



TECHNICAL AND COMPLIANCE COMMITTEE

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DRAFT DECISION ON WCPFC BIGEYE TUNA STATISTICAL DOCUMENT PROGRAM

WCPFC-TCC2-2006/DP05

25 September 2006

Paper submitted by Japan Delegation

The Commission for the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean (WCPFC):

RECOGNIZING the authority and responsibility of WCPFC to manage bigeye tuna in the Western and Central Pacific Ocean (WCPO), at the international level,

RECOGNIZING also the nature of the international market for bigeye tuna,

RECOGNIZING also that there is uncertainty on the catch of bigeye tuna in WCPO and that the availability of trade data would greatly assist in reducing such uncertainty,

RECOGNIZING also that bigeye tuna is the main target species of “flag of convenience” fishing operations and that most of the bigeye tuna harvested by such fishing vessels are exported to Contracting Parties, especially to Japan,

RECALLING that every other international organization responsible for the management of bigeye tuna such as the International Commission for the Conservation of Atlantic Tunas (ICCAT), the Indian Ocean Tuna Commission (IOTC) and the Inter-American Tropical Tuna Commission (IATTC) has established its Bigeye Tuna Statistical Document Program,

RECOGNIZING that the Statistical Document Program is an effective tool to assist the Commission’s effort for the elimination of illegal, unregulated and unreported (IUU) fishing operations,

Adopts, in accordance with Article 10 of the Convention that,

1. Each member of the Commission, by March 1, 2006 or as soon as possible thereafter, require that all bigeye tuna, when imported into the territory of the Member of the Commission, be accompanied by a WCPFC Bigeye Tuna Statistical Document which meets the requirements described in **Annex 1** or an WCPFC Bigeye Tuna Re-export Certificate which meets the requirements described in **Annex 2**. Bigeye tuna caught by purse seiners and baitboats and destined principally for canneries in the Convention Area is not subject to this statistical document requirement. The Commission and the Members of the Commission importing bigeye tuna shall contact all the exporting countries to inform them of this Program in advance of the implementation of the Program.

2. (1) The WCPFC Bigeye Tuna Statistical Document must be validated by a government official or other authorized individual or institution of the flag State of the vessel that harvested the tuna, or, if the vessel is operating under a charter arrangement, by a government official or other authorized individual of the exporting state, and:
(2) The WCPFC Bigeye Tuna Re-export Certificate must be validated by a government official or other authorized individual or institution of the state that re-exported the tuna.
3. Each Member of the Commission shall provide the Executive Director of sample forms of its statistical document and re-export certificate and information on validation in the format specified in **Annex 4**, and inform him of any change in a timely fashion.
4. The Members of the Commission which export or import bigeye tuna shall compile data from the Program.
5. The Members of the Commission which import bigeye tuna shall report the data collected by the Program to the Executive Director each year by April 1 for the period of July 1 - December 31 of the preceding year and by October 1 for the period of January 1 - June 30 of the current year, which shall be circulated to all the Members of the Commission by the Executive Director. The formats of the report are attached as **Annex 3**.
6. The Members of the Commission which export bigeye tuna shall examine export data upon receiving the import data mentioned in paragraph 5 above from the Executive Director, and report the results to the Commission annually.
7. The Members of the Commission should exchange copies of statistical documents and re-export certificates to facilitate the examination mentioned in paragraph 6, consistent with domestic laws and regulations.
8. With respect to bigeye tuna caught by a fishing vessel outside the waters of the national jurisdiction of its flag:
 - i) Flag Members of the Commission shall validate statistical documents only for vessels on the WCPFC Record of Fishing Vessels,
 - ii) Members of the Commission shall require that bigeye tuna caught by vessels in the WCPO, when imported into the territory of Members of the Commission, be accompanied by statistical documents validated for vessels on the WCPFC Record of Fishing Vessels.
9. Members of the Commission importing bigeye tuna and the flag States of vessels shall cooperate to ensure the accuracy and legitimacy of statistical documents.
10. The Commission shall request Cooperating non-Members of the Commission to take the measures described in the paragraphs above.
11. The Executive Director shall request information on validation from all the non-Members of the Commission fishing and exporting bigeye tuna to Members of the Commission, and request them to inform him in a timely fashion of any changes to the information provided.
12. The Executive Director shall maintain and update information specified in paragraphs 3 and 11 and provide it to all the Members of the Commission, and promptly circulate any changes.

