



**SIXTH REGULAR SESSION**  
Papeete, Tahiti, French Polynesia  
7-11 December 2009

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**PROVISIONAL ANNOTATED AGENDA**

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**WCPFC6-2009/03 Rev. 1<sup>1</sup>**  
**4<sup>th</sup> December 2009**

**AGENDA ITEM 1. OPENING OF THE MEETING**

0830 seating commences

The Session will open at 09:00 on Monday, 7<sup>th</sup> December 2009.

The Master of Ceremonies, Hina, will review the programme for the opening. She will introduce each speaker.

**1.1 Welcoming addresses**

Hina will introduce the President of French Polynesia, Gaston Tong Sang, to deliver a welcome address.

The High Commissioner of the French Republic in French Polynesia, Mr Adolphe Colrat, will also deliver a welcome address on behalf of the French Government.

The Commission Chair (Ambassador Satya Nandan, Fiji) will thank the President and the Secretary General and deliver an opening address and welcome delegations from WCPFC Members, Cooperating Non-Members and Participating Territories (CCMs), observers and other invited guests.

Hina will invite a senior Minister from among representatives of Members to thank the President and Secretary General on behalf of all participants.

The Session will break for refreshments and approximately 15 minutes of traditional entertainment.

**1.2 Adoption of agenda**

The Chairman will provide some brief remarks on the work before this session of the Commission and invite consideration of the agenda.

The provisional agenda for WCPFC6 was prepared and distributed on 7<sup>th</sup> September 2009 in accordance with Rule 1 of the Commission's Rules of Procedure. In accordance with Rule 3, Members may propose supplementary items up until 30 days before the meeting.

The Commission will be asked how it wishes to deal with supplementary items, if any.

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<sup>1</sup> To reflect opening arrangements as advised by the Government of French Polynesia.

### **1.3 Meeting arrangements**

The Commission will review the Provisional Schedule. The Chair will outline any logistical and administrative arrangements in place to support the meeting, proposed meeting times and any social engagements.

## **AGENDA ITEM 2. MEMBERSHIP**

### **2.1 Status of the Convention**

The Commission will receive a brief report on the status of the Convention.

### **2.2 Applications for observer status**

In accordance with Rule 36 of the Commission's Rules of Procedure, the Commission will be advised of any applications for observer status that were received from non-government organisations 50 days in advance of the Session. The Commission will be advised of those observers that were subsequently invited to participate in the Session.

### **2.3 Applications for cooperating non-members status**

The Commission will consider applications for cooperating non-member (CNM) received during 2009. The advice and recommendations of the 5<sup>th</sup> Regular Session of the Technical and Compliance Committee (TCC5) in relation to applications received, considered on the basis of procedures provided for in CMM 2008-02 will be available to the Commission.

## **AGENDA ITEM 3. MEMBER REPORTS**

### **3.1 Annual reports by the CCMs**

Article 23 and Article 32 require CCMs to report on implementation of the Convention and any conservation and management or other measures or matters which may be agreed from time to time. If not already done so (in the form of Part 1 reports submitted to the Scientific Committee and Part 2 reports submitted to the Technical and Compliance Committee), hard copy and/or electronic version reports should be forwarded to the Executive Director at least 30 days in advance of WCPFC6 in the format agreed by the Commission. The Chair may invite each CCM to provide a brief summary of the key issues of their Annual Report to the meeting.

### **3.2 Statements of non-members**

Non-members are invited to supply similar reports as described under Agenda Item 3.1 for vessels and fishing activities in the Convention Area for which they are responsible. Hard copy and/or electronic versions of this report should be forwarded

to the Executive Director at least 30 days in advance of the Sixth Regular Session. The Chair may invite non-members to provide a brief summary of key issues of their report to the meeting.

