

# WORKSHOP TO PROGRESS THE DEVELOPMENT OF A WCPFC CONSERVATION AND MANAGEMENT MEASURE ON LABOUR STANDARDS ONBOARD FISHING VESSELS

1.00pm – 5.00pm (Pohnpei time) 21 MAY 2024

## AGENDA

Co-Chairs: Heather Ward (HW - New Zealand) and Putuh Suadela (PS - Indonesia)

Pohnpei Time	<b>Opening of meeting</b>	
1.00pm – 1.10pm  (10 minutes)	<ul style="list-style-type: none"> <li>• Prayer</li> <li>• Introduction               <ul style="list-style-type: none"> <li>○ outline of agenda and approach</li> <li>○ Comments from JP, CT, RMI, CA, FFA, WWF, Fishing Industry Association - PNG</li> <li>○ summary of key outstanding issues</li> <li>○ consistent standardised terms for the CMM?                   <ul style="list-style-type: none"> <li>▪ owners and/or operators of fishing vessels</li> <li>▪ Involuntary or compulsory labour/forced or compulsory labour [4(ii);</li> </ul> </li> <li>○ Draft Audit Points</li> </ul> </li> <li>• Opening comments from participants</li> </ul>	HW
	<b>Preambular Paragraphs</b>	
1.10pm – 1.25pm (15 minutes)	<ul style="list-style-type: none"> <li>• Discussion of the 14 preambular paragraphs which provide context and rationale for the draft CMM. These preambular paragraphs set out related international standards and developments, including for WCPFC and FFA.</li> </ul>	PS
	<b>Area of application</b>	
1.25pm – 1.55pm (30 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraph 1 &amp; alternatives (Alt 1; Alt2) relating to the area of application               <ul style="list-style-type: none"> <li>○ Convention Area</li> <li>○ Areas beyond national jurisdiction</li> <li>○ Vessels fishing on high seas &amp; one or more &amp; two or more areas under national jurisdiction of coastal State.</li> <li>○ Vessels registered on the WCPFC RFV</li> </ul> </li> </ul>	HW
	<b>How do CCMs give effect to the measure?</b>	
1.55pm – 2.10pm (15 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraphs 2 and 3               <ul style="list-style-type: none"> <li>○ Adoption of national legislation/legally binding mechanisms</li> </ul> </li> </ul>	PS
	<b>Minimum conditions on fishing vessels</b>	

2.10pm – 2.40pm (30 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraph 4 which sets out minimum conditions relating to the following: <ul style="list-style-type: none"> <li>○ Safe working environment + No forced labour</li> <li>○ Written contract</li> <li>○ Water, food, med. care, rest, sleep quarters.</li> <li>○ Remuneration</li> <li>○ Disembark/terminate contract/access ID documents</li> <li>○ Repatriation</li> <li>○ Protection of young crew members</li> </ul> </li> <li>• Discussion of paragraph 5 <ul style="list-style-type: none"> <li>○ Next of kin/contact persons for crew members</li> <li>○ Safety training</li> </ul> </li> </ul>	HW
<b>Attachment – Crew Agreement details</b>		
2.40pm – 2.50pm (10 minutes)	<ul style="list-style-type: none"> <li>• Discussion on the details to be included in a Crew Agreement (Attachment) <ul style="list-style-type: none"> <li>○ Anything missing?</li> <li>○ Sensible?</li> </ul> </li> </ul>	HW
<b>2.50pm – 3.20pm</b>	<b>Break</b>	
<b>In the event of a crew member's death</b>		
3.20pm – 3.40pm (20 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraph 6 <ul style="list-style-type: none"> <li>○ Cease fishing</li> <li>○ Notify flag State and relevant authorities</li> <li>○ Cooperate in investigations</li> <li>○ If required to go to port</li> <li>○ Dealing with the body</li> </ul> </li> </ul>	PS
<b>In the event a crew member is missing or fallen overboard</b>		
3.40pm – 4.00pm (20 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraph 7 <ul style="list-style-type: none"> <li>○ Cease fishing</li> <li>○ Notify RCC and carry out SAR</li> <li>○ Notify flag State and relevant authorities</li> <li>○ Alert other vessels</li> <li>○ Cooperate in SAR operation</li> <li>○ Report to flag State and other relevant authorities</li> <li>○ Cooperate in investigations</li> <li>○ If required to go to port</li> </ul> </li> </ul>	PS
<b>In the event of forced labour or mistreatment of a crew member</b>		
4.00pm – 4.30pm (30 minutes)	<ul style="list-style-type: none"> <li>• Discussion of paragraph 8 (flag States): <ul style="list-style-type: none"> <li>○ Credible information on mistreatment/forced labour</li> <li>○ Vessel owner/operator acts to resolve the situation</li> <li>○ Vessel owner/operator reports to flag State</li> </ul> </li> </ul>	HW

	<ul style="list-style-type: none"> <li>○ Facilitates crew member disembarkation if required</li> <li>○ Cooperate in investigations</li> <li>○ Access to consular assistance?</li> <li>● Discussion of paragraph 9 (port State informs flag State): <ul style="list-style-type: none"> <li>○ Credible information on mistreatment/forced labour</li> <li>○ Flag State investigates (art 25 (2))</li> <li>○ Cooperate in investigations</li> </ul> </li> <li>● Discussion of para 10 <ul style="list-style-type: none"> <li>○ Port State facilitates crew member disembarkation</li> </ul> </li> <li>● Discussion of para 11 – role of CCMs to facilitate investigations.</li> </ul>	
<b>Assisting developing CCMs</b>		
4.30pm – 4.40pm (10 minutes)	<ul style="list-style-type: none"> <li>● Discussion of paragraph 12 – assisting developing CCMs/SIDS to meet the standards in CMM</li> <li>● CMM 2013-06 assessment</li> </ul>	PS
<b>Ensuring compliance with the measure</b>		
4.40pm – 4.50pm (10 minutes)	<ul style="list-style-type: none"> <li>● Discussion of paragraph 13 – report in AR Part 2 on implementation and enforcement</li> <li>● Date for CMM to take effect.</li> </ul>	HW
<b>Conclusion</b>		
4.50pm – 5.00pm (10 minutes)	<ul style="list-style-type: none"> <li>● Next steps? <ul style="list-style-type: none"> <li>○ Updated text posted by 28 May</li> <li>○ Further comments invited – due 13 June</li> <li>○ Updated text posted by 13 June</li> <li>○ Workshop on 19 June</li> <li>○ Workshop at TCC.</li> </ul> </li> </ul>	HW