

**DRAFT RECOMMENDATION BY ICCAT AMENDING THE**  
**RECOMMENDATION 18-02 ESTABLISHING A MULTI-ANNUAL**  
**MANAGEMENT PLAN FOR**  
**BLUEFIN TUNA IN THE EASTERN ATLANTIC AND THE MEDITERRANEAN**

*ACKNOWLEDGING* that the Standing Committee on Research and Statistics (SCRS) noted in its 2017 advice that a Total Allowable Catch (TAC) could be set at 36,000 t to be reached in 2020 in a gradual stepwise way without undermining the success of the recovery plan;

*ACKNOWLEDGING* the advice from SCRS to consider moving from the current recovery plan to a management plan and that the current status of the stock no longer appears to require the emergency measures introduced under the Recovery Plan for bluefin tuna in the eastern Atlantic and Mediterranean (Recommendation 17-07 by ICCAT amending the Recommendation 14-04);

*ACKNOWLEDGING* paragraph 4 of Recommendation 17-07 which states that the Commission shall establish a management plan for the stock in 2018.

*CONSIDERING* that the SCRS is developing a management strategy evaluation (MSE) process, with the aim to evaluate different management procedures that are robust to the main sources of uncertainty and that MSE process is expected to deliver candidate management procedures in the short but not immediate term (e.g. by 2021-22), the selection of the desired management procedure by the Commission could also take some time. Therefore, it is proposed to have an interim management objective that can be revisited at the time the Commission adopts harvest control rules (HCR). In this context, on the basis of the latest stock assessment and on further management recommendations supported by a Management Strategy Evaluation exercise (MSE) and after the management procedure, including HCRs have been defined by the SCRS, the Commission may decide as from 2020 on changes to the management framework for the eastern Atlantic and Mediterranean bluefin tuna, as advised by SCRS.

*FURTHER ACKNOWLEDGING* the impacts of the Recovery plan for bluefin tuna in the eastern Atlantic and the Mediterranean on the small-scale fleets, in particular with regards to the reduction of fishing capacity;

*CONSIDERING* the capability of the stock to respond to several consecutive years of low recruitment, it will be paramount to ensure that fishing capacity remains within sustainable limits and that the control of capacity remains effective;

*TAKING INTO CONSIDERATION* the importance of maintaining the scope and integrity of the control measures, and reinforcing traceability of the catches, in particular with regards to the transport of live fish and farming activities.

THE INTERNATIONAL COMMISSION FOR THE  
CONSERVATION OF ATLANTIC TUNAS (ICCAT) RECOMMENDS THAT:

**Part I**  
**General Provisions**

**Objective**

1. The Contracting Parties and Cooperating non-Contracting Parties, Entities or Fishing Entities hereinafter referred to as CPCs, whose vessels have been actively fishing for bluefin tuna (*Thunnus thynnus*) in the eastern Atlantic and the Mediterranean shall implement a management plan for bluefin tuna in that geographic area starting in 2019 with the goal of maintaining the biomass around  $B_{0.1}$ , achieved by fishing at or less than  $F_{0.1}$ , which the SCRS considers to be reasonable proxy for  $F_{MSY}$ .

This objective shall be revisited and modified, if necessary, once Management Strategy Evaluation has made sufficient progress, when alternative management objectives can be considered, and Reference Points, Harvest Control rules and/or Management procedures can be adopted.

2. When the SCRS stock evaluation indicates that the status and development of the stock (in terms of biomass and/or fishing mortality) is diverting from this objective, safeguards and review clauses as defined in the final provisions of this plan shall apply.

### Definitions

3. For purposes of this Recommendation:

- a) "fishing vessel" means any powered vessel used for the purposes of the commercial exploitation of bluefin tuna resources, including catching vessels, fish processing vessels, support vessels, towing vessels, vessels engaged in transshipment and transport vessels equipped for the transportation of tuna products and auxiliary vessels, except container vessels.
- b) "catching vessel" means a vessel used for the purposes of the commercial capture of bluefin tuna resources.
- c) "processing vessel" means a vessel on board of which fisheries products are subject to one or more of the following operations, prior to their packaging: filleting or slicing, freezing and/or processing.
- d) "auxiliary vessel" means any vessel used to transport dead bluefin tuna (not processed) from a transport/farming cage, a purse seine vessel or a trap to a designated port and/or to a processing vessel.
- e) "towing vessel" means any vessel used for towing cages.

[...]

- f) "fishing actively" means, for any catching vessel, the fact that it targets bluefin tuna during a given fishing season.
- g) "joint fishing operation" (hereinafter referred to in the text as JFO) means any operation between two or more purse seine vessels where the catch of one purse seine vessel is attributed to one or more other purse seine vessels in accordance with a previously agreed allocation key.
- h) "transfer operations" means:
  - any transfer of live bluefin tuna from the catching vessel's net to the transport cage;
  - any transfer of live bluefin tuna from the transport cage to another transport cage;
  - any transfer of the cage with live bluefin tuna from a towing vessel to another towing vessel;
  - any transfer of live bluefin tuna from one farm to another, or between different cages in the same farm;
  - any transfer of live bluefin tuna from the trap to the transport cage independently of the presence of a towing vessel.
- i) "control transfer" means any additional transfer being implemented at the request of the fishing/farming operators or the control authorities for the purpose of verifying the number of fish being transferred.
- j) "trap" means fixed gear anchored to the bottom, usually containing a guide net that leads bluefin tuna into an enclosure or series of enclosures where it is kept prior to harvesting or farming.
- k) "trap CPC" means the CPC where a tuna trap is installed in the waters under its jurisdiction.
- l) "caging" means the relocation of live bluefin tuna from the transport cage or trap to the farming or fattening cages.
- m) "fattening" or "farming" means caging of bluefin tuna in farms and subsequent feeding aiming to fatten and increase their total biomass.

- n) "farm" means a marine area clearly defined by geographical coordinates, used for the fattening or farming of bluefin caught by traps and/or purse seine vessels. A farm could have several farming locations, all of them defined by geographical coordinates (with a clear definition of longitude and latitude for each one of the points of the polygon).
- o) "harvesting" means the killing of bluefin tuna in farms or traps.
- p) "transshipment" means the unloading of all or any of the fish on board a fishing vessel to another fishing vessel. However, unloading of dead bluefin tuna from the purse seine, the trap or the towing vessel to an auxiliary vessel shall not be considered as transshipment.
- q) "sport fishery" means non-commercial fisheries whose members adhere to a national sport organization or are issued with a national sport license.
- r) "recreational fishery" means non-commercial fisheries whose members do not adhere to a national sport organization or are not issued with a national sport license.
- s) "stereoscopic camera" means a camera with two or more lenses, with a separate image sensor or film frame for each lens, enabling the taking of three-dimensional images for the purpose of measuring the length of the fish and assisting in refining the number and weight of bluefin tuna.
- t) "control camera" means a stereoscopic camera and/or conventional video camera for the purpose of the controls foreseen in this Recommendation.
- u) "BCD or electronic BCD (eBCD)" means a bluefin catch document.
- v) "lengths of vessels" means overall lengths.
- w) "small-scale coastal vessel" is a catching vessel with at least three of the five following characteristics: a) length overall <12 m; b) the vessel is fishing exclusively inside the territorial waters of the flag CPC c) fishing trips have a duration of less than 24 hours d) the maximum crew number is established at four persons, or e) the vessel is fishing using techniques which are selective and have a reduced environmental impact.
- x) "control caging" means any additional caging being implemented at the request of the fishing/farming operators or the control authorities for the purpose of verifying the number and or the average weight of fish being caged.
- y) "farming CPC" means the CPC under whose jurisdiction the farm for bluefin tuna is located.

## Part II Management measures

### TAC and quotas and conditions associated with the allocation of quotas to CPCs

4. Each CPC shall take the necessary measures to ensure that the fishing effort of its catching vessels and its traps are commensurate with the bluefin tuna fishing opportunities available to that CPC in the eastern Atlantic and the Mediterranean, including by establishing individual quotas for its catching vessels over 24 m included in the list referred to in paragraph 49 a) of this Recommendation.

5. The total allowable catches (TACs), inclusive of dead discards, for the years 2019-2020 shall be set at: 32,240 t for 2019 and 36,000 t for 2020, in accordance with the following quota scheme:

<i>CPC</i>	<i>Quota 2019 (t)</i>	<i>Quota 2020 (t)</i>
Albania	156	170
Algeria	1,446	1,655
China	90	102
Egypt	266	330
European Union	17,623	19,460
Iceland*	147	180
Japan	2,544	2,819
Korea	184	200
Libya	2,060	2,255
Morocco	2,948	3,284
Norway	239	300
Syria	73	80
Tunisia	2,400	2,655
Turkey	1,880	2,305
Chinese Taipei	84	90
Subtotal	32,140	35,885
Unallocated Reserves	100	115
<b>TOTAL</b>	<b>32,240</b>	<b>36,000</b>

\*Notwithstanding the provision of this Part, Iceland may catch beyond the quota amount each year by 25% while its total catch for 2018, 2019, and 2020 combined shall not exceed 411 t (84 t + 147 t + 180 t).

This table shall not be interpreted to have changed the allocation keys shown in Recommendation 14-04. The new keys shall be established in the future for consideration by the Commission.

Mauritania may catch up to 5 t for research in each year, if they respect the rules of reporting of catches defined in this Recommendation. The catch shall be deducted from the unallocated reserve.

The TAC shall be reviewed annually on the advice of the SCRS.

Depending on availability, Chinese Taipei may transfer up to 50 t of its quota to Korea in 2019 and in 2020.

6. The flag CPC may require a catching vessel to proceed immediately to a port designated by it when the individual quota of the vessel is deemed to be exhausted.
7. Carry-over of any unused quota is not authorized. A CPC may request to transfer a maximum of 5% of its 2019 quota to 2020. The CPC shall include this request in its fishing/capacity plan for the endorsement by the Commission.
8. Carry-over within a farm of non-harvested live bluefin tuna from a previous year's catch is not authorized unless a reinforced system of control is implemented and reported to the Secretariat as an integral part of the monitoring, control and inspection plan submitted under paragraph 14 of this Recommendation. Such reinforced system shall include at least the provisions defined in paragraphs 103 and 107. Further control measures will be examined at an intersessional meeting of Panel 2 referred to in paragraph 116.
9. Farming CPCs shall ensure that, prior to the start of a fishing season, a thorough assessment is made of any live bluefin tuna carried over after bulk-harvests in the farms under their jurisdiction. To this end, all carried-over live bluefin tuna from a catching year (i.e. fish that were not subject to bulk-harvest in the farms) shall be transferred to other cages using stereoscopic camera systems or alternative methods provided they guarantee the same level of precision and accuracy. Carry-over of bluefin tuna from years that were not subject to bulk-harvest shall be controlled annually by applying the same procedure to appropriate samples based on risk assessment.

Full traceability of carried-over fish shall be ensured at all times. The measures to ensure such traceability shall be fully documented.

*EU 's alternative text*

*[Farming CPCs shall ensure that, prior to the start of a fishing season, a thorough assessment is made of any live bluefin tuna not harvested in the farms under their jurisdiction and carried over to the next year. To this end, all carried-over live bluefin tuna from a catching year shall be transferred in a single cage using stereoscopic camera systems or alternative methods provided they guarantee the same level of precision and accuracy. Carry-over of bluefin tuna from years that were not subject to bulk-harvest shall be controlled annually by applying the same procedure to appropriate samples based on risk assessment.]*

10. [Notwithstanding Rec. 01-12,] the transfer of quota between CPCs shall be done only under authorization by the CPCs concerned. Those transfers accepted by the CPCs concerned shall be communicated to the Secretariat at least 48 hours before they enter into force.
11. No chartering operation for the bluefin tuna fishery is permitted.
12. A CPC's annual adjusted quota shall include its annual initial quota (as specified in the table in paragraph 5) as adjusted by any quota transfers to/from other CPCs, any carry-over to be endorsed by the Commission under paragraph 7, and any pay-back in accordance with paragraph 12bis.
- 12bis. If any CPC exceeds its annual adjusted quota in any management period, its quota shall be reduced in the subsequent management period by 100% of the amount in excess of such quota and ICCAT may authorize other appropriate actions. If a CPC exceeds its annual adjusted quota during any two consecutive management periods, the Commission will recommend appropriate measures, which may include, but are not limited to, reduction in the quota equal to a minimum of 125% of the amount in excess of such quota, and, if necessary, trade restrictive measures. Any such trade measures will be import restrictions on bluefin tuna and consistent with each CPC's international obligations. The trade measures will be of such duration and under such conditions as the Commission may determine.

*[US suggestion*

12. Any catch by a CPC in excess of its annual adjusted quota shall be deducted from its respective quota during or before the adjustment year as follows:

[Insert usual table]

- 12bis. A CPC's annual adjusted quota shall include its annual initial quota (as specified in the table in paragraph 5) as adjusted by any quota transfers to/from other CPCs, any internal quota transfers provided for under paragraph 7, and any overharvest consistent with the remainder of this paragraph.