13. The Commission shall request the non-Members of the Commission which import bigeye tuna to cooperate with implementation of the Program and to provide the Commission of data obtained from such implementation.
14. Implementation of this Program shall be in conformity with relevant international obligations.
15. At the initial stage of the Program, the statistical documents and the re-export certificates will be required for frozen bigeye products only. Prior to implementing this Program for fresh products, several practical problems need to be solved, such as guidelines to ensure procedures to handle fresh products at customs.
16. The statistical documents for bigeye tuna caught by fishing vessels flying the flag of a member state of the European Community may be validated by the competent authorities of the member state whose flag the vessel flies or by those of a different member state where the products are landed, provided that the corresponding quantities of bigeye tuna are exported outside the Community from the territory of the member state of landing.

**Requirements Concerning
the WCPFC Bigeye Tuna Statistical Document**

1. The sample form of the WCPFC Bigeye Tuna Statistical Document shall be as in the Appendix.
2. Customs or other appropriate government officials will request and inspect all import documentation including the WCPFC Bigeye Tuna Statistical Document for all bigeye tuna in the shipment. Those officials may also inspect the content of each shipment to verify the information on the document.
3. Only complete and valid documents will guarantee that shipments of bigeye tuna will be allowed to enter the territory of Members of the Commission.
4. Shipments of bigeye tuna that are accompanied by improperly documented Bigeye Tuna Statistical Documents (i.e., improperly documented means that the Bigeye Tuna Statistical Document is either missing from the shipment, incomplete, invalid or falsified) will be considered illegitimate shipments of bigeye tuna, that are contrary to WCPFC conservation efforts, and their entry will be suspended (PENDING RECEIPT OF A PROPERLY COMPLETED DOCUMENT) into the territory of a Member of the Commission or subject to administrative or other sanction.
5. The import of fish parts other than the meat, i.e., head, eyes, roe, guts, tails may be allowed without the document.

DOCUMENT NUMBER	WCPFC BIGEYE TUNA STATISTICAL DOCUMENT			
EXPORT SECTION:				
1. FLAG COUNTRY/ENTITY/FISHING ENTITY				
2. DESCRIPTION OF VESSEL (if applicable)				
Vessel Name	Registration Number	LOA (m)	WCPFC Record No. (if applicable)	
3. TRAPS (if applicable)				
4. POINT OF EXPORT (City, State/Province, Country/Entity/Fishing Entity)				
5. AREA OF CATCH (Check one of the following)				
(a) Western Pacific (within the national jurisdiction of the flag country)		(b) Western Pacific (out of the national jurisdiction of the flag country)		
(c) the rest of Pacific		(d) Atlantic Ocean		(e) Indian Ocean
* In case of (c), (d) or (e) is checked, the items 6 and 7 below do not needed to be filled out.				
6. DESCRIPTION OF FISH				
Product Type (*1) F/FR D/GG/DR/FL/OT		Time of Harvest (mm/yy)	Gear Code (*2)	Net Weight (kg)
*1 F=Fresh, FR=Frozen, RD=Round, GG=Gilled & Guted, DR=Dressed, FL=Fillet, OT=Others (Describe the type of product: _____)				
*2 When the Gear Code is OT, describe the type of gear: _____				
7. EXPORTER CERTIFICATION:				
I certify that the above information is complete, true and correct to the best of my knowledge and belief.				
Name	Address	Signature	Date	License # (if applicable)
8. GOVERNMENT VALIDATION:				
I validate that the above information is complete, true and correct to the best of my knowledge and belief.				
				Total weight of the shipment: _____ kg
Name & Title	Signature	Date	Government Seal	
IMPORT SECTION				
9. IMPORTER CERTIFICATION:				
I certify that the above information is complete, true and correct to the best of my knowledge and belief.				
Importer Certification (Intermediate Country/Entity/Fishing Entity)				
Name	Address	Signature	Date	License # (if applicable)
Importer Certification (Intermediate Country/Entity/Fishing Entity)				
Name	Address	Signature	Date	License # (if applicable)
Importer Certification (Final Destination of Shipment)				
Name	Address	Signature	Date	License # (if applicable)
Final Point of Import: City _____ State/Province _____ Country/Entity/Fishing Entity _____				

