



**TECHNICAL AND COMPLIANCE COMMITTEE**  
**Thirteenth Regular Session**  
27 September – 3 October 2017  
Pohnpei, Federated States of Micronesia

---

**PROVISIONAL ANNOTATED AGENDA**

---

**WCPFC-TCC13-2017-03**  
**4 July 2017**

**AGENDA ITEM 1      OPENING OF MEETING**

The meeting will open at 08:30 on Wednesday 27 September 2017

**1.1      Welcome**

The Chair (Ms Alexa Cole) will open the Thirteenth Regular Session of the Technical and Compliance Committee (TCC13) of the Western and Central Pacific Fisheries Commission (WCPFC) and welcome all delegations.

**1.2      Adoption of agenda**

The Chair will introduce the Provisional Agenda for TCC13 (WCPFC-TCC13-2017-02) that was distributed in accordance with Rule 1 of the Commission's Rules of Procedure. The Rules of Procedure of the Commission govern the proceedings of TCC13. 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).

**1.3      Meeting arrangements**

The Chair will invite TCC13 to review the Indicative Schedule, noting logistical arrangements in place to support the meeting, proposed meeting times and any social events.

**1.4      Introduction of Proposals: new CMMs or draft revisions to current CMMs**

Proponents of new CMM proposals will be invited to briefly introduce their proposals.

**AGENDA ITEM 2      ANNUAL REPORT OF THE EXECUTIVE DIRECTOR**

The Executive Director will provide an overview of the compliance programme and highlight any key strategic issues needing discussions and guidance to the WCPFC14.

**AGENDA ITEM 3      IUU LIST**

In accordance with CMM 2010-06, TCC13 will review the current WCPFC IUU List and the draft IUU List, and any suitably documented information.

**AGENDA ITEM 4      CNM REQUESTS**

In accordance with CMM 2009-11, TCC13 will consider the applications for CNM status for 2018, and make recommendations and technical advice to the Commission. It is expected that a working group will develop a first draft of draft recommendations and technical advice for consideration by TCC13.

## **AGENDA ITEM 5 COMPLIANCE MONITORING SCHEME**

This is the seventh year of implementation for the WCPFC Compliance Monitoring Scheme. WCPFC12 adopted CMM 2015-07 *Conservation and Management Measure for the Compliance Monitoring Scheme* which applies in 2016 and 2017.

### **5.1 Independent audit or review of the CMS (WCPFC13 paragraph 142, Attachment H)**

The Commission approved the Terms for the Independent Review of the Compliance Monitoring Scheme which is to occur in 2017. The objective of the review is to assist CCMs to improve compliance with the Convention and CMMs and to this end the review will be forward looking and provide clear recommendations on how best to implement the CMS. The terms for the review anticipate a Panel of three members to undertake the review and provide a schedule for the review culminating in the panel providing its final review report to CCMs for their consideration by March 2018. An update will be provided to TCC13 on the progress made in the Review.

### **5.2 CMS Process**

#### **5.2 (a) Review of draft CMR**

In accordance with CMM 2015-07, TCC13 is to review the Draft Compliance Monitoring Report (draft CMR) prepared by the Secretariat in the form agreed by WCPFC11 and based on the list of obligations agreed by WCPFC13 and contained in Attachment I of the WCPFC13 Summary Report. Potential compliance issues will be identified for each CCM, based on information contained in the draft CMRs as well as any information provided by CCMs in accordance with paragraph 24 of CMM 2015-07.

The preparation, distribution and discussion of compliance information pursuant to the CMS shall be in accordance with all relevant rules and procedures relating to the protection and dissemination of, and access to, public and non-public domain data and information compiled by the Commission (CMM 2015-07 paragraph 17).

#### **5.2 (b) Review Capacity Assistance Needed statuses assessed in prior years, including through annual consideration of implementation plan (TCC Workplan 2016-2018)**

TCC13 will discuss this agenda item in accordance with CMM 2015-07. This subject matter is related to a priority project specific task which was included in the approved TCC workplan 2016-2018.

#### **5.2 (c) Review Flag State Investigation statuses assessed in prior years**

TCC13 will discuss this agenda item in accordance with CMM 2015-07.