#### **AGENDA ITEM 4. SCIENCE ISSUES**

##### **4.1 Report of the Fifth Regular Session of the Scientific Committee**

The Chair of the Scientific Committee, Mr Naozumi Miyabe (Japan), will provide a summary of the Fifth Regular Session of the Scientific Committee (SC5) which was held 10-21 August, 2009 at Port Vila, Vanuatu. The Chair will present a summary of WCPO fisheries; stock status and management implications of key tuna species from the 2009 stock assessments (in association with a representative from the Commission's Science Service Provider SPC-OFP), an appraisal of CMM 2008-01, issues arising from the Independent Review of the Commission's Transitional Science Structure and Functions, consideration of the application of reference points in the Commission, and data and by-catch issues considered by the Committee.

The Commission is invited to review the outcomes of the SC5, seek additional clarification and request additional scientific advice as necessary, and determine a programme of action to implement agreed responses to the scientific advice and recommendations received.

##### **4.2 Independent Review of the Commission's Transitional Arrangements for Science Structure and Function**

The Fifth Regular Session of the Commission at Busan, Korea in December 2008 considered a preliminary report prepared for the Commission by the Marine Resource Assessment Group (UK). In addition to an invitation to provide additional comments in writing, WCPFC5 directed the Secretariat to progress several recommendations during 2009 and for the Commission's subsidiary bodies to consider other recommendations at their 2009 Sessions. The Commission will consider progress with addressing the recommendations adopted at WCPFC5 and advice and recommendations relating to the Review considered at the 2009 sessions of the Scientific Committee and Northern Committee.

##### **4.3 Reference points**

WCPFC5 (para. 69) agreed that SC5 should convene a seminar under the Methods Specialist Working Group (SWG) on technical issues associated with reference points. The Commission agreed that WCPFC6 should consider the possibility of holding a dedicated workshop on management objectives in 2010 (para. 70). WCPFC6 will receive a report of the workshop from the SC Chair on reference points that was facilitated under the auspices of the Methods-SWG at SC5 and consider further development on the work of reference points, including the possibility of a workshop on management objectives in 2010. WCPFC6's attention is also drawn to the decision of WCPFC5 to merge consideration of allocation with future discussion on reference points (para. 74 WCPFC5 Summary Report).

##### **4.4 Programme of work for the Scientific Committee in 2010**

The SC Chair will present a proposed work programme and budget for scientific services and scientific research for 2010 and an indicative budget for 2011 and 2012.

The Commission will consider the programme of work and budget for the Scientific Committee for 2010 for adoption, and an indicative budget for 2011 and 2012. The Commission may refer to the advice and recommendations of the Finance and Administration Committee in relation to budget considerations.

## **AGENDA ITEM 5. NORTHERN COMMITTEE**

### **5.1 Report of the Fifth Regular Session of the Northern Committee**

The Chair of the Northern Committee, Mr Masanori Miyahara (Japan), will present a summary of the Fifth Regular Session of the Northern Committee (NC5) which was held 7-10 September, 2009 at Nagasaki, Japan. The Chair will report on the NC's response to requests from the Commission on conservation and management measures and present the advice and recommendations of the Northern Committee to the Commission in respect of northern stocks.

The Commission is invited to review the outcomes of the Northern Committee, seek additional clarification and request additional scientific and management advice as necessary, and determine a programme of action to formulate and implement conservation and management measures in respect of the stocks mostly in the area north of 20°N.

### **5.2 Programme of work for the Northern Committee in 2010**

The NC5 Chair will present a proposed programme of work for the Northern Committee for 2010 and an indicative programme for 2011 and 2012 to be financed by the members of the Northern Committee. The Commission is invited to identify items with implications for the Commission's 2010 Work Programme and Budget during the presentation. The Commission will consider the programme of work for the Northern Committee for 2010 for adoption. The Commission may refer to the advice and recommendations of the Finance and Administration Committee in relation to budget considerations noting that costs associated with the programme of work for the Northern Committee is supported by Northern Committee members.

## **AGENDA ITEM 6. INTER-SESSIONAL WORKING GROUP – REGIONAL OBSERVER PROGRAMME**

The Third Regular Session of the Commission at Apia, Samoa in December 2006 established an Inter-sessional Working Group to expedite further development of the Regional Observer Programme (ROP-IWG). The ROP-IWG, under the Chairmanship of Dr Charles Karnella (USA), has met three times – once in advance of the Third Regular Session of the Technical and Compliance Committee in September 2007, once in July 2008 and again in March 2009 at Guam, USA. The ROP-IWG Chair (Charles Karnella, USA) will report on the Group's work including progress with addressing the tasks and responsibilities described in CMM 2006-07 and CMM 2007-01.

