

**INTER-AMERICAN TROPICAL TUNA COMMISSION**  
**COMMITTEE FOR THE REVIEW OF IMPLEMENTATION OF**  
**MEASURES ADOPTED BY THE COMMISSION**

**3<sup>RD</sup> MEETING**

**La Jolla, California (USA)**  
**20-21 June 2012**

**AGENDA**

	Documents
1. Opening of the meeting	
2. Approval of the minutes of the 2 <sup>nd</sup> meeting of the Committee	
3. Adoption of the agenda	
4. Compliance with IATTC measures in 2011	COR-02-07
a. Report of the Secretariat on compliance	COR-03-04a
b. Review of the questionnaires completed by CPCs relating to Resolution <a href="#">C-11-07</a>	COR-03-04b
5. Consideration of the provisional IUU vessel list	COR-03-05
6. Cooperating non-Members	COR-03-06
7. Other business	
8. Recommendations for the Commission	
9. Adjournment	

The third meeting of the Committee for the Review of the Application of Measures adopted by the Commission was held in La Jolla, California (USA), on 20-21 June 2012. The attendees are listed in Appendix 1.

**1. Opening of the meeting**

The meeting was opened by the Chair of the Committee, Mr. David Hogan, of the United States.

**2. Approval of the minutes of the second meeting of the Committee**

The minutes were adopted without any comments.

**3. Adoption of the agenda**

The provisional agenda was adopted, noting that questions of procedure related to the Committee should be discussed under item 4, especially the matter of deadlines for submitting and receiving information, as well as the reports of progress in addressing previous infractions.

**4. Compliance with IATTC measures in 2011**

**a) Secretariat's report on compliance**

Dr. Guillermo Compeán, Director of the Commission, presented Document COR-03-04a, which contains detailed information about compliance with IATTC resolutions in 2011. Mr. Ricardo Belmontes, of the

IATTC staff, presented Document COR-03-04b, on the process developed regarding the questionnaires required by Resolution [C-11-07](#). He emphasized that the submission of information by the national programs on possible infractions detected by their observers is not in accordance with the deadlines established in the Resolution, which stipulates that this information should send to the Members and Cooperating non-Members (CPCs) three months before the meeting of the Committee, (*i.e.* in 2012, the third week of March). However, in practice the information was not received until the beginning of May

Only five CPCs submitted their completed compliance questionnaire within the deadline established by the resolution.

It was also pointed out that the questionnaires do not include questions on compliance with several obligations established by the Antigua Convention, for example, contributions to the budget, fishing in the Convention Area without authorization, and vessels of CPCs that fish in the Exclusive Economic Zone (EEZ) of another CPC without authorization.

Numerous delegations indicated that the period of one month established in the resolution for reporting on the actions taken by governments regarding possible infractions is insufficient, and needed to be reviewed. They also noted that information on the longline fleet is very scarce, so greater efforts should be made to obtain it.

It was noted that the focus of the review should be based on priorities, assigning greater importance to certain resolutions, and it should also highlight the positive aspects of compliance.

The Committee examined the letter from Ecuador to the Director requesting that Document C-03-04a, the staff's report on compliance with IATTC measures in 2011, be removed from the IATTC website, citing the need to respect the confidentiality of the information it contains regarding possible infractions and the identification of vessels by name. It was noted that ways of maintaining transparency without affecting confidentiality should be sought, and that this information should be supplied to CPCs only.

Regarding Resolution [C-05-03](#) on sharks, it was noted that it is not clear that the catch and effort data for sharks should be submitted to the Secretariat. The Commission should evaluate the resolution and consider updating it and specify the data to be included. Once again the potentially contradictory language in the resolution was pointed out, and it was recommended that the Commission examine the advisability of revising it.

Regarding discards of tuna, it was noted that the Commission should determine the minimum quantity of tuna that could be considered a discard. It was suggested that the interested Members meet to draw up a proposal on this matter.

#### **b) Review of the questionnaires completed by CPCs relating to Resolution C-11-07**

The Committee agreed that each CPC would make a brief presentation of its answers to the questionnaire and that the other participants would be allowed to ask questions or make comments. Japan recalled that it had already circulated written comments and questions, and that it would repeat them orally.

It was understood that, without prejudice to the importance of reviewing the questionnaires in detail, and the implementation of Resolution C-11-07 in general, this was a process still to be defined and fine-tuned.

Along with various participants, the Chair commented that the aim of the debate is not to criticize the actions of the CPCs, but to attempt to identify problems they confront in the application of the resolutions, in order to help them to take the necessary corrective actions. Various delegations added that it was also important to weight the different cases of possible non-compliance when analyzing them, bearing in mind that some are more serious than others.