INSTRUCTIONS

DOCUMENT NUMBER: Block for the issuing Country/Entity/Fishing Entity to designate a country/entity/fishing entity en coded Document Number.

(1) FLAG COUNTRY/ENTITY/FISHING ENTITY: Fill in the name of the country/entity/fishing entity of the vessel that harvested the bigeye tuna in the shipment and issued this Document. According to the Resolution, only the flag state of the vessel that harvested the bigeye tuna in the shipment or, if the vessel is operating under a charter arrangement, the exporting state, can issue this Document.

(2) DESCRIPTION OF VESSEL (if applicable): Fill in the name, registration number, length overall (LOA) and WCPFC Record number of the vessel that harvested the bigeye tuna in the shipment.

(3) TRAPS (if applicable): Fill in the name of the trap that harvested the bigeye tuna in the shipment.

(4) POINT OF EXPORT: Identify the City, State or Province, and Country/Entity/Fishing Entity from which the bigeye tuna was exported.

(5) AREA OF CATCH: Check the area of catch. (If (c), (d) or (e) checked, items 6 and 7 below do not need to be filled out.)

(6) DESCRIPTION OF FISH: The exporter must provide, to the highest degree of accuracy, the following information. **NOTE:** One row should describe one product type.

(1) Product Type: Identify the type of product being shipped as either FRESH or FROZEN, and in ROUND, GILLED AND GUTTED, DRESSED, FILLET or OTHER form. For OTHER, describe the type of products in the shipment.

(2) Time of Harvest: Fill in the time of harvest (in month and year) of the bigeye tuna in the shipment.

(3) Gear Code: Identify the gear type which was used to harvest the bigeye tuna using the list below. For OTHER TYPE, describe the type of gear, including farming.

(4) Net product weight in kilograms.

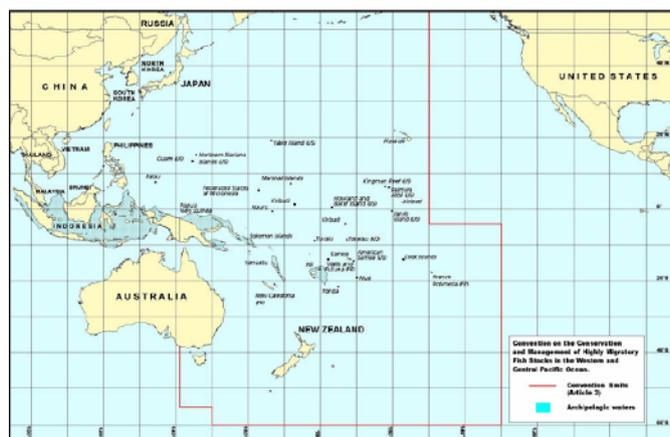
(7) EXPORTER CERTIFICATION: The person or company exporting the bigeye tuna shipment must provide his/her name, company name, address, signature, date the shipment was exported, and dealer license number (if applicable).