## **AGENDA ITEM 7. TECHNICAL AND COMPLIANCE ISSUES**

### **7.1 Report of the Fifth Regular Session of the Technical and Compliance Committee**

The Chair of the Fifth Regular Session of the Technical and Compliance Committee (TCC5), Ambassador Wendell Sanford (Canada), will present a brief summary of the outcomes of the 2009 session of the Committee which was held 1-6 October, 2009 at Pohnpei, Federated States of Micronesia. The Chair will report on the TCC's response to requests from the Commission in relation to the implementation of conservation and management measures and present the advice and recommendations of the TCC to the Commission in matters relating to the functions of the TCC.

TCC issues for consideration by the Commission include an update on the status of vessel authorisations, the WCPFC Record of Fishing Vessels, and annual statement of compliance measures taken by members, the Commission's vessel monitoring system including a review of the VMS Standards, Specifications and Procedures (SSPs) and the Service Level Agreement with FFA, the Regional Observer Programme, high seas boarding and inspection procedures, the Provisional IUU List and WCPFC IUU listing procedures, catch documentation and transshipment verification.

## **7.2 Programme of work for the Technical and Compliance Committee for 2009**

The TCC5 Chair will present a proposed programme of work for the Technical and Compliance Committee for 2010 and an indicative programme for 2011 and 2012. The Commission will consider a programme of work for the Technical and Compliance Committee for 2010 for adoption, and an indicative programme of work for 2011 and 2012. The Commission may refer to the advice and recommendations of the Finance and Administration Committee in relation to budget considerations.

### **AGENDA ITEM 8. RULES AND PROCEDURES FOR THE PROTECTION, ACCESS TO, AND DISSEMINATION OF DATA COMPILED BY THE COMMISSION**

WCPFC4 supported TCC3's recommendation that the Ad Hoc Task Group [Data] be resumed to develop the separate rules and procedures for the protection of, access to and dissemination of non-public domain data for the purpose of compliance and enforcement activities on the high seas, the use of VMS data for scientific purposes, as well as to consider the other data security and exchange issues noted by the VMS Working Group (TCC3 Summary Report, para. 215). The AHTG [Data] has also been tasked with monitoring the implementation of the existing Rules and Procedures. Ms Holly Koehler (USA), who has chaired the AHTG [Data] for these purposes during 2008 and 2009, will provide the WCPFC6 with a summary of work undertaken by this Group during 2009. The advice and recommendations of the AHTG [Data] will be considered by the Commission.

### **AGENDA ITEM 9. CONSERVATION AND MANAGEMENT MEASURES**

#### **9.1 Review of existing conservation and management measures**

Seventeen Conservation and Management Measures (CMMs) and three Resolutions relating to vessel records and vessel markings, the sustainability of highly migratory fish stocks, mitigation of by-catch, elements of the Commission's MCS Scheme and capacity reduction adopted during the Multilateral High Level Conference, the

Preparatory Conference or during preceding sessions of the Commission continue to apply.

The Commission is invited to consider the implementation and any proposed refinements to the existing CMMs and Resolutions (all posted under Conservation and Management Measures on [www.wcpfc.int](http://www.wcpfc.int)) in light of the Scientific, Northern Committee and Technical and Compliance Committee's advice and recommendations and experience gained by Members in implementing Measures during 2009.

## **9.2 Report by PNA Members on the Implementation of the Vessel Day Scheme (VDS)**

WCPFC4 (at paragraph 325) noted that the VDS was operational and that the VDS is the measure adopted by PNA members of the Commission for managing capacity and fishing effort in the EEZs of PNA members. It was agreed that the PNA would provide a report to the Commission on the implementation of the VDS at each annual session of the Commission.

