

CCSBT Data Confidentiality Agreement

Confidentiality Agreement for the Dissemination of Non-Public Domain Data by the Commission for the Conservation of Southern Bluefin Tuna (CCSBT).

Applicants name(s) and full contact details and signatures

Full name Institution, address and

Contact details

Signature and Date

I/we agree to the following:

- To abide by any conditions attached to use of the data by the Executive Secretary;
- That the data shall be used only for the purpose for which the data are being requested, be accessed only by the individuals listed in Item 3 of the Data Request Form, and be securely destroyed¹⁷ upon completion of the usage for which the data are being requested;
- To make no unauthorised copies of the data requested. If a copy of all, or part, of the data requested is made by the applicant, all copies, or part thereof, will be registered with the Executive Secretary and will be securely destroyed upon completion of purpose for which the data was requested;
- To abide by the CCSBT's Data Security Standards as specified in Attachment 1 of the Rules and Procedures for Protection, Access to, and Dissemination of, Data Compiled by the CCSBT;
- That prior to the publication of any report of an analysis for which the requested data will be used, the report shall be provided to, and cleared by, the Executive Secretary of the CCSBT, who shall ensure that no non-public domain data will be published;
- To provide copies of all published reports of the results of the work undertaken using the data released to the CCSBT Secretariat and to the relevant subsidiary body of CCSBT;
- Applicant(s) will not disclose, divulge, or transfer, either directly or indirectly, the confidential information to any third party without the written consent of the Executive Secretary;
- Applicant(s) shall promptly notify the Executive Secretary, in writing, of any unauthorised, negligent or inadvertent disclosure of confidential information of the CCSBT.
- Applicant(s) assume all liability, if any, in respect of a breach of this Confidentiality Agreement, once the data requested is released to the applicant(s).
- Pursuant to paragraph 21 of the Rules and Procedures for the Protection, Access to, and Dissemination of, Data Compiled by the CCSBT, Member(s) and CNM(s) of the Extended Commission shall not be granted access to non-public domain data until the appropriate actions have been taken to account for any disclosure in violation of the Agreement by the applicant or, *inter alia*, its affiliates, employees, attorneys, accountants, consultants, contractors, or other advisers or agents; and.
- That this Agreement may be terminated by the CCSBT giving written notice to the applicant.

**Draft changes to the CCSBT Rules of Procedure to reflect possible modified
chairing arrangements**

COMMISSION FOR THE CONSERVATION OF SOUTHERN BLUEFIN TUNA

**RULES OF PROCEDURE
OF THE COMMISSION FOR THE
CONSERVATION OF SOUTHERN BLUEFIN TUNA**

RULE 1

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RULE 4

CHAIR AND VICE-CHAIR

1. At the end of each annual meeting, the Commission shall elect individuals to serve as Chair and Vice-Chair. ~~from among the delegates a Chair and a Vice Chair.~~ The Chair and the Vice-Chair shall be elected from different Members and shall remain in office until the election of their successors at the next annual meeting. The Chair and/or Vice-Chair may be re-elected for a maximum of three additional one-year periods unless they are no longer able to carry out their respective functions or successors are elected. If the Commission is not able to elect a Chair and/or a Vice-Chair, the host Member (the Member that will host the annual meeting in that year) shall provide the Chair if a Chair was not elected, and the subsequent host Member shall provide the Vice-Chair if a Vice-Chair was not elected.~~The Chair and Vice-Chair of the first meeting shall take office immediately on their election and shall remain in office until the election of their successors before the end of the first meeting.~~ ~~Subsequently, the Chair and Vice-Chair shall take office at the conclusion of the meeting at which they are elected.~~
2. The Chair shall participate in meetings of the Commission in that capacity and shall not at the same time exercise the rights of a delegate of a Member including the right to vote. A Member whose delegate has been elected as Chair may designate another person as delegate.

3. Until such time as a Secretariat is established, the Chair shall nominate from within his or her Government an official to act as Secretary to the Commission to perform the secretariat functions set out in Article 10.3 of the Convention for a term of one year. At each annual meeting of the Commission, the Chair shall advise the Member of the name and address of the Secretary.

4. In the absence of the Chair, the Vice-Chair shall exercise the functions of the Chair and in the event that the position of Chair or Vice Chair becomes vacant other than by expiration of the term of his or her office, the vacancy shall be filled for the remainder of such term by a representative to be selected by the same Member as the former occupant of such office, subject to the approval of the Commission.

5. The powers and duties of the Chair shall be:
 - (a) to declare the opening and closing of the meeting of the Commission;
 - (b) to direct discussions in the meeting;
 - (c) to accord the right to speak and to limit the time allowed for speaking to speakers;
 - (d) to rule on points of order, subject to the right of any delegate to request that any ruling by the Chair shall be submitted to the Commission for decision;
 - (e) to determine if consensus exists and, if necessary, to call for votes and announce results;
 - (f) to direct the meeting to articulate its rationale for decisions;
 - (g) to sign, on behalf of the Commission, a report of the proceedings of each meeting of the Commission, for transmission to all the Members and to any State, entity, inter-governmental or non-governmental organisation which has attended the meeting;
 - (h) to exercise other powers and responsibilities as provided in these Rules and make such decisions and give such directions to the Executive Secretary as

will ensure that the business of the Commission is carried out effectively and in accordance with its decisions.

RULE 5

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