(8) GOVERNMENT VALIDATION: Fill in the name and full title of the official signing the Document. The official must be employed by a competent authority of the flag state government of the vessel that harvested the bigeye tuna appearing on the Document or other individual or institution authorized by the flag state. When appropriate, this requirement is waived according validation of the document by a government official, or if the vessel is operating under a charter arrangement, by a government official or other authorized individual or institution of the exporting state. The total weight of the shipment shall also be specified in this block.

(9) IMPORTER CERTIFICATION: The person or company that imports bigeye tuna must provide his/her name, address, signature, date the bigeye was imported, license number (if applicable), and final point of import. This includes imports into intermediate countries, entities or fishing entities. For fresh and chilled products, the signature of the importer may be substituted by a person of a customs clearance company when the authority for signature is properly accredited to it by the importer.

GEAR CODE:

<i>GEAR CODE</i>	<i>GEAR TYPE</i>
BB	BAITBOAT
GILL	GILLNET
HAND	HANDLINE
HARP	HARPOON
LL	LONGLINE
MWT	MID-WATER TRAWL
PS	PURSE SEINE
RR	ROD AND REEL
SPHL	SPORT HANDLINE
SPOR	SPORT FISHERIES UNCLASSIFIED
SURF	SURFACE FISHERIES UNCLASSIFIED
TL	TENDED LINE
TRAP	TRAP
TROL	TROLL
UNCL	UNSPECIFIED METHODS
OT	OTHER TYPE



RETURN A COPY OF COMPLETED DOCUMENT TO: (the name of the office of the competent authority of the flag state).

**Requirements Concerning
the WCPFC Bigeye Tuna Re-export Certificate**

1. The sample form of the WCPFC Bigeye Tuna Re-export Certificate shall be as in the Appendix.
2. Customs or other appropriate government officials will request and inspect all import documentation including the WCPFC Bigeye Tuna Re-export Certificate for all bigeye tuna in the shipment. Those officials may also inspect the content of each shipment to verify the information on the document.
3. Only complete and valid documents will guarantee that shipments of bigeye tuna will be allowed to enter the territory of Members of the Commission.
4. A Member of the Commission shall be free to validate WCPFC Bigeye Tuna Re-export Certificates for bigeye tuna imported by that Member, to which WCPFC Bigeye Tuna Statistical Documents or WCPFC Bigeye Tuna Re-export Certificates are attached. WCPFC Bigeye Tuna Re-export Certificates shall be validated by government organizations or by recognized institutions which are accredited by a Member's government to validate the WCPFC Bigeye Tuna Statistical Document. A copy of the original Bigeye Tuna Statistical Document accompanying the imported bigeye tuna must be attached to an WCPFC Bigeye Tuna Re-export Certificate. The copy of the original Bigeye Tuna Statistical Document so attached must be verified by that government organization or by that recognized institution accredited by a government which validated the WCPFC Bigeye Tuna Statistical Document. When re-exported bigeye tuna is again re-exported, all copies of documents, including a verified copy of a Statistical Document and Re-export Certificate which accompanied that bigeye tuna upon importation, must be attached to a new Re-export Certificate to be validated by a re-exporting Member of the Commission. All copies of the Documents to be attached to that new Re-export Certificate must be also be verified by a government organization or a recognized institution accredited by a government which validated the WCPFC Bigeye Tuna Statistical Document.
5. Shipments of bigeye tuna that are accompanied by improperly documented Bigeye Tuna Re-export Certificate (i.e., improperly documented means that the Bigeye Tuna Re-export Certificate is either missing from the shipment, incomplete, invalid or falsified) will be considered illegitimate shipments of bigeye tuna, that are contrary to WCPFC conservation efforts, and their entry will be suspended (PENDING RECEIPT OF A PROPERLY COMPLETED DOCUMENT) into the territory of a Member of the Commission or subject to administrative or other sanction.
6. Members of the Commission that validate Re-export Certificates in accordance with the procedure set forth in paragraph 4 shall require from the re-exporting bigeye dealer necessary documents (e.g. written sales contracts) which are to certify that the bigeye tuna to be re-exported corresponds to the imported bigeye tuna. Members which validate Re-export Certificates shall provide flag states and importing states with evidence of this correspondence upon their request.
7. The import of fish parts other than the meat, i.e., head, eyes, roe, guts, tails may be allowed without the document.