Notwithstanding paragraph 12:

(a) if any CPC exceeds its annual adjusted quota in any given year, its initial quota for the adjustment year specified in paragraph 12 shall be reduced by 100% of the amount in excess of such annual adjusted quota, and ICCAT may authorize other appropriate actions; and

(b) notwithstanding subparagraph 12bis(a) above, if a CPC exceeds its annual adjusted quota during any two consecutive years, the Commission will recommend appropriate measures, which may include, but are not limited to, reduction in the CPC's initial quota equal to a minimum of 125% of the amount in excess of such quota, and, if necessary, trade restrictive measures. Any such trade measures under this paragraph will be import restrictions on bluefin tuna and consistent with each CPC's international obligations. The trade measures will be of such duration and under such conditions as the Commission may determine.]

13. The SCRS shall continue its MSE work, testing candidate management procedures, including harvest control rules (HCRs), which would support management objectives to be agreed by the Commission in 2019. Based on the SCRS inputs and advice, and a dialogue process between scientists and managers, the Commission shall endeavour in 2020 to adopt a management procedure for the stock of Atlantic bluefin in the eastern Atlantic and the Mediterranean, including pre-agreed management actions to be taken under various stock conditions.

**Submission of annual fishing plans, fishing and farming capacity management and inspection plans and farming management plans**

14. By 15 February each year, each CPC with an allocated eastern Atlantic and Mediterranean bluefin tuna quota shall submit to the Secretariat:
- a) An annual fishing plan for the catching vessels and traps fishing bluefin tuna in the eastern Atlantic and the Mediterranean drawn up in accordance with paragraphs 16-17.
  - b) An annual fishing capacity management plan ensuring that the CPC authorized fishing capacity is commensurate with the allocated quota drawn up to include the information set forth in paragraphs 18-23.
  - c) A monitoring, control and inspection plan with a view to ensuring compliance with the provisions of this Recommendation.
  - d) An annual farming management plan as appropriate, that is in line with the requirements set out in paragraphs 24-27, including the authorized maximum input per farm and the maximum capacity per farm and the total amount of fish by farm carried over from the previous year, in accordance with paragraph 8.
15. For 2019 and 2020, prior to 31 March of each year and in line with paragraph 116 of this Recommendation, the Commission shall convene an intersessional meeting of Panel 2 to analyse and, as appropriate, endorse the plans referred to under paragraph 14. This obligation may be revised after 2020 to allow endorsement of the plans to be done by electronic means. If the Commission finds a serious fault in the plans submitted and cannot endorse these plans, the Commission shall decide on the automatic suspension of bluefin tuna fishing in that year by that CPC. Non-submission of the plan referred to above shall automatically lead to suspension of bluefin tuna fishing in that year.

**Annual fishing plans**

16. The annual fishing plan shall identify, *inter alia*, the quotas allocated to each gear group, when applicable, the method used to allocate and manage quotas as well as the measures to ensure the respect of the individual quotas, the open fishing seasons for each gear category and the rules on by-catch.
17. Any subsequent modification to the annual fishing plan shall be transmitted to the Secretariat at least one working day before the exercise of the activity corresponding to that modification. Notwithstanding this provision, quota transfers between different gear groups and transfers between by-catch quota and directed quotas from the same CPC shall be allowed, provided that information on the transfers is transmitted to the Secretariat at the latest when the transfer enters into force.

**Capacity management measures**

**Fishing capacity**

**Adjustment of fishing capacity**

18. Each CPC shall adjust its fishing capacity to ensure that it is commensurate with its allocated quota by using relevant yearly catch rates by fleet segment and gear proposed by the SCRS and adopted by the Commission in 2009. Those parameters should be reviewed by SCRS no later than 2019 and each time that a stock assessment for eastern bluefin tuna is performed, including specific rates for gear type and fishing area.

19. For that purpose each CPC shall establish, when appropriate, an annual fishing capacity management plan to be analysed and, as appropriate, endorsed by Panel 2 intersessionally. Such plan shall adjust the number of catching vessels to demonstrate that the fishing capacity is commensurate with the fishing opportunities allocated to the catching vessels for the same quota period. Regarding small-scale coastal vessels, the minimum quota requirement of 5 t (catch rate defined by SCRS in 2009) shall no longer be applicable and sectorial quotas may alternatively be applied to those vessels as follows:
  - a) If a CPC has small-scale coastal vessels authorised to fish for bluefin tuna, it shall allocate a specific sectorial quota for those vessels and indicate in its fishing, and monitoring, control and inspection plans which additional measures it will put in place to closely monitor the quota consumption of this fleet segment.
  - b) For the vessels from the archipelagos of Azores, Canary Islands and Madeira, a sectorial quota may be established for baitboats. Such sectorial quota and the additional conditions to monitor it shall be clearly defined in the fishing plan submitted pursuant to paragraph 16 above.
20. The adjustment of fishing capacity for purse-seine vessels shall be limited to a maximum variation of 20% compared to the baseline fishing capacity of 2018. When calculating the number of vessels using 20%, CPCs can eventually round up the figure to the next whole number.
21. For the period 2019-2020 CPCs may authorize a number of their traps engaged in the eastern Atlantic and Mediterranean bluefin tuna fishery which allows the full exploitation of their fishing opportunities.
22. The requirements for adjustments and for the number of traps defined in paragraph [19, 20 and 21] shall not apply:
  - a) if developing CPCs can demonstrate that they need to develop their fishing capacity so as to fully use their quota, by using relevant yearly catch rates by fleet segment and gear proposed by the SCRS, and if such adjustments are included in their annual fishing plan in accordance to paragraph 14,
  - b) in the Northeast Atlantic, to those CPCs that are fishing mainly in their own economic zones (the Norwegian Economic Zone and the Icelandic Economic Zone).
23. By derogation to the provisions of paragraphs 18, 19 and 21, for 2019 and 2020, CPCs may decide to include in their annual fishing plans referred to in paragraph 16, a different number of traps and vessels to fully utilise their fishing opportunities. The calculations to establish such adjustments shall be made in accordance with the methodology approved at the 2009 annual meeting and with the conditions set in paragraph 19, except when the CPCs concerned fish mainly in the Northeast Atlantic in their own economic zones (the Norwegian Economic Zone and the Icelandic Economic Zone).

#### **Farming capacity**

24. Each farming CPC shall establish an annual farming management plan. Such plan shall demonstrate that the total input capacity and the total farming capacity is commensurate with the estimated amount of bluefin tuna available for farming including the information referred to in paragraphs 25 and 27. Revised farming management plans, if appropriate, shall be submitted to the Secretariat by 1 June each year. The Commission shall ensure that the total farming capacity in the eastern Atlantic and the Mediterranean is commensurate with the total amount of bluefin tuna available for farming in the area.
25. Each CPC shall limit its tuna farming capacity to the total farming capacity of the farms that were registered in the ICCAT list or authorized and declared to ICCAT in 2018.
26. Those developing CPCs without or with less than three tuna farms and that intend to establish new tuna farming facilities shall have the right to establish such facilities with a maximum total farming capacity of up to 1,800 t per CPC. To this end, they shall communicate to ICCAT by including those in their farming plan under paragraph 14 of this Recommendation. This clause should be reviewed as from 2020.

27. Each CPC shall establish an annual maximum input of wild caught bluefin tuna into its farms at the level of the input quantities registered with ICCAT by its farms in 2005, 2006, 2007 or 2008. If a CPC needs to increase the maximum input of wild caught tuna in one or several of its tuna farms, that increase shall be commensurate with the fishing opportunities allocated to that CPC, including live bluefin tuna imports.

#### Growth rates

28. SCRS, on the basis of a standardized protocol to be established by the SCRS for the monitoring of recognizable individual fish, shall undertake trials to identify growth rates including in weight and size gains during the fattening period. Based on the result of the trials and other scientific information available, SCRS shall review and update the growth table published in 2009, and the growth rates utilized for farming the fish referred to under paragraph 35 c, and present those results to the 2020 Annual meeting of the Commission. In updating the growth table, the SCRS should invite independent scientists who have appropriate expertise to review the analysis. The SCRS shall also consider the difference among geographic area (including Atlantic and Mediterranean) in updating the table. Farm CPCs shall ensure that the scientists tasked by the SCRS for the trials can have access to and, as required by the protocol, assistance to carry out the trials. Farm CPCs shall endeavor to ensure that the growth rates derived from the eBCDs are coherent with the growth rates published by the SCRS. If significant discrepancies are found between the SCRS tables and growth rates observed, that information should be sent to SCRS for analysis.

### Part III Technical measures

#### Open fishing seasons

29. Purse seine fishing for bluefin tuna shall be permitted in the eastern Atlantic and the Mediterranean during the period from 26 May to 1 July.

By way of derogation, the season in the eastern Mediterranean Sea (FAO fishing areas 37.3.1 Aegean; 37.3.2 Levant), may be open 15 May if a CPC requests it in its fishing plan.

By way of derogation, the season in the Adriatic Sea (FAO fishing Area 37.2.1) may be open from 26 May until 15 July, for fish farmed in the Adriatic Sea.

By way of derogation the purse seine fishing season in the Norwegian Economic Zone and in the Icelandic Economic Zone shall be from 25 June to 15 November.

By way of derogation, the purse seine fishing season in the eastern Atlantic and Mediterranean fishing zones limited to the waters under the sovereignty or jurisdiction of the Kingdom of Morocco may be open from 1 May to 15 June if a CPC requests it in its fishing plan.

30. If weather conditions prevent fishing operations, CPCs may decide that the fishing seasons referred under paragraph 29 be expanded by an equivalent number of lost days up to 10 days.
31. Bluefin tuna fishing shall be permitted in the eastern Atlantic and the Mediterranean by large-scale pelagic longlines catching vessels over 24 m during the period from 1 January to 31 May with the exception of the area delimited by West of 10°W and North of 42°N, as well as in the Norwegian Economic Zone, where such fishing shall be permitted from 1 August to 31 January.
32. CPCs shall establish open fishing seasons for their fleets other than purse seine vessels and vessels referred to in paragraph 31, and shall provide this information in their fishing plan defined in paragraph 16 to be analysed and as appropriate, endorsed by Panel 2 intersessional.
33. Not later than 2020, the Commission shall decide to what extent the fishing seasons for different gear types and/or fishing areas might be extended and/or modified based on the SCRS advice without negatively influencing the stock development and by ensuring the stock is managed sustainably.



### Minimum size

34. The minimum size for bluefin tuna caught in the eastern Atlantic and the Mediterranean shall be 30 kg or 115 cm fork length. Therefore, CPCs shall take the necessary measures to prohibit catching, retaining on board, transshipping, transferring, landing, transporting, storing, selling, displaying or offering for sale bluefin tuna weighing less than 30 kg or with fork length of less than 115 cm.
35. By derogation from paragraph 34, a minimum size for bluefin tuna of 8 kg or 75 cm fork length shall apply to the following situations **(see Annex 1)**.
- a) Bluefin tuna caught in the eastern Atlantic by baitboats and trolling boats;
  - b) Bluefin tuna caught in the Mediterranean by the small-scale coastal fleet fishery for fresh fish by baitboats, longliners and handliners;
  - c) Bluefin tuna caught in the Adriatic Sea for farming purposes.

[...]

Notwithstanding the above, for bluefin tuna caught in the Adriatic Sea by Croatian flag vessels for the purpose of farming, CPCs may grant tolerances to capture bluefin tuna having a minimum weight of 6.4 kg or, in the alternative, having a minimum fork length of 66 cm, provided they limit the take of these fish to a maximum of 7% by weight of the total quantities of bluefin tuna caught by those Croatian vessels. In addition, for bluefin tuna caught by French baitboat vessels with an overall length of less than 17 m operating in the Bay of Biscay, CPCs may grant tolerances to capture up to a maximum of 100 t of bluefin tuna having a minimum weight of 6.4 kg or, in the alternative, having a minimum fork length of 70 cm.

36. CPCs concerned shall issue specific authorisations to vessels fishing under the derogations referred to in paragraph 35. In addition, fish below these minimum sizes that are discarded dead shall be counted against the CPC quota.

### Incidental catches of fish below minimum size

37. For catching vessels fishing actively for bluefin tuna and tuna traps, CPCs may authorize an incidental catch of no more than 5% by number of bluefin tuna weighing between 8 kg and 30 kg or, in the alternative, with fork length between 75-115 cm.

This percentage shall be calculated in relation to the total catches in number of bluefin tuna retained on board a vessel at any time after each fishing operation in the above mentioned weight or length categories.

### General rules on by-catches

38. All CPCs shall allocate a specific quota for by-catch of bluefin tuna. The levels of authorized by-catches as well as the methodology to calculate those by-catches in relation with the total catches on board (in weight or number of specimens) shall be clearly defined in the annual fishing plans submitted to the Secretariat under paragraph 14 of this Recommendation and shall never exceed 20% of the total catches on board at the end of each fishing trip. Calculation in number of pieces shall only apply to tuna and tuna-like species managed by ICCAT. For the small-scale coastal vessel fleet the amount of by-catch can be calculated on an annual basis.

All by-catches of dead bluefin tuna, whether retained or discarded, shall be deducted from the quota of the flag CPC and reported to ICCAT. If by-catch of bluefin tuna occurs in waters under the fishery jurisdiction of CPCs whose current domestic legislation requires that all dead or dying fish must be landed, this landing obligation shall be complied with also by vessels flying foreign flags.

If no quota has been allocated to the CPC of the catching vessel or trap concerned or if it has already been consumed, the catching of bluefin tuna as by-catch is not permitted and CPCs shall take the necessary measures to ensure their release. If however, such bluefin tuna is dead it shall be landed, and the appropriate follow-up action taken in accordance with the national law. CPCs shall report information on such quantities on an annual basis to the Secretariat who shall make it available to SCRS.

The procedures referred to in paragraphs 77 to 82 and 108 shall apply to by-catch.

For vessels not actively fishing for bluefin tuna, any quantity of bluefin tuna kept on board shall be clearly separated from other fish species to allow control authorities to monitor the respect of this rule. The procedures for non-authorized vessels with regard to the eBCD shall follow as laid down in the relevant provision of Recommendation 18-12.

#### **Recreational fisheries and sport fisheries**

39. When CPCs allocate, where appropriate, a specific quota to sport and recreational fisheries; that allocated quota should be set even if catch and release is compulsory for bluefin tuna caught in sport and recreational fisheries to account for possible dead fish. Each CPC shall regulate recreational and sport fisheries by issuing fishing authorizations to vessels for the purpose of sport and recreational fishing.

40. CPCs shall take the necessary measures to prohibit the catch and retention on board, transshipment or landing of more than one bluefin tuna per vessel per day for recreational fisheries.

This prohibition does not apply to CPCs whose domestic legislation requires that all dead fish, including those caught by sport and recreational, shall be landed.

41. The marketing of bluefin tuna caught in recreational and sport fishing shall be prohibited.

42. Each CPC shall take measures to record catch data including weight of each bluefin tuna caught during sport and recreational fishing and communicate to the Secretariat the data for the preceding year by 31 July each year.

43. Dead catches from sport and recreational fisheries shall be counted against the quota allocated to the CPC in accordance with paragraph 5.

44. Each CPC shall take the necessary measures to ensure, to the greatest extent possible, the release of bluefin tuna, especially juveniles, caught alive, in the framework of recreational and sport fishing. Any bluefin tuna landed shall be whole, gilled and/or gutted.

45. Any CPC wishing to conduct a sport catch-and-release fishery in the north east Atlantic may allow a limited number of sport vessels to target bluefin tuna with the purpose of "tag and release" without the need to allocate them a specific quota. This applies to those vessels operating in the context of a scientific project of a research institute integrated in a scientific research program results of which shall be communicated to the SCRS. In this context the CPC shall have the obligation to: a) submit the description and associated measures applicable to this fishery as integral part of their fishing and control plans as referred under paragraph 14 of this Recommendation; b) closely monitor the activities of the vessels concerned to ensure their compliance with the existing provisions of this Recommendation; c) ensure that the tagging and releasing operations are performed by trained personnel to ensure high survival of the specimens; and d) annually submit a report on the scientific activities conducted, at least 60 days before the SCRS meeting of the following year. Any bluefin tuna that die during tag and release activities shall be reported and deducted from the CPC's quota.

46. CPCs shall make available upon request from ICCAT the list of sport and recreational vessels which have received an authorization for catch and release fishery in accordance with paragraph 39.

47. The format for such list referred to in paragraph 46 shall include the following information:

- a) Name of vessel, register number
- b) ICCAT Record Number (if any)
- c) Previous name (if any)
- d) Name and address of owner(s) and operator(s)

**Part IV: Control measures**

**Section A - Records of vessels and traps**

**Use of aerial means**

48. The use of any aerial means, including aircraft, helicopters or any types of unmanned aerial vehicles to search for bluefin tuna shall be prohibited.

**ICCAT Record of vessels authorized to fish bluefin tuna**

49. CPCs shall establish and maintain an ICCAT record of all fishing vessels authorized to operate for bluefin tuna in the eastern Atlantic and the Mediterranean. That record should consist of two lists:

- a) all catching vessels authorized to fish actively for bluefin tuna in the eastern Atlantic and the Mediterranean.
- b) all other fishing vessels used for the purposes of commercial exploitation of bluefin tuna resources other than catching vessels, authorized to operate for bluefin tuna in the eastern Atlantic and the Mediterranean.

For vessels with a LOA >24 m (independently of the gear used excluding bottom trawlers) and for purse seine vessels, CPCs shall indicate number of vessels to the Secretariat as part of their fishing plan defined in paragraph 14 of this Recommendation and ICCAT shall establish and maintain an ICCAT record of all vessels authorized to operate for bluefin tuna in the eastern Atlantic and the Mediterranean.

50. Each flag CPC shall submit electronically each year to the Secretariat: (i) at the latest 15 days before the beginning of the fishing activity the list of its catching vessels referred to in paragraph 49(a); and (ii) at the latest 15 days before the start of their operation the list of other fishing vessels referred to in paragraph 49(b). Submissions shall be undertaken in accordance with the format set out in the Guidelines for Submitting Data and Information Required by ICCAT.

51. No retroactive submissions shall be accepted. Subsequent changes shall only be accepted if the notified fishing vessel is prevented from participation due to legitimate operational reasons or *force majeure*. In such circumstances, the CPC concerned shall immediately inform the Secretariat, providing:

- a) full details of the fishing vessel(s) intended to replace a vessel or vessels, included on the record referred to in paragraph 49; CPCs with less than 5 vessels on either list referred to in paragraph 49, may replace a vessel with another vessel not previously included on the record, provided that the CPC concerned submitted to the Secretariat a request for an ICCAT number to be given to the vessel, and the requested number has been provided.
- b) a comprehensive account of the reasons justifying the replacement and any relevant supporting evidence or references.

The Secretariat will circulate such cases among CPCs. If any CPC notifies that the case is not sufficiently justified or incomplete it shall be brought to the Compliance Committee for further review and the case shall remain pending approval of the Compliance Committee.

52. Conditions and procedures referred to in the Recommendation by ICCAT Concerning the Establishment of an ICCAT Record of Vessels 20 Meters in Length Overall or Greater Authorized to operate in the Convention Area (Rec. 13-13) (except paragraph 3) shall apply *mutatis mutandis*.

53. Without prejudice to paragraph 38 for the purposes of this Recommendation, fishing vessels not entered into one of the ICCAT records referred to in paragraph 49 (a) and (b) are deemed not to be authorized to fish for, retain on board, tranship, transport, transfer, process or land eastern Atlantic and Mediterranean bluefin tuna. The prohibition against retention on board does not apply to CPCs whose domestic legislation requires that all dead fish must be landed, providing that the value of the catch is subject to confiscation.

### **Fishing authorizations for vessels and traps authorized to fish for bluefin tuna**

54. CPCs shall issue special authorisations and/or national fishing licences to vessels and traps included in one of the lists described in paragraphs 45, 49 and 56. Fishing authorizations shall contain as a minimum the information set out in **Annex 12**. The Flag CPC shall ensure that the information contained in the fishing authorisation is accurate and consistent with the rules of ICCAT. The Flag CPC shall take the necessary enforcement measures in accordance with their legislation and may require the vessel to proceed immediately to a designated port when the individual quota is deemed to be exhausted.

### **ICCAT record of tuna traps authorized to fish for bluefin tuna**

55. The Commission shall establish and maintain an ICCAT Record of all tuna traps authorized to fish for bluefin tuna in the eastern Atlantic and the Mediterranean. For the purposes of this Recommendation, tuna traps not entered into the record are deemed not to be authorized to be used to fish for, retain, and participate in any operation to catch, transfer, harvest or land bluefin tuna.

56. Each CPC shall submit electronically to the Secretariat, as part of their fishing plan defined in paragraphs 16 to 17, the list (including the name of the traps, register number) of its authorized tuna traps referred to in paragraph 54.

Conditions and procedures referred in Recommendation 13-13 (except paragraph 3) shall apply *mutatis mutandis*.

### **Information on fishing activities**

57. By 31 July each year, or within 7 months of the completion of the fishing season for those CPCs that end their fishing campaign in July, each CPC shall notify the Secretariat detailed information on bluefin tuna catches in the eastern Atlantic and the Mediterranean in the preceding quota allocation period. This information should include:

- a) the name and ICCAT number of each catching vessel;
- b) the period of authorisation(s) for each catching vessel;
- c) the total catches of each catching vessel including nil returns throughout the period of authorisation(s);
- d) the total number of days each catching vessel fished in the eastern Atlantic and the Mediterranean throughout the period of authorisation(s); and
- e) the total catch outside their period of authorisation (by-catch).

For all vessels that were not authorised to fish actively for bluefin tuna in the eastern Atlantic and the Mediterranean but that caught bluefin tuna as by-catch, the following information shall be provided to the Secretariat:

- a) the name and ICCAT number or national registry number of the vessel, if not registered with ICCAT;
- b) the total catches of bluefin tuna.

58. Each CPC shall notify the Secretariat of any information concerning vessels not covered in paragraph 56 but known or presumed to have fished for bluefin tuna in the eastern Atlantic and the Mediterranean. The Secretariat shall forward such information without delay to the flag CPC for appropriate action, with a copy to other CPCs for information

### Joint fishing operations

59. Any joint fishing operation for bluefin tuna shall only be authorized with the consent of the CPCs concerned. To be authorised, each purse seine vessel shall be equipped to fish for bluefin tuna, to have a specific individual quota allocation, and to operate in accordance with the requirements defined in 60 and 62. The quota allocated to a given JFO, shall be equal to the total of all the quotas allocated to purse seine vessels participating in the concerned JFO. Furthermore, the duration of the JFO shall not be longer than the duration of the fishing season for purse seine vessels, as referred to under paragraph 29 of this Recommendation.
60. At the moment of the application for the authorization, following the format set in **Annex 5**, each CPC shall take the necessary measures to obtain from its purse seine vessel(s) participating in the joint fishing operation the following information:
- the period of authorization of the JFO,
  - the identity of the operators involved,
  - the individual vessels' quotas,
  - the allocation key between the vessels for the catches involved, and
  - information on the farms of destination.

Each CPC shall transmit all the information referred above to the Secretariat at least [five days] before the start of the purse seine vessels fishing season as defined in paragraph 29.

In the case of *force majeure*, the deadline set out in this paragraph shall not apply regarding the information on the farms of destination. In such cases, CPCs shall provide the Secretariat with an update of that information as soon as possible, together with a description of the events constituting *force majeure*. The Secretariat shall compile the information referred under this paragraph provided by CPCs for the review by the Compliance Committee.

61. The Commission shall establish and maintain an ICCAT record of all joint fishing operations authorized by the CPCs in the eastern Atlantic and the Mediterranean.
62. No JFOs between purse seine vessels from different CPCs shall be permitted. However, a CPC with less than five authorized purse seine vessels may authorize joint fishing operations with any other CPC. Each CPC conducting a JFO shall be responsible and accountable for the catches made under this JFO.

## Part IV: Control measures

### Section B - Catches and transhipments

#### Recording requirements

63. The masters of catching vessels shall maintain a bound or electronic fishing logbook of their operations in accordance with the requirements set out in Section A of **Annex 2**.
64. The masters of towing vessels, auxiliary vessels and processing vessels shall record their activities in accordance with the requirements set out in Sections B, C and D of **Annex 2**.

#### Catch reports sent by masters and trap operators

65. Each CPC shall ensure that its catching vessels fishing actively for bluefin tuna shall communicate to their authorities during the whole period in which they are authorized to fish bluefin tuna by electronic or any other effective means daily information from logbooks, including the date, time, location (latitude and longitude) the weight and number of bluefin tuna caught in the area covered by this plan, including releases and discards of dead fish under the minimum size referred to in paragraph 34. Masters shall send that information in the format set out in **Annex 2** or through the CPCs reporting requirement.

66. Masters of purse seine vessels shall produce reports referred to in paragraph 65 on a fishing operation by fishing operation basis, including operations where the catch was zero. The reports shall be transmitted by the operator to its flag CPC authorities by 9.00 GMT for the preceding day.
67. Trap operators or their authorised representatives fishing actively for bluefin tuna shall send electronically a daily catch report, including the ICCAT register number, date, time, catches (weight and number of fish), including zero catches. They shall send that information within 48 hours electronically in the format set out in **Annex 2** to their flag CPC authorities during the whole period they are authorised to fish bluefin tuna.
68. For catching vessels other than purse seine vessels and traps, masters shall transmit to their control authorities, reports referred to in paragraph 65 by the latest Tuesday noon for the preceding week ending Sunday.

#### **Designated ports**

69. Each CPC who has been allocated a bluefin tuna quota shall designate ports where landing or transshipping operations of bluefin tuna are authorized. This list shall be communicated each year to the Secretariat as part of the annual fishing plan communicated by each CPC. Any amendment shall be communicated to the Secretariat. Other CPCs may designate ports in which landing or transshipping operations of bluefin tuna is authorised and communicate a list of these ports to the Secretariat.
70. For a port to be determined as a designated port, the port State shall ensure that the following conditions are met:
  - a) established landing and transshipment times;
  - b) established landing and transshipment places; and
  - c) established inspection and surveillance procedures ensuring inspection coverage during all landing and transshipment times and at all landing and transshipment places in accordance with paragraph 73.
71. It shall be prohibited to land or tranship from catching vessels as well as processing vessels and auxiliary vessels any quantity of bluefin tuna fished in the eastern Atlantic and the Mediterranean at any place other than ports designated by CPCs in accordance with paragraphs 69 to 70. However, exceptionally, the transport of dead bluefin tuna, harvested from a trap/cage, to a processing vessel using an auxiliary vessel, is not prohibited.
72. On the basis of the information received by CPCs under paragraph 69 the Secretariat shall maintain a list of designated ports on the ICCAT website.