## **9.3 Response to the Commission's Request in Respect of a High Seas VDS**

Para. 325(d) of the Summary Record of the Fourth Regular Session of the Commission (WCPFC4) states:

“the Executive Director will commence a process in early 2008 to support the implementation of similar measures [*sic.* Vessel Day Scheme (VDS)] to limit purse seine effort on the high seas, consistent with paragraph 9 of CMM 2005-01, and in waters under the national jurisdiction of non-PNA members of the Commission, consistent with paragraph 10(ii) of CMM-2005-01;”

WCPFC5 received a report on progress with considering this matter in 2008, encouraged CCMs to provide additional comments on issues and options associated with further consideration of this issue and referred the matter to SC5 and TCC5 for further discussion. WCPFC5 agreed to designate the issue of a high seas VDS as a high priority issue for consideration at WCPFC6 (para. 168-170 WCPFC5 Summary Report). The advice and recommendations from SC5 and TCC5 are available to support further discussion of this matter at WCPFC6.

## **9.4 Consideration of new measures and other conservation requirements**

The Commission is invited to consider the formulation of new or supplementary CMMs in accordance with new information and analysis provided by the SC, TCC, NC, the Inter-sessional Working Group for the Regional Observer Programme and the AHTG [Data].

In addition to issues referred to the Scientific Committee, the Technical and Compliance Committee, the Northern Committee, the AHTG [Data], decisions of the Commission and the Commission's Conservation and Management Measures the following issues, *inter alia*, were identified at WCPFC5 as requiring the attention of the Commission at its subsequent sessions:

- a. Para. 63 (c). WCPFC5 agreed that the Independent Review of the Commission's Transitional Science Structure and Function Be further considered at WCPFC6, taking into account the advice and recommendations of the ISC, SC, NC and/or Ad Hoc Task Group [Data];
- b. Para. 64 (c). The Secretariat prepare for consideration of the 2009 sessions of the ISC, NC and Commission, a proposal that would support the periodic peer review of ISC and SC stock assessments;
- c. Para. 70. The Commission agreed that WCPFC6 should consider the possibility of holding a dedicated workshop on management objectives in 2010;
- d. Para. 74. The Commission agreed that consideration of allocation issues should be merged with the Commission's consideration of management objectives and reference points. Therefore, discussions of allocation issues at WCPFC6 will be guided by the outcomes of work on reference points and management objectives by SC5 and TCC5...
- e. Para. 99. WCPFC5 agreed that CCMs are requested not to increase the level of fishing mortality on Pacific bluefin in 2009 on a voluntary basis and tasked the NC to work toward developing a draft CMM for Pacific bluefin for consideration at WCPFC6;
- f. Para. 170. The Commission agreed to designate the issue of a high seas VDS as a high priority issue for consideration at WCPFC6; and
- g. Para. 191. As noted in para. 108 (n) of this report, WCPFC5 extended the exemption for non-CCM carrier and bunker vessels for another year, however, it was agreed that it would be critical to adopt a transshipment measure at WCPFC6, as it would be unacceptable to further extend the exemption currently in place.

#### **AGENDA ITEM 10. ANNUAL REPORT ON THE WORK OF THE COMMISSION:**

The Chair will invite the Executive Director to present the annual report on the work of the Commission for the 2009 calendar year. The Commission will discuss inter-sessional activities of the Commission, including any highlighted issues associated with the Secretariat performance and priority issues before the Commission.

#### **AGENDA ITEM 11. REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

The Chair of the Third Session of the Finance and Administration Committee (FAC3) will present a summary of the agenda items and issues, advice and recommendations considered at the third meeting of the FAC, 6-11 December 2009 for further consideration, refinement as necessary and adoption by WCPFC6. A Provisional Annotated Agenda for this meeting is available on the WCPFC website (**Attachment A**).

#### **AGENDA ITEM 12. SPECIAL REQUIREMENTS OF DEVELOPING STATES**

In accordance with Article 30 of the Convention and considering the recommendations and advice of the Scientific Committee and the Technical and Compliance Committee, the Commission is invited to consider means for assisting developing States, participating territories and possessions build capacity in relation to the conservation and management of highly migratory fish stocks in the Convention Area.

#### **AGENDA ITEM 13. COOPERATION WITH OTHER ORGANISATIONS**

In accordance with Article 22 of the Convention, the Secretariat will report on efforts to date, and activities planned for 2010, to strengthen cooperation, consultation and collaboration with other RFMOs and relevant national and international organisations. In 2009, existing agreements with other organisations were posted on the Commission website. The Commission is invited to consider arrangements with SPC-OFP and ISC, as requested by WCPFC5 following consideration of the advice and recommendations of the Independent Review of Transitional Arrangements for Science Structure and Function, the draft Data Exchange Protocol with IATTC and the draft arrangement with NPAFC, as requested by WCPFC5.

#### **AGENDA ITEM 14. WORK PROGRAMME AND BUDGET FOR 2010 AND INDICATIVE WORK PROGRAMME AND BUDGET FOR 2011 AND 2012**

In accordance with Article 18 of the Convention and Regulation 3 of the Financial Regulation, the Commission will, taking into account the recommendations of the Scientific Committee, the Technical and Compliance Committee, the Northern Committee, the AHTG [Data], the IWG-ROP and the FAC, and any other matters with implications for the 2010 work programme, decide on a work programme and budget for 2009 and an indicative budget for 2011 and 2012.

#### **AGENDA ITEM 15. ELECTION OF OFFICERS**

The Commission may consider the selection of:

- Vice Chair of the Scientific Committee;
- Chair of the Technical and Compliance Committee; and
- Vice Chair of the Technical and Compliance Committee.

#### **AGENDA ITEM 16. OTHER MATTERS**

In accordance with Rule 3 of the Rules of Procedure of the Commission, any member of the Commission, the Chairman or the Executive Director may, at least thirty (30) days before the date for a regular Session, request the inclusion of supplementary items.

##### **16.1 Performance review**

WCPFC4 deferred consideration of a performance review of the organization to WCPFC5. WCPFC5 agreed that the WCPFC4 paper prepared by Australia be used as basis for TCC5 to develop recommendations for a structure and budget so that an independent performance review of the Commission can be conducted in 2010. The Commission will consider the advice and recommendations of TCC5 on a Performance Review.

The Commission is invited to consider i) whether or not to proceed with a review in 2009 and, if so, ii) the terms of reference for the review, iii) the process to support the review, and iv) an appropriate budget for the review.

#### **AGENDA ITEM 17. NEXT MEETING**

WCPFC5 will consider a venue and dates for its next regular session in 2010.

#### **AGENDA ITEM 18. SUMMARY REPORT**

The Commission will adopt a Summary Report of its Sixth Regular Session.



**AGENDA ITEM 19. CLOSE**

The meeting is scheduled to close at 1700 on Friday, 11 December 2009.



**SIXTH REGULAR SESSION  
FINANCE AND ADMINISTRATION COMMITTEE  
Third Session  
Papeete, French Polynesia  
06 - 11 December 2009**

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**PROVISIONAL ANNOTATED AGENDA**

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**WCPFC6-2009-FAC3/02  
7 September 2009**

**AGENDA ITEM 1. OPENING OF MEETING**

At 09:00am on Sunday, 6 December 2009, the Co-Chairs of the Finance and Administration Committee (Mr Tapusalai Terry Toomata (Samoa) and Mr Liu Xiaobing (China)) will open the third session of the Committee (FAC3).

**1.1 Adoption of agenda**

The Executive Director will introduce the Provisional Agenda WCPFC6-2009 - FAC3/01. Members may consider any supplementary items that may have been proposed by Members, Cooperating Non-members and Participating Territories (CCMs) 30 days before the Session. The Agenda, as modified, will be adopted by the meeting.

**1.2 Meeting arrangements**

The Executive Director will invite the FAC3 to note the logistical arrangements in place to support the meeting and the proposed meeting times during WCPFC6, as necessary.

