



SEVENTH REGULAR SESSION
Honolulu, Hawaii, USA
6-10 December 2010

ACTION ITEMS FROM WCPFC6 AND TCC5 ACTIONS TAKEN

WCPFC7-2010/07
18 October 2010

Paper prepared by the Secretariat

Issues:

The attached comprise the action items that evolved from WCPFC6 and required intersessional work or are outstanding (completed CMM adopted at WCPFC6 are not included).

Advice and Recommendations:

WCPFC7 is invited to review the attached and provide comments to the Secretariat.

ACTION ITEMS FROM WCPFC6

PARA. NO	ACTION ITEM	ACTION TAKEN
78	b. Project 35. (Priority = High) Refinement of bigeye parameters Pacific-wide: a comprehensive review and study of bigeye tuna reproductive biology: US\$ 30,000;	b. contract made, but project delayed (not finished by SC6), the report for the 2-year Phase 1 pilot study will be submitted to WCPFC7. The Phase 1 report and a proposal for Phase 2 will be considered at SC7.
	c. Project 39. (Priority = High) Regional study of the stock structure and life-history characteristics of South Pacific albacore: US\$ 25,000;	c. contract made, project will be presented at SC7, and final report will be submitted to the Secretariat by August 2011.
	d. Project 42. (Priority = High) Pacific-wide tagging project: US\$ 10,000;	d. SPC hosted a Review WS for the Pacific Tuna Tagging Project and supported the WS
	e. Project 56. (Priority = Medium) Use of underwater videos and other tools to characterize species, size composition and spatial distribution of tunas aggregating around floating objects: US\$ 2,000;	e. supported to continue this project.
	f. Project 57. (Priority = High) Identifying Provisional Limit Reference Points for the key target species in the WCPFC: US\$ 20,000; and	f. the project advertised via a public tender process, under contract process, report will be considered at SC7
	g. Project 60. (Priority = High) Collection and evaluation of purse-seine species composition data: US\$ 54,500.	g. contract made, the 2 nd year project progress report was presented at SC6
79	WCPFC6 approved SC5's recommendation that the science services provider conduct assessments of WCPO bigeye and skipjack for consideration at SC6.	Assessment were completed and reviewed at SC6.
109	The following recommendation of TCC5 was considered and approved by WCPFC6 (reference to TCC5 Summary Report) without further discussion at WCPFC6: e. Task the TCC with assessing the suitability of the CNM	Kiribati and Tuvalu are taking action to streamline the CNM

	application process and CNM status with States with only carriers and/or bunkers and provide recommendations to the Commission as to whether a modified or separate process and/or status should be developed for such States and what the process and status should be and to complete this work by 2011 (para. 96, incorporated into draft Strategic Plan (Agenda Item 11));	application assessments and have presented a proposal for use next year. The issue of CNM that provide only carriers and bunkers has not yet been addressed.
117	WCPFC6 agreed that a draft transitional plan for consideration of financial aspects be prepared for the consideration of TCC6.	This issue will be addressed through the Cost Recovery study for which USA is developing TORs for approval of WCPFC7.
120	Subsequently, WCPFC6 agreed the proposed amendments to Sections 4.5 and 4.8 of the VMS SOPs as contained in WCPFC6-2009/29 (Attachment Q).	This has been implemented, but will also be further addressed in the wider VMS Audit with the FFA and WCPFC.
128	WCPFC6 agreed that specific procedures for applying CMM 2007-03, para. 3j would be developed for discussion at TCC6 to be facilitated by the USA.	The USA is presenting a paper on this for WCPFC7's consideration
132	WCPFC6 agreed the revised Annual Report, Part 2 template (Attachment R) for use in 2010.	WCPFC7 is invited to approve the template for 2010 reporting and consider the paper and funding to streamline the Part 2 Annual Reports.
135	WCPFC6 agreed in principle on the need for a CDS, and taking note of an offer by Niue as FFC Chair to lead the process, called for a proposal to be brought forward for discussion at TCC6.	Four proposals were tabled at TCC6 (EU, Japan, PNG and an MRAG Study). A paper is being presented to WCPFC7 on this action item.
146, 150, 157, 171,	The following vessels were listed on the WCPFC IUU Vessel list: <i>Lina, Senta, Minako, Yu Fong 168.</i>	The <i>Lina</i> and <i>Minako</i> were removed from the WCPFC IUU Vessel list by intersessional decision of 23 June 2010.
190	WCPFC6 agreed that the work of the AHTG–Data should continue on an <i>ad hoc</i> basis with an initial focus at TCC6 on considering the issue of data provision by chartered vessels.	The study on catch attribution for chartered vessels was delayed due to lack of funding, however it is ongoing at this time by Gillett, Preston and Associates.
200	WCPFC6 adopted the amendment to CMM 2004-01 regarding carriers and bunkers as contained in WCPFC6-2009/DP04 (Rev. 2) (appended as Attachment W) with the amount of the nominal registration fee (para. 31) of US\$ 2,500.	TCC6 recommends that the Nominal fee of US\$2500 become an annual fee for Non-Member Carriers and Bunkers.
205	WCPFC6 approved the amendment to CMM 2004-01 contained in WCPFC6-2009/DP10 clarifying that flag States are	This is being done, but some non-members need to understand that not all vessels from the national registry need to be on the WCPFC