#### **Prior notification of landings**

73. Prior to entry into any port, masters of catching vessels as well as processing vessels and auxiliary vessels or their representative shall provide the relevant authorities of the port, at least 4 hours before the estimated time of arrival, with the following:
  - a) estimated time of arrival;
  - b) estimate of quantity of bluefin tuna retained on board;
  - c) the information on the geographic area where the catch was taken.

If the fishing grounds are less than four hours from the port of arrival, the estimated quantities of bluefin tuna retained on board may be modified at any time prior to arrival.

CPCs may decide to apply these provisions only for catches equal or superior to three fish or one ton. They should provide this information in their monitoring control and inspection plan referred to in paragraph 14.

Port State authorities shall keep a record of all prior notices for the current year.

All landings and harvest operations shall be controlled by the relevant control authorities and a percentage shall be inspected based on a risk assessment system involving quota, fleet size and fishing effort. Full details of this control system adopted by each CPC including the target percentage of landings to be inspected shall be detailed in their annual inspection plan referred to in paragraph 14 of this Recommendation.

After each trip, Masters of catching vessels shall submit within 48 hours a landing declaration to the competent authorities of the CPC where the landing takes place and to its flag CPC. The master of the authorized catching vessel shall be responsible and certify its completeness and accuracy of the declaration, which shall indicate, as a minimum requirement, the quantities of bluefin tuna landed and the area where they were caught. All landed catches shall be weighed and not only estimated. The relevant authority shall send a record of the landing to the flag CPC authority of the catching vessel, within 48 hours after the landing has ended.

#### **Reporting of catches from CPCs to the Secretariat**

74. CPCs shall send weekly catch reports by gear to the Secretariat. In the case of purse seine vessels and traps, the reports shall be as defined in paragraphs 65, 66 and 67. Total reported catches will be published by the Secretariat on a password protected area of the ICCAT web site during the second week of each month.
75. CPCs shall report to the Secretariat the dates when their entire quota of bluefin tuna has been utilized. The Secretariat shall promptly circulate this information to all CPCs.

#### **Cross check**

76. CPCs shall verify inspection reports and observer reports, VMS data, and where appropriate eBCDs, as well as the timely submission of logbooks and required information recorded in the logbooks of their fishing vessels, in the transfer/transshipment document and in the catch documents.

The competent authorities shall carry out cross checks by species on all landings, transshipment, transfers and caging between the quantities recorded in the fishing vessel logbook or in the transshipment declaration and the quantities recorded in the landing declaration or caging declaration, and any other relevant documentation, such as invoice and/or sales notes.

#### **Transshipment**

77. Transshipment operations of bluefin tuna in the eastern Atlantic and the Mediterranean shall be allowed only at designated ports defined and conditioned in paragraphs 69 to 72.
78. Prior to entry into any port, the receiving fishing vessel, or its representative, shall provide the relevant authorities of the port State at least 72 h before the estimated time of arrival, with the information listed in **Annex 3**, according to the port state's domestic law. Any transshipment requires the prior authorization from the flag CPC of the transshipping fishing vessel concerned. Furthermore, the master of the transshipping fishing vessel shall, at the time of the transshipment, inform its flag CPC of the data required in **Annex 3**.
79. The relevant authority of the port State shall inspect the receiving vessel on arrival and check the cargo and documentation related to the transshipment operation.
80. The masters of fishing vessels shall complete and transmit to their flag CPC the ICCAT transshipment declaration no later than 15 days after the date of transshipment in port as per Recommendation 16-15. The masters of the transshipping fishing vessels shall complete the ICCAT transshipment declaration in accordance with the format set out in **Annex 3**. The transshipment declaration shall be linked with the eBCD to facilitate cross-checking of data contained thereof.
81. The relevant authority of the port State shall send a record of the transshipment to the flag CPC authority of the transshipping fishing vessel, within 5 days after the transshipment has ended.

82. All transshipments shall be inspected by the relevant authorities of the designated port CPC authorities.

#### Part IV: Control measures

#### Section C - Observer programmes

##### CPC Observer Programme

83. Each CPC shall ensure coverage by observers, issued with an official identification document, on vessels and traps active in the bluefin tuna fishery on at least:

- 20% of its active pelagic trawlers (over 15 m),
- 20% of its active longline vessels (over 15 m),
- 20% of its active baitboats (over 15 m),
- 100% of towing vessels;
- 100% of harvesting operations from traps.

CPCs with less than five catching vessels of the first three segments defined above authorized to fish actively for bluefin tuna shall ensure coverage by observers 20% of the time the vessels are active in the bluefin tuna fishery.

The observer tasks shall be, in particular, to:

- a) monitor fishing vessels and traps compliance with this Recommendation,
- b) record and report upon the fishing activity, which shall include, *inter alia*, the following:
  - amount of catch (including by-catch), that also includes species disposition, such as retained on board or discarded dead or alive,
  - area of catch by latitude and longitude,
  - measure of effort (e.g., number of sets, number of hooks, etc.), as defined in the ICCAT Manual for different gears,
  - date of catch.
- c) observe and estimate catches and verify entries made in the logbook,
- d) sight and record vessels that may be fishing contrary to ICCAT conservation measures.

In addition, the observer shall carry out scientific work, such as collecting all the necessary data required by the Commission, based on the instructions from the SCRS.

In implementing this observer requirement, CPCs shall:

- a) ensure representative temporal and spatial coverage to ensure that the Commission receives adequate and appropriate data and information on catch, effort, and other scientific and management aspects, taking into account characteristics of the fleets and fisheries;
- b) ensure robust data collection protocols;
- c) ensure observers are properly trained and approved before deployment;
- d) ensure, to the extent practicable, minimal disruption to the operations of vessels and traps fishing in the Convention area.



Data and information collected under each CPC's observer programme shall be provided to the SCRS and the Commission, as appropriate, in accordance with requirements and procedures to be developed by the Commission by 2019 taking into account CPC confidentiality requirements.

For the scientific aspect of the programme, the SCRS shall report on the coverage level achieved by each CPC, and provide a summary of the data collected and any relevant findings associated with that data. SCRS shall also provide any recommendations to improve the effectiveness of CPCs observer programmes.

#### ICCAT regional Observer Programme

84. An ICCAT regional Observer Programme shall be implemented to ensure observer coverage of 100%:

- on all purse seine vessels authorised to fish bluefin tuna;
- during all transfers of bluefin tuna from purse seine vessels;
- during all transfers of bluefin tuna from traps to transport cages;
- during all transfers from one farm to another;
- during all cagings of bluefin tuna in farms;
- during all harvesting of bluefin tuna from farms; and
- during the release of bluefin tuna from farming cages into the sea.

Purse seine vessels without an ICCAT regional observer shall not be authorized to fish or to operate in the bluefin tuna fishery.

ICCAT regional observers should not be of the same nationality as the catching vessel/tug boat/trap or farm for which their services are required. In addition, to the extent possible, the Secretariat shall ensure that regional observers deployed have a satisfactory knowledge of the language of the flag CPC of the vessel or the farming CPC or the trap CPC<sup>1</sup>.

One ICCAT regional observer shall be assigned to each farm for the whole period of caging operations. In cases of *force majeure*, and following confirmation by the farming CPC authorities, an ICCAT regional observer could be shared by more than one farm to guarantee the continuity of farming operations. However, the farming CPC authorities shall immediately request the deployment of an additional regional observer.

85. The ICCAT regional observer tasks shall be, in particular, to:

- observe and monitor fishing and farming operations in compliance with the relevant ICCAT conservation and management measures, including access to stereoscopic camera footages at the time of caging that enables the measuring of length and estimating the corresponding weight;
- sign the ICCAT transfer declarations and eBCDs when he/she is in agreement that the information contained within them is consistent with his/her observations. If he/she is not in agreement he/she should indicate his/her presence on the transfer declarations and eBCDs and the reasons of disagreement quoting specifically the rule(s) or procedure(s) that has not been respected, where applicable;
- carry out such scientific work, for example collecting samples, as required by the Commission based on the directions from the SCRS.

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<sup>1</sup> The PA2 Intersessional Meeting in March 2019 agreed that: (i) the priority should be given to the difference in nationality first and language skill as a second requirement; and (ii) if it is not possible to find foreign observers with proper language skills, observers of the same nationality may be allowed. These agreements should be also respected when looking at para 5 and 6 in Annex 6.

**Part IV: Control measures**

**Section D - Live fish Transfers**

**Transfer authorisation**

86. Before any transfer operation, the master of the catching or towing vessel or its representatives or the representative of the farm or trap, where the transfer in question originates, as appropriate, shall send to its flag CPC or farming CPC authorities before the transfer, a prior transfer notification indicating:

- name of the catching vessel or farm or trap and ICCAT number record,
- estimated time of transfer,
- estimated quantity of bluefin tuna to be transferred,
- information on the position (latitude/longitude) where the transfer will take place and identifiable cage numbers,
- name of the towing vessel, number of cages towed and ICCAT number record where appropriate,
- port, farm, cage destination of the bluefin tuna.

For this purpose, CPCs shall assign a unique number to each transport cage. If several transport cages need to be used when transferring a catch corresponding to one fishing operation, only one transfer declaration is required, but the numbers of each transport cage used need to be recorded in the transfer declaration, clearly indicating the bluefin tuna quantity transported in each cage.

Cage numbers shall be issued with a unique numbering system that includes at least the three letter CPC code followed by three numbers.

Unique cage numbers shall be permanent and not transferable (i.e. numbers cannot be changed from one cage to another).

87. The flag CPC shall assign and communicate to the master of the fishing vessel, or trap or farm as appropriate, an authorization number for each transfer operation. The transfer operation shall not begin without the prior authorization issued in accordance with a unique numbering system that includes the 3 letter CPC code, 4 numbers showing the year and 3 letters that indicate either positive authorization (AUT) or negative authorization (NEG) followed by sequential numbers, by the flag CPC authorities of the catching vessel or the towing vessel, the farming CPC authorities or the trap CPC authorities. Information regarding dead fish shall be recorded in accordance with the procedures set out in **Annex 11**.

The transfer shall be authorized or not authorized by the flag CPC of the catching vessel, the farming CPC or the trap CPC as appropriate within 48 hours following the submission of the prior transfer notification.

**Refusal of transfer authorisation and release of bluefin tuna**

88. If the flag CPC of the catching vessel or the towing vessel, the farming CPC, or the trap CPC considers on receipt of the prior transfer notification that:

- a) the catching vessel or the trap declared to have caught the fish does not have sufficient quota,
- b) the quantity of fish has not been duly reported by the catching vessel or trap, or had not been authorized to be caged and therefore not taken into account for the consumption of the quota that may be applicable,
- c) the catching vessel declared to have caught the fish does not have a valid authorisation to fish for bluefin tuna issued in accordance with paragraph 54 of this Recommendation, or

- d) the towing vessel declared to receive the transfer of fish is not registered in the ICCAT record of all other fishing vessels referred to in paragraph 49.b) or is not equipped with a fully functioning Vessel Monitoring System (VMS) and/or, any other VMS equivalent tracking device,

it shall not authorize the transfer.

In case the transfer is not authorized, the flag CPC of the catching vessel or the trap CPC shall immediately issue a release order to the master of the catching vessel or trap or farm as appropriate to inform them that the transfer is not authorized and to proceed to release the fish into the sea in accordance with **Annex 10** of this Recommendation.

In the event of a technical failure of its VMS during the transport to the farm, the towing vessel shall be replaced by another towing vessel with a fully functioning VMS or a new operative VMS system shall be installed on board or used if already installed, as soon as feasible and not later than 72 hours, except in case of *force majeure* or legitimate operational constraints that should be communicated to the Secretariat. In the meantime, the master or his representative shall, starting from the time that the event was detected and/or informed, communicate to the control authorities of the Flag CPC every 4 hours the up-to-date geographical coordinates of the fishing vessel by appropriate telecommunication means.

### Transfer declaration

89. The masters of catching or towing vessels or the representative of the farm or trap shall complete and transmit to their flag CPC, farming CPC or trap CPC, as appropriate, the ICCAT transfer declaration at the end of the transfer operation in accordance with the format set out in **Annex 4**.
- a) The transfer declaration forms shall be numbered by the flag CPC authorities of the vessel, the farming CPC authorities or the trap CPC authorities from where this transfer originates. The numbering system shall include the 3 letters CPC code, followed by 4 numbers showing the year and 3 sequential numbers followed by the 3 letters ITD (CPC- 20\*\*/xxx/ITD).
- b) The original transfer declaration shall accompany the transfer of fish. A copy of the declaration must be kept by the catching vessel or trap and towing vessel.
- c) Masters of vessels carrying out transfer operations shall report their activities in accordance with the requirements set out in **Annex 2**.
90. The authorization for transfer by the flag CPC does not prejudice the confirmation of the caging operation.

### Monitoring by video camera of a transfer

91. For transfers of live bluefin tuna the master of the catching vessel or the representative of the farm or trap, where appropriate, shall ensure that the transfer activities shall be monitored by video camera in the water with a view to verify the number of fish being transferred. The minimum standards and procedures for the video recording shall be in accordance with **Annex 8**.

The CPCs shall provide copies of video records to the SCRS upon request. SCRS shall keep confidentiality of commercial activities.

