



CCSBT-CC/1410/09

Draft Revision of CCSBT's Resolution on Limited Carry-forward of Unfished Annual Total Allowable Catch of Southern Bluefin Tuna

The third Meeting of the CCSBT's Compliance Committee Working Group (CCWG3) agreed to a revision of the CCSBT's "Resolution on Limited Carry-forward of Unfished Annual Total Allowable Catch of Southern Bluefin Tuna within Three Year Quota Blocks".

The original Resolution, which is currently in force, is provided at Attachment A. The CCWG3's draft revised Resolution is provided at Attachment B. An additional criteria for application of the carry-forward procedure has been suggested by the Secretariat, and this is shown in Attachment B as a tracked change¹.

Prior to the CCWG's draft revision, carry-forward of unfished allocations was only allowed within three year quota blocks (i.e. unfished allocations could not be carried forward from one three year quota block to another) and only if the TAC was not reduced within the block. Furthermore, only a maximum of 20% of the allocation could be carried forward regardless of the amount of unfished allocation, and any carry-forward could not in turn generate further unfished allocations to be carried forward to the following year.

The draft revision to the Resolution retains the above carry-forward restrictions except that unfished allocations may also be carried forward between three year quota blocks providing that the TAC is not reduced between the blocks.

This draft revised Resolution was agreed by the CCWG subject to confirmation from the Extended Scientific Committee (ESC) that the carry-forward of unfished allocations between three year quota blocks will not have a negative impact on the operation of the Management Procedure. The CCWG requested that the ESC carry out this evaluation. The ESC conducted the requested evaluation by running projections for the "base case" assuming: (1) No carryover; and (2) Carryover of 20% of the TAC from the third year of each three year block to the first year of the following three year block. The full TAC was caught in the second year for these projections. From these projections, the ESC advised that:

"There was negligible difference between the projections, with carry-forward of unfished allocations between quota blocks having no adverse impact on the outcomes".

¹ This suggested criteria has been applied from the next fishing season (2015) so that it is not a retrospective decision.

The ESC also advised or recommended that:

- *“these calculations were conducted for the current situation where the stock is improving so that further consideration would be required if the stock was not improving”;*
- *“a review of the MP is scheduled for 2017 and that the carry-forward provisions and any other catch-related management changes being considered by the EC should be considered in that review”;* and
- *“any catch-related management changes proposed by the EC should be evaluated by the ESC for impact on the performance of MP before such changes are implemented”.*

Resolution on Limited Carry-forward of Unfished Annual Total Allowable Catch of Southern Bluefin Tuna within Three Year Quota Blocks

(Adopted at the Eighteenth Annual Meeting – 10-13 October 2011)

The Extended Commission for the Conservation of Southern Bluefin Tuna,

Noting the “Resolution on the Adoption of a Management Procedure” was adopted at the eighteenth annual meeting in 2011;

Further noting that this resolution adopts a management procedure that will set the global total allowable catch (TAC) for southern bluefin tuna in three year blocks;

Considering the need to manage within these three year quota blocks and to allow some carry-forward of Member’s annual TAC;

Recognising that a provision to carry-forward undercatch can benefit the fishery by providing catch flexibility between quota years within a three year quota block;

Mindful that this carry-forward provision may present administrative complexities for some Members, and that it should therefore be up to each Member whether it wishes to implement the provision for its vessels;

Agrees in accordance with paragraph 3(b) of Article 8, that:

Section 1: Establishment of a Carry-forward Procedure

1. The Extended Commission hereby establishes a procedure for limited carry-forward of Members’ un-fished annual TAC¹ from one year to the next. This procedure will apply within, but not between, the three year quota blocks agreed under the Extended Commission’s management procedure (as per the Resolution on the Adoption of a Management Procedure).
2. Members shall determine whether or not to adopt the carry-forward procedure for their fishery. However, if a Member adopts the carry-forward procedure in this resolution such carry-forward shall be conducted in accordance with the procedures defined in sections 2 – 5 below.

