

TECHNICAL AND COMPLIANCE COMMITTEE

Seventh Regular Session

28 September-4 October 2011 Pohnpei, Federated States of Micronesia

PROVISIONAL ANNOTATED AGENDA

WCPFC-TCC7-2011/04 Rev 14 28 September 2011

AGENDA ITEM 1 OPENING OF MEETING	Reference Documents
The meeting will open at 08:30 on Thursday 29 September 2010. The Chair (Mr. Noan Pakop, PNG) will open the Seventh Regular Session of the Technical and Compliance Committee (TCC7) of the Western and Central Pacific Fisheries Commission (WCPFC) and welcome delegations of the WCPFC Members, Cooperating Non-Members, Participating Territories (CCMs) and Observers.	
1.1 Welcome	
The Chair will introduce dignitaries who will make the welcoming address.	
1.2 Meeting arrangements	
The Chair will invite TCC7 to review the Indicative Schedule (WCPFC-TCC7-2011/06), noting logistical arrangements in place to support the meeting, proposed meeting times and any social events.	WCPFC-TCC7-2011/00
1.3 Adoption of agenda	
The Chair will introduce the Provisional Agenda for TCC7 (WCPFC-TCC7-2011/03) ¹ that was distributed in accordance with Rule 1 of the Commission's Rules of Procedure. The Rules of Procedure adopted at WCPFC1 in December 2004 will apply <i>mutatis mutandis</i> until such time as the TCC adopts its own Rules of Procedure (Rule 31). The Rules of Procedure provide that Members may propose supplementary agenda items up until 30 days before the meeting (Rule 3). The Agenda, as modified, will need to be adopted by the meeting (Rule 5).	WCPFC-TCC7-2011/03 Rev 14 WCPFC-TCC7-2011/04 Rev 14

 $^{^{\}rm 1}$ All document numbers are provisional and subject to change.

AGE	NDA ITEM 2 PRIORITY ISSUES FOR TCC	
2.1	Issues from WCPFC7, SC7, and NC7 for TCC7	
The So	ecretariat shall present a list of issues tasked to TCC7 from FC7, SC7 and NC7 with action taken to date. a) Issues from WCPFC7 are presented in WCPFC-TCC7-2011-IP/02 b) Issues from SC7 are included in WCPFC-TCC7-2011/08 Rev 1 and Issues from NC7 will be a late addendum to WCPFC-TCC7-2011/08 c) SPC OFC Overview of the Fisheries d) Stock Assessment Results Conservation and Management Measure for Bigeye, Yellowfin and Skipjack Tuna	WCPFC-TCC7-2011-IP/02 WCPFC-TCC7-2011/08 Rev 1 WCPFC-TCC7-2011-01 WCPFC-TCC7-2011-DP/07; WCPFC-TCC7-2011-IP/04 WCPFC-TCC7-2011-DP/11 WCPFC-TCC7-2011-DP/17 WCPFC-TCC7-2011/31;
	a). SPC OFC Projections Based on 2011 Stock Assessments	WCPFC-1CC/-2011/31; 31a; 31b WCPFC7-2010-DP/01; DP/02; DP/03; DP/06; DP/20 (rev1); DP/24 and DP/26
2.3	IUU Vessel List and IUU Listing Procedures	
	 a) Draft IUU Provisional Vessel List for 2011 i) New IUU Applications (No new applications paper WCPFC-TCC7-2011/12 Cancelled) ii) Current WCPFC IUU List for review b) CMM 2010-06 i) Tonga Paper Regarding WCPFC IUU Listing 	WCPFC-TCC7-2011/13 Rev 1 WCPFC-TCC7-2011-IP/05 (secure web) WCPFC-TCC7-2011-DP/16
2.4	Optimization of Cost of Commission Operations Consultancy	,, erre 100, 2011 B1,10
Optim	Report is invited to review the consultant report and recommendations on sization of Costs of Commission Operations	WCPFC-TCC7-2011/09 Rev 1
2.5.	Compliance with Conservation and Management Measures	
	a) Part 2 Annual Reports Consistent with Article 14(1) of the Convention, that describes the functions of the TCC, the Secretariat will provide a summary report to TCC7 on information received from CCMs, including information received under Article 24(5) of the Convention, relating to the implementation of the Convention and the decisions of the Commission (WCPFC-TCC7-2011/18). CCMs are invited to clarify the report on their sections if needed. The Report for 2010 is in accord with the format approved in December 2010.	WCPFC-TCC7-2011/18 Rev 5

TCC7 is invited to Comment on the summary of Part 2 Annual Reports noting that the format may be changing for the future.

b) Streamlined Part 2 Report Proposal

WCPFC7 directed the Secretariat to work with interested parties to streamline the Part 2 Annual Reports to the Commission based on the criteria set by the Small Working Group in TCC6 and noted in Para 224 of the Summary Report.

