



**COMMISSION
NINTH REGULAR SESSION**
Manila, Philippines
2-6 December 2012

Report of the AHTG

WCPFC9-2012-36
6 December 2012
1430hrs

**Report of the AHTG-[Data]
Informal meeting in the margin of WCPFC 9**

- The AHTG-Data met in the margins of WCPFC 9 with the task to work on developing rules for access by chartering States to data. RMI's proposal set out in Working paper WCPFC9-2012-31 was the basis for the discussion.
- There were two proposed amendments to the 2007 Rules and Procedures (2007 RoP) namely an insertion of new paragraphs 5 (c bis) and 19 (c bis), and one proposed amendment to the 2009 Rules and Procedures 2009 RoP), which is a corresponding amendment to paragraph 13.
- The language in Attachment 1 reflects the majority views thus far. Some CCMs stated that they need further consultation and would like the opportunity to take this back home and provide comments back inter-sessionally.
- A proposed workplan is as follows:
 - CCMs respond back to the propose changes in the rules (contained in Attachment 1) by May 31, 2013.
 - Chair collates views and circulates revise draft by July 31, 2013.
 - Chair present the draft to TCC with a view to putting together a agreed proposal.
 - Chair reports to WCPFC 10 about the outcomes of the work of the AHTG.

The AHTG-Data recommends to WCPFC 9 that it continues its work inter-sessionally on the right of chartering States to access data.

Attachment 1

Possible amendments to 2007 Data Access Rules and Procedures to create a new general rule related to access by chartering members and territories:

5. CCMs shall have access to data to serve the purposes of the Convention, including data:

(c bis) covering vessels which operate under charter, lease or other similar mechanisms for the purpose of conducting fishing operations in the Convention Area which are notified under the Conservation and Management Measure for the Charter Notification Scheme or its replacement measure.

19. CCMs shall have access to Non-Public Domain data to serve the purposes of the Convention, including data:

(c bis) covering vessels which operate under charter, lease or other similar mechanisms for the purpose of conducting fishing operations in the Convention Area which are notified under the Conservation and Management Measure for the Charter Notification Scheme or its replacement measure.

Possible amendments to 2009 High Seas Data Access Rules and Procedures to include a general rule related to chartering members and territories:

13. Authorized MCS Entities and Personnel may request and shall receive data covered by these Rules and Procedures for (i) vessels that fish in waters under their jurisdiction, ~~and~~ (ii) vessels applying to fish in their national waters, unload in their ports or tranship within waters under their jurisdiction, or (iii) vessels which do operate, under charter, lease or other similar mechanisms for the purpose of conducting fishing operations in the Convention Area which are notified under the Conservation and Management Measure for the Charter Notification Scheme or its replacement measure, except where paragraph 24 is applicable.