



TECHNICAL AND COMPLIANCE COMMITTEE

Third Regular Session

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PRELIMINARY DRAFT CONSERVATION AND MANAGEMENT MEASURE ON WCPFC ROP

WCPFC-TCC3-2007/DP-15

1 October 2007

Prepared by Japan

Preamble to be inserted:

Adapts, in accordance with Article 10 of the WCPFC Convention the following provisions relating to the development and implementation of the WCPFC Regional Observer Program:

1. The Commission hereby establishes WCPFC Regional Observer Program (ROP).
2. ROP shall commence on 1 January 2010 on provisional basis and shall proceed to the full implementation in 2014.
3. For the purpose in paragraph 2, in the fifth regular session, the Commission shall develop and adopt basic Program Document and the Plan of Implementation, of which elements are specified in Annex 1. In its fifth and sixth regular sessions, the Commission shall also develop and adopt supplementary documents necessary for implementation of ROP, inter alia, including the ones listed in the Annex 2.
4. In establishing these documents, the Commission shall take into account following principles:

- cost effectiveness and cost efficiency
 - utilizing existing mechanisms for observer, including national programs and sub-regional programs
 - minimum interference with legitimate activities of fishing vessels
 - physical capacity of fishing vessels in particular those of small vessels
 - avoiding unnecessary procedural requirements and transaction costs associated with the operation under ROP
 - adequately prescribed balance between rights and obligations of observers and captains under ROP
5. Primary costs incurred for the operation of ROP including embankments of observers on fishing vessels shall be borne by the Regular budget of the Commission.
 6. CCM shall ensure that the fishing vessels flying its flag in the Convention Area comply with the requirements established by the Commission for the purpose of ROP.
 7. CCM shall cooperate directly, or through appropriate mechanisms such as sub-regional observer programs, with other CCM and the Secretariat in order to implement ROP in an effective and smooth manner.
 8. Only the nationals of CCMs are entitled to be observers under ROP. CCM shall source observers for their vessels from either national observer programs or from sub-regional observer programs.
 9. Vessels that operate [principally] in coastal waters, but [occasionally] venture on to the highseas may carry observers of their own nationality. Vessels operates in the waters under the jurisdiction of neighboring states as well as its own may carry observers of one of these states if the states concerned so agree.
 10. The Technical and Compliance Committee (TCC) shall monitor and review compliance by CCMs with this measure and make recommendations to the Commission as may be necessary. TCC shall serve as a fora for effective control of operation and peaceful settlement of disputes pertaining to ROP.
 11. The Commission shall consider assistance for developing members to implement the requirements ROP, including the use of available resources such as Article 30 fund.

12. In 2015, the Commission shall conduct a comprehensive review of ROP and consider further improvements of ROP as required.