	responsible for ensuring that their vessels are on the RFV prior to commencing operations in the WCPFC Convention Area.	RFV – only those that the CCM authorizes to fish outside its national waters in the Convention Area need be on the RFV or Interim Register.
221	WCPFC6 agreed to task TCC6 with considering updates to CMM 2007-04 and make recommendations to WCPFC7 in this regard.	<ul style="list-style-type: none"> • Key recommendations from SC6 include: <ul style="list-style-type: none"> - noted that extensive research is currently underway aimed at providing a scientific basis for additional changes to CMM 2007-04; - recommended that SPC-OFP and ACAP provide advice on observer data and information on seabird distribution to the Secretariat; - recommended that the TCC consider the development of specifications for ‘deep setting line shooter’, for inclusion in CMM 2007-04; - The SC noted that there are clear operational differences of longline fleets and seabird species composition in the areas north of 23 degrees North and south of 30 degrees South; - recommended that when CMM 2007-04 is next modified, the TCC should consider the utility of separating Table 1 into two separate tables, one each for the area north of 23 degrees North and the area south of 30 degrees South.
237	WCPFC6 accepted the recommendation of WCPFC6-2009/IP18 (i.e. that CMM 2008-01 will not achieve its stated objective of a 30% reduction in bigeye fishing mortality (F) from 2001-2004 or 2004 levels). It was agreed to consider the issues raised in the discussion at WCPFC6 through the 2010 SC and TCC forums with a view to bringing forward a new package of measures for consideration at WCPFC7.	This was discussed at SC6 (Agenda Item 6.1 of the SC6 Summary Report).

271	WCPFC adopted the PNA's proposal for FAD closure and catch retention rules on the high seas as contained in WCPFC6-2009/DP14 as a CMM (CMM 2009-02 FAD Closure and Catch Retention) (Attachment Y). The measure is to be reviewed by TCC6 and the results reported back to WCPFC7 for further consideration.	One CCM asked for further clarification of the definition of a FAD set as it is vague and all encompassing, including logs during daylight periods. There has been no further action on this item to date.
309	On the understanding that the above points a, e, and f will be reflected in the measure, WCPFC6 adopted the text in WCPFC-2009/DP03 (Rev. 2) as a new conservation and management measure (CMM 2009-06 Regulation on Transshipment) (Attachment DD).	There have been misunderstandings on the implementation date for this CMM and some of its elements. <i>The resolution of who provides and who pays for ROP observers for transshipment carriers commencing in 2011 is still outstanding for the Commission.</i>
328	Pacific Bluefin Tuna.	NC6 developed and recommended a revised CMM for Pacific bluefin tuna for consideration at WCPFC7.
330	WCPFC6 agreed that further work to develop a CMM for North Pacific striped marlin should be discussed at WCPFC7.	<ul style="list-style-type: none"> • The SC6 recommended that WCPFC7 further develop a CMM for NP striped marlin as a priority at WCPFC7; adopt an interim measure for 2011; request ISC to provide estimated catch levels corresponding to average fishing mortality during 2001–2003 and fishing mortality reference points including F_{MSY} and F at various spawning potential ratios. • The TCC6 recommended that any CMM developed for NPSM should be developed jointly with all other members for consideration at WCPFC7
349	WCPFC approved Australia's proposal to convene discussions on the formation of a CCMM Working Group in accordance with the terms of reference in WCPFC6-2009/DP17.	Australia has been conducting intersessional discussions and is expected to present a paper at WCPFC7.
352	WCPFC6 noted that implementing the provisions of the Port State Measures Agreement is a priority for the Commission, and decided that the matter be progressed through electronic means for further discussion at TCC6.	The EU is expected to present a CMM proposal for WCPFC7's consideration.
358	Due to time constraints, WCPFC6 was unable to discuss this issue of NGO information for Compliance and it was referred to TCC6 for further consideration.	Canada tabled a new proposal at TCC6 and is working with Australia to incorporate it with the CCMM proposal.
384	With regard to the MOU between the WCPFC and ISC,	SC6 noted that the MOU with ISC will be reviewed at