#### **c) Review of the procedure**

It was generally agreed to address the following items:

- a. Consider whether to adopt the calendar year as the evaluation period, or maintain the period between meetings of the Committee, which to date have been held in June.
- b. Allow more time for CPCs to review cases of possible non-compliance, possibly three months.
- c. That the Secretariat provide CPCs with the information on which it based its identification of cases of possible non-compliance upon reporting them, *i.e.*, three months before the meeting of the Committee.
- d. Improve the format used for the questionnaires, *e.g.*, regarding the possible responses, replace "yes" or "no" with "compliant" or "non-compliant".
- e. That CPCs provide copies of the relevant legal instruments on the basis of which they took the actions mentioned in their replies, or at least make reference to those instruments.
- f. Questions by CPCs about the questionnaires of other CPCs should be sent to the CPCs in sufficient time to allow the corresponding responses to be prepared and sent before the meeting of the Committee.
- g. For future reviews, the Secretariat should present a table with the situation regarding the provision of data (Resolution C-03-05) for each CPC.
- h. The Secretariat's compliance report should emphasize the level of compliance with IATTC conservation and management measures and other obligations, which various participants noted is quite high, and highlight cases of good compliance.

Regarding the schedule for the meetings of the Committee, in the light of this proposed new review process, the Members considered the following options:

- a. Hold the meeting of the Committee in October, thus giving more time throughout the process.
- b. Keep the meeting of the Committee in June, and present preliminary information in March (three months before the meeting) with data from the IATTC program only.

No agreement was reached on some of these items, so it was decided to refer them to the meeting of the Commission.

## **5. Consideration of the provisional IUU vessel list**

Dr. Compeán presented Document C-03-05 on the list of IUU vessels. He reported that no nominations had been received to include vessels on the list, so no provisional list had been drawn up. Requests were received from Indonesia and Bolivia to withdraw their flag vessels from the IUU list.

Indonesia presented its request, noting that the vessels *Permata 01*, *Permata 02*, *Permata 06*, *Permata 08*, *Jimmy Wijaya 35*, and *Hiroyoshi 17* have already been sanctioned, and that they have made sure that they comply with the sanction. The vessel *Bhineka* is 19 meters long, so the resolution does not apply since it contemplates only vessels of more than 24 meters. He noted that Chinese Taipei had sent a letter supporting the request to remove these vessels from the IUU list.

The Committee decided to recommend the removal of the seven Indonesian vessels from the IUU list.

Regarding the case of the vessel *Mar Cantábrico*, Bolivia expressed thanks for the support received in writing from various countries, and recalled the sanctions already applied to the vessel. The Committee decided to recommend the removal of the *Mar Cantábrico* from the IUU list.

## **6. Cooperating Non-Members**

The Committee considered the requests for Cooperating Non-Member status by two countries, Bolivia and Cook Islands.

Japan indicated that it understood that Bolivia would not grant fishing permits to longliners without first

ensuring that it could control them, and that it would grant the status of Cooperating Non-Member on the condition that Bolivia maintained a good control of those vessels in case it attempted to include them in the Regional Register in the future.

The Committee decided to recommend that Bolivia be granted the status of Cooperating Non-Member, and Bolivia was asked to report on the investigations it carried out with regard to the current position of its longliners. Bolivia committed to report on this as soon as possible.

Regarding Cook Islands, the Committee noted the letter sent by that country explaining the reasons for which it could not attend this meeting nor that of the Commission. The Committee regretted this situation, which contravenes the provisions of Resolution C-02-07, and also noted that, as highlighted by Japan, Cook Islands had also not submitted its completed compliance questionnaire. For these reasons, the Committee decided that the request by Cook Islands to be granted the status of Cooperating Non-Member be reviewed at the meeting of the Commission.

## **7. Other business**

There was no other business.

## **8. Recommendations to the Commission**

- a. Remove the following eight vessels from the IUU list: the Bolivian purse-seiner *Mar Cantábrico*, and the Indonesian longliners *Bhineka*, *Permata 01*, *Permata 02*, *Permata 06*, *Permata 08*, *Jimmy Wijaya 35*, and *Hiroyoshi 17*.
- b. Approve the granting of Cooperating Non-Member status to Bolivia.
- c. Consider the possibility of granting Cooperating Non-Member status to Cook Islands.
- d. Consider modifying the schedule for the meetings of the Committee and/or the Commission in 2013 with a view to holding them at the end of the year, and also consider the options presented by the Secretariat regarding the processes and deadlines for the submission and distribution of questionnaires and other working materials for the Committee.
- e. Consider the possibility of amending Resolution C-11-07 to provide more time for the program activities established by the resolution.

## **9. Adjournment**

The meeting was adjourned at 9:50 a.m. on 21 June 2012.

## Appendix 1.

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