

**TO ALL COMMISSION MEMBERS, COOPERATING NON-MEMBERS AND  
PARTICIPATING TERRITORIES**

**Circular No. : 2012/35**

**Date: 24 May 2012**

**No. pages: 9**

**Clarifying Annual Reporting Deadlines and Templates, and Secretariat  
Preparations for 2012 Compliance Monitoring Process, Reporting on High Seas  
Transshipment determinations under CMM 2009-06**

Dear All:

WCPFC8 agreed on the following deadlines for Annual Report and Compliance Monitoring Processes during 2012

	<b>Template to be used</b>	<b>Deadline</b>
<b>Annual Report Part 2 covering 2011 activities</b>	Provided on WCPFC website: <a href="http://www.wcpfc.int/compliance-monitoring/">http://www.wcpfc.int/compliance-monitoring/</a>	<b>1 July 2012</b> (as decided at WCPFC8)
<b>Annual Report Part 1, covering 2011 activities</b>	Attachment N of the SC4 Summary Report, including requests from paragraph 9 of CMM-2007-04, paragraph 8 of CMM-2009-03, paragraph 11 of CMM-2009-06, and paragraph 4 of CMM-2010-07	<b>8 July 2012</b> (one-month prior to the annual regular session of the Scientific Committee)
<b>Draft CMR covering 2011 activities circulated to each CCM</b>	Prepared by the Secretariat, and probably based on last years format	<b>28 July 2012</b> is the date specified in CMM 11-06 for the Secretariat to circulate a draft CMR to each CCM for their review.
<b>CCM provides comments to Secretariat on draft CMR</b>		<b>28 August 2012</b> is the date specified in CMM 11-06 for CCMs to provide clarifications, amendments or corrections as necessary on the draft CMR, as well as to identify particular causes for compliance issues.

CCMs are requested to make best efforts to meet the **above** deadlines for Annual Report Part 1 and Part 2. This will ensure that the Secretariat has the necessary information to be able to meet the deadline of circulating a draft CMR to each CCM by **28 July 2012**.

## **Revised Template for 2012 Annual Report Part 2 Reports, covering 2011 activities**

In the absence of a clear decision from WCPFC8 on the template to be used for Annual Report Part 2 reports in 2012, the Secretariat has undertaken to update the Annual Report Part 2 template which was used by CCMs in 2011 (as adopted by WCPFC7). This template and an explanatory note of the updates included are provided on WCPFC website MCS Scheme page: <http://www.wcpfc.int/compliance-monitoring/>

## **Advice on High Seas Transshipment Activities**

Paragraph 35 of CMM 2009-06, states that where a determination has been made that it is impracticable for certain vessels (other than purse seine) to operate without being able to transship on the high seas, the flag CCM, responsible for the offloading and receiving vessels, shall provide certain advice to the Secretariat about the basis for their determination and the vessels to which it would apply. To date the Secretariat has received advice from **two CCMs**.

There are many other flag CCMs, whose vessels are submitting Transshipment Declarations in accordance with CMM 2009-06, but which have not yet submitted formal advice on the vessels that are authorized to undertake high seas transshipment and information on the basis for this determination. Attached to the revised Part 2 template is a suggested format which CCMs could use to provide this advice to the Secretariat. As noted in WCPFC8-2011-IP08, this advice would also assist us in developing for TCC8's consideration "Proposed Guidelines for high seas transshipment from fishing vessels other than purse seine vessels" (see CMM 2009-06 para 37).

