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**PROPOSED REPORT LANGUAGE FOR PARTICIPATORY RIGHTS FOR
COOPERATING NON-MEMBERS**

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Paper prepared by Small Working Group

Proposed report language for participatory rights for Cooperating Non-Members

The following proposed text is provisional and dependent upon further discussion by the Commission, particularly in regard to the approval of CNM status by the Commission for the following States, and the provision of further information by Senegal and Indonesia.

Prepared by the small working group on participatory rights for CNMs

In accordance with provisions of the WCPF Convention and CMM2005-2, CMM2005-3, CMM2006-04, CMM2008-01 and CMM2009-11, the following limits apply to the participatory rights of Cooperating non-members (CNMs) for fisheries in the high seas within the Convention Area.

All vessels will be equipped with Commission vessel monitoring system (VMS), which shall be operational at all times while the vessels are in the Convention Area.

The CNMs identified below provide assurances that they will comply with all requests from Commission Members for information and documentation to investigate cases of possible illegal fishing.

In addition, unless otherwise specified below, CNMs may fish in waters under the national jurisdiction of other CCMs, in accordance with appropriate bilateral arrangements. Such CNMs shall ensure vessels flying their flags comply with all provisions of the WCPF Convention and WCPFC CMMs. In addition, such CNM vessels will be placed on the WCPFC Record of Fishing Vessels (WCPFC RFV). CCMs shall ensure that CNM fishing activities that are conducted in waters under their national

jurisdiction in accordance with bilateral arrangements are consistent with all relevant CMMs and provisions of the WCPF Convention. Renewal of CNM status by the Commission will be conditional on full compliance with the national laws and regulations of any licensing CCM, all CMMs and provisions of the WCPF Convention. CCMs shall identify any violations by vessels flagged to a CNM and report on any investigations of such violations to the TCC.

Belize

WCPFC7 approved the application for renewal of CNM status by Belize with the following participatory rights:

Catches of bigeye tuna from Belize are limited to 803.25 mt, its average catch levels over the period of 2001–2004; catches of yellowfin tuna are limited to 2,000 mt; and its fishing activities are limited to:

- a. Under CMM 2005-02 in accordance with paragraph 1, Belize is limited to historical catch level for 2004 of two unique longliners in the Convention Area south of 20 degrees south latitude;
- b. Under CMM 2005-03 Belize is limited to the 2005 level of five unique longliners in the Convention Area north of the equator; and
- c. Under CMM 2006-04, Belize is limited to two unique longliners in the Convention Area south of 15 degrees south latitude.

Ecuador

WCPFC7 approved the application for renewal of CNM status by Ecuador with the following participatory rights:

The participatory rights of Ecuador for fishing in the WCPO are limited to purse seine fishing only. Purse seine vessels of Ecuador shall not fish on the high seas.

El Salvador

WCPFC7 approved the application for renewal of CNM status by El Salvador with the following participatory rights:

The participatory rights of El Salvador for fishing in the WCPO are limited to purse seine fishing only. The total level of effort by purse seine vessels of El Salvador vessels on the high seas shall not exceed 29 days.

Indonesia

WCPFC7 approved the application for renewal of CNM status by Indonesia with the following participatory rights:

Indonesia's fishing activities in the Convention Area are limited to a longline big eye catch limit of 8,413 mt (less 20% or 6,730.4 mt) and purse-seine fishing on the high seas in the Convention Area is limited to 500 days.

WCPFC7 encouraged Indonesia to apply compatible measures within its archipelagic waters given the significance of these waters for juvenile yellowfin and bigeye catch. Indonesia noted that it is participating in the new Global Environment Facility (GEF) West Pacific East Asia Oceanic Fisheries Management (WPEA OFM) and cooperating with the Commission, particularly in areas of data collection improvement.

Indonesia expressed its appreciation to the Commission for the decision to renew its CNM status and reiterated its intention to become a full member of the Commission. Indonesia stated that, consistent with its position throughout the Multilateral High Level Conference (MHLC) and Preparatory Conference, it considers that WCPFC CMMs do not apply to archipelagic waters.

Mexico

WCPFC7 approved the application for renewal of CNM status by Mexico with the following participatory rights:

The participatory rights of Mexico for fishing in the WCPO are limited to purse seine fishing only. Purse seine vessels of Mexico shall not fish on the high seas.

Noting the need for cooperation with the work of the Northern Committee (NC), particularly in regard to Pacific bluefin tuna, Mexico is encouraged to participate in NC7 and is advised that future renewals of Mexico's CNM status could be hampered by a continuing lack of participation in the work of the NC.

Mexican participation in the WCPO tuna fisheries may not begin until all requested information and commitments have been provided to the WPCF Secretariat in accordance with Commission requirements.

Panama

WCPFC7 approved the application for renewal of CNM status by Panama with the following participatory rights:

The participatory rights of Panama in the WCPO are limited to the provision of carrier and bunker vessels only.

Senegal

WCPFC7 approved the application for renewal of CNM status by Senegal with the following participatory rights:

The participatory rights of Senegal for fishing in the WCPO are limited to one unique longline vessel (the *Robaliera*). This vessel may only target swordfish. WCPFC7 tasked the Secretariat to calculate the swordfish catch limits that would apply to Senegal pursuant to the swordfish measure (CMM 2009-03) and to circulate this to all CCMs.

Thailand

WCPFC7 approved the application for CNM status by Thailand with the following participatory rights:

Noting the need for cooperation between Thailand and the Commission and the commitment from Thailand to provide data from canneries located in Thailand to assist in the work of the Commission, WCPFC7 agreed to grant CNM status to Thailand for 2011 on the understanding that CNM status would only relate to the acquisition and exchange of fishery information and data. Thailand has no participatory rights for fishing for highly migratory fish stocks in the Convention Area

Vietnam

WCPFC7 approved the application for renewal of CNM status by Vietnam with the following participatory rights:

Noting the need for cooperation between Vietnam and the Commission to achieve compatibility of fisheries management and conservation, WCPFC7 agreed to grant CNM status to Vietnam for 2011 on the understanding that CNM status would only relate to the acquisition and exchange of fishery information and data and that Vietnam would require assistance in that regard. Vietnam has no participatory rights for fishing for highly migratory fish stocks in the Convention Area.