

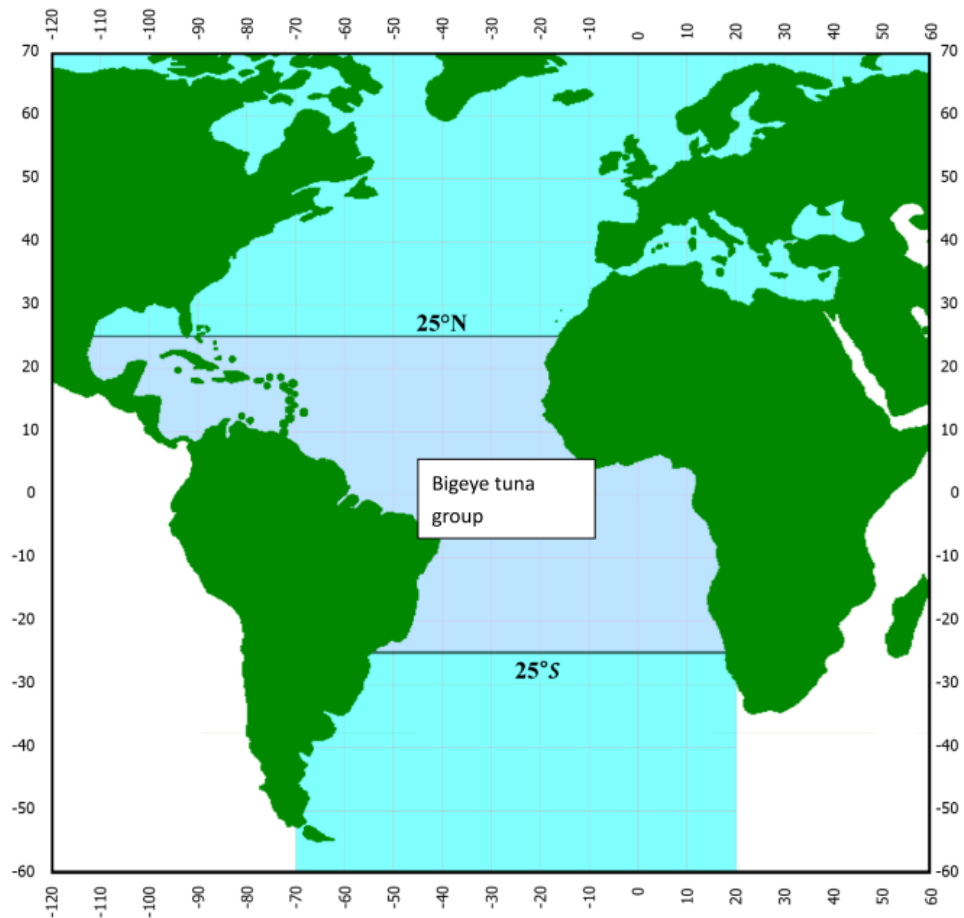
<b>Ordinance for Distant Water Fisheries</b>	
Article 1	This Ordinance is enacted to ensure the conservation of marine fisheries resources, strengthen distant water fisheries management, curb illegal, unreported, and unregulated (hereinafter referred to as IUU) fishing, improve traceability of catches and fisheries products, and promote the sustainable operation of distant water fisheries.
