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ANNUAL REPORT ON WCPFC HIGH SEAS BOARDING AND INSPECTION SCHEME

WCPFC-TCC10-2014-RP04_rev1¹

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Paper prepared by the Secretariat

Background

1. This paper provides a summary of HSBI activities conducted under CMM 2006-08 for the period of 1 January 2013 – 31 August 2014.
2. **TCC10 is invited to note and discuss the HSBI activities.**

CCMs reporting on implementation of CMM 2006-08 through Annual Report Part 2

3. WCPFC 10 adopted TCC9 recommendation that “...responses to serious violations, the number of HSBI reports submitted against the number of HSBI activities conducted and the timeliness within which HSBI reports are submitted should be included as elements in the CMR” (TCC9 Summary Report, para. 236 and WCPFC 10, Summary Report, para. 218 iv). Consequently, the 2014 Annual Report Part 2 template covering 2013 activities included a question on implementation of paragraph 7, 30, 32, 33 and 36, 40 and 41 of CMM 2006-08. CCMs were asked to report on implementation of the aforementioned paragraphs. CCMs had the choice of answering “Yes” meaning the obligation has been implemented; “No” meaning the obligation has not been implemented; or “N/A” meaning CCM determined that the obligation is not applicable. CCMs also had the opportunity to provide further information on each obligation and/or attach any supporting documentations.
4. CCMs responses in Annual Report Part 2 feed into the draft Compliance Monitoring Report (CMR) together with HSBI reports received by the Secretariat. The Secretariat, based on answers provided in Annual Report Part 2, as applicable CMM 2006-08 paragraph 13 advice, other HSBI reports it received also made a determination on the applicability of the obligation to the CCM. The Secretariat largely concurred with CCM, and only made a different choice on applicability based on HSBI report records that suggested otherwise. Annex 1 provides a summary of CCMs responses to CMM 2006-08 in Annual Report Part 2 covering activities for 2013.

¹ Revision 1 includes a correction to Table 1 to remove the footnote.

HSBI activities for the period 1 January 2013 – 31 July 2014

5. Currently there are 13 members that have notified the Commission, through the Executive Director, of their intention to participate in conducting boarding and inspection activities under the WCPFC HSBI Scheme. Kiribati was the latest addition to the inspection register, in March 2014. Some have also provided notifications in accordance with paragraph 6 of CMM 2006-08, regarding the application of the WCPFC HSBI to Fishing Entities. A list of these Members and the number of vessels included on the Register of Authorized Inspection Vessels is shown in Table 1.

Table 1: Summary of the Members that have notified the Commission of their intention to participate in conducting boarding and inspection activities under the WCPFC HSBI Scheme

	Year (in which notification was received)	WCPFC received notifications in accordance with paragraph 6 of CMM 2006-08?	Number of Vessels on the Register of Authorized Inspection Vessels
Australia	2010	YES	11
Canada	2009		5
Cook Islands	2008	YES	1
Federated States of Micronesia	2010		3
France ²	2007	YES	9
Japan	2009	YES	2
Republic of Korea	2008		3
New Zealand	2008	YES	12
Papua New Guinea	2008		4
Chinese Taipei	2008	N/A	13
Tuvalu	2010		1
United States of America	2008	YES	81
			146

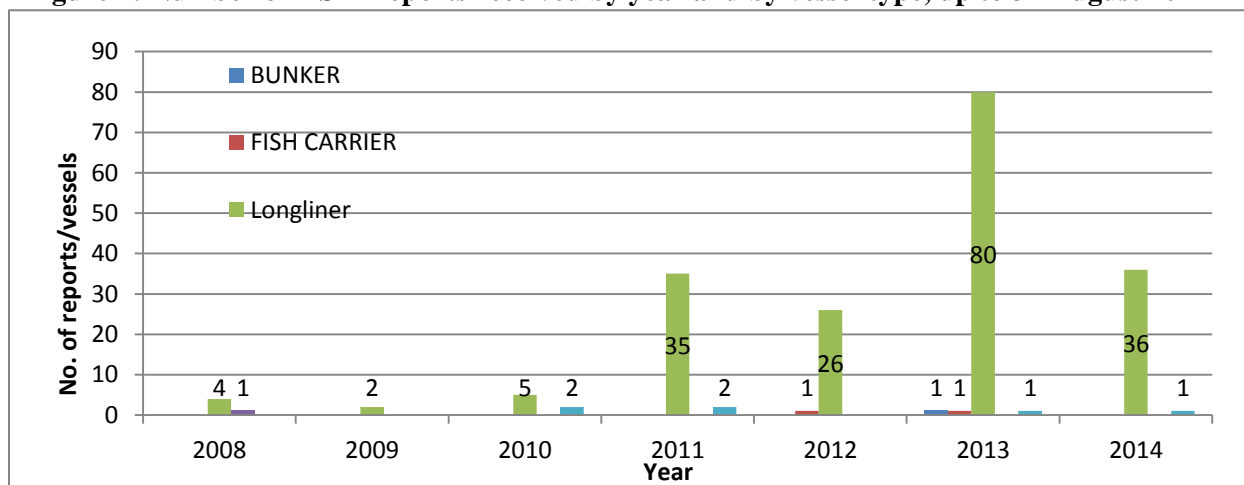
6. In 2013, 7 members' submitted 83 HSBI reports in accordance with CMM 2006-08 paragraph 30. From 1 January 2014 – 31 August 2014, 4 members submitted 37 HSBI reports for vessels flagged to 6 CCMs which were boarded and inspected under the HSBI scheme. Table 2 provides a summary of the number of high seas boarding and inspection reports received by the Secretariat by year including a count of the number of vessels inspected under the HSBI scheme by flag. Figure 1 provides a summary of the number of vessels boarded and inspected, by year and by vessel type.

² Separate notifications were provided by France for French Authorities that are based in French Polynesia and New Caledonia

Table 2: Summary of the number of HSBI reports received by the Secretariat by year together with a count of the number of vessels inspected, by flag

Year/Inspecting CCM Row Labels	Flag of fishing vessel inspected													Grand Total
	BZ	CN	EU	FJ	JP	KI	KR	MH	PA	TW	US	VU		
2008														
United States of America					1		4						5	
2009														
United States of America		1			1								2	
2010														
Chinese Taipei											2		2	
France										2			2	
United States of America		1			1					1			3	
2011														
France		9	1	2	3		1			7			23	
United States of America	1	2			1		6			4			14	
2012														
Cook Islands		2		1						2			5	
France		9		4	1	1				2		3	20	
United States of America										2			2	
2013														
Chinese Taipei					1								1	
Cook Islands		2								2			4	
France		7	3	5			5			10		4	34	
Japan										1			1	
Korea (Republic of)				3	1		9		1				14	
New Zealand		10	1	4	5							1	21	
United States of America					2	1	2	2		1			8	
2014														
Australia					1								1	
Cook Islands										1			1	
France		8		3	3					10			24	
United States of America					1	1	1			8			11	
Grand Total	1	51	5	22	22	3	28	2	1	53	2	8	198	

Figure 1: Number of HSBI reports received by year and by vessel type, up to 31 August 2014³



³ Note: Longliner = tuna longliner and longliner vessel types as contained in the WCPFC RFV

7. Annex 3 shows the geographical distribution of boarding and inspection activities as contained in the HSBI Reports provided by Members to the WCPFC Secretariat, during 1 January 2013 – 31 August 2014, in accordance with paragraphs 30 and 31 of CMM 2006-08. In 2013, the Republic of Korea, Japan and New Zealand for the first time, conducted HSBI activities. Some of the geographic coordinates appear to indicate inspections activities which are not WCPFC high seas areas; and these need to be clarified with the submitting Member which conducted the HSBI inspection activities.
8. In 2013, the Secretariat received from 7 Members who conducted HSBI activities 83 reports in accordance with CMM 2006-08 paragraph 30. Three out of 83 reports included a paragraph 32 notification of “alleged serious violation” – the list of serious violations for the purpose of the HSBI scheme is provided in paragraph 37 of CMM 2006-08. The alleged serious violations were related to obstruction of VMS (painted antennae) and failure to maintain sufficient records of sharks and south pacific albacore. Other alleged infringements by fishing vessels of the Convention or CMMs are summarized in Annex 2.

Other issues

9. During the year, the Secretariat received two suggestions from CCM MCS personnel who are directly involved in HSBI activities of possible areas for improvement with Commission’s HSBI Scheme. The two suggestions are summarized here:
 - a. To include a question asking for ALC units in section 15 (Please show me your....) of the Standardize Multi-Language Questionnaires.
 - b. To establish a real-time process where Inspecting Authorities can verify if a vessel is transmitting on the WCPFC VMS, either through communications with the Secretariat or directly with the flag State, especially given the fact that many boarding take place outside of normal business hours.
10. There have also been regular comments that the details of flag State authorities are not always current and up-to-date. CCMs may be aware that the individual CCM portals on the WCPFC website, which were used for the Secretariat to provide individual draft CMR and supporting documentation to individual CCMs, also includes WCPFC Official Contacts list which is updatable by each CCM. The Secretariat would note that the individual CCM portals does seem to provide the Secretariat and CCMs with some possibilities, which could allow CCMs to be able to more easily maintain their other WCPFC contact details such as details of flag CCM authority for the purpose of the HSBI Scheme. The Secretariat intends to continue to explore these options.
11. The Secretariat is interested in working with interested CCMs to update the Standardized Multi-Language Questionnaire, noting that the translations of a revised questionnaire would also need to be undertaken. The current version of the Standardized Multi-Language Questionnaire is available on the WCPFC website at <http://wcpfc.int/high-seas-boarding-inspection>. In addition, there is currently a process in place where CCMs, upon request, can receive WCPFC VMS.

Administration

12. To assist with internal record keeping at the WCPFC Secretariat, copies of HSBI reports from Inspecting Members and any replies from the authorities of the fishing vessel, which are required in accordance with CMM 2006-08 to be submitted to the Commission, should be sent to the email: contact.hsbi@wcpfc.int

Annex 1: Summary of CCMs responses to CMM 2006-08 in Annual Report Part 2 covering 2013 activities

CMM paragraph and brief description	N/A Summary of further information provided	YES Summary of further information provided	NO or blank
CMM 2006-08 07 <i>Fishing vessels to accept HSBI boardings by duly authorised inspectors, and as applicable Members to ensure compliance of its authorised inspectors with the HSBI procedures</i>	10 No flag vessel on the RFV, no flag vessels fishing beyond areas of national jurisdiction or in the high seas, no flag vessel subject to HSBI in 2013	23 Implemented through national legislation, regulation; license terms and conditions	5 blanks (outstanding Annual Report Part 2)
CMM 2006-08 30 <i>Provide Full Report on HSBI</i>	25 No HSBI undertaken	7 4 CCMs provided further information stating full reports have been sent to flag States of fishing vessels and the WCPFC Secretariat	1 NO <i>CCM that answer NO did not conduct any HSBI in 2013</i> 5 blanks (outstanding Annual Report Part 2)
CMM 2006-08 32 <i>Notification of serious violation(s) detected by inspection vessels during HSBI</i>	27 No HSBI undertaken; No serious violation detected	5 3 CCMs answer YES but they did not undertake HSBI in 2013 2 CCMs answer YES: 1 detect serious and inform flag State 1 did not detect any serious violations	6 blanks (5 outstanding AR Pt 2, 1 CCM did not provide an answer in AR Pt 2 – <i>but CCM did not conduct HSBI</i>)
CMM 2006-08 33 and 36 <i>Response by authorities of the fishing vessel to a serious violation notification</i>	25 No vessel operating in the high seas; no notification under para 32 received	8 Respond immediately and internal investigation carried out if a notification of serious violation is received; no serious violation notification received	5 blanks (outstanding Annual Report Part 2)
CMM 2006-08 40 <i>Annual reporting by members on the HSBI carried out by its authorized inspection vessels.</i>	26 Did not conduct any HSBI	7 2 CCMs answer YES but did not undertake HSBI in 2013 5 CCMs	5 blanks (outstanding Annual Report Part 2)
CMM 2006-08 41 <i>Annual reporting by members on their actions in response to HSBI of their fishing vessels that resulted in observation of alleged violations.</i>	26 No HSBI conducted; no flag vessel fishing on the high seas; no flag vessels boarded	6 1 CCM answer YES and state no HSBI were carried out; Did not receive any reports regarding HSBI conducted on flag vessels	1 NO: investigation is carried out on a case by case basis and outcome is provided to in authority of inspecting vessel and the Secretariat 5 blanks (outstanding Annual Report Part 2)

Annex 2: Number of reports received related to HSBI in accordance with CMM 2006-08

Inspecting Member that conducted the HSBI activity	# of HSBI reports received by the Secretariat (CMM 2006-08 para 30)	# of Inspections with no observed infringement	# of HSBI reports indicating serious violation (CMM 2006-08 para 32)	# of responses received from flag CCMs in accordance with para 33 and 36	# of HSBI reports with observed violation other than serious violation	# of responses received from flag CCMs to alleged violations (other than serious violations)	Note on the CMM to which the alleged infringement relates	CMM 2006-08 Para 40 report received (Y=yes)
Cook Islands	4	3	1 CMM 2011-02 (VMS tampering - antennae painted)	-	0	n/a	2011-02	
France	34	21	1 2010-07 Failure to maintain sufficient record	Nil	12	12	2009-01 2010-02 2010-07 2011-02 2011-04	
Japan	1	1	Nil	-	0	n/a		Y
Korea (Republic of)	14	14	0	n/a	0	n/a		Y
New Zealand	21	17	1 CMM 2010-05 CMM 2010-07 Failure to maintain sufficient record	1	3	3	CMM 2004-03 CMM 2008-03 Non-recording of by-catch species Catch & effort reporting discrepancies	Y
Chinese Taipei	1	1	0	n/a	0	n/a	-	Y
United States of America	8	4	0	n/a	4	4	CMM 2008-03 CMM 2009-01 CMM 2010-07 CMM 2011-02	Y

Annex 3: Geographic distribution of HSBI conducted in 2013 & 2014