### Verification by ICCAT regional observers and launching and conduct of investigation

92. The ICCAT regional Observer on board the catching vessel or trap, as referred to in the ICCAT regional Observer Programme (**Annex 6**) and paragraphs 84 and 85, shall record and report upon the transfer activities carried out, observe and estimate catches transferred and verify entries made in the prior transfer authorization as referred to in paragraph 86 and in the ICCAT transfer declaration as referred to in paragraph 89.

In cases where there is more than a 10% difference by number between the estimates made by either the regional observer, relevant control authorities and/or the master of the catching vessel, or representative of the trap, an investigation shall be initiated by the flag CPC of the catching vessel, the farming CPC or the trap CPC and concluded prior to the time of caging at the farm or in any case within 96 hours of it being initiated, except on cases of *force majeure*. Pending the results of this investigation, caging shall not be authorized and the relevant section of the eBCD shall not be validated.

However, in cases when the video record is of insufficient quality or clarity to make such estimations, the operator may request to the flag authorities of the vessel to conduct a control transfer operation and to provide the corresponding video record to the regional observer. If that voluntary control transfer is not performed with satisfactory results, the flag CPC of the catching vessel or the trap CPC shall initiate an investigation. If after that investigation, it is confirmed that the quality of the video does not permit estimation of the quantities involved in the transfer/caging, the enforcement authorities of the flag CPC of the catching vessel or the trap CPC shall order another control transfer operation and provide the corresponding video record to the regional Observer. New transfers shall be conducted as control transfer(s)/control caging(s) until the quality of the video record allows estimation of the quantities transferred.

*Turkey's proposal at Panel 2 Intersessional*

*[However, in cases when the video record is of insufficient quality or clarity to make such estimations, the operator may request to the flag authorities of the vessel to conduct a new transfer operation and to provide the corresponding video record to the regional observer if he/she still in the operation's area. If that voluntary transfer control is not performed with satisfactory results, the flag CPC shall initiate an investigation as "control transfer" or "control caging". Following a control transfer operation video footages shall immediately be provided to CPC Observers and Inspectors, and following a control caging operation, video footages shall immediately be provided to the regional observer.]*

93. Without prejudice to the verifications conducted by inspectors, the ICCAT regional Observer shall sign with clearly written name and ICCAT number the ICCAT transfer declaration only when his/her observations are in accordance with ICCAT conservation and management measures and that the information contained within it is consistent with his/her observations, including a compliant video record as per the requirements in paragraph 92. He/she shall also verify that the ICCAT transfer declaration is transmitted to the master of the tug vessel or farm/trap representative, where and as applicable. If he/she is not in agreement he/she should indicate his/her presence on the transfer declarations and eBCDs and the reasons for disagreement, quoting specifically the rule(s) or procedure(s) that has not been respected, where applicable.

Operators shall complete and transmit to their CPC the ICCAT transfer declaration at the end of the transfer operation to their respective competent authorities, in accordance with the format set out in **Annex 4**.

## **Caging operations**

### **Caging authorisations and possible refusal of an authorization**

94. Prior to the start of caging operations for each transport cage, the anchoring of transport cages within 0.5 nautical miles of farming facilities, shall be prohibited. To this end, geographical coordinates corresponding to the polygon where the farm is placed need to be available in the farming management plans transmitted to ICCAT under paragraph 24 of this Recommendation.
95. Before any caging operation into a farm, the flag CPC of the catching vessel or the trap CPC shall be informed by the competent authority of the farming CPC of the caging of quantities caught by its catching vessels or traps.

If the flag CPC of the catching vessel or the trap CPC considers on receipt of this information that:

- a) the catching vessel or trap declared to have caught the fish had insufficient quota for bluefin tuna put into the cage,

- b) the quantity of fish has not been duly reported by the catching vessel or trap and not taken into account for the calculation of any quota that may be applicable,
- c) the catching vessel or trap declared to have caught the fish does not have a valid authorisation to fish for bluefin tuna, issued in accordance with paragraph 54 of this Recommendation,

it shall inform the competent authority of the farming CPC to proceed to the seizure of the catches and the release of the fish into the sea according to the procedures described in paragraph 88 and **Annex 10**.

The caging shall not begin without the prior confirmation, within 24 hours/1 working day of the request, of the flag CPC authorities of the catching vessels, the trap CPC authorities, or of the farming CPC authorities if agreed with the flag CPC authorities of the catching vessel or the trap CPC authorities. If no response is received within 24 hours/1 working day from the flag CPC authorities of the catching vessel or the trap CPC authorities, the farming CPC authorities may authorize the caging operation. This does not prejudice the sovereign rights of the farming CPC.

Fish shall be caged before 22 August of each year unless the farming CPC receiving the fish provides valid reasons including *force majeure*, which shall accompany the caging report when submitted. In any case the fish shall not be caged after 7 September.

#### **Bluefin tuna catch documentation**

- 96. The farming CPC shall prohibit placing bluefin tuna in cages for farming that are not accompanied by the documents required by ICCAT as confirmed and validated by the catching vessel or trap CPC authorities.

#### **Monitoring by video camera**

- 97. The farming CPC shall ensure that transfer activities from cages to the farm shall be monitored by their enforcement authorities by video camera in the water.

One video record shall be produced for each caging operation in accordance with the procedures in **Annex 8**.

#### **Launching and conduct investigations**

- 98. In cases where there is more than a 10% difference by number between the estimates made by either the regional observer, relevant control authorities and/or the farm operator, an investigation shall be initiated by the farming CPC in cooperation with the flag CPC of the catching vessel and/or the trap CPC where appropriate. The flag CPC of the catching vessel and/or the trap CPC and the farming CPCs undertaking the investigations may use other information at their disposal, including the results of the caging programmes referred to under paragraph 99 which use stereoscopic cameras systems or alternative methods provided they guarantee the same level of precision and accuracy.

#### **Measures and programmes to estimate the number and weight of bluefin tuna to be caged**

- 99. A programme using stereoscopic cameras systems or alternative methods that guarantee the same level of precision and accuracy shall cover 100% of all caging operations, in order to refine the number and weight of the fish. This programme using stereoscopic cameras shall be conducted in accordance with the procedures set out in **Annex 9**. In case of the use of alternative methods, those methods should[shall] be duly analysed by the SCRS, who should[will] present its conclusions regarding their precision and accuracy for endorsement by the Commission during its Annual meeting before an alternative methodology can be considered valid for the purpose of monitoring the caging operations.

The farming CPC shall communicate the results of this programme to the flag CPC of the catching vessel and/or the trap CPC, and, to the ROP consortium. When these results indicate that the quantities of bluefin tuna being caged differ from the quantities reported caught and/or transferred, an investigation shall be launched by the flag CPC of the catching vessel and/or the trap CPC. If the investigation is not concluded within 10 working days from the communication of the assessment of the video from the stereoscopic camera or alternative techniques conducted in accordance with the procedures laid down in **Annex 9**, for a single caging operation or complete assessment of all caging operations from a JFO, or if the outcome of the investigation indicates that the number and/or average weight of bluefin tuna is

in excess of that declared caught and transferred, the flag CPC authorities of the catching vessel and/or the trap CPC authorities shall issue a release order for the excess which must be released in accordance with the procedures laid down in paragraph 88 and **Annex 10** and in the presence of enforcement authorities.

The quantities derived in the programme shall be used to decide if releases are required and the caging declarations and relevant sections of the eBCD shall be completed accordingly. When a release order has been issued, the farm operator shall request the presence of a national enforcement authority and an ICCAT regional observer to monitor the release.

The results of this programme shall be submitted by 15 September annually to SCRS by all farming CPCs. The SCRS should evaluate such procedures and results and report to the Commission by the Annual meeting.

100. The transfer of live bluefin tuna from one farming cage to another farming cage shall not take place without the authorization and the presence of the farming CPC authorities. Each transfer shall be recorded to control the number of specimens. National enforcement authorities shall monitor and control those transfers, including ensuring that each intra-farm transfer is recorded in the e-BCD system.
101. A difference greater than or equal to 10% between the quantities of bluefin tuna reported caught by the vessel/trap and the quantities established by the control camera at the moment of caging shall constitute a Potential Non-Compliance of the vessel/trap concerned and shall therefore be duly investigated.

#### **Caging report**

102. In addition to the caging declaration referred to in paragraph 2(b) of Rec. 06-07, the farming CPC shall submit within one week of the completion of the caging operation (a caging operation is not complete until a potential investigation and release are also completed) a caging report to the CPC whose flag vessels has fished the tuna and to the Secretariat.

When the farming facilities authorized to operate for farming of bluefin tuna caught in the Convention area (hereafter referred to as FFBS) are located beyond waters under jurisdiction of CPCs, the provisions of the previous sentence shall apply, *mutatis mutandis*, to CPCs where the natural or legal persons responsible for FFBS are located.

#### **Intra-farm transfers and random controls**

103. A traceability system in farms shall be required including the video-recording of internal transfers. On the basis of a risk analysis, random control measures shall be undertaken by the farming CPC authorities on bluefin tuna in farm cages between the time of completion of caging operations and the first caging of the following year. Each CPC shall fix a minimum percentage of fish to be controlled, which shall be reflected in its control plan referred to under paragraph 14 of this Recommendation. The results of those checks shall be communicated to ICCAT in April of the year following the corresponding quota period.

#### **Access to and requirements for video records**

104. Each CPC shall take the necessary measures to ensure that the video records as referred to in paragraphs 97 and 99 are made available to the national inspectors, as well as ICCAT inspectors and ICCAT regional and CPC observers at request.

Each CPC shall establish the necessary measures to avoid any replacement, edition or manipulation of the original video records.

**Part IV: Control measures Section E -**

**Tracking of fishing activities**

**VMS**

105. CPCs shall implement a vessel monitoring system for their fishing vessels with a length equal to or greater than 15m, in accordance with the *Recommendation by ICCAT Concerning Minimum Standards for Vessel Monitoring Systems in the ICCAT Convention Area* (Rec. 18-10).

The Secretariat shall make available without delay the information received under this paragraph to CPCs with an active inspection presence in the eastern Atlantic and the Mediterranean and to SCRS, at its request.

On request from CPCs engaged in inspection at sea operations in the Convention area in accordance with the ICCAT Scheme of Joint International Inspection referred to in paragraphs 109 to 112 of this Recommendation, the Secretariat shall make available the messages received from all fishing vessels under paragraph 3 of *Recommendation by ICCAT Concerning Data Exchange Format and Protocol in Relation to the Vessel Monitoring System (VMS) for the Bluefin Tuna Fishery in the ICCAT Convention Area* (Rec. 07-08).

The transmission of VMS data to ICCAT by fishing vessels with a length equal to or greater than 15m included in the ICCAT bluefin tuna record of 'catching' and 'other' vessels to ICCAT shall start at least 5 days before their period of authorisation and shall continue at least 5 days after their period of authorisation, unless the vessel is removed from the lists of authorized vessels by the flag CPC authorities.

For control purposes, the transmission of VMS by bluefin tuna authorised fishing vessels shall not be interrupted when vessels are in port, unless there is a system of hailing in and out of port.

The Secretariat shall immediately inform CPCs in term of delays or non-receipt of VMS transmissions and distribute monthly reports to all CPCs with specific information on the nature and the scope of these delays. Such reports shall be sent weekly during the period 1 May to 30 July.

**Part IV: Control measures**

**Section F - Enforcement**

**Enforcement**

106. CPCs shall take appropriate enforcement measures with respect to a fishing vessel, where it has been established, in accordance with its law that the fishing vessel flying its flag does not comply with the provisions of this Recommendation.

The measures shall be commensurate with the gravity of the offence and in accordance with the pertinent provisions of national law in such way to make sure that they effectively deprive those responsible of the economic benefit derived from their infringement without prejudice to the exercise of their profession. Those sanctions shall also be capable of producing results proportionate to the seriousness of such infringement, thereby effectively discouraging further offences of the same kind.

107. The farming CPC shall take appropriate enforcement measures with respect to a farm, where it has been established, in accordance with its law, that the farm does not comply with the provisions of this Recommendation.

Depending on the gravity of the offence and in accordance with the pertinent provisions of national law such measures may include, in particular, suspension of the authorization or withdrawal from the ICCAT Record of Bluefin tuna Farming Facilities established in accordance with Rec. 06-07 and/or fines.

**Part IV: Control measures**

**Section G - Market measures**

**Market measures**

108. Consistent with their rights and obligations under international law, exporting and importing CPCs shall take the necessary measures:
- to prohibit domestic trade, landing, imports, exports, placing in cages for farming, re-exports and transshipments of eastern Atlantic and Mediterranean bluefin tuna that are not accompanied by accurate, complete, and validated documentation required by this Recommendation, the Recommendation by ICCAT Replacing Recommendation 11-20 on an ICCAT Bluefin Tuna Catch Documentation Program (Rec. 18-13) and the Recommendation by ICCAT Replacing Recommendation 17-09 on the Application of the eBCD System (Rec. 18-12) on the Bluefin Tuna Catch Documentation Programme.
  - to prohibit domestic trade, imports, landings, placing in cages for farming, processing, exports, re-exports and the transshipment within their jurisdiction, of eastern Atlantic and Mediterranean bluefin tuna caught by fishing vessels or traps whose CPC does not have a quota or catch limit for that species, under the terms of ICCAT management and conservation measures, or when the CPC's fishing possibilities are exhausted, or when the individual quotas of catching vessels referred to in paragraph 4 are exhausted.
  - to prohibit domestic trade, imports, landings, processing, and exports of eastern Atlantic and Mediterranean bluefin tuna from farms that do not comply with Recommendation 06-07.