## **Suggested checklist for 2012 Reporting Requirements in CMMs and other decisions**

There are a number of reporting requirements that are embedded in CMMs or other WCPFC decisions, which oblige CCMs to submit information or data to the Secretariat during 2012. The Secretariat has prepared a checklist to assist CCMs with quickly identifying these requirements (see attached). It is suggested that this checklist could be completed by CCMs, and possibly provided at the same time Part 2 Annual Reports are submitted. Such information would be a useful reference for the Secretariat, in our work during July to prepare draft CMRs. A word version of this document can be found on WCPFC website MCS Scheme page: <http://www.wcpfc.int/compliance-monitoring/>

## **WCPFC email address for Annual Report Submissions and CMR correspondence**

To assist the Secretariat with keeping track of CCM submissions of Annual Report Part 1 and Part 2, as well as draft CMR reports, the Secretariat has dedicated email address that we ask CCMs to use for formal submissions of Annual Report Part 1 and Part 2, as well as draft CMR correspondence: **contact.AR@wcpfc.int**

General queries about CMR or Annual Reports can also be directed to the Compliance Manager, Dr Lara Manarangi-Trott on email: **lara.manarangi-trott@wcpfc.int**

**Interns to assist Secretariat with CMR work (CMM 2011-06)**

At WCPFC8, I noted that the workload associated with this CMM asked CCMs to consider providing interns to the Commission during the processing period of developing draft CMRs, so the Secretariat is more able to meet the required timeframes in the CMM.

Thank you to the three CCMs that have indicated their ability to provide an intern to the Commission during the processing period of developing draft CMRs (late June – early August). The Secretariat is grateful for their assistance, and looks forward to welcoming the interns in June and July.

Thanks.



Professor Glenn Hurry  
Executive Director  
Western and Central Pacific Fisheries Commission



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## **SUGGESTED CHECKLIST OF 2012 REPORTING REQUIREMENTS UNDER CMMS OR OTHER WCPFC DECISIONS**

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**Prepared by the Secretariat**

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24 May 2012

There are a number of reporting requirements that are embedded in CMMs or other WCPFC decisions, which oblige CCMs to submit information or data to the Secretariat during 2012. Some of the provisions specify that CCMs are to provide this information in Part 1 or Part 2 Annual Reports, and others are to be reported to the Secretariat by specific dates. The below table is a checklist that the Secretariat has prepared to assist CCMs with quickly identifying these requirements. CCMs might also use this checklist, to provide advice to the Secretariat as a reference for the Secretariat's work in preparing draft CMRs during 2012.

**Table 1. SUGGESTED CHECKLIST OF REPORTING REQUIREMENTS UNDER CMMS OR OTHER WCPFC DECISIONS IN 2012**

<b>Reported ? (Yes or No, N/A)</b>	<b>Reporting Requirement</b>	<b>Text of provision</b>	<b>If YES, please attach, or otherwise confirm when and how this submission was provided to the Secretariat If NO, provide comments/explanation</b>
	<b>Decision on provision of Scientific Data<sup>1</sup></b>	Scientific data was provided to the Commission in accordance with the decision relating to the provision of scientific data to the Commission by 30 April 2012	

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<sup>1</sup> Scientific data to be provided to the Commission, as refined and adopted at the Fourth Regular Session of the Commission, Tumon, Guam, USA, 2-7 December 2007.

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	<b>CMM 05-03 para 3</b>	All CCMs shall report all catches of North Pacific albacore to the WCPFC every six months, except for small coastal fisheries which shall be reported on an annual basis. Such data shall be reported to the Commission as soon as possible and no later than one year after the end of the period covered.	
	<b>CMM 05-03, para 4</b>	All CCMs shall report annually to the WCPFC Commission all catches of albacore north of the equator and all fishing effort north of the equator in fisheries directed at albacore. The reports for both catch and fishing effort shall be made by gear type. Catches shall be reported in terms of weight. Fishing effort shall be reported in terms of the most relevant measures for a given gear type, including at a minimum for all gear types, the number of vessel-days fished.* [* footnote 1: The first such report shall be due on April 30th, 2006 and shall cover calendar year 2004. Small Island Developing States will make their best efforts to comply with this first reporting deadline.]	
	<b>CMM 06-04 para 4</b>	In accordance with paragraph 1, CCMs shall provide information to the Commission, by 1 July 2007, on the number of their vessels that have fished for striped marlin in the Convention area south of 15°S, during the period 2000 – 2004, and in doing so, nominate the maximum number of vessels that shall continue to be permitted to fish for striped marlin in the area south of 15°S. CCMs shall report annually to the Commission the catch levels of their fishing vessels that have taken striped marlin as a bycatch as well as the number and catch levels of vessels fishing for striped marlin in the Convention Area south of 15°S.	
	<b>CMM 07-01, Attch K Annex C, para 6</b>	No later than 30 June 2012, CCMs shall achieve 5% coverage of the effort in each fishery under the jurisdiction of the Commission (except for vessels provided for in paras 9 and 10). In order to facilitate the placement of observers the logistics may dictate that this be done on the basis of trips.	
	<b>VMS SSPs 7.2.4<sup>2</sup></b>	Provide a list of ALC inspections by flag and vessel type, and summary report of results of each inspection	

