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Draft recommendations and technical advice to the Commission on CNM applications

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BELIZE

TCC9 reviewed the CNM application submitted by Belize against the requirements of CMM 2009-11. In accordance with para. 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Belize dated 9 August 2013 was not received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that Belize has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection; and iii) provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Belize's financial contribution for 2014 based on the draft budget for 2014. The WCPFC Secretariat advised TCC9 that Belize has paid a financial contribution for 2013 in the amount of \$15,959.
- c) TCC9 advises the Commission that, based on the best information available, Belize complied with the participatory rights specified by the Commission at WCPFC8.
- (d) TCC9 requested the Secretariat ask Belize to provide the following:
 - (i). Information on compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));
 - (ii). Information with regards to responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
 - (iii). Information on compliance with conservation and management measures of other Regional Fisheries Management Organizations (3(d));

(iv). Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));

(v). Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Belize's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Democratic People's Republic of Korea (DPRK)

TCC9 reviewed the CNM application submitted by the Democratic People's Republic of Korea (DPRK) against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

a) TCC9 advises the Commission that the application from DPRK dated 6 September 2013 was not received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.

b) TCC9 advises the Commission that DPRK has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection; and iii) provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of DPRK's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that DPRK has not provided a financial contribution for 2013.

(c) TCC9 advises the Commission that, based on the best information available, DPRK complied with the participatory rights specified by the Commission at WCPFC8.

TCC9 requested the Secretariat ask DPRK to provide the following:

- (i) Commitment to have nationals to comply with provision of the convention and conservation and management measure adopted by the commission (2(b))
- (ii) AR Part I and II report for 2013 (2(e)), and information if there any research programmes it has conducted in the Convention Area (2(e));
- (iii) How soon the financial contribution for 2013 can be paid (2(g));
- (iv). Information on compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));
- (v). Information with regards to responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
- (vi). Information on compliance with conservation and management measures of other Regional Fisheries Management Organizations (3(d));
- (vii). Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));
- (viii). Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider DPRK's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Ecuador

TCC9 reviewed the CNM application submitted by Ecuador against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Ecuador dated 28 June, 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11.

TCC9 also advises the Commission that the application met the requirement of being submitted in English.

b) TCC9 advises the Commission that Ecuador has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection, however the application does not include an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention, which is required by para 2(g) of CMM 2009-11. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Ecuador's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that Ecuador provided a contribution of \$33,089 in 2013.

c) TCC9 advises the Commission that, based on the best information available, Ecuador complied with the participatory rights specified by the Commission at WCPFC8 and that there is no information of non-compliance with WCPFC CMMs or within other RFMOs. d) TCC9 requested the Secretariat ask Ecuador to provide, in advance of WCPFC9, the following:

(i). details of current fishing presence in the Convention Area (2(e));

(ii). Information on compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));

(iii). Details of the characteristics of current vessels (2(e));

(iv). Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Ecuador's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

El Salvador

TCC9 reviewed the CNM application submitted by El Salvador against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from El Salvador dated 3 July 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that El Salvador has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection; and iii) provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC8 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of El Salvador's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that El Salvador provided a contribution of \$ 27,102.in 2013.
- c) TCC9 advises the Commission that, based on the best information available, El Salvador complied with the participatory rights specified by the Commission at WCPFC8.
- d) TCC9 requested the Secretariat ask El Salvador to provide, in advance of WCPFC9, the following:
 - (i). Commitment to have nationals to comply with provision of the convention and conservation and management measure adopted by the commission (2(b)).
 - (ii). Information of any research programmes conducted in the Convention Area (2(e));
 - (iii). Information on responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
 - (iv). Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider El Salvador's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Indonesia

TCC9 reviewed the CNM application submitted by Indonesia against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Indonesia dated 27 May 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that Indonesia has i) provided a commitment to cooperate fully; and ii) provided an explicit commitment to accept high seas boarding and inspection. However, the application does not include an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention, which is required by para 2(g) of CMM 2009-11. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Indonesia's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that Indonesia did not provide a financial contribution in 2013.
- c) TCC9 advises the Commission that, based on the best information available, Indonesia complied with the participatory rights specified by the Commission at WCPFC8 .
- d) TCC9 requested the Secretariat ask Indonesia to provide, in advance of WCPFC 10, the following:
 - i. Commitment to have nationals to comply with provision of the convention and conservation and management measure adopted by the commission (2(b)).
 - ii. Information of any research programmes conducted in the Convention Area (2(e));
 - iii. Commitment to provide financial contribution (2(g));

- iv. Information on record of compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));
- v. Information on responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
- vi. record of compliance with conservation and management measures of other Regional Fisheries Management Organizations (3(d));
- vii. Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));
- viii. Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Indonesia's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Mexico

TCC9 reviewed the CNM application submitted by Mexico against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Mexico dated 24 July 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that Mexico has provided a commitment to cooperate fully. However, Mexico has not provided an explicit commitment to accept high seas boarding and inspection in accordance with the Commission procedures, which is required by para 2(c) of CMM 2009-11. Mexico's application also does not include an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution

that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Mexico's financial contribution for 2014 based on the budget for 2014. The Secretariat advised TCC9 that Mexico did not provide a financial contribution in 2013.

c) TCC9 advises the Commission that, based on the best information available, Mexico complied with the participatory rights specified by the Commission at WCPFC8.

d) TCC9 requested the Secretariat ask Mexico to provide, in advance of WCPFC9, the following:

- i. explicit commitment to accept high seas boarding and inspections in accordance with the Commission's procedures on high seas boarding and inspection (2(c));
- ii. information on names of historical fishing vessels (2(d));
- iii. commitment to provide financial contribution (2(g));
- iv.. AR Part II report (2(e)) and 11(b));
- v. Information of any research programmes conducted in the Convention Area (2(e));
- vi. Information of compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));
- vii. Information on responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
- viii. Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Mexico's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Panama

TCC9 reviewed the CNM application submitted by Panama against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

a) TCC9 advises the Commission that the application from Panama dated 24 April 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.

b) TCC9 advises the Commission that Panama has provided a commitment to cooperate fully. ii) However, does not provided an explicit commitment to accept high seas boarding and inspection; and ii) does not provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Panama's financial contribution for 2014 based on the budget for 2014. The Secretariat advised TCC9 that Panama provided a financial contribution of \$18,615 for 2013

c) TCC9 advises the Commission that, based on the best information available, Panama complied with the participatory rights specified by the Commission at WCPFC8.

d) TCC9 requested the Secretariat ask Panama to provide, in advance of WCPFC9, the following:

i. Commitment to have fishing vessel and national to comply with provision of the convention and conservation and management measure adopted by the commission (2(b)).

ii. Full data on its historical fisheries in the Convention Area, including nominal catches, number/type of vessels, name of fishing vessels, fishing effort and fishing areas (2(d));

iii. Details of current fishing presence in the Convention Area, including the number of its vessels and their characteristics (2(e));

iv. Information of any research programmes conducted in the Convention Area (2(e));

v. Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));

TCC9 recommends that the Commission consider Panama's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Thailand

TCC9 reviewed the CNM application submitted by Thailand against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Thailand dated 15 August 2013 was not received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009 and TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that Thailand has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection (but its application notes that it automatically opts out because it does not have any vessels fishing in the WCPO); and iii) provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Thailand's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that Thailand did not provide a financial contribution in 2013.
- c) TCC9 advises the Commission that, based on the best information available, Thailand complied with the participatory rights specified by the Commission at WCPFC8 and has provided data on canneries in Thailand for 2013.
- d) TCC9 requested the Secretariat ask Thailand to provide, in advance of WCPFC10, the following:
 - i. Information of any research programmes conducted in the Convention Area (2(e));

- ii. Information on responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
- iii. Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));
- iv. Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Thailand's application for CNM status in 2014, subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

Vietnam

TCC9 reviewed the CNM application submitted by Vietnam against the requirements of CMM 2009-11. In accordance with para 3 of CMM 2009-11, TCC9's recommendations and technical advice to the Commission are as follows:

- a) TCC9 advises the Commission that the application from Vietnam dated 10 July 2013 was received by the WCPFC Secretariat within the deadline set out in para 1 of CMM 2009-11. TCC9 also advises the Commission that the application met the requirement of being submitted in English.
- b) TCC9 advises the Commission that Vietnam has i) provided a commitment to cooperate fully; ii) provided an explicit commitment to accept high seas boarding and inspection; and iii) provided an explicit commitment to make a financial contribution commensurate with what it would be assessed should it become a Contracting Party or member of the Commission pursuant to the scheme of contributions established by the Commission in accordance with Article 18(2) of the Convention. The WCPFC Secretariat will provide, as part of the documentation to be provided for FAC7, and in accordance with the decision of WCPFC7 that all CNMs should make an annual contribution that is 50% of the amount that would be payable if the CNM was to become a member of the Commission, an estimate of Vietnam's financial contribution for 2014 based on the draft budget for 2014. The Secretariat advised TCC9 that Vietnam provided a contribution of \$9,305 in 2013.
- c) TCC9 advises the Commission that, based on the best information available, Vietnam complied with the participatory rights specified by the Commission at WCPFC8.

d) TCC9 requested the Secretariat ask Vietnam to provide, in advance of WCPFC9, the following:

- i. Information of any research programmes conducted in the Convention Area (2(e));
- ii. Information on record of compliance with the provision of the Convention and the conservation and management measures adopted by the Commission and the fisheries laws and regulations of coastal States in the Convention Area (3(b));
- iii. Information on responding to any IUU activities by vessels flying its flag that have been brought to its attention, in accordance with Article 25 of the Convention (3(c));
- iv. Information of what measures taken to ensure compliance by its vessels with the Commission's conservation and management measures (11(c));
- v. Information of responses to alleged violations of conservation and management measures adopted by the Commission and any IUU activities of vessels flying its flag, in a timely manner (11 (d)).

TCC9 recommends that the Commission consider Vietnam's application for CNM status in 2014 subject to the additional information identified by TCC9 being provided to, and accepted by, the Commission.

TCC9 noted that out of the 9 applicants for CNM status there were only 3 late applications. With regards to the explicit commitment to pay contribution pursuant to 2(g):

- Three applicant made explicit commitment to make financial contribute and in fact have paid for 2013
- Two applicants did not make explicit commitment to make financial contribution, however, they have paid for 2013
- Two applicants have explicitly committed to make financial contribution but not yet paid.
- Two applicants have not committed to make financial contribution.

TCC9 noted that this year Senagal has not submitted it renewal of CNM status and that Saint Kitts and Nevis are not applying to renew their Status.

TCC9 noted that CNM applications fall short of some requirements in CMM 2009-11, and recommend that it will be helpful to have a template for application setting out those requirements under the measure. It is recommended that the Secretariat look into developing such template.