#### **5.2 (d) Review any capacity assistance requests (other than Capacity Assistance Needed statuses) identified in prior years (TCC Workplan 2016-2018)**

TCC13 will discuss this agenda item in accordance with CMM 2015-07. This subject matter is related to a priority project specific task which was included in the approved TCC workplan 2016-2018.

#### **5.2 (e) Identify and provide advice on CMMs that need revision to improve compliance and monitoring, including those for which interpretation issues have been identified through the CMS process (TCC Workplan 2016-2018)**

TCC13 will discuss this agenda item in accordance with CMM 2015-07. This subject matter is related to a priority project specific task which was included in the approved TCC workplan 2016-2018.

### **5.3 Provisional CMR report and Executive Summary**

In accordance with Section IV of CMM 2015-07, TCC13 shall develop a Provisional CMR taking into account any Capacity Development Plans or Status Reports developed pursuant to paragraphs 5-7 and 6-11, and any additional information provided by CCMs, and where appropriate non-governmental organizations and other organizations. The CMR will include a provisional assessment of each CCM's Compliance Status and recommendations for any corrective action needed, based on potential compliance issues identified in respect of that CCM and using the criteria and considerations for assessing Compliance Status set out in Annex I of CMM 2015-07. The Provisional CMR will also include an executive summary including recommendations and observations from TCC regarding:

- (i) Identification of any CMMs that should be reviewed to address implementation or compliance difficulties experienced by CCMs, including any specific amendments or improvements that have been identified (**TCC13 Agenda 5.2e**);
- (ii) capacity building requirements or other obstacles to implementation identified by CCMs, in particular small island developing State Members and Participating Territories, (**TCC13 Agenda 5.2(b) and 5.2(d)**); and
- (iii) additional priority obligations that should be reviewed under the CMS pursuant to paragraph 15 of CMM 2015-07 and noting WCPFC13 agreed to an updated list of obligations to be assessed by CMS in 2016-2018 (WCPFC13 paragraph 158, Attachment I)

### **5.4 Provide advice on the expiry of CMM 2015-07 at the end of 2017 (CMM 2015-07, paragraph 41)**

TCC13 to consider necessary advice and recommendation to the Commission, noting that CMM 2015-07 will lapse at end of 2017.

### **AGENDA ITEM 6 STATUS OF FISHERIES PRESENTATION (SPC-OFP)**

SPC-OFP will provide a presentation on the status of fisheries highlighting the stock assessment of the key fisheries of the WCPFC.

### **AGENDA ITEM 7 SPECIAL REQUIREMENTS OF DEVELOPING STATES**

In accordance with Rule 2(h) of the WCPFC Rules of Procedure, *Consideration of the Special Requirements of Developing States pursuant to Part VIII of the Convention* is a standing agenda item on the provisional agenda. In the past, developed CCMs provided reports on initiatives to implement Article 30, specifically in relation to the activities and work program of the TCC.

TCC13 will discuss the special requirements of developing States as it relates to the work of TCC, noting that:

- i) the approved TCC workplan 2016-2018 identified that a TCC priority project specific task is to “respond to capacity assistance needs identified through the CMS process, including through annual consideration of implementation plans” and indicated a list of possible support activities (TCC Workplan paragraph 2(d) & (e));
- ii) At WCPFC10 two relevant CMMs were approved CMM 2013-06 *Conservation and Management Measure on the criteria for the consideration of conservation and management proposals* and CMM 2013-07 *Conservation and Management Measure on the special requirements of SIDS and participating territories*; and
- iii) A checklist of SIDS special requirements and the respective status of assistance has been submitted by FFA members in recent years (WCPFC11 and WCPFC12).

### **7.1 Monitor obligations relating to SIDS and territories – (TCC Workplan 2016-2018)**

TCC13 will discuss this priority core business task which was included in the approved TCC workplan 2016-2018. A list of possible areas of support to build capacity of SIDS was included as sub-item (e.) in the priority project specific tasks within the TCC Workplan 2016-2018.