Section 2: Carry-Forward Procedure

3. If a Member’s annual TAC is under-caught, that Member may carry forward this unfished quota to the next quota year. However, the total quota carried forward from one year to the next shall not exceed 20% of a Member’s annual TAC.
4. Un-fished quota may only be carried forward from one quota year to the next and cannot be carried between three year quota blocks. Quota that is carried forward from one quota year may not in turn generate further under-fishing to be carried forward to the following year².

¹ Annual TAC means the agreed national allocation for each Member set by CCSBT.

² That is, you cannot generate carryover on a previously carried over amount.

Section 3: Notification and Reporting of Carry-Forward Procedure

5. If at the beginning of a new quota year a Member decides to, in accordance with this resolution, carry forward unfished quota from the previous quota year, it shall notify the CCSBT Secretariat of this carry-forward and provide a revised annual available catch limit³ for the new quota year. This notification shall be provided to the Secretariat within the first 60 days of the new quota year.
6. Members that adopt the carry-forward procedure shall report on their use of the procedure in their annual reports to the Extended Commission, regardless of whether the procedure was in fact used by the Member during that quota year.

Section 4: Circumstances When Carry-Forward Is Not Applicable

7. If, on the basis of advice from the Extended Scientific Committee that exceptional circumstances exist that necessitate additional management action, the Extended Commission agrees to reduce the global total allowable catch within a three year quota block, the carry-forward procedures provided in this resolution shall not be applied by any Member.⁴
8. If the Extended Commission agrees within a three year quota block to reduce the national allocation of one or more Member, that Member shall not apply the carry-forward procedures provided in this resolution.

Section 5: General Provisions

9. The procedures in this resolution shall be applicable from 2012.

³ An annual available catch limit means the annual TAC plus any carry-forward of unfished catch from the previous year.

⁴ Members should note that this could result in a loss of carried over catch.

Draft Resolution on Limited Carry-forward of Unfished Annual Total Allowable Catch of Southern Bluefin Tuna

The Extended Commission for the Conservation of Southern Bluefin Tuna,

Noting the “Resolution on the Adoption of a Management Procedure” was adopted at the eighteenth annual meeting in 2011;

Further noting that this resolution adopts a management procedure that will set the global total allowable catch (TAC) for southern bluefin tuna in three year blocks;

Considering the need to for Members to effectively manage their TACs within each quota year and to allow limited carry-forward of Member’s annual TAC;

Recognising that a provision to carry-forward undercatch can benefit the fishery by providing catch flexibility between quota years;

[*Informed* that such a provision will not have a negative effect on the operation of the Management Procedure and the setting of global TACs;]

Mindful that this carry-forward provision may present administrative complexities for some Members, and that it should therefore be up to each Member whether it wishes to implement the provision for its vessels;

Agrees in accordance with paragraph 3(b) of Article 8, that:

Section 1: Establishment of a Carry-forward

Procedure

1. The Extended Commission hereby establishes a procedure for limited carry-forward of Members’ un-fished annual TAC¹ from one year to the next.
2. Members shall determine whether or not to adopt the carry-forward procedure for their fishery. However, if a Member adopts the carry-forward procedure in this resolution such carry-forward shall be conducted in accordance with the procedures defined in sections 2 – 5 below.

¹ Annual TAC means the agreed national allocation for each Member set by CCSBT.

Section 2: Carry-Forward Procedure

3. If a Member's annual TAC is under-caught, that Member may carry forward this unfished quota to the next quota year. However, the total quota carried forward from one year to the next shall not exceed 20% of that Member's TAC for the under-caught year.
4. Un-fished quota may only be carried forward from one quota year to the next. Quota that is carried forward from one quota year may not in turn generate further under-fishing to be carried forward to the following year².

Section 3: Notification and Reporting of Carry-Forward Procedure

5. If at the beginning of a new quota year a Member decides to, in accordance with this resolution, carry forward unfished quota from the previous quota year, