, Executive Summary).</li> <li>b. the inclusion of the IPDCP in the core budget of the Commission, subject to budgetary implications (paragraph 53, Executive Summary). While the importance</li> </ul>	Presented, for information only, to WCPFC4  Done, see work programme and budget papers for WCPFC4

	<p>of the project was highlighted, there were views that data collection is the responsibility of each CCM, the budget for this project should be based on voluntary contributions, and geographical coverage of this project should be clarified.</p> <p>c. tagging initiatives (paragraph 54, Executive Summary).</p> <p>d. cooperation with other organizations (paragraphs 55 and 56, Executive Summary). The Indian Ocean Tuna Commission (IOTC) was recommended as the first priority for the development of a Memorandum of Understanding.</p> <p>e. the special requirements of developing States and participating territories (paragraph 57, Executive Summary).</p> <p>f. the Strategic Research Plan 2007–2011 for the Scientific Committee and 2007 Work Programme (paragraphs 58 and 59, Executive Summary) noting that careful consideration should be given to the frequency of assessment of key tuna species and evaluation of management options.</p> <p>g. future operation of the Scientific Committee (paragraph 62, Executive Summary).</p>	<p>PRTP Steering Committee established and proposal prepared – refer to SC3 Summary Report</p> <p>See “Cooperation with Other Organizations” for WCPFC4</p> <p>No major developments to report.</p> <p>See SC3 Summary Report</p>
48	Following a presentation from China, the Commission decided to revise the recommended rules of procedure for the Scientific Committee inter-sessionally and reconsider them at WCPFC4. Some members expressed disappointment at this outcome given the amount of time and effort dedicated by some delegations to developing the draft presented to WCPFC3.	CMMs may report results of any inter-sessional work undertaken to WCPFC4.
49	Regarding the independent review of the Commission's science structure and functions - The Commission, noting the need for the review to be cost effective and independent, requested the SC to re-examine the terms of reference for the review of the Commission's science structure and functions, and to report on the results of the review to WCPFC4.	See Summary Report of SC3 – and proposed work programme and budget for 2008 and 2009.
50	FFA members requested that future advice from the Scientific Committee on management measures should include an analysis of the impacts of measures on the catches of all major tuna species.	On-gong advice
51	The Third Regular Session of the Scientific Committee (SC3) will be held from 13 to 24 August 2007, at Hawaii, USA.	Completed as scheduled
<b>Programme of work for the Scientific Committee in 2007</b>		
54	The Cook Islands, on behalf of FFA members, requested that the future work of the Scientific Committee assign a similar level of attention to the needs of small developing states as is assigned to other issues. There is a need for particular attention to be given to the multi-species nature of the WCPO tuna fishery and start work on an ecosystem approach to management of the fishery.	Consideration of this during SC3 included a discussion paper on reference points and progress with the development of the Ecosystem Risk Assessment (ERA) initiative.
<b>Third Regular Session of the Northern Committee</b>		
58	....the recommendations and advice of the NC to the Commission that include the following: a) implementation of the CMM on North Pacific albacore to be continued with no amendment;	Endorsed

	<p>b) if the Commission agrees to adopt a measure on the southern stocks of swordfish, inclusion of a provision, which will prevent adverse effect on the northern stocks of swordfish by preventing CCMs re-locating their fishing effort for swordfish to the area north of 20°N latitude in the Convention Area;</p> <p>c) endorsement of the Memoranda of Understanding that had been drafted for cooperation with the ISC and IATTC;</p> <p>d) undertake measures on a voluntary basis, with respect to seabird by-catch mitigation, that take into account the best scientific evidence available for mitigating sea bird by-catch, until the Commission adopts mitigation measures for the Convention Area, including north of 20° north;</p> <p>e) inclusion of striped marlin in the species to be covered by the work of the NC; and</p> <p>f) scientific data to the Commission be revised to include Pacific bluefin tuna.</p>	<p>Done</p> <p>Complete</p> <p>For CCMs to report</p> <p>Under consideration</p> <p>Done</p>
59	.....Marshall Islands, Papua New Guinea and the Federated States of Micronesia requested the NC to conduct wider consultations with coastal States if future recommended conservation and management measures of the Committee directly affect areas south of 20°N latitude.	On-going
62	New Zealand stated that the stock assessments presented to the SC were not supported by adequate details explaining the basis for the assessments and that, in future, the ISC should be encouraged to provide full details for all stock assessments to both the SC and NC.	See SC3 Summary Report
63	The Commission agreed that further studies needed to be conducted by the SC before any decision was made on the inclusion of striped marlin as a “northern stock” in accordance with the rules of procedure for the NC. The SC was requested to provide a recommendation on this matter to the Commission for its consideration at WCPFC4.	See Summary Report of SC3 and NC3
67	The Federated States of Micronesia referred to the proposed use of Japan Trust Funds to support a post within the WCPFC Secretariat. He accepted that Japan had a right to determine how its funds will be applied but requested that the Commission be given an opportunity to comment on the terms of reference for the post before it is established.	The Commission was invited to comment on the JTF project and ToR for the Coordinator by Circular in February 2007.
<b>Conservation and Management measures</b>		
<b>Conservation And Management Measures For Bigeye And Yellowfin Tuna In The Western And Central Pacific Ocean</b>		
77	The Commission adopted CMM-2006-01, Conservation and Management Measure for Bigeye and Yellowfin Tuna in the Western and Central Pacific Ocean as a Supplement to CMM-2005-01	See below and the WCPFC4 information paper relating to the implementation of CMMs
<b>Conservation and Management Measures for South Pacific Albacore</b>		
80	The Commission agreed to continue the application of Conservation and Management Measure-2005-02 for South Pacific Albacore, with no amendment.	See below and the WCPFC4 information paper relating to the implementation of CMMs
<b>Conservation and Management Measures for North Pacific Albacore</b>		
82	The Commission adopted the NC's recommendation to continue the application of CMM- 2005-03 for North Pacific albacore, with no amendment.	See below and the WCPFC4 information paper relating to the implementation of CMMs

<b>Resolution on the Reduction of Overcapacity</b>		
85	The Commission acknowledged the need to ensure that the implementation of Resolution-2005-02 does not have an adverse impact on the legitimate rights and aspirations of developing island State members of the Commission.	On-going
88	The Commission agreed to establish a group of eminent persons, drawn from Commission Members, to work with FFA members to examine how to practically implement Resolution-2005-02.	Not done
<b>Resolution on the Incidental Catch of Seabirds and Conservation and Management Measure to Mitigate the Impact of Fishing for Highly Migratory Fish Stocks on Seabirds</b>		
93	the Commission adopted the "Conservation and Management Measure to Mitigate the Impact of Fishing for Highly Migratory Fish Stocks on Seabirds" Some CCMs expressed dissatisfaction that the Commission had not adopted a stronger measure as recommended by the SC.	See below and the WCPFC4 information paper relating to the implementation of CMMs
94	The Commission agreed on the need to review these measures and update them if required in future.	On-going
<b>Resolution to Mitigate the Impact of Fishing for Highly Migratory Fish Species on Turtles</b>		
97	The Commission endorsed the sea turtle research programme recommended by SC2, bearing in mind the availability of resources.....CCMs were encouraged to continue research and mitigation trials, particularly in conjunction with small island developing States.	An item CCMs may elect to report on.