DOCUMENT NUMBER	WCPFC BIGEYE TUNA RE-EXPORT CERTIFICATE		
RE-EXPORT SECTION:			
1. RE-EXPORTING COUNTRY/ENTITY/FISHING ENTITY			
2. POINT OF RE-EXPORT			
3. DESCRIPTION OF IMPORTED FISH			
Product Type <i>F/FR D/GG/DR/FL/OT</i>	Net Weight <i>(kg)</i>	Flag Country/ Entity/Fishing Entity	Date of import
4. DESCRIPTION OF FISH FOR RE-EXPORT			
Product Type <i>F/FR D/GG/DR/FL/OT</i>	Net Weight <i>(kg)</i>		
F=Fresh, FR=Frozen, RD=Round, GG=Gilled & Gutted, DR=Dressed, FL=Fillet, OT=Others (Describe the type of product: _____)			
5. RE-EXPORTER CERTIFICATION:			
I certify that the above information is complete, true and correct to the best of my knowledge and belief.			
Name	Address	Signature	Date
License # (if applicable)			
6. GOVERNMENT VALIDATION:			
I validate that the above information is complete, true and correct to the best of my knowledge and belief.			
Total weight of the shipment: _____ kg			
Name & Title	Signature	Date	Government Seal
IMPORT SECTION			
7. IMPORTER CERTIFICATION:			
I certify that the above information is complete, true and correct to the best of my knowledge and belief.			
Importer Certification (Intermediate Country/Entity/Fishing Entity)			
Name	Address	Signature	Date
License # (if applicable)			
Importer Certification (Intermediate Country/Entity/Fishing Entity)			
Name	Address	Signature	Date
License # (if applicable)			
Importer Certification (Final Destination of Shipment)			
Name	Address	Signature	Date
License # (if applicable)			
Final Point of Import: City _____ State/Province _____ Country/Entity/Fishing Entity _____			

WCPFC BIGEYE TUNA RE-EXPORT CERTIFICATE INSTRUCTION SHEET

DOCUMENT NUMBER: Block for the issuing Country/Entity/Fishing Entity to designate a Country/Entity/Fishing Entity coded document number.

(1) RE-EXPORTING COUNTRY/ENTITY/FISHING ENTITY

Fill in the name of the Country/Entity/Fishing Entity which re-exports the bigeye tuna in the shipment and issued this Certificate. According to the Resolution, only the re-exporting Country/Entity/Fishing Entity can issue this Certificate.

(2) POINT OF RE-EXPORT

Identify the City/State Province and Country/Entity/Fishing Entity from which the bigeye tuna was re-exported.

(3) DESCRIPTION OF IMPORTED FISH

The exporter must provide, to the highest degree of accuracy, the following information: NOTE: One row should describe one product type. (1) Product type: Identify the type of product being shipped as either FRESH or FROZEN, and in ROUND, GILLED AND GUTTED, DRESSED, FILLET or OTHER form. For OTHER, describe the type of products in the shipment. (2) Net weight: Net product weight in kilograms. (3) Flag Country/Entity/Fishing Entity: the name of the Country/Entity/Fishing Entity of the vessel that harvested the bigeye tuna in the shipment. (4) Date of import: Imported date.

(4) DESCRIPTION OF FISH FOR RE-EXPORT

The exporter must provide, to the highest degree of accuracy, the following information: NOTE: One row should describe one product type. (1) Product type: Identify the type of product being shipped as either FRESH or FROZEN, and in ROUND, GILLED AND GUTTED, DRESSED FILLET or OTHER form. For OTHER, describe the type of products in the shipment. (2) Net weight: Net product weight in kilograms.