**AGENDA ITEM 8      CORE MCS ACTIVITIES - *discussion of technical issues or requirements***

**8.1 Vessel Monitoring System (VMS)**

The WCPFC Secretariat will present the VMS Annual Report (RP01). TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**(a) Update of Standard Operating Procedures (VMS SSPs Section 6.9)**

The WCPFC Secretariat will introduce a proposal to update the Standard Operating Procedures for VMS, noting that “VMS SSPs 6.9 states: “A set of Standard Operating Procedures, elaborated by the Secretariat, and subject to approval by the Commission on the recommendation of the TCC, will be developed to deal with all operational anomalies of the VMS, such as interruption of position reports, downloading of DNIDs and their equivalent and responding to reports providing incoherent data (e.g. vessel on land, excessive speed, etc.)” TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**8.2 Regional Observer Programme**

The WCPFC Secretariat will introduce the ROP Annual Report (RP02). TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**(a) Development, improvement and implementation of the Commission’s measures for observer safety and related issues (TCC Workplan 2016-2018)**

TCC13 is invited to discuss this priority project specific task which was included in the approved TCC workplan 2016-2018.

**8.3 High Seas Transshipment Monitoring**

The WCPFC Secretariat will introduce the High Seas Transshipment Monitoring Annual Report (RP03). TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**(a) Further development of protocols, observer data forms including electronic forms and the database, as needed, to better monitor transshipments at sea, particularly in the high seas (TCC Workplan 2016-2018)**

TCC13 is invited to discuss this priority project specific task which was included in the approved TCC workplan 2016-2018.

**(b) Operationalising 2017 WCPFC-CCSBT Memorandum of Cooperation on Monitoring high seas transshipments of southern Bluefin tuna (WCPFC13, paragraph 665)**

The WCPFC Secretariat will provide an update on the 2017 WCPFC-CCSBT MoC on monitoring high seas transshipments of southern Bluefin tuna.

**8.4 High Seas Boarding and Inspection (HSBI)**

The WCPFC Secretariat will introduce the High Seas Boarding and Inspection (HSBI) Annual Report (RP04). Interested Members may also provide brief reports on their HSBI activities. TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**8.5 Record of Fishing Vessels (RFV)**

The WCPFC Secretariat will introduce the Record of Fishing Vessels (RFV) Annual Report (RP05). TCC13 is invited to discuss and as appropriate make recommendations on this matter.

**8.6 Eastern High Seas Pocket Special Management Area (EHSP-SMA)**

The WCPFC Secretariat will introduce the EHSP-SMA Annual Report (RP06). TCC13 is invited to discuss and as appropriate make recommendations on this matter.

## **AGENDA ITEM 9 DATA PROVISION AND DATA GAPS**

### **9.1 Review information about scientific data provision (TCC Workplan 2016-2018)**

TCC13 will discuss this priority project specific task which was included in the approved TCC workplan 2016-2018.

## **AGENDA ITEM 10 INTERSESSIONAL ACTIVITIES**

### **10.1 WCPFC13 tasked TCC13 to further consider 2016 FAD-IWG02 outcomes (WCPFC13, paragraph 601)**

At WCPFC13, the Commission adopted the Report of the second meeting of the FADMgmtOptions-IWG (WCPFC13-2016-FADMgmtOptions-IWG02\_rev2), and agreed that the outcomes therein should be further considered at SC13 and TCC13.

#### **(a) Marking and Monitoring of FADs**

TCC13 will consider and provide advice on the consultant's report on options and considerations of implementing a marking and identification system for FADs in the WCPO (FADMgmtOptionsIWG-02-04), noting that it was forwarded to TCC13 for further consideration (FADMgmtOptions-IWG02, paragraph 51).

#### **(b) Collection of additional data on FADs and their use in WCPO fisheries**

TCC13 will consider and provide advice in respect of the three FADMgmtOptions-IWG recommendations noting that they were to be further considered at TCC13:

- The FADMgmtOptions-IWG endorsed in principle the fields in the table on page 3 of the Working Paper to be provided by vessel operators and recommended that the fields be referred to the SC and TCC for further consideration (FADMgmtOptions-IWG02, paragraph 62., Attachment C).
- The FADMgmtOptions-IWG recommended that the issue of data to be provided by observers be referred to SC13 and TCC13, and CCMs were encouraged to provide delegation papers on this aspect (FADMgmtOptions-IWG02, paragraph 63).
- The FADMgmtOptions-IWG recommended that the elaboration of the data fields to be provided by vessel operators should take into account the data fields for provision of FAD data by vessel operators by the IATTC (FADMgmtOptions-IWG02, paragraph 64).