99	The Commission will consider the adoption of specific sea turtle interaction mitigation measures at its annual session in 2007, based on the recommendations of SC3 and the technical specifications developed by TCC3.	See SC3 and TCC3 Summary Reports; WCPFC4
<b>Conservation and Management Measure for Swordfish in the Southwest Pacific</b>		
104	..... the Commission subsequently adopted "Conservation and Management Measure for Swordfish in the Southwest Pacific"	See below and the WCPFC4 information paper relating to the implementation of CMMs
<b>Conservation and Management Measure for Striped Marlin in the Southwest Pacific</b>		
106-107	The Commission adopted "Conservation and Management Measure for Striped Marlin in the Southwest Pacific" - Australia requested that the Summary Record reflect its concern at the exclusion of bycatch data reporting requirements from the measure, and requested that future sessions of the Commission keep this matter under review	See below and the WCPFC4 information paper relating to the implementation of CMMs
<b>Conservation and Management Measures for a Vessel Chartering Scheme</b>		
109	.....the Commission agreed to refer the draft CMM for a Regional Vessel Chartering Scheme to TCC3 for its consideration and advice.	See Summary Report of TCC3
<b>Conservation and Management of Sharks in the Western and Central Pacific Ocean</b>		
115	.....the Commission adopted "Conservation and Management Measure for Sharks in the Western and Central Pacific Ocean" noting that the measure should be periodically reviewed by the Commission and refined as necessary	See below, SC3 Summary Report and the WCPFC4 information paper relating to the implementation of CMMs

117	FFA members expressed the view that the TCC should, as a matter of priority, begin to determine benchmarks and mechanisms to monitor and assess the implementation of CMMs adopted by the Commission. The fulfillment of the function of the TCC as set out in Article 14 (1) (a) should commence in 2007 and should be an ongoing priority task for the TCC.	See Summary Report of TCC3
<b>Allocation</b>		
122	The Commission: a. agreed that written comments by CCMs on the allocation report should be provided to the Executive Director by 31 August 2007 for collation and presentation to WCPFC4; b. noted the possibility of an allocation workshop to be held in New Zealand in 2008; and c. agreed on the need to prioritize the issues before the Commission, including the allocation issue, to assist with strategic planning	See WCPFC4 paper prepared in response to this directive. Comments were received from two CCMs.
<b>Report of the Second Regular Session of the Technical and Compliance Committee</b>		
140	In relation to the format of Part 2 of the Annual Report, the Commission endorsed TCC2's recommendations that: a. the revised template for Part 2 of the Annual Report be adopted for future reports; b. Part 2 of the Annual Report be completed on a calendar year basis and submitted to the Secretariat by 31 July each year; c. the Commission invite the SC to review Part 1 of the Annual Report in light of its relationship with Part 2, including its consistencies (such as reporting periods and submission times); and d. the Secretariat be tasked with preparing guidelines, including minimum standards, for the completion of Part 2 of the Annual Report. These guidelines should be focused to ensure	See Summary Reports of SC3 and TCC3
141	In relation to a process for monitoring, reviewing and reporting on compliance .....the Commission endorsed TCC2's recommendation that the revised Figure 1 (process and structure for monitoring compliance by CCMs and the application by non-CCM fishing vessels of conservation and management measures, be adopted as the Commission's procedures for monitoring and assessing compliance by CCM fishing vessels with the Commission's CMMs.	See the TCC3 Summary Report
<b>Response to Conservation and Management Measures</b>		
143	.....the Commission agreed with the TCC2 recommendation that strict regulations be placed on identified carriers and bunkers flagged to non-CCMs operating in the Convention Area during a one-year phase-out period.	
144	.....the Secretariat shall maintain a temporary register of carriers and bunkers identified by the Commission to whom the exemption from paragraph A(1)(c) of the CMM-2004-01 shall apply;	Done – a temporary register has been maintained by the Secretariat
145	On the issue of the Commission VMS, the Commission endorsed TCC2's advice and recommendations that the Commission should: a. develop a stand-alone VMS with the added capability of accepting VMS data forwarded from the FFA VMS. Vessels operating on the high seas in the Convention Area that are required to report VMS data to the Commission will have the option to report those data via the FFA VMS; and	See TCC3 Summary Report that summarizes progress on this item.

	b. adopt draft minimum Automatic Location Communicator (ALC) standards.	