(5) RE-EXPORTER CERTIFICATION

The person or company re-exporting the bigeye tuna shipment must provide his/her name, address, signature, date the shipment was re-exported, and re-exporter's license number (if applicable).

(6) GOVERNMENT VALIDATION

Fill in the name and full title of the official signing the Certificate. The official must be employed by a competent government authority of the re-exporting Country/Entity/Fishing Entity appearing on the Certificate, or a person or institution authorized to validate such certificates by the competent government authority.

(7) IMPORTER CERTIFICATION

The person or company that imports bigeye tuna must provide his/her name, address, signature, date the bigeye tuna was imported, license number (if applicable) and re-exported final point of import. This includes imports into intermediate Countries/Entities/Fishing Entities. For fresh and chilled products, the signature of the importer may be substituted by a person of a customs clearance company when the authority for signature is properly accredited to it by the importer.

RETURN A COPY OF THE COMPLETED CERTIFICATE TO: (the name of the office of the competent authority of the re-exporting Country/Entity/Fishing Entity).

REPORT OF THE WCPFC BIGEYE TUNA STATISTICAL DOCUMENT

Period _____ to _____, _____ Import Country/Entity/Fishing Entity _____
 Month Month Year

Flag Country/Entity /Fishing Entity	Area Code	Gear Code	Point of Export	Product Type		Product Wt (kg)
				F/FR	RD/GG/DR/FL/OT	

Gear Code

BB	Baitboat
GILL	Gillnet
HAND	Handline
HARP	Harpoon
LL	Longline
MWT	Mid-water trawl
PS	Purse seine
RR	Rod & reel
SPHL	Sport Handline
SPOR	Sport fisheries unclassified
SURF	Surface fisheries unclassified
TL	Tended line
TRAP	Trap
TROL	Troll
UNCL	Unclassified methods
OTH	Other type (Indicate the type of gear):

Gear Type**Product type**

F	Fresh
FR	Frozen
RD	Round
GG	Gilled & gutted
DR	Dressed
FL	Fillet
OT	Other form, describe the type of products in the shipment

Area Code

WPOin	Western Pacific (within the national jurisdiction)
WPOout	Western Pacific (outside of the national jurisdiction)
RPO	Rest of Pacific Ocean
AT	Atlantic
ID	Indian Ocean

REPORT OF THE WCPFC BIGEYE TUNA RE-EXPORT CERTIFICATE

Period _____ to _____, _____ Import Country/Entity/Fishing Entity _____
 Month Month Year

Flag Country/Entity /Fishing Entity	Re-export Country/Entity /Fishing Entity	Area Code	Gear Code	Point of Export	Product Type		Product Wt (kg)
					F/FR	RD/GG/DR/FL/OT	

Product type

- F Fresh
- FR Frozen
- RD Round
- GG Gilled & gutted
- DR Dressed
- FL Fillet
- OT Other form, describe the type of products in the shipment

INFORMATION ON VALIDATION OF WCPFC STATISTICAL DOCUMENTS

1. Flag _____
2. Government/Authority organization(s) accredited to validate Statistical Documents

Organization	Organization Address	Sample Seal

NOTE: For each organization, attach a list with the names, titles and addresses of the individuals authorized to validate Documents.

3. Other institutions accredited by the government/authority to validate Statistical Documents

Organization	Organization Address	Sample Seal

NOTE: For each organization, attach a list with the names, titles and addresses of the individuals authorized to validate Documents.

Instructions

Contracting Parties, non-Contracting Parties, Entities, Fishing Entities having vessels that harvest species whose international trade must be accompanied by WCPFC Statistical Documents are requested to submit the information on this sheet to the Executive Director of the WCPFC, and to ensure that any changes to the above are also transmitted to the Executive Director on a timely fashion.