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Article 6	<p>Any person with the nationality of the Republic of China who intends to engage in distant water fisheries shall obtain the fishing license pursuant to the Fisheries Act and apply to the competent authority for the issuance of distant water fisheries permit.</p> <p>Regulations on the qualifications for application, terms and conditions, required documents, application procedure, period, the total allowable numbers, tonnages or fish hold capacities of fishing vessels, the total allowable catches, conditions for revocation, and other requirements of the distant water fisheries permit referred to in preceding paragraph shall be prescribed by the competent authority.</p>
Article 9	<p>Any fishing vessel of distant water fisheries shall be installed with vessel monitoring system (hereinafter referred to as VMS) and electronic logbook system (hereinafter referred to as E-logbook) before leaving ports.</p> <p>Regulations on the management and guidance of the VMS and E-logbook referred to in the preceding paragraph, the electronic navigational chart and monitoring center shall be prescribed by the competent authority.</p>
Article 10	<p>Any fishing vessel of distant water fisheries shall comply with conservation and management measures and international standards for fishing on the high seas.</p> <p>The competent authority shall prescribe regulations on the following matters with respect to the conservation and management measures and international standards for fishing on the high seas referred to in the preceding paragraph:</p> <ol style="list-style-type: none"> <li>(1) Fishing areas and periods; and prohibited fishing areas and periods;</li> <li>(2) Fishing gears, methods, and mitigation measures for bycatch;</li> <li>(3) Restriction(s) or prohibition(s) on catch species;</li> <li>(4) Limit on or quota of catch quantities;</li> <li>(5) Filling in and submission of logbooks and catch reports;</li> <li>(6) Marking of fishing vessels and fishing gears, and reporting of vessels positions;</li> <li>(7) Disposal of catches;</li> <li>(8) Designation and management of ports for landing or transshipping;</li> <li>(9) Observation or inspection of fishing vessels operation;</li> <li>(10) Issuance of catch certificate documents;</li> <li>(11) Open and transparent management of data related to fishing vessels and fishing; and</li> <li>(12) Other matters concerning management of fishing vessels operation.</li> </ol> <p>Regulations on the matters referred to in the preceding subparagraphs shall be periodically reviewed together with the needs of distant water fisheries operation.</p>
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## Regulations for Tuna Longline Fishing Vessels Proceeding to the Atlantic Ocean for Fishing Operation

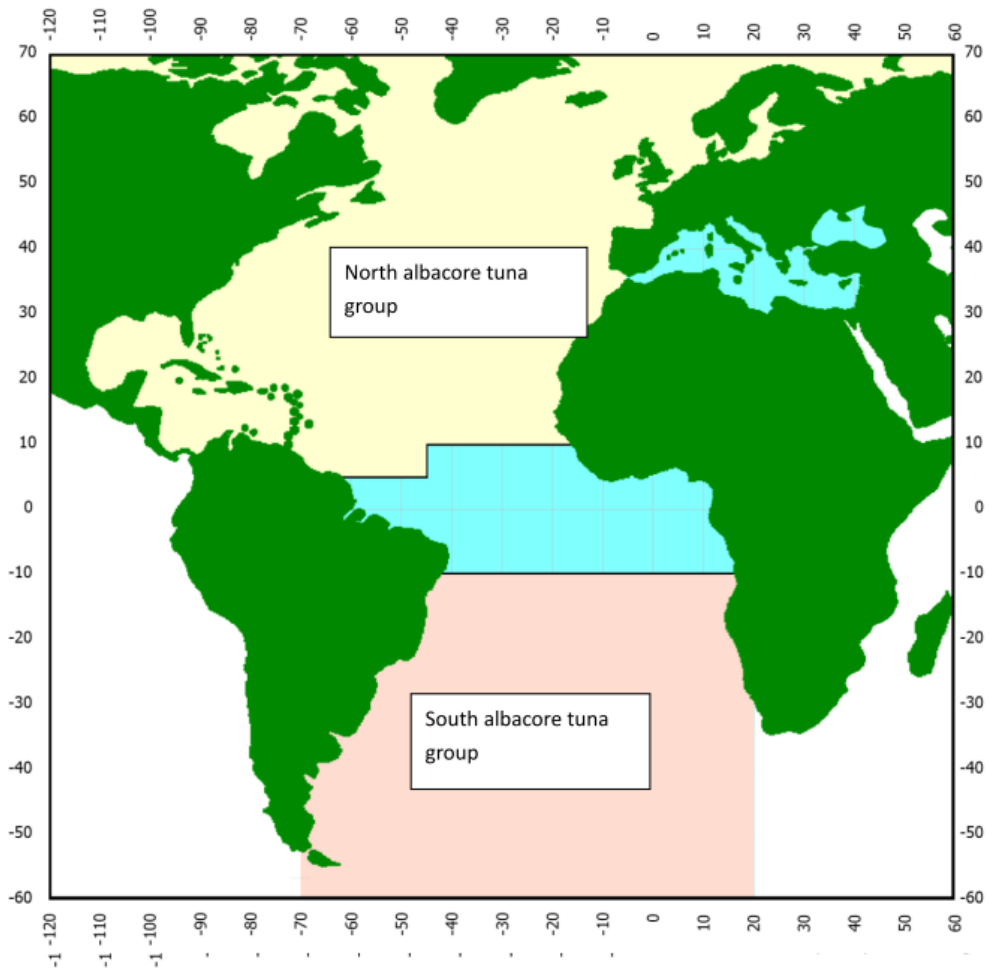
Article 1	...