TCC7 is invited to review and make recommendations on the efforts of the Secretariat to streamline the Part 2 Annual Report (WCPFC-TCC7-2010/20).

c) Compliance Report 2010

The Secretariat compiles a summary report on CCM Compliance with the CMMs annually. TCC7 is invited to review and comment on the report of CCMs 2010 compliance with respect to CMMs applicable in that year as per the requirements of the Compliance Monitoring Scheme (CMM 2010-03),

Note: Paper 17a Includes old format to discuss HBS&I and other compliance issues not included in CMS

d) Enhanced Compliance Monitoring Scheme (CMS)

 The Commission asked Australia to continue to work inter-sessionally to identify a range of possible responses to non-compliance (as provided in Para 23 of CMM 2010-03) and report to TCC7.

TCC7 is invited to review the inter-sessional work on the Compliance Monitoring Scheme as presented by Australia.

ii) CMM 2010-03 Para 25 notes that this CMM is valid only for 2011 and para 26 notes that the operation of this CMM is to be reviewed with a decision on what will apply after 2011.

TCC7 is invited to review CMM 2010-03 and make recommendations.

e) Review CMM 2010-03 (CMR)

The Compliance Monitoring Scheme CMM applies to 2011 only and is due for review

TCC7 is invited to consider recommendations to the Commission on this CMM

WCPFC-TCC7-2011/19

WCPFC-TCC7-2011/17-CMR-00 Rev 1 (Secure web)

WCPFC-TCC7-2011/17a Rev 3

WCPFC-TCC7-2011-DP/08 SC7 requested that SC7-2011-WP/01 on data gaps be considered as part of the CMS

CMM 2010-03

Note: Items C & D are to be discussed together. **Vessel Monitoring System** 2.6 a) Joint WCPFC/FFA VMS Review WCPFC-TCC7-2011/10 TCC7 is invited to review the consultant report and WCPFC7-2010/DP/29 recommendations on the Joint WCPFC/FFA VMS Review. b) Annual Report on the Commission VMS (see para. 7.3.9 WCPFC-TCC7-2011/11 SSPs). The Secretariat will present an annual report to TCC7 on the Commission VMS pursuant to para. 7.3.9 of the Commission VMS Standards, Specifications and Procedures (SSPs) (WCPFC-TCC7-2011/14). The report will include current enhancements and operational issues and challenges such as the SSPs review; the VMS Policy; VMS Redundancy status; requirement for administrative rights to the system for data and cost validation; FADs tracking; Observer tracking for safety and placement; linkages to the RFV; the requirement for the review of CMM 2007-02 in 2011; and the electronic vessel registration for VMS information. Included in the report will be the new VMS template for Access to the Commission VMS in EEZs according to Article 24(8) of the Convention. WCPFC7 referred WCPFC7-2010-DP/29, the EU proposal on operation of the Commission VMS, including Audit, TOR and Cost Savings, to TCC7 for review and comment. TCC7 is invited to make recommendations to the Commission pursuant to paragraph 7.3.10 of the SSPs, noting of course the earlier comments and decisions from WCPFC7 and WCPFC-2010-DP/29, and the Joint WCPFC/FFA VMS Review. c) CMM 2007-02 Review Para 10 of CMM 2007-02 states that 'after two years of implementation, the Commission shall conduct a review of the a review of the CMM and consider further improvements to the system as required. TCC7 is invited to review CMM 2007-02 in light of the joint WCPFC/FFA VMS Review and make recommendations for changes to the system. WCPFC-TCC7-2011-DP/12 d) VMS Template WCPFC-TCC7-2011-DP/14 2.7 Eastern High Seas Special Management Area (CMM 2010-02) WCPFC-TCC7-2011/20 Rev Para 370 of the WCPFC7 Summary Report tasks TCC7 to consider extension of the Special Management Area to the 100nm buffer zones. WCPFC-TCC7-2011-IP/06