#### **(c) FAD research plan**

TCC13 will discuss the draft FAD research plan proposal (FADMgmtOptions-IWG02, paragraph 72 and Attachment D), noting that it was to be further considered at SC13 and TCC13.

### **10.2 Intersessional activity report from the ERandEM-IWG Chair**

The ERandEM-IWG Chair will provide a report on progress on the development of draft standards, specifications and procedures for Electronic Reporting and an E-Monitoring Program concept paper, and any other activities within the scope of its Terms of Reference. TCC13 is invited to discuss and note the report.

### **10.3 Intersessional activity report from CDS-IWG Chair**

The CDS-IWG Chair will be invited to provide a report on progress on the development of draft CDS Standards. TCC13 is invited to discuss and note the report.

### **10.4 Consideration of SC and NC outcomes related to TCCs work**

#### **(a) Mantas and Mobulids (WCPFC13, paragraph 550)**

TCC13 will discuss and provide advice on any SC13 recommendations to revise the ROP minimum standards data fields and develop safe release guidelines for Manta and Mobula rays, with a view to their adoption by WCPFC14.

**AGENDA ITEM 11      REVIEW OF EXISTING CMMs INCLUDING ANY PROPOSED AMENDMENTS**

This agenda item will be updated based on proposals from Members.

**11.1 Bigeye, Yellowfin and Skipjack (CMM 2016-01, CMM 2009-02)**

**(a) Provide technical and compliance-related advice to address BET overfishing (TCC Workplan 2016-2018)**

TCC13 will discuss this priority project specific task which was included in the approved TCC workplan 2016-2018.

**11.2 South Pacific Albacore (CMM 2015-02)**

**(a) Annual review of CMM on the basis of advice from SC (paragraph 5 of CMM 2015-02)**

CMM 2015-02 paragraph 5 state that this measure will be reviewed annually on the basis of advice from the Scientific Committee on South Pacific albacore. TCC13 is invited to discuss this matter.

**11.3 Sharks (CMM 2010-07, CMM 2011-04, CMM 2012-04, CMM 2013-08 & CMM 2014-05)**

**(a) Annual review of information reported by CCMs pursuant to these measures**

TCC13 will discuss this matter, noting the following provisions in various shark CMMs:

- CMM 2011-04 paragraph 6 and CMM 2013-08 paragraph 6 says that measures shall be periodically reviewed.
- CMM 2010-07 paragraph 8 says that “The SC and the Technical and Compliance Committee (TCC) are directed to consider if additional appropriate measures that give affect to paragraph 7 are required.”
- CMM 2010-07 paragraph 13 says “On the basis of advice from the SC, the TCC and the Commission, CCMs shall review the implementation and effectiveness of this measure, and any alternative measures applied under paragraph 11 above, and shall consider the application of additional measures for the management of shark stocks in the Convention Area, as appropriate.”
- CMM 2014-05 paragraph 3 says, “On the basis of advice from the SC and TCC, the Commission, shall review the implementation and effectiveness of management arrangements provided in this measure including minimum data requirements, after 2 years of its implementation and shall consider the application of additional measures for the management of shark stocks in the Convention Area, as appropriate.”

**(b) Development of a comprehensive approach to shark and ray conservation and management (WCPFC13, paragraph 507)**

TCC13 is invited to discuss this matter, noting that WCPFC13 requested that SC13 and TCC13, with support from the Secretariat, work towards the development of a comprehensive approach to shark and ray conservation and management with a view to adopting a new CMM at the Commission’s annual meeting in 2018. The new CMM should seek to i) unify the WCPFC’s existing shark CMMs; ii) take account of relevant national and international policies and measures; and iii) provide a framework for adopting new components as needs and datasets evolve. Elements that could be considered for the new CMM include:

- policies on full utilization/prohibition on finning;
- no retention policies;
- safe release and handling practices;
- gear mitigation, size limits or closures;
- management plans/catch limits;
- key species and their assessment schedules;
- species-specific limit reference points; and
- any data reporting requirements beyond those contained in “Scientific Data to be Provided to the Commission.” (WCPFC13, paragraph 507)

#### **11.4 Sea turtles (CMM 2008-03)**

##### **(a) Annual review of information reported by CCMs pursuant to this measure**

CMM 2008-03 paragraph 9 says that SC and TCC will annually review the information reported by CCMs pursuant to this measure. Where necessary, updated suite of mitigation measures, specifications for mitigation measures, or recommendations for their application will be developed by these committees and provided to the Commission for its consideration and review.