<sup>2</sup> WCPFC Standards, specifications and procedures (SSP) for the fishing vessel monitoring system (VMS) of the Western and Central Pacific Fisheries Commission (as adopted December 2008)

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	<b>CMM 06-08, para 40</b>	Contracting Parties that authorize inspection vessels to operate under these procedures shall report annually to the Commission on the boarding and inspections carried out by its authorized inspection vessels, as well as upon possible violations observed.	
	<b>CMM 06-08, para 41</b>	Members of the Commission shall include in their annual statement of compliance within their Annual Report to the Commission under Article 25(8) of the Convention action that they have taken in response to boarding and inspections of their fishing vessels that resulted in observation of alleged violations, including any proceedings instituted and sanctions applied.	
	<b>CMM 07-04, para 4</b>	For research and reporting purposes, each CCM with longline vessels that fish in the Convention Area south of 30°S or north of 23°N shall submit to the Commission in part 2 of its annual report for 2007 (due in 2008) information describing which of the mitigation measures in Table 1 they require or will require their vessels to use, as well as the technical specifications for each of those mitigation measures. Each such CCM shall also include in its annual reports for subsequent years any changes it has made to its required mitigation measures or technical specifications for those measures.	
	<b>CMM 07-04, para 9</b>	CCMs shall annually provide to the Commission, in part 1 of their annual reports, all available information on interactions with seabirds, including bycatches and details of species, to enable the Scientific Committee to estimate seabird mortality in all fisheries to which the WCPF Convention applies.	
	<b>CMM 08-03, para 2</b>	Beginning in 2009, CCMs shall report to the Commission in Part 2 of their annual reports the progress of implementation of the FAO Guidelines and this measure, including information collected on interactions with sea turtles in fisheries managed under the Convention.	
	<b>CMM 08-03, para 5(c)</b>	Provide the results of the reporting under paragraph 5(b) to the Commission as part of the reporting requirement of paragraph 2.	

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	<b>CMM 08-03, para 7(c)</b>	For the purpose of implementing this paragraph (7), establish and enforce their own operational definitions of shallow-set swordfish longline fisheries, large circle hooks, and any measures under 7(a)(iii) or adopted by the Commission under paragraph 12, ensuring that they are as enforceable as possible, and report these definitions to the Commission in Part 2 of their annual reports.	
	<b>CMM 08-04, para 5</b>	5. CCMs shall include in Part 2 of their Annual Reports a summary of monitoring, control, and surveillance actions related to large-scale driftnet fishing on the high seas in the Convention Area.	
	<b>CMM 09-03, para 8</b>	CCMs shall report to the Commission the total number of vessels that fished for swordfish and the total catch of swordfish for the following: a. vessels flying their flag anywhere in the Convention Area south of 20°S other than vessels operating under charter, lease or other similar mechanism as part of the domestic fishery of another CCM; b. vessels operating under charter, lease or other similar mechanism as part of their domestic fishery south of 20°S; and c. any other vessels fishing within their waters south of 20°S. This information shall be provided in Part 1 of each CCM's annual report. Initially, this information will be provided in the template provided at Annex 2 for the period 2000-2009 and then updated annually.	