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Article 4	<p>Tuna longline fishing vessels proceeding to the Atlantic Ocean for fishing operation are categorized, in accordance with the catch species, into the following groups and fishing areas, which are as shown in Appendix 2 and 3:</p> <p>(1) Bigeye tuna group: targeting bigeye tuna. The fishing area is north of 25°S to south of 25°N.</p> <p>(2) North albacore tuna group: targeting north Atlantic albacore tuna. The fishing area is north of 10°N and west of 45°W, and north of 5°N, excluding the Mediterranean Sea.</p> <p>(3) South albacore tuna group: targeting south Atlantic albacore tuna. The fishing area is south of 10°S</p> <p>Any tuna longline fishing vessel shall fish only within the fishing area(s) permitted by the competent authority.</p>
Article 33	<p>The vessel monitoring system (VMS) on board shall be maintained functional at all time, whether at sea or in port.</p> <p>Tuna longline fishing vessels or carrier vessels of the Republic of China shall transmit at least one vessel position in every four hours.</p> <p>Fee for the services and communications of the VMS shall be borne by distant water fisheries operators.</p>
Article 41	<p>Any tuna longline fishing vessel catching the following fish species shall immediately discard into the sea and shall not retain on board. The amount of discard shall be recorded on the logbooks:</p> <p>(1) Atlantic bluefin tuna;</p> <p>(2) Swordfish in the entire Atlantic Ocean less than 15 kilograms, or in alternative, less than 119 centimeters lower jaw fork length (LJFL)</p> <p>The amount of discard of the fish species as referred to in subparagraph (2) shall also be recorded on the E-logbook.</p>
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Appendix  
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Appendix 2: The fishing area of the bigeye tuna group



Appendix 3: Fishing areas of the north albacore tuna group and south albacore tuna group



<b>Regulations for the Application of Import, Export and Re-export of Bluefin Tuna</b>	
Article 2	Any application of the importation, exportation and re-exportation of the Atlantic and Pacific bluefin tunas (CCC0301. 94.00.00-3); Atlantic and Pacific bluefin tunas, fresh or chilled (CCC0302.35.00.00-4); Atlantic and Pacific bluefin tunas, frozen (CCC0303.45.00.00-1); Atlantic and Pacific bluefin tunas, fillets or steaks (whether or not minced), fresh or chilled (CCC0304.49.90.11-4); Atlantic and Pacific bluefin tunas meat (whether or not minced), fresh or chilled (CCC0304.59.90.11-1); and Atlantic and Pacific bluefin tunas, fillets or steaks, frozen (CCC0304.87.00.10-7) shall be in compliance with these Regulations.