**AGENDA ITEM 2. AUDITORS REPORT FOR 2008 AND GENERAL ACCOUNT FINANCIAL STATEMENTS FOR 2008.**

The Committee will, in accordance with Finance Regulation 13.1, consider the audited annual financial statements for 2008 and the related audit reports, and be asked to make a recommendation to the Commission in regard to their acceptance or other action. The audit reports and statements were placed on the Commission's website in May 2009.

**AGENDA ITEM 3. STATUS OF THE COMMISSION'S FUNDS**

**3.1 Report on General Account Fund for 2009 - Contributions and Other Income.**

As required by Finance Regulation 5.7 the Secretariat will present a report, in respect of the General Account Fund, on the collection of annual assessed contributions from members of the Commission, any voluntary contributions received, any investment income and other income received, and any advances from the Working Capital Fund.

### **3.2 Report on the status of other funds.**

The Secretariat will present status reports for the Commission's Funds other than the General Account Fund. For 2009 these are:

- Special Requirements Fund (established under Article 30(3) of the Convention),
- Indonesia-Philippines Data Collection Project Fund/Western Pacific East Asia Fisheries Management Project Fund,
- Working Capital Fund,
- Regional Observer Program Development Fund,
- Voluntary Contributions Fund, and
- Japanese Trust Fund

### **AGENDA ITEM 4. DRAFT STRATEGIC PLAN FOR THE COMMISSION**

Following decisions made by WCPFC5 the Strategic Plan for the Commission has undergone a redraft exercise coordinated by Canada. The redrafted version will be presented for consideration.

### **AGENDA ITEM 5. BUSINESS PLAN FOR THE SECRETARIAT – IMPLEMENTATION REPORT**

The Secretariat will present a progress report on implementation of the Business Plan.

### **AGENDA ITEM 6. HEADQUARTERS ISSUES, STAFF ESTABLISHMENT AND CONDITIONS OF SERVICE**

#### **6.1 Headquarters matters.**

The Secretariat will present a report on the operations and functioning of the Commission's headquarters facilities as well as relations with the Governments of Pohnpei State and the Federated States of Micronesia, staff housing and new bank accounts opened during the year.

#### **6.2 Council of Regional Organisations in the Pacific (CROP) – Triennial Review and decisions on harmonised staff conditions.**

The Secretariat will report to the Committee on the CROP Triennial Review of employment terms and conditions, its annual benchmark salary survey and the decisions by CROP Heads during 2009 related to those exercises, as well as on internal developments in regard to health insurance.

#### **6.3 Executive Director Appointments – Draft Selection Process and Procedures.**

As requested by WCPFC5, the Secretariat will present for consideration a draft selection process and set of procedures in respect of future Executive Director appointments

#### **6.4 Staff Establishment and Recruitment.**

The Committee will consider the 2010-2012 staffing plan of the Secretariat.

**AGENDA ITEM 7. WORK PROGRAMME AND BUDGET FOR 2010 AND INDICATIVE WORK PROGRAMME AND BUDGET FOR 2011 AND 2012**

The Committee will be asked to consider a draft budget for 2010 together with indicative budgets for 2011/2012 and to make recommendations to WCPFC6. This is in accordance with Article 18 of the Convention and Financial Regulation 3 and will take into account the recommendations of the Scientific Committee, the Technical and Compliance Committee, the Northern Committee and the Finance and Administration Committee as well as any other matters FAC3 considers to have budgetary and resource implications.

**AGENDA ITEM 8. OTHER MATTERS**

**8.1 Contribution Formula – request from a CCM for amendment.**

Shortly before WCPFC5 a member requested consideration of an amendment to the Commission's contribution formula so that where a member belongs to both the Inter-American Tropical Tuna Commission and the Western and Central Pacific Fisheries Commission only 50% of catches in the overlap between the areas are included in a member's contributions. The timing and complexities surrounding the request precluded a detailed analysis of the financial implications and matters of principle involved and consideration was deferred. FAC3 may therefore be invited to revisit the original request.

**AGENDA ITEM 9. ADOPTION OF REPORT**

**AGENDA ITEM 10. CLOSE OF MEETING**