**Part V**

**ICCAT Scheme of Joint International Inspection**

109. In the framework of the Multi-annual Management Plan for Bluefin Tuna, each Contracting Party agrees, in accordance with Article IX, paragraph 3, of the ICCAT Convention, to apply the ICCAT Scheme of Joint International Inspection adopted during its 4th Regular Meeting, held in November 1975 in Madrid, as modified in **Annex 7**.
110. The Scheme referred to in paragraph 109 shall apply until ICCAT adopts a monitoring, control and surveillance scheme which will include an ICCAT scheme for joint international inspection, based on the results of the Integrated Monitoring Measures Working Group, established by the *Resolution by ICCAT for Integrated Monitoring Measures* (Res. 00-20).
111. When at any time, more than 15 fishing vessels of any one Contracting Party are engaged in eastern Atlantic and Mediterranean bluefin tuna fishing activities in the Convention area, the Contracting Party shall, on the basis of risk assessment have an inspection vessel in the Convention area, or shall cooperate with another Contracting Party to jointly operate an inspection vessel. If a Contracting Party does not deploy its inspection vessel or conducting joint operations, the Contracting Party shall report the result of the risk assessment and its alternative measures in its inspection plan referred to in paragraph 14.
112. In cases where enforcement measures need to be taken as a result of an inspection, the enforcement powers of the flag Contracting Party inspectors of the fishing vessel, farm or trap subject to inspection shall always prevail in their territory, in their jurisdictional waters and on board their inspection platform.



## Part VI

### Final provisions

#### Availability of data to the SCRS

113. The Secretariat shall make available to the SCRS all data received in accordance with this Recommendation. All data shall be treated in a confidential manner.

#### Safeguards

114. When, as a result of a scientific evaluation, the goal of maintaining the biomass around  $B_{0.1}$  (to be achieved by fishing at or less than  $F_{0.1}$ ) is not achieved and the objectives of this plan are in danger, the SCRS shall provide new advice on the TAC for the following year.

#### Review clause

115. For the first time in 2020 and, in any case, after the stock assessment for eastern Atlantic and Mediterranean bluefin tuna that confirms the full recovery of the stock, the Commission following the scientific advice provided by the SCRS, shall decide on the continuity of this management plan or on its possible revision.

116. Notwithstanding paragraph 115, ICCAT will hold an intersessional meeting of Panel 2 each year in March in order to:

- a) Review, and if appropriate, endorse the annual fishing, capacity management, farming and inspection plans sent to ICCAT under paragraph 14 of this Recommendation;
- b) Discuss any possible doubts about the interpretation of this Recommendation and as appropriate, propose draft amendments to it for consideration at the Annual meeting.
- c) Discuss potential additional measures to further strengthening the traceability of live bluefin tuna.

#### Evaluation

117. All CPCs shall submit at the request of the Secretariat regulations and other related documents adopted by them to implement this Recommendation. In order to have greater transparency in implementing this Recommendation, the Secretariat shall elaborate biennially a report on the implementation of this Recommendation.

#### Exemptions for CPCs with a landing obligation for bluefin tuna

118. The provisions in this Recommendation prohibiting retention on board, transhipping, transferring, landing, transporting, storing, selling, displaying or offering for sale of bluefin tuna do not apply to CPCs with a domestic legislation introduced before 2013 requiring that all dead or dying fish be landed, provided that the value of such fish is confiscated in order to prevent the fishermen from drawing any commercial profit from such fish. The CPCs concerned shall take necessary measures to prevent the confiscated fish from being exported to other CPCs. The quantities of bluefin tuna in excess of the quota allocated to the CPC, in accordance with this derogation shall be deducted the following year from the CPC quota in accordance with para 12bis.

#### Repeals

119. This Recommendation repeals and replaces Recommendation by ICCAT Establishing A Multi-annual Management Plan for Bluefin Tuna in the Eastern Atlantic and the Mediterranean (Rec. 18-02).

**Specific Conditions Applying to the Catching Vessels fishing under paragraph 35**

1. CPCs shall limit:

- The maximum number of its baitboats and trolling boats authorized to fish actively for bluefin tuna to the number of the vessels participating in directed fishery for bluefin tuna in 2006.
- The maximum number of its small-scale coastal vessels authorized to fish actively bluefin tuna in the Mediterranean to the number of its vessels participating in the fishery for bluefin tuna in 2008.
- The maximum number of its catching vessels authorized to fish actively for bluefin tuna in the Adriatic to the number of the vessel participating in the fishery for bluefin tuna in 2008. Each CPC shall allocate individual quotas to the concerned vessels.

CPCs shall issue specific authorizations to the vessels referred to in paragraph 1 of this Annex. Such vessels shall be indicated in the list of catching vessels referred to in paragraph 49 (a) of this Recommendation, where the conditions for changes shall also apply.

- 2. Each CPC may allocate no more than 7% of its quota for bluefin tuna among its baitboats and trolling boats.
- 3. Each CPC may allocate no more than 2% of its quota for bluefin tuna among its small-scale coastal vessels for fresh fish in the Mediterranean.

Each CPC may allocate no more than 90% of its quota for bluefin tuna among its catching vessels in the Adriatic for farming purposes.

- 4. CPCs whose baitboats, longliners, handliners and trolling boats are authorized to fish for bluefin tuna in the eastern Atlantic and the Mediterranean shall institute tail tag requirements as follows:
  - a) Tail tags must be affixed on each bluefin tuna immediately upon offloading.
  - b) Each tail tag shall have a unique identification number, which shall be included on bluefin tuna catch documents and written legibly and indelibly on the outside of any package containing tuna.

### Logbook requirements

#### A - Catching Vessels

##### Minimum specification for fishing logbooks:

1. The logbook must be numbered by sheets.
2. The logbook must be filled in every day (by midnight) or before port arrival.
3. The logbook must be completed in case of at sea inspections.
4. One copy of the sheets must remain attached to the logbook.
5. Logbooks must be kept on board to cover a period of one-year operation.

##### Minimum standard information for fishing logbooks:

1. Master name and address
2. Dates and ports of departure, dates and ports of arrival
3. Vessel name, register number, ICCAT number, international radio call sign and IMO number (if available)
4. Fishing gear:
  - a) Type by FAO code
  - b) Dimension (length, number of hooks...)
5. Operations at sea with one line (minimum) per day of trip, providing:
  - a) Activity (fishing, steaming)
  - b) Position: Exact daily positions (in degree and minutes), recorded for each fishing operation or at noon when no fishing has been conducted during this day
  - c) Record of catches including:
    - i) FAO code
    - ii) round (RWT) weight in kg per day
    - iii) number of pieces per day

For purse seine vessels this should be recorded by fishing operation including nil returns
6. Master signature
7. Means of weight measure: estimation, weighing on board and counting
8. The logbook is kept in equivalent live weight of fish and mentions the conversion factors used in the evaluation.

**Minimum information for fishing logbooks in case of landing or transshipment:**

1. Dates and port of landing/transshipment
2. Products
  - a) species and presentation by FAO code
  - b) number of fish or boxes and quantity in kg
3. Signature of the Master or Vessel Agent
4. In case of transshipment: receiving vessel name, its flag and ICCAT number

**Minimum information for fishing logbooks in case of transfer into cages:**

1. Date, time and position (latitude/longitude) of transfer
2. Products:
  - a) Species identification by FAO code
  - b) Number of fish and quantity in kg transferred into cages
3. Name of towing vessel, its flag and ICCAT number
4. Name of the farm of destination and its ICCAT number
5. In case of joint fishing operation, in complement of information laid down in points 1 to 4, the masters shall record in their logbook:
  - a) as regards the catching vessel transferring the fish into cages:
    - amount of catches taken on board,
    - amount of catches counted against its individual quota,
    - the names of the other vessels involved in the JFO
  - b) as regards the other catching vessels not involved in the transfer of the fish:
    - the name of the other vessels involved in the JFO, their international radio call signs and ICCAT numbers,
    - that no catches have been taken on board or transferred into cages,
    - amount of catches counted against their individual quotas,
    - the name and the ICCAT number of the catching vessel referred to in a).

**B - Towing Vessels**

1. Masters of towing vessels shall record on their daily logbook, the date, time and position of transfer, the quantities transferred (number of fish and quantity in kg), the cage number, as well as the catching vessel name, flag and ICCAT number, the name of the other vessel(s) involved and their ICCAT number, the farm of destination and its ICCAT number, and the ICCAT transfer declaration number.
2. Further transfers to auxiliary vessels or to other towing vessels shall be reported including the same information as in point 1 as well as the auxiliary or towing vessel name, flag and ICCAT number and the ICCAT transfer declaration number.

3. The daily logbook shall contain the details of all transfers carried out during the fishing season. The daily logbook shall be kept on board and be accessible at any time for control purposes.

**C - Auxiliary Vessels**

1. Masters of auxiliary vessels shall record their activities daily in their logbook including the date, time and positions, the quantities of bluefin tuna taken onboard, and the fishing vessel, farm or trap name they are operating in association with.
2. The daily logbook shall contain the details of all activities carried out during the fishing season. The daily logbook shall be kept on board and be accessible at any time for control purposes.

**D - Processing Vessels**

1. Masters of processing vessels shall report on their daily logbook, the date, time and position of the activities and the quantities transhipped and the number and weight of bluefin tuna received from farms, traps or catching vessel where applicable. They should also report the names and ICCAT numbers of those farms, traps or catching vessel.
2. Masters of processing vessels shall maintain a daily processing logbook specifying the round weight and number of fish transferred or transhipped, the conversion factor used, the weights and quantities by product presentation.
3. Masters of processing vessels shall maintain a stowage plan that shows the location and the quantities of each species and presentation.
4. The daily logbook shall contain the details of all transhipments carried out during the fishing season. The daily logbook, processing logbook, stowage plan, original of ICCAT transhipment declarations shall be kept on board and be accessible at any time for control purposes.

No. Document

ICCAT Transhipment Declaration

Carrier vessel	Fishing Vessel	Final destination:
Name of vessel and radio call sign:	Name of the vessel and radio call sign:	Port:
Flag:	Flag:	Country:
Flag CPC authorization No.	Flag CPC authorization No.	State:
National Register No.	National Register No.	
ICCAT Register No.	ICCAT Register No.	
IMO No.	External identification:	
	Fishing logbook sheet No.	

Departure	Day	Month	Hour	Year	2_ 0_ _	F.V Master's name:	Carrier vessel Master's name:
Return	_	_	_		From: <input type="checkbox"/>	Signature: <input type="checkbox"/>	Signature:
Tranship.	_	_	_		To: <input type="checkbox"/>		

For transhipment, indicate the weight in kg or the unit used (e.g. box, basket) and the landed weight in kilograms of this unit |\_| Kg.

LOCATION OF TRANSHIPMENT

Port	Sea		Species	Number of unit of fishes	Type of product live	Type of product whole	Type of product gutted	Type of product head off	Type of product filleted	Type of product	Further transhipments
	Lat.	Long.									
											Date: _____ Place/Position: _____ Authorization CPC No. _____ Transfer vessel Master signature: _____
											Name of receiver vessel: _____ Flag _____ ICCAT Register No. _____ IMO No. _____ Master's signature _____
											Date: _____ Place/Position: _____ Authorization CPC No. _____ Transfer vessel Master's signature: _____
											Name of receiver vessel: _____ Flag _____ ICCAT Register No. _____ IMO No. _____ Master's signature _____

Obligations in case of transhipment:

1. The original of the transhipment declaration must be provided to the recipient vessel (processing/transport).
2. The copy of the transhipment declaration must be kept by the correspondent catching vessel or trap.
3. Further transshipping operations shall be authorized by the relevant CPC which authorized the vessel to operate.
4. The original of the transhipment declaration has to be kept by the recipient vessel which holds the fish, up to the landing place.
5. The transshipping operation shall be recorded in the logbook of any vessel involved in the operation.

Document No.	ICCAT Transfer Declaration		
<b>1 - TRANSFER OF LIVE BFT DESTINATED FOR FARMING</b>			
Fishing vessel name: Call sign: Flag: Flag State transfer authorisation No. ICCAT Register No. External identification: Fishing logbook No. JFO No. eBCD No.	Trap name: ICCAT Register No.	Tug vessel name: Call sign: Flag: ICCAT Register No. External identification:	Name of destination farm:  ICCAT Register No.:  Cage Number:
<b>2 - TRANSFER INFORMATION</b>			
Date: / /	Place or position:	Port:	Lat: Long:
Number of individuals:	Species:		
Type of product: Live <input type="checkbox"/> Whole <input type="checkbox"/> Gutted <input type="checkbox"/> Other (Specify):			
Master of fishing vessel / trap operator / farm operator name and signature:		Observer	Names ICCAT No. Signature
Master of receiver vessel (tug, processing, carrier) name and signature:			
<b>3 - FURTHER TRANSFERS</b>			
Date: / /	Place or position:	Port:	Lat: Long:
Tug vessel name:	Call sign:	Flag:	ICCAT Register No.
Farm State transfer authorisation No:	External identification:	Cage no.	Master of receiver vessel name and signature:
Date: / /	Place or position:	Port:	Lat: Long:
Tug vessel name:	Call sign:	Flag:	ICCAT Register No.
Farm State transfer authorisation No:	External identification:	Cage no.	Master of receiver vessel name and signature:
Date: / /	Place or position:	Port:	Lat: Long:
Tug vessel name:	Call sign:	Flag:	ICCAT Register No.
Farm State transfer authorisation No:	External identification:	Cage No.	Master of receiver vessel name and signature:
<b>4 - SPLIT CAGES</b>			
Donor Cage No.	Kg:	Nbr of fish:	
Donor Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage No.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage No.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage No.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.