Article 3	<p>Any importer shall apply to the Fisheries Agency of the Council of Agriculture for the issuance of import approval for the importation of bluefin tuna.</p> <p>(1) In the event that the exporting country is the country of origin, the following documents shall be enclosed:</p> <ul style="list-style-type: none"> <li>i. Copy of company/business registration certificate of the importer;</li> <li>ii. The original copy of the ICCAT Bluefin Tuna Catch Document (format as shown in Appendix 1) issued by the exporting country. In case that the exporting country has implemented catch tagging scheme and each fish product has been tagged individually, the Catch Document may be exempted from being attested by the government of exporting country. In case that the fish product(s) was caught from the Atlantic Ocean and has been transported, copy of the ICCAT Transshipment Declaration (format as shown in Appendix 2) attested by the exporting country shall be enclosed; and</li> <li>iii. Copy of the pro forma invoice (affixing the stamps of the importer and its legal representative).</li> </ul> <p>(2) In the event that the exporting country is not the country of origin, the following documents shall be enclosed:</p> <ul style="list-style-type: none"> <li>i. Copy of company/business registration certificate of the importer;</li> <li>ii. Copy of the Bluefin Tuna Catch Document attested by the last exporting country. In case that the fish product(s) was caught from the Atlantic Ocean and has been transported, copy of the Transshipment Declaration attested by the last exporting country shall be enclosed;</li> <li>iii. Copy of the pro forma invoice (affixing the stamps of the importer and its legal representative);</li> <li>iv. The original copy of the ICCAT Bluefin Tuna Re-export Certificate (format as shown in Appendix 3) issued by the last exporting country; and</li> <li>v. If applicable, copy of the Bluefin Tuna Re-export Certificate issued by each previous exporting country and attested by the last exporting country.</li> </ul>
Article 4	The import approval shall be valid for three months starting from the date of issuance, and shall be invalid in case of expiry. The import approval shall be invalid due to the change of domestic and overseas laws and regulations or epidemic situation.
Article 5	<p>The issuance of import approval shall be denied under any of the following circumstances:</p> <p>(1) The imported fish product(s) is caught by any fishing vessel that is not listed on the Records of Fishing Vessels maintained by the country of origin in each Ocean.</p> <p>(2) The fish product(s) is originated from any country that is subject to import prohibition imposed by international fisheries organization(s).</p>

Article 6	The quarantine and other management concerning the importation of bluefin tuna shall be conducted in accordance with relevant regulations.
Article 7	In the event that any fishery operator authorized by the Republic of China applies for the exportation of bluefin tuna caught by him/herself, such operator or the exporter shall firstly apply for the Bluefin Tuna Catch Document in accordance with relevant regulations of this Council before the exportation.
Article 8	<p>In case of re-exportation of bluefin tuna imported from any foreign country, the exporter shall, before the exportation, apply to this Council for the Re-export Certificate.</p> <p>(1) In the event that the foreign country is the country of origin, the following documents shall be enclosed:</p> <ul style="list-style-type: none"> <li>i. Copy of company/business registration certificate of the importer;</li> <li>ii. The copy of the Bluefin Tuna Catch Document issued by the exporting country. In case that the exporting country has implemented catch tagging scheme and each fish product has been tagged individually, the Catch Document may be exempted from being attested by the government of exporting country. In case that the fish product(s) was caught from the Atlantic Ocean and has been transported, copy of the Transshipment Declaration attested by the exporting country shall be enclosed; and</li> <li>iii. Copy of the pro forma invoice (affixing the stamps of the importer and its legal representative).</li> </ul> <p>(2) In the event that the exporting country is not the country of origin, the following documents shall be enclosed:</p> <ul style="list-style-type: none"> <li>i. Copy of company/business registration certificate of the importer;</li> <li>ii. Copy of the Bluefin Tuna Catch Document attested by the last exporting country. In case that the fish product(s) was caught from the Atlantic Ocean and has been transported, copy of the Transshipment Declaration attested by the last exporting country shall be enclosed;</li> <li>iii. Copy of the proforma invoice (affixing the stamps of the importer and its legal representative);</li> <li>iv. Copy of the Bluefin Tuna Re-export Certificate issued by the last exporting country; and</li> <li>v. If applicable, copy of the Bluefin Tuna Re-export Certificate issued by each previous exporting country and attested by the last exporting country.</li> </ul>