	WCPFC6 agreed to retain the existing MOU without amendment ¹ until review at WCPFC7.	WCPFC7. But NC6 noted that the current MOU between WCPFC and ISC will not be changed.
389	WCPFC6 agreed to further consider the MOU with NPAFC after receipt of comments from NPAFC.	This MOU was agreed by both Commissions and has now been signed by the WCPFC Chair.
Chair's Priorities		
391	<p>While recognizing that the degree of priority will vary among CCMs, the priorities for the Commission, SC and TCC were identified by the WCPFC Chair for CCMs' consideration as follows:</p> <p>a. WCPFC7</p> <ul style="list-style-type: none"> i. reducing mortality of juvenile bigeye and yellowfin tuna; ii. working on development of management objectives; iii. compliance monitoring; iv. implementing Article 30 of the Convention; and v. the strategic plan and budgeting. <p>b. SC6</p> <ul style="list-style-type: none"> i. stock assessments for skipjack and bigeye tuna, and advice on management options; ii. ongoing assessment of CMM 2008-01; iii. purse-seine species composition research; iv. shark stock assessments, v. data and data gaps including port monitoring; and 	<p>a. WCPFC7</p> <ul style="list-style-type: none"> i. SC6 recommended scientific advice for the review of CMM 2008-01 ii. SC6 recommended to convene the workshop on management objective to be held between SC7 and WCPFC8 in 2011 iii. Noted in the report Ongoing discussions iv. a new agenda added to WCPFC7 for the advanced CCM's reporting on their activities for the implementation of Article 30 v. prepared for consideration at WCPFC7 <p>b. SC6</p> <ul style="list-style-type: none"> i. Done ii. SC6 requested science services provider to further evaluate this measure for WCPFC7 iii. on-going project, progress reported at SC6 iv. delayed but shark research plan developed, preliminary assessment will be presented at WCPFC7 v. intensive port sampling initiated in Indonesia, Philippines and Vietnam under the WPEA Project and verification of spill-grab sampling is conducted through Project 60

¹ Key changes include i) SC as a leading subsidiary body in science, ii) both SC and NC may request from the ISC scientific information and advice, and iii) provision of such information at least two weeks prior to the SC meeting.

	<p>vi. a draft CMM for striped marlin in the North Pacific.</p> <p>c. NC6</p> <p>i. updates to CMMs for Pacific bluefin tuna and North Pacific albacore; and</p> <p>ii. implementing the ROP.</p> <p>d. TCC6</p> <p>i. implementing CMM 2008-01, including a high seas VDS;</p> <p>ii. port sampling;</p> <p>iii. implementing effective port State measures under the November 2009 FAO binding agreement on port state measures to combat IUU fishing;</p> <p>iv. further work on monitoring compliance with CMMs;</p> <p>v. reviewing the ROP and VMS programmes, including cost recovery;</p> <p>vi. developing a catch documentation scheme;</p> <p>vii. further discussing IUU provisions regarding ownership (3j), 120 days submission deadline and criteria for satisfactory settlement; and</p> <p>viii. best practice in seabird mitigation measures.</p>	<p>vi. no draft CMM proposal received for the NP striped marlin</p> <p>c. NC6</p> <p>i. developed and recommended a revised CMM for Pacific bluefin tuna for consideration at WCPFC7</p> <p>ii. discussed and proposed a draft CMM for the implementation of C\ROP in the North Pacific for consideration at WCPFC7</p> <p>d. TCC6</p> <p>i. Implementing, but the VDS for only the PNA countries</p> <p>ii. Canneries, and in some CCMs, but not total coverage</p> <p>iii. EU leading SWG to develop CMM</p> <p>iv. Secretariat working on streamlining Part 2 Annual Reports</p> <p>v. USA leading SWG for TORs for consultancy on this initiative</p> <p>vi. Noted in reports Noted in TCC6 Noted in TCC6</p> <p>SC6 work ongoing</p>
393	<p>WCPFC6 noted that because there is no budget for a performance review to be undertaken in 2010, the review will need to be postponed for future consideration.</p>	<p>Agenda item 11 for WCPFC7</p>
395	<p>WCPFC6 agreed that this (access to Commission VMS under Article 24(8)) was essentially a bilateral issue between the CCM and the Secretariat, and that an agreement to extend the VMS to waters under national jurisdiction in this case in no way undermines the exclusive control of coastal States over their national waters.</p>	<p>New Zealand and Cook Islands have concluded agreements. Other CCMs are negotiating or finalizing agreements. One CCM (USA) believe if the CCMs is viewing all the vessels in its EEZ then this is not a bilateral issue and may address this further at WCPFC7.</p>

ACTION ITEMS FROM TCC5 THAT WERE NOT ADDRESSED IN WCPFC6

PARA NO.	ACTION ITEM	ACTION TAKEN
65	TCC noted the Secretariat's paper WCPFC-TCC5-2009/09 on "Cross endorsement of observers between WCPFC and IATTC", and encouraged the Secretariat to continue work to develop this proposal, noting concerns regarding protection of the quality of the WCPFC programme and the investigative, judicial, and administrative use of data obtained. This work will take into account national requirements in PNA waters and existing arrangements.	This was progressed to the stage of a draft MOC for presentation to IATTC and WCPFC in 2010. IATTC did not have time to address the draft. EU is expected to present a revised MOC for consideration at WCPFC7.