Annex 5

Flag CPC	Vessel Name	ICCAT No.	Duration of the Operation	Identity of the Operators	Vessels individual quota	Allocation key per vessel	Fattening and farming farm destination	
							CPC	ICCAT No.

Date

Validation of the flag CPC

### ICCAT Regional Observer Programme

1. Each CPC shall require its farms, traps and purse seine vessels as referred to in paragraph 84 to deploy an ICCAT regional observer.
2. The Secretariat shall place the observers on farms, traps and on board the purse seine vessels flying the flag of CPCs that implement the ICCAT observer programme. For this purpose, each CPC shall send the information on the final number of vessels, embarkation points and language preferences at least [one month] before embarkation. An ICCAT observer card shall be issued to each observer.
3. The Secretariat shall issue a contract listing the rights and duties of the observer and the master of the vessel or farm or trap operator. This contract shall be signed by both parties involved.
4. The Secretariat shall establish an ICCAT Observer Programme Manual.

### Designation of the observers

5. The designated observers shall have the following qualifications to accomplish their tasks:
  - sufficient experience to identify species and fishing gear;
  - satisfactory knowledge of the ICCAT conservation and management measures and based on ICCAT training guidelines;
  - the ability to observe and record accurately;
  - a satisfactory knowledge of the language of the flag of the vessel or farm or trap observed, to the extent possible.

### Obligations of the observer

6. Observers shall:
  - a) have completed the technical training required by the guidelines established by ICCAT;
  - b) be nationals of one of the CPCs and, to the extent possible, not of the farming CPC, trap CPC or flag CPC of the purse seine vessel;
  - c) be capable of performing the duties set forth in point 7 below;
  - d) be included in the list of observers maintained by the Secretariat;
  - e) not have current financial or beneficial interests in the bluefin tuna fishery.
7. The observer tasks shall be, in particular:
  - a) As regards observers on purse seine vessels, to monitor the purse seine vessels' compliance with the relevant conservation and management measures adopted by the Commission. In particular the observers shall:
    - i) In cases where the observer observes what may constitute non-compliance with ICCAT Recommendations, he/she shall submit this information without delay to the observer implementing company who shall forward it without delay to the flag CPC authorities of the catching vessel. For this purpose, the observer implementing company shall set up a system through which this information can be securely communicated;
    - ii) record and report upon the fishing activities carried out;
    - iii) observe and estimate catches and verify entries made in the logbook;
    - iv) issue a daily report of the transfer activities of purse seine vessels;

- v) sight and record vessels which may be fishing in contravention to ICCAT conservation and management measures;
  - vi) record and report upon the transfer activities carried out;
  - vii) verify the position of the vessel when engaged in transfer;
  - viii) observe and estimate products transferred, including through the review of video recordings;
  - ix) verify and record the name of the fishing vessel concerned and its ICCAT number;
  - x) carry out scientific work such as collecting Task II data when required by the Commission, based on the directives from the SCRS.
- b) As regards observers in the farms and traps to monitor their compliance with the relevant conservation and management measures adopted by the Commission. In particular the observers shall:
- i) verify the data contained in the transfer declaration, caging declaration and eBCDs, including through the review of video records;
  - ii) certify the data contained in the transfer declaration, caging declaration and eBCDs;
  - iii) issue a daily report of the farms' and traps transfer activities;
  - iv) countersign the transfer declaration and caging declarations and eBCDs only when he/she agrees that the information contained within them are consistent with his/her observations including a compliant video record as per the requirements in paragraphs 91 and 92;
  - v) carry out such scientific work, for example collecting samples, as required by the Commission, based on the directives from the SCRS;
  - vi) register and verify the presence of any type of tag, including natural marks, and notify any sign of recent tag removals. For all individuals tagged with electronic tags, conduct full biological sampling (otoliths, spine and genetic sample) following guidelines by the SCRS.
- c) Establish general reports compiling the information collected in accordance with this paragraph and provide the master and farm operator the opportunity to include therein any relevant information.
- d) Submit to the Secretariat the aforementioned general report within 20 days from the end of the period of observation.
- e) Exercise any other functions as defined by the Commission.
8. Observers shall treat as confidential all information with respect to the fishing and transfer operations of the purse seine vessels and of the farms and traps and accept this requirement in writing as a condition of appointment as an observer.
9. Observers shall comply with requirements established in the laws and regulations of the flag or farm State which exercises jurisdiction over the vessel, farm or trap to which the observer is assigned.
10. Observers shall respect the hierarchy and general rules of behaviour which apply to all vessel, farm and trap personnel, provided such rules do not interfere with the duties of the observer under this program, and with the obligations of vessel and farm personnel set forth in paragraph 11 of this Programme.

#### **Obligations of the flag CPCs of purse seine vessels and farm and trap State**

11. The responsibilities regarding observers of the flag CPCs of the purse seine vessels and their masters shall include the following, notably:
- a) Observers shall be allowed to access to the vessel, farm and trap personnel and to the gear, cages and equipment;
  - b) Upon request, observers shall also be allowed access to the following equipment, if present on the vessels to which they are assigned, in order to facilitate the carrying out of their duties set forth in paragraph 7 of this Programme.

- i) satellite navigation equipment;
  - ii) radar display viewing screens when in use;
  - iii) electronic means of communication.
- c) Observers shall be provided accommodations, including lodging, food and adequate sanitary facilities, equal to those of officers;
- d) Observers shall be provided with adequate space on the bridge or pilot house for clerical work, as well as space on deck adequate for carrying out observer duties; and
- e) The flag CPCs shall ensure that masters, crew, farm, trap and vessel owners do not obstruct, intimidate, interfere with, influence, bribe or attempt to bribe an observer in the performance of his/her duties.

The Secretariat, in a manner consistent with any applicable confidentiality requirements, is requested to provide to the farm State, trap State or flag CPC of the purse seine vessel, copies of all raw data, summaries, and reports pertaining to the trip. The Secretariat shall submit the observer reports to the Compliance Committee and to the SCRS.

**Observer fees and organization**

12. a) The costs of implementing this program shall be financed by the farm and trap operators and purse seine vessel owners. The fee shall be calculated on the basis of the total costs of the program. This fee shall be paid into a special account of the Secretariat and the Secretariat shall manage the account for implementing the program;
- b) No observer shall be assigned to a vessel, trap and farm for which the fees, as required under subparagraph a), have not been paid.

### ICCAT Scheme of Joint International Inspection

Pursuant to paragraph 3 of Article IX of the Convention, the Commission recommends the establishment of the following arrangements for international control outside the waters under national jurisdiction for the purpose of ensuring the application of the Convention and the measures in force thereunder:

#### I. Serious violations

1. For the purposes of these procedures, a serious violation means the following violations of the provisions of the ICCAT conservation and management measures adopted by the Commission:
  - a) fishing without a license, permit or authorization issued by the flag CPC;
  - b) failure to maintain sufficient records of catch and catch-related data in accordance with the Commission's reporting requirements or significant misreporting of such catch and/or catch-related data;
  - c) fishing in a closed area;
  - d) fishing during a closed season;
  - e) intentional taking or retention of species in contravention of any applicable conservation and management measure adopted by the ICCAT;
  - f) significant violation of catch limits or quotas in force pursuant to the ICCAT rules;
  - g) using prohibited fishing gear;
  - h) falsifying or intentionally concealing the markings, identity or registration of a fishing vessel;
  - i) concealing, tampering with or disposing of evidence relating to investigation of a violation;
  - j) multiple violations which taken together constitute a serious disregard of measures in force pursuant to the ICCAT;
  - k) assault, resist, intimidate, sexually harass, interfere with, or unduly obstruct or delay an authorized inspector or observer;
  - l) intentionally tampering with or disabling the vessel monitoring system;
  - m) such other violations as may be determined by the ICCAT, once these are included and circulated in a revised version of these procedures;
  - n) fishing with the assistance of spotter planes;
  - o) interference with the satellite monitoring system and/or operation of a vessel without a VMS system;
  - p) transfer activity without transfer declaration;
  - q) transshipment at sea.
2. In the case of any boarding and inspection of a fishing vessel during which the authorized inspectors observe an activity or condition that would constitute a serious violation, as defined in paragraph 1, the authorities of the flag CPC of the inspection vessel shall immediately notify the flag CPC of the fishing vessel, directly as well as through the Secretariat. In such situations, the inspector should also inform any inspection ship of the flag CPC of the fishing vessel known to be in the vicinity.

3. ICCAT inspectors should register the inspections undertaken and the infringements detected (if any) in the fishing vessel logbook.
4. The flag CPC shall ensure that, following the inspection referred to in paragraph 2 of this Annex, the fishing vessel concerned ceases all fishing activities. The flag CPC shall require the fishing vessel to proceed within 72 hours to a port designated by it, where an investigation shall be initiated.
5. In the case where an inspection has detected an activity or condition that would constitute a serious violation, the vessel should be reviewed under the procedures described in the *Recommendation by ICCAT on Establishing a List of Vessels Presumed to Have Carried Out Illegal, Unreported and Unregulated Fishing Activities* (Rec. 18-08), taking into account any response actions and other follow up.

## II. Conduct of inspections

6. Inspections shall be carried out by inspectors designated by the Contracting Governments. The names of the authorized government agencies and individual inspectors designated for that purpose by their respective governments shall be notified to the Commission.
7. Ships carrying out international boarding and inspection duties in accordance with this Annex shall fly a special flag or pennant approved by the Commission and issued by the Secretariat. The names of the ships so used shall be notified to the Secretariat as soon as practical in advance of the commencement of inspection activities. The Secretariat shall make information regarding designated inspection vessels available to all CPCs, including by posting on its password-protected website.
8. Inspectors shall carry appropriate identity documentation issued by the authorities of the flag CPC, which shall be in the form shown in paragraph 20 of this Annex.
9. Subject to the arrangements agreed under paragraph 15 of this Annex, a vessel flagged to a Contracting Government and fishing for tuna or tuna-like fishes in the Convention area outside waters under national jurisdiction shall stop when given the appropriate signal in the International Code of Signals by a ship flying the ICCAT pennant described in paragraph 7 and carrying an inspector unless the vessel is actually carrying out fishing operations, in which case it shall stop immediately once it has finished such operations. The master\* of the vessel shall permit the inspection party, as specified in paragraph 10 of this Annex, to board it and must provide a boarding ladder. The master shall enable the inspection party to make such examination of equipment, catch or gear and any relevant documents as an inspector deems necessary to verify compliance with the ICCAT Commission's Recommendations in force in relation to the flag CPC of the vessel being inspected. Further, an inspector may ask for any explanations that he or she deems necessary.
10. The size of the inspection party shall be determined by the commanding officer of the inspection vessel taking into account relevant circumstances. The inspection party should be as small as possible to accomplish the duties set out in this Annex safely and securely.
11. Upon boarding the vessel, inspectors shall produce the identity documentation described in paragraph 8 of this Annex. Inspectors shall observe generally accepted international regulations, procedures and practices relating to the safety of the vessel being inspected and its crew, and shall minimize interference with fishing activities or stowage of product and, to the extent practicable, avoid action which would adversely affect the quality of the catch on board; Inspectors shall limit their enquiries to the ascertainment of the observance of the Commission's Recommendations in force in relation to the flag CPC of the vessel concerned. In making the inspection, inspectors may ask the master of the fishing vessel for any assistance he may require. Inspectors shall draw up a report of the inspection in a form approved by the Commission. Inspectors shall sign the report in the presence of the master of the vessel who shall be entitled to add or have added to the report any observations which he or she may think suitable and must sign such observations.



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\* Master refers to the individual in charge of the vessel.

