



**TECHNICAL AND COMPLIANCE COMMITTEE**

**Seventh Regular Session**

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Pohnpei, Federated States of Micronesia

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**CHINESE TAIPEI COMMENTS ON THE PROPOSAL OF THE REPUBLIC OF  
MARSHALL ISLANDS RESPECTING RIGHTS OF CHARTERING STATES TO  
ACCESS DATA**

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**WCPFC-TCC7-2011-DP/04**

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**Paper prepared by Chinese Taipei**



行政院農業委員會漁業署

FISHERIES AGENCY

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June 22, 2011

Ms. Holly Koehler  
AHTG-Data Chair  
Western and Central Pacific Fisheries Commission  
c/o Marine Conservation Office  
US Department of State  
Washington, DC  
U.S.A.

Subject: RMI proposal

Dear Ms. Koehler,

I am writing to make some comments with regard to RMI's proposal for the amendment to AHTG [Data] and rights of charting states to access data.

In accordance with the WCPFC Convention Article 24, a member of the Commission shall authorize the use of vessels flying its flag for fishing in the Convention Area beyond areas of national jurisdiction only where it is able to exercise effectively its responsibilities in respect of such vessels, and to ensure fishing vessels flying its flag comply with the provisions of this Convention and the conservation and management measures adopted pursuant hereto. It clearly stipulates that the flag state has the duties to manage its fishing vessels operating on the high seas.

The existing CMM-2009-08 entitling CMM on Notification of Vessel Chartering is in fact a requirement for chartering CCM to notify the Secretariat of the vessels chartered for further notification to the flag CCM concerned. There is no provision relating to the rights and responsibilities of chartering CCMs over chartering vessels while operating on the high seas. CMM 2009-08 is due for renewal in 2011. During the review of the renewal of the CMM, matters concerning chartering of vessels can be discussed and inserted, including who should have access to data of the fishing activities of the vessels should also be discussed.

Furthermore, we think that there should be a clear procedure to confirm whether a fishing vessel is under charter, lease, or other similar arrangement, for eligibility of data access.



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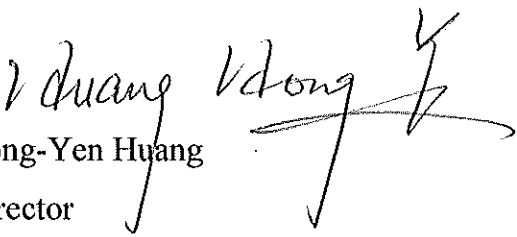
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In light of the abovementioned reasons, we suggest that RMI's proposal should be discussed in TCC7 in conjunction with the renewal and revision of CMM 2009-08, and discussing RMI's proposal alone is premature.

Sincerely yours,

  
Hong-Yen Huang  
Director  
Deep Sea Fisheries Division

c.c. Prof. Glenn Hurry