Reported ? (Yes or No, N/A)	Reporting Requirement	Text of provision	If YES, please attach, or otherwise confirm when and how this submission was provided to the Secretariat If NO, provide comments/explanation
	<b>CMM 09-06, para 35</b>	<p>34. There shall be no transshipment on the high seas except where a CCM has determined, in accordance with the guidelines described in paragraph 37 below, that it is impracticable for certain vessels that it is responsible for to operate without being able to tranship on the high seas, and has advised the Commission of such.</p> <p>35. Where transshipment does occur on the high seas:</p> <p>a. the CCMs responsible for reporting against both the offloading and receiving vessels shall, as appropriate:</p> <p>i. advise the Commission of its procedures for monitoring and verification of the transshipments;</p> <p>ii. indicate vessels to which the determinations apply.</p> <p>iii. notify the information in Annex III to the Executive Director at least 36 hours prior to each transshipment.</p> <p>iv. provide the Executive Director with a WCPFC Transshipment Declaration within 15 days of completion of each transshipment; and</p> <p>v. Submit to the Commission a plan detailing what steps it is taking to encourage transshipment to occur in port in the future.</p>	
	<b>CMM 10-01, para 8</b>	Each year CCMs shall report in their Part 2 annual reports their implementation of this measure, including the measures applied to flagged/chartered vessels to reduce their catch and the total catch taken against the limits established under paragraphs 5 and 7.	
	<b>CMM 10-04, para 4</b>	CCMs shall report to Executive Director by 31 July 2011 and 2012 measures they used to implement paragraphs 2, 3, 6 and 7 of this CMM. The Northern Committee shall annually review reports CCMs submit pursuant to this paragraph;	
	<b>CMM 10-05, para 4</b>	CCMs shall report annually to the Commission the catch levels of their fishing vessels that have taken South Pacific Albacore as a bycatch as well as the number and catch levels of vessels actively fishing for South Pacific albacore in the Convention area south of 20°S. Initially this information will be provided for the period 2000-2010 and then updated annually.	



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	<b>CMM 10-02</b>	2. CCMs shall advise the Commission (in Part 2 of the annual report) on their implementation of the IPOA Sharks, including, results of their assessment of the need for a National Plan of Action and/or the status of their National Plans of Action for the Conservation and Management of Sharks.	
	<b>CMM 10-07, para 4</b>	Each CCM shall include key shark species*, as identified by the Scientific Committee, in their annual reporting to the Commission of annual catch and fishing effort statistics by gear type, including available historical data, in accordance with the WCPF Convention and agreed reporting procedures. CCMs shall also report annual retained and discarded catches in Part 2 of their annual report. CCMs shall as appropriate, support research and development of strategies for the avoidance of unwanted shark captures (e.g. chemical, magnetic and rare earth metal shark deterrents). [* footnote 2: The key shark species are blue shark, silky shark, oceanic whitetip shark, mako sharks, and thresher sharks, porbeagle shark (south of 20°S, until biological data shows this or another geographic limit to be appropriate) and hammerhead sharks (winghead, scalloped, great, and smooth).]	
	<b>MCS Data Rule and Procedures (2009)<sup>3</sup></b>	44. Members of the Commission shall include in their Part 2 Annual Report to the Commission information on the domestic measures that they have taken to ensure the confidentiality of the data and information received pursuant to these Rules and Procedures. Members of the Commission shall provide in their Part 2 Annual Report to the Commission a statement affirming that they have complied with the data retention and destruction requirements of Section V of these Rules and Procedures. In addition, Members of the Commission shall include a summary report of the status of any investigation, judicial or administrative proceedings in Part 2 of its Annual Report to the Commission at the next session of the Technical and Compliance Committee (TCC) until the conclusion of the investigation, judicial or administrative proceedings.	

<sup>3</sup> WCPFC Rules and Procedures for the Protection, Access to, and Dissemination of High Seas Non-Public Domain Data and Information Compiled by the Commission for the Purpose of Monitoring, Control or Surveillance (MCS) Activities and the Access to and Dissemination of High Seas VMS Data for Scientific Purposes (adopted 11th December 2009)