12. Copies of the report shall be given to the master of the vessel and to the government of the inspection party, which shall transmit copies to the appropriate authorities of the flag CPC of the inspected vessel and to the ICCAT Commission. Where any infringement of ICCAT Recommendations is discovered, the inspector should, where possible, also inform any inspection ship of the flag CPC of the fishing vessel known to be in the vicinity.
13. Resistance to inspectors or failure to comply with their directions shall be treated by the flag CPC of the inspected vessel in a manner similar to such conduct committed with respect to a national inspector.
14. Inspectors shall carry out their duties under these arrangements in accordance with the rules set out in this Recommendation, but they shall remain under the operational control of their national authorities and shall be responsible to them.
15. Contracting Governments shall consider and act on inspection reports, sighting information sheets as per Resolution 94-09 and statements resulting from documentary inspections of foreign inspectors under these arrangements on a similar basis in accordance with their national legislation to the reports of national inspectors. The provisions of this paragraph shall not impose any obligation on a Contracting Government to give the report of a foreign inspector a higher evidential value than it would possess in the inspector's own country. Contracting Governments shall collaborate in order to facilitate judicial or other proceedings arising from a report of an inspector under these arrangements.
  - a) Contracting Governments shall inform the Commission by 15 February each year of their provisional plans for conducting inspection activities under this Recommendation in that calendar year and the Commission may make suggestions to Contracting Governments for the coordination of national operations in this field including the number of inspectors and ships carrying inspectors;
  - b) the arrangements set out in this Recommendation and the plans for participation shall apply between Contracting Governments unless otherwise agreed between them, and such agreement shall be notified to the ICCAT Commission. Provided, however, that implementation of the scheme shall be suspended between any two Contracting Governments if either of them has notified the ICCAT Commission to that effect, pending completion of such an agreement.
16.
  - a) the fishing gear shall be inspected in accordance with the regulations in force for the subarea for which the inspection takes place. Inspectors will state the subarea for which the inspection took place, and a description of any violations found, in the inspection report;
  - b) inspectors shall have the authority to inspect all fishing gear in use or on board.
17. Inspectors shall affix an identification mark approved by the ICCAT Commission to any fishing gear inspected which appears to be in contravention of the ICCAT Commission's Recommendations in force in relation to the flag CPC of the vessel concerned and shall record this fact in his report.
18. The inspector may photograph the gears, equipment, documentation and any other element he/she considers necessary in such a way as to reveal those features which in their opinion are not in conformity with the regulation in force, in which case the subjects photographed should be listed in the report and copies of the photographs should be attached to the copy of the report to the flag CPC.
19. Inspectors shall, as necessary, inspect all catch on board to determine compliance with ICCAT Recommendations.

20. The model Identity Card for inspectors is as follows:

*Dimensions: Width 10.4cm, Height 7cm*

<p>INTERNATIONAL COMMISSION FOR THE CONSERVATION OF ATLANTIC TUNA</p>  <p><b>ICCAT</b></p> <p><b>Inspector Identity Card</b></p> <p><b>Contracting Party:</b></p> <p><b>Inspector Name:</b></p> <p><b>Card n°:</b></p> <p><b>Issue Date:</b> Valid five years</p> <div data-bbox="268 551 421 723" style="border: 1px solid black; padding: 5px; width: fit-content;"><p>Photograph</p></div>	 <p><b>ICCAT</b></p> <p>The holder of this document is an ICCAT inspector duly appointed under the terms of the Scheme of Joint International Inspection and Surveillance of the International Commission for the Conservation of the Atlantic Tuna and has the authority to act under the provision of the ICCAT Control and Enforcement measures.</p> <p>..... ICCAT Executive Secretary Issuing Authority</p> <p>..... Inspector</p>
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### Minimum standards for video recording procedures

#### Transfers

- i) The electronic storage device containing the original video record shall be provided to the observer as soon as possible after the end of the transfer operation that shall immediately initialize it to avoid any further manipulation.
- ii) The original recording shall be kept on board the catching vessel or by the farm or trap operator where appropriate, during their entire period of authorization.
- iii) Two identical copies of the video record shall be produced. One copy shall be transmitted to the regional observer on board of the purse seine vessel and one to the CPC observer on board the towing vessel, the latter of which shall accompany the transfer declaration and the associated catches to which it relates. If the inspection services are present during the transfer they shall also receive a copy of the relevant video record. This procedure should only apply to CPC observers in the case of transfers between towing vessels.
- iv) At the beginning and/or the end of each video, the ICCAT transfer authorization number shall be displayed.
- v) The time and the date of the video shall be continuously displayed throughout each video record.
- vi) Before the start of the transfer, the video shall include the opening and closing of the net/door and whether the receiving and donor cages already contain bluefin tuna.
- vii) The video recording must be continuous without any interruptions and cuts and cover the entire transfer operation.
- viii) The video record should be of sufficient quality to estimate the number of bluefin tuna being transferred.
- ix) If the video record is of insufficient quality to estimate the number of bluefin tuna being transferred, then a control transfer shall be requested by the control authorities. The control transfer must include all the bluefin tuna in the receiving cage into another cage which must be empty. For those cases where the origin of the fish is a trap, the bluefin tuna already transferred from the trap to the receiving cage, could be sent back to the trap, and the control transfer is cancelled under the supervision of the ICCAT regional observer.

#### Caging operations

- i) The electronic storage device containing the original video record shall be provided to the regional observer as soon as possible after the end of the caging operation who shall immediately initialize it to avoid any further manipulation.
- ii) The original recording shall be kept by the farm where applicable, during their entire period of authorization.
- iii) Two identical copies of the video record shall be produced. One copy shall be transmitted to the regional observer deployed on the farm.
- iv) At the beginning and/or the end of each video, the ICCAT caging authorization number shall be displayed.
- v) The time and the date of the video shall be continuously displayed throughout each video record.
- vi) Before the start of the caging, the video shall include the opening and closing of the net/door and whether the receiving and donor cages already contain bluefin tuna.

- vii) The video recording must be continuous without any interruptions and cuts and cover the entire caging operation.
- viii) The video record should be of sufficient quality to estimate the number of bluefin tuna being transferred.
- ix) If the video record is of insufficient quality to estimate the number of bluefin tuna being transferred, then a new caging operation shall be requested by the control authorities. For those cases when the origin of the fish is a purse seine vessel the new caging operation must include all the bluefin tuna in the receiving farm cage into another farm cage, which must be empty.

## Standards and procedures for stereoscopic cameras systems in the context of caging operations

### Use of stereoscopic cameras systems

The use of stereoscopic cameras systems in the context of caging operations, as required by paragraph 99 of this Recommendation shall be conducted in accordance with the following:

- i. The sampling intensity of live fish shall not be below 20% of the amount of fish being caged. When technically possible, the sampling of live fish shall be sequential, by measuring one in every five specimens. Such a sample shall be made up of fish measured at a distance between 2 and 8 meters from the camera.
- ii. The dimensions of the transfer gate connecting the donor cage and the receiving cage shall be set at maximum width of 8 to 10 meters and maximum height of 8 to 10 meters.
- iii. When the length measurements of the fish present a multi-modal distribution (two or more cohorts of distinct sizes), it shall be possible to use more than one conversion algorithm for the same caging operation. The most up to date algorithm(s) established by SCRS shall be used to convert fork lengths into total weights, according to the size category of the fish measured during the caging operation.
- iv. Validation of the stereoscopic length measurements shall be undertaken prior to each caging operation using a scale bar at a distance of 2 and 8 m.
- v. When the results of the stereoscopic program are communicated, the information shall indicate the margin of error inherent to the technical specifications of the stereoscopic camera system, which shall not exceed a range of +/- 5 percent.
- vi. The report on the results of the stereoscopic program should include details on all the technical specifications above, including the sampling intensity, the way of sampling methodology, the distance from the camera, the dimensions of the transfer gate, and the algorithms (length-weight relationship). SCRS shall review these specifications, and if necessary provide recommendations to modify them.
- vii. In cases where the stereoscopic camera footage is of insufficient quality to estimate the weight of bluefin tuna being caged, a new caging operation shall be ordered by the flag CPC authorities of the catching vessel or the trap CPC authorities, or the farming CPC authorities.

### Presentation and use of stereoscopic cameras systems outcome

- i. Decisions regarding differences between the catch report and the results from the stereoscopic system programme shall be taken at the level of the Joint Fishing Operation (JFO) or total trap catches, for JFOs and trap catches destined to a farm facility involving a single CPC and/or EU Member State. The decision regarding differences between the catch report and the results from the stereoscopic system programme shall be taken at the level of the caging operations for JFO's involving more than one CPC and/or EU Member State, unless otherwise agreed by all the flag CPC/State authorities of the catching vessels involved in the JFO.
- ii. Within 15 days from the caging date, the farming CPC/State authorities shall provide a report to the flag CPC/State authorities of the catching vessel, including the following documents:
  - ii.1 Technical stereoscopic system report including:
    - general information: species, site, cage, date, algorithm;
    - sizing statistical information: average weight and length, minimum weight and length, maximum weight and length, number of fish sampled, weight distribution, size distribution.
  - ii.2 Detailed results of the programme, with the size and weight of every fish that was sampled.

- ii.3 Caging report including:
- general information on the operation: number of the caging operation, name of the farm, cage number, eBCD number, ITD number, name and flag of the catching vessel, name and flag of the towing vessel, date of the stereoscopic system operation and footage file name;
  - algorithm used to convert length into weight;
  - comparison between the amounts declared in the eBCD and the amounts found with the stereoscopic system, in number of fish, average weight and total weight (the formula used to calculate the difference shall be:  $(\text{Stereoscopic System}-\text{eBCD})/\text{Stereoscopic System} * 100$ );
  - margin of error of the system;
  - for those caging reports relating to JFOs/traps, the last caging report shall also include a summary of all information in previous caging reports.
- iii. When receiving the caging report, the flag CPC/State authorities of the catching vessel shall take all the necessary measures according to the following situations.
- iii.1 The total weight declared by the catching vessel in the eBCD is within the range of the stereoscopic system results:
- no release shall be ordered;
  - the eBCD shall be modified both in number (using the number of fish resulting from the use of the control cameras or alternative techniques) and average weight, while the total weight shall not be modified.
- iii.2 The total weight declared by the catching vessel in the eBCD is below the lowest figure of the range of the stereoscopic system results:
- a release shall be ordered using the lowest figure in the range of the stereoscopic system results;
  - the release operations must be carried out in accordance with the procedure laid down in paragraph 88 and **Annex 10**;
  - after the release operations took place, the eBCD shall be modified both in number (using the number of fish resulting from the use of the control cameras, minus the number of fish released) and average weight, while the total weight shall not be modified.
- iii.3 The total weight declared by the catching vessel in the eBCD exceeds the highest figure of the range of the stereoscopic system results:
- no release shall be ordered;
  - the eBCD shall be modified for the total weight (using the highest figure in the range of the stereoscopic system results), for the number of fish (using the results from the control cameras) and average weight accordingly.
- iv. For any relevant modification of the eBCD, the values (number and weight) entered in Section 2 shall be consistent with those in Section 6 and the values in Sections 3, 4 and 6, shall not be higher to those in Section 2.
- v. In case of compensation of differences found in individual caging reports across all cagings from a JFO/trap, whether or not a release operation is required, all relevant eBCDs shall be modified on the basis of the lowest range of the stereoscopic system results. The eBCDs related to the quantities of bluefin tuna released shall also be modified to reflect the weight/number released. The eBCDs related to bluefin tuna not released but for which the results from the stereoscopic systems or alternative techniques differ from those reported caught and transferred shall also be amended to reflect these differences.

The eBCDs relating to the catches from where the release operation took place shall also be modified to reflect the weight/number released.

### Release Protocol

The release of bluefin tuna from farming cages into the sea shall be recorded by video camera and observed by an ICCAT regional observer, who shall draft and submit a report together with the video records to the Secretariat.

The release of bluefin tuna from transport cages or traps into the sea shall be observed by a national observer of the trap CPC, who shall draft and submit a report to its CPC control authorities.

Before a release operation takes place, CPC control authorities might order a control transfer using standard and/or stereoscopic cameras to estimate the number and weight of the fish that need to be released.

CPC control authorities might implement any additional measures they feel necessary to guarantee that the release operations take place at the most appropriate time and place in order to increase the probability of the fish going back to the stock. The operator shall be responsible for the fish survival until the release operation has taken place. These release operations shall take place within 3 weeks of the completion of the caging operations.

Following completion of harvesting operations, fish remaining in a farm and not covered by an ICCAT bluefin catch document shall be released in accordance with the procedures described in paragraph 88.

### Treatment of dead fish

During fishing operations by purse seine vessels, the quantities of fish found dead in the seine shall be recorded on the fishing vessel logbook and therefore deducted from the flag CPC's quota.

#### Recording/treating of dead fish during first transfer

- a) The eBCD shall be provided to the towing vessel with Section 2 (Total Catch), Section 3 (Live fish trade) and Section 4 (Transfer - including "dead" fish) completed.

The total quantities reported in Sections 3 and 4 shall be equal to the quantities reported in Section 2. The eBCD shall be accompanied by the original ICCAT Transfer Declaration (ITD) in accordance with the provisions of this Recommendation. The quantities reported in the ITD (transferred live), must equal the quantities reported in Section 3 in the associated eBCD.

- b) A split of the eBCD with Section 8 (Trade information) shall be completed and given to the auxiliary vessel which will transport the dead bluefin tuna to shore (or retained on the catching vessel if landed directly to shore). This dead fish and split eBCD must be accompanied with a copy of the ITD.
- c) With regards to eBCDs, dead fish shall be allocated to the catching vessel which made the catch, or in the case of JFOs either to participating catching vessels or flags.

**Minimum Information for Fishing Authorisations**

A. IDENTIFICATION

1. ICCAT registration number
2. Name of fishing vessel
3. External registration number (letters and numbers)

B. FISHING CONDITIONS

1. Date of issue
2. Period of validity
3. Conditions of fishing authorisation, including when appropriate species, zone, fishing gear and any other conditions applicable derived from this Recommendation and/or from national legislation.

	From... to...	From... to	From... to	From... to	From... to
<b>Zones</b>					
<b>Species</b>					
<b>Fishing gear</b>					
<b>Other conditions</b>					