149	On the issue of the Regional Observer Programme (ROP), the Commission endorsed TCC2's recommendations that: a. an inter-sessional working group (IWG-ROP) be established to expedite further development of the ROP, in conjunction with the employment of an Observer Programme Coordinator (OPC) by the Secretariat; and b. the Commission task TCC3 with developing a Conservation and Management Measure for the establishment of the ROP.	See IWG-ROP and TCC3 Summary Report
150	A proposal developed by FFA Members in consultation with other CCMs entitled 'Conservation and Management Measure for the Regional Observer Programme' (WCPFC3-2006/DP5, Rev.1) to advance action on the issue of the Regional Observer Programme was tabled for adoption. The Commission adopted this proposal (Attachment N), noting that the proposed IWG-ROP should be convened as early as practical in 2007.	The IWG-ROP met at Pohnpei, 24-26 September 2007.
155	The Commission requested that the Executive Director begin developing the information necessary for the implementation of the Boarding and Inspection Procedures .....In particular, WCPFC3 requested the Executive Director, in consultation with CCMs, to make arrangements for the design of the WCPFC Inspection Flag (paragraph 18), the approved identity card (paragraph 19), and the preparation of the multi-language questionnaire (paragraph 21).	Completed – see TCC3 Summary Report
157	In relation to port State measures, the Commission endorsed TCC2's request that all CCMs provide outstanding information on existing port State and/or port inspection schemes to the Secretariat by 1 February 2007 to allow the Secretariat .....to develop draft harmonized port State standards to be discussed at TCC3	There was limited response to this request within the timeframe specified. The FFA Secretariat, on behalf of FFA members, submitted PSM information for 14 CCMs in August 2007.
159	On the issue of transshipment, the Commission: a. agreed that interested CCMs collaborate with the Secretariat to prepare a draft proposal on transshipment for consideration at TCC3; and b. endorsed TCC2's recommendation to extend, for a further 12 months, a 12-month exemption to the Philippines and FFA members regarding existing at-sea transshipment activities until transshipment guidelines are adopted at WCPFC4.	See TCC3 Summary Report
163	.....the Commission adopted the 'Conservation and Management Measure to Establish a List of Vessels Presumed to have Carried Out Illegal, Unreported and Unregulated Fishing in the Western and Central Pacific Ocean'.	See TCC3 Summary Report
165	The Commission agreed that interested CCMs would continue their dialogue on CDS /SDP inter-sessionally and that the matter would be taken up again at the next meeting of the TCC for subsequent consideration by WCPFC4.	See Summary Report of TCC3
<b>Administrative Issues</b>		

177	In considering the Ad-hoc Working Group's report, concern was expressed by some CCMs about the use of part of the Working Capital Fund to finance a proportion of the core budget. Canada, supported by several CCMs, requested that in future cases where a CCM has a concern about a proposed budget, and in order to facilitate the work of the Finance and Administration Committee, 30 days notice be given to the Secretariat of this concern.	For noting
180	France requested that in the future, consideration be given to adjusting its assessed contributions to take into account its membership in two RFMOs with overlapping areas of application.	For noting
181	The Commission adopted the recommendations contained in the summary report of the Ad-hoc Working Group ..... Among those recommendations was that the Commission establish a standing Finance and Administration Committee.....	The FAC will meet for the first time at WCPFC4
182	..... A medium to long-term strategic plan for the progressive development and implementation of the Commission's work required further elaboration with input from the Commission's three subsidiary bodies. The Secretariat was tasked with progressing this during 2007 together with the further development of a business plan to guide the role of Secretariat.	A draft Strategic Plan for the Commission, and a companion Business Plan for the Secretariat, are available for review, adoption or for further guidance that will lead to their finalization, at WCPFC4.
183	The Third Regular Session of the Scientific Committee will meet from 13 to 24 August 2007 at Honolulu, Hawaii. The Third Regular Session of the Northern Committee will meet from 11 to 13 September at Tokyo, Japan. The Third Regular Session of the Technical and Compliance Committee will meet from 27 September to 3 October 2007 at Pohnpei, Federated States of Micronesia. The Fourth Regular Session of the Commission will take place from 3 to 7 December at Pohnpei, Federated States of Micronesia.	All meetings took place as scheduled.