TCC7 is invited to consider the extension of the Special Management Area to the 100nm buffer zones outside each EEZ. 2.8 **Regional Observer Programme** a) Annual Report by Secretariat ROP (CMM 2007-01, para. 3) WCPFC-TCC7-2011/14 Rev The Secretariat will provide to TCC7 an annual report with regard to the ROP pursuant to para.3 of CMM 2007-01 (WCPFC-TCC7-WCPFC7-2010-DP/19 The report will provide information on current 2011/12). operations of the programme including but not limited to: status of the cross-endorsement of IATTC observers; electronic reporting by observers; FADs closure report; transshipment reports; catch retention and discards reports. **Note:** This paper includes issues on Transshipment and Catch Retention TCC7 is invited to review the report and make recommendations to the Commission for its consideration. b) Dealing with Vessel and Observer Complaints to Enhance WCPFC-TCC7-2011/15 Rev Efficiency of ROP The ROP was directed by TCC6 and WCPFC7 to prepare a report on how to enhance the efficiency of the ROP taking into consideration concerns registered from Vessel Masters and Operators and ROP Observers TCC6 Para 234). TCC7 is invited to review and make recommendations on this report. c) Observer Data Entry Costs WCPFC-TCC7-2011/16 The current increased costs of data entry for the ROP in Noumea are being partially offset by a subsidy from New Caledonia of 115,000 euros. It is expected that this subsidy and the New Zealand subsidy of US\$215,000 to SPC will cease in 2012. The Secretariat has prepared a short cost comparison with options for consideration to address this shortfall. This will also need to merge with approved recommendations from the Cost Optimization Study. TCC7 is invited to review the paper and make recommendations on data entry options. d) Review of CMMs Supporting WCPFC RFV, VMS, ROP WCPFC-TCC7-2011/22 Rev

There are several issues that have been limiting the effectiveness of these three key programmes of the Commission. The paper is to

raise these issues with proposals for resolution to make these tool more effective in the responsible management of the Commission's fisheries.	
TCC7 is invited to review and comment on the issues and suggestions for resolution of the outstanding matters that are hampering management effectiveness.	
2.9 Catch Documentation Scheme	
WCPFC7 agreed to form an intersessional CDS Working Group, to be coordinated by PNG, to progress work on an inclusive WCPFC CDS that includes flag, coastal and market States, and enables certification and export. It was agreed that the first consultation would involve the development of Terms of Reference (TORs) for the CDS Working Group, taking into account both the contribution of FFA and the EU.	WCPFC-TCC7-2011-DP/05 WCPFC-TCC7-2011-DP/13 WCPFC7-2010-DP/22 Rev 1
WCPFC7 referred WCPFC7-2010-DP/22 Rev 1, the FFA proposed Guiding Principles and Terms of Reference, and WCPFC7-2010-DP/18 (now WCPFC-TCC7-2011-DP/05), the EU Exploratory Notes and Proposed CMM on a CDS to TCC7 for review and comment. TCC7 is invited to review the progress to date on this issue.	
2.10 Port State Measures – EU and Participating CCMs	
This initiative has been recognized as a priority for the Commission at WCPFC6 (para 352 WCPFC Summary) and the European Union has taken the lead in moving this initiative forward. Para 424 of the WCPFC Summary Report referred paper WCPFC7-2010-DP/13, the EU Letter and explanatory notes and proposed CMM on Port State Measures to TCC7 for further consideration. TCC7 is invited to consider this paper and make recommendations for	WCPFC-TCC7-2011-DP/06
approval of an agreed CMM on Port State Measures.	
2.11 Catch Attribution Study	
The attribution of catches, especially for charter vessels has been an issue for several years. The Commission agreed to a study on the matter which was conducted by GPA and Associates. This paper is the results of that study for consideration by TCC.	WCPFC-TCC7-2011-23
TCC7 is invited to review and comment on the study and consider its recommendations.	
2.12 AHTG [Data]	
a) The right of Chartering States to Access Data	WCPFC-TCC7-2011-DP/02
The AHTG [Data] was directed to continue its work on this subject at WCPFC7 (para 255).	WCPFC-TCC7-2011-DP/03 WCPFC-TCC7-2011-DP/04