#### **11.5 Seabirds (CMM 2012-07/CMM 2015-03)**

##### **(a) Annual review of any new information on new or existing mitigation measures or on seabird interactions from observer or other monitoring programmes.**

CMM 2015-03 paragraph 9 says the SC and TCC will annually review any information on new or existing measures or on seabird interactions from observer or other monitoring programmes. Where necessary, an updated suite of mitigation measures, specifications for mitigation measures, or recommendations for areas of application will then be provided to the Commission for its consideration and review as appropriate.

#### **11.6 Purse seine interactions with Whale Sharks and Cetaceans (CMM 2011-03/CMM 2012-04)**

##### **(a) Annual review of information reported by CCMs pursuant to this measure**

CMM 2011-03 paragraph 6 and CMM 2012-04 paragraph 7 tasks the Secretariat to report on the implementation of these conservation and management measures on the basis of observer reports, as part of the Annual Report on the Regional Observer Programme.

#### **AGENDA ITEM 12 PROPOSALS FOR NEW CMMs**

This agenda item will be updated based on proposals for new CMMs received from Members.

##### **12.1 Bridging CMM to replace CMM 2016-01**

WCPFC Chair will be invited to provide an update to TCC13 on the progress on the draft Bridging CMM.

##### **12.2 Treatment of MCS provisions in CMM 2016-01 in Bridging CMM\**

WCPFC Chair will be invited to provide an update on the proposed treatment of MCS provisions in the CMM 2016-01.

##### **12.3 Bridging CMM for South Pacific Albacore**

New Zealand will be invited to provide an update the progress on the draft CMM.

#### **AGENDA ITEM 13 OTHER MATTERS REQUIRING TCC ADVICE**

##### **13.1 Further develop port-based initiatives as part of a suite of MCS tools (TCC Workplan 2016-2018)**

TCC13 will discuss this priority core business task which was included in the approved TCC workplan 2016-2018.

##### **(a) Further consider TCC12 recommendation to extend WCPFC Port Coordinators Programme (WCPFC13, paragraph 197)**

At WCPFC13, the Commission noted the report of the WCPFC Port Coordinators Programme Trial 2015–2016 (WCPFC13-2016-26) and tasked TCC13 to further consider the recommendations to extend the Port Coordinators Programme.

## **AGENDA 14 ADMINISTRATIVE MATTERS**

### **14.1 TCC Work Plan 2016 – 2018**

WCPFC13 adopted an updated TCC Workplan 2016-2018 (WCPFC13 paragraph 568 and Attachment S). TCC13 is invited to discuss and note progress of the workplan.

### **14.2 Administration of the Data Rules and Procedures, including Report on WCPFC Security Audit 2016/17**

(i) The Secretariat will update TCC13 on the 2017 review of the integrity of WCPFC VMS data, which is required under paragraph 6.10 of the WCPFC VMS SSPs to be conducted by the Secretariat annually. As was the case in previous years, this will include a review of the Secretariats Information Security.

(ii) The Secretariat will also introduce the paper on the administration of the data rules and procedures.

### **14.3 Report on Secretariat IMS and website development and online reporting systems (2016 – 2018)**

WCPFC8 approved the Secretariat proposal on IMS enhancement (WCPFC8-2012-FAC-16). WCPFC12 agreed to maintain commitments that will ensure the continued development and enhancement of the Commission Secretariat IMS over the next 2-3 years. The Secretariat will provide a report on these developments. TCC is invited to discuss and as appropriate make recommendations.

### **14.4 Next meeting**

TCC13 is invited to recommend that TCC14 be held on Wednesday 26<sup>th</sup> September – Tuesday 2<sup>nd</sup> October 2018, and that the venue is in Pohnpei, Federated States of Micronesia.

**AGENDA 15 CLEARANCE OF TCC13 RECOMMENDATIONS** TCC13 will adopt an Outcome Document containing decisions taken but its full report will be cleared out of session.

## **AGENDA 16 CLOSE OF MEETING**

The Chair will close the meeting at end of proceedings.