TCC7 is invited to discuss this issue.	
b) Dissemination of data noting the right of the chartering State with respect to data it has provided to chartered vessels	
The AHTG [Data] was directed to continue its work on this subject at WCPFC7 (para 255).	
TCC7 is invited to discuss this issue.	
c) Review of data rules and procedures	
WCPFC6 recommended that an ongoing task of the AHTG [Data] is the review and updating of data rules and procedures.	
d) Secretariat report on requests for access to non-public domain data	WCPFC-TCC7-2011/21
The Secretariat is to report on access to non-public domain data in accordance with Para 17 of Data Rules 2007.	
TCC7 is invited to present proposals to refine, as appropriate, the current data rules and procedures.	
AGENDA ITEM 3 PRIORITY MONITORING, CONTROL AND SURVEILLANCE (MCS) ISSUES BEFORE THE COMMISSION	
3.1 Cooperation with Other Organizations	
a) IATTC Observer Cross Endorsement MOC	WCPFC-TCC7-2011/27
The MOC for Cross Endorsement of Observers with IATTC has been passed to the Secretariat of IATTC for their action.	
TCC7 is invited to review the current status report of progress on this initiative.	
b) Joint Management Scheme WCPFC/IATTC Overlap Area	(WCPFC-TCC7-2011/28 Combined with WCPFC-
WCPFC7, mindful of the difficulties of monitoring and ensuring compliance in the overlap area between WCPFC and IATTC and the increasing fishing activities in this area, directed the Executive Director to commence discussions with the Director of IATTC towards the agreement for a joint management scheme for this area with common regulations for all vessels regardless of their registration to WCPFC or IATTC.	TCC7-2011/27)
TCC7 is invited to review the report of the Executive Director from his meetings with IATTC Secretariat, and make recommendations for future actions.	

3.2 WCPFC Record of Fishing Vessels (RFV)	
a) RFV status and Developments	
The Secretariat will present an report to TCC7 on the Commission Record of Fishing Vessels and Interim Registry including: the data gaps in the current required data elements for CMM 2009-01 Para 6 via á vis progress towards the FAO Global Registry; the requirement to review the Interim Registry in 2011 and 2012 to determine the impact of cancellation of the interim registry; direct entry and block/batch entry trials; direct linkages with VMS to reduce errors in information and updates; participation in Tuna RFMO coordinated list of authorized fishing vessels (CLAV) exercise posting of all tuna fishing vessels in five Tuna RFMOs under www.tuna-org.org ; and rationale for moving para 37 to section E.	WCPFC-TCC7-2011/24
TCC7 is invited to note the report on the RFV.	
b) RFV SSPs Proposal	WCPFC-TCC7-2011-DP/09
The USA provided a proposed SSPs for the RFV at TCC6 for discussion at WCPFC7 in preparation for a formal presentation at TCC7.	1, 622 6 2 66, 2021 22, 60
TCC7 is invited to review and comment on the proposed RFV SSPs.	
3.3 KOBE III Recommendations	
TCC7 is invited to review and make recommendations on the paper addressing the results of KOBE III.	WCPFC-TCC7-2011/25
3.4 By Catch Mitigation Workshop	
WCPFC7 recommended that the Secretariat take the lead role with other Tuna RFMOs to establish a by-catch working group to meet, said group which met at KOBE III in La Jolla California in July 2011.	WCPFC-TCC7-2011/26
TCC7 is invited to review and make recommendations on the report of this By-Catch workshop.	
3.5 Entry and Exit Notification Scheme (WCPFC7 Para 410)	WCPFC-TCC7-2011-DP/15 (formerly WCPFC7-2010-
France introduced a proposal for an Entry and Exit Notification scheme for entry and exit of EEZs, and WCPFC7 referred WCPFC7-2010-DP/15 Rev 3 to TCC7 for review and recommendations.	DP15 Rev 3)
TCC7 is invited to review the paper and make recommendations.	

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3.6 CCMs Plan to Address Data Gaps (TC	C6 Para 195)	
TCC6 acknowledged the importance of providing complete and accurate data in a timely way and noted the current data gaps. TCC6 urged CCMs to work on this matter at TCC7 noting 'CCMs should provide a draft plan of how impairments to the provision of data will be dealt with as rapidly as possible. CCMs are encouraged to assist others as they are able to do so and the Commission should continue to evaluate methods to assist in this matter.'		SC7 asked TCC7 to address SC7-ST-WP-01 on data gaps
TCC7 is invited to make recommendations as have difficulties in providing complete and tin		
3.7 Whale Sharks and Cetaceans		
WCPFC7 tasked TCC7 to address the issues raised in WCPFC-2010-DP/09 and WCPFC-2010-DP/17 Rev 1. Australia submitted a new paper, WCPFC-TCC7-2011-DP/01 for consideration. TCC7 is invited to review the three papers and provide advice to WCPFC8 on measures to reduce and minimize impacts on whale sharks and cetaceans.		WCPFC-TCC7-2011-DP/01 WCPFC7-2010-DP/09 WCPFC7-2010-DP/17Rev 2
	ATION MANAGEMENT	
MEASURES WITH ISSUES	S, EXPIRING OR NEW	
There are several CMMs that require annual expire this year as noted in the list below.	l review and some that will	
TCC7 is invited to review and comment on C discussed or new CMMs.	EMMs that have not yet been	
WCPFC7 referred WCPFC7-2010/13 and WC	CPFC7-2010/30 to TCC7 for	
<u>review</u> .		
Conservation Management Measure	Review/Expire	
CMM 2007-04 Seabirds	Annual review of	SC7 recommends separating Table 1: N of 23N and S of
CMM 2008-03 Sea Turtles	mitigation measures Regular review of	30 S
CIVILVI 2008-03 Sea Turties	mitigation measures	
CMM 2009-03 Swordfish	Para 11 Review in 2011	SC7 notes paper SC7-IP-04
		23, notes paper 507 if 54
CMM 2009-08 Charter Notification Scheme	Para 8 Expires 2011	
CMM 2010-01 North Pacific Striped	Para 9 Amendment based	
Marlin	on revised stock	
	Assessment	CCM asked to update
CMM 2006-08 HSB&I	Regular Review	language cards, no
CMM 2009-06 Transshipment		submissions received

NEW CMMs	
AGENDA ITEM 5 SPECIAL REQUIREMENTS OF SMALL ISLAND DEVELOPING STATES	
5.1 Special Requirements of Small Island Developing States	
TCC7 will review the special requirements of developing States in relation to building their capacity to participate in the activities and work program of the TCC.	
5.2 CCMs Report on Article 30 of the Convention and Resolution 2008-01	
Developed CCMs are invited to provide reports on their implementation of Article 30, specifically in relation to the activities and work program of the TCC.	
AGENDA ITEM 6 COOPERATING NON-MEMBER APPLICATIONS	
6.1 CNM Assessments Report From HOD Meeting With Participating	
Rights TCC7 is invited to review the applications received as provided in the Secretariat paper WCPFC-TCC6-2010/28 and noting the requirements for the application in CMM 2009-11 and compliance to such requirements.	WCPFC-TCC7-2011/CNM Secure
AGENDA ITEM 7 FUTURE WORK PROGRAMME	
7.1 Adoption of TCC Work Plan 2012-2014	
TCC7 is invited to review, make comments and adopt the TCC Work Plan for 2012-2014 and the budgetary estimates.	WCPFC-TCC7-2011/29 Rev 1
7.2 Report by the Secretariat on Implementation of the 2011 Programme of Work	
110gramme or work	WCPFC-TCC7-2011/30
TCC7 is invited to review and make recommendations on the Secretariat's report on implementation of the 2011 programme of work.	
AGENDA ITEM 8 SUPPLEMENTARY ITEMS	
8.1 New Zealand Transshipment Exemption	WCPFC-TCC7-2011-DP/10

TCC7 is invited to Consider New Zealand's Transshipment Exemption for	
purse seiners inside their EEZ.	
8.2 Election of Officers and Next meeting.	
TCC7 is invited to conduct an election for the office of Chair for TCC.	
TCC7 is invited to consider the 26 September – 2 October 2012, and	
Pohnpei, Federated States of Micronesia as the dates and venue for the next meeting of TCC.	
AGENDA ITEM 9 ADOPTION OF THE REPORT OF THE SEVENTH REGULAR SESSION OF THE TECHNICAL AND COMPLIANCE COMMITTEE	
9.1 Adoption of the Summary Report of the Seventh Regular Session of the Technical and Compliance Committee, and any recommendations to the Commission.	
TCC7 is invited to review, revise and adopt the Summary Report of	
Seventh Regular Session of the Technical and Compliance Committee.	
AGENDA ITEM 10 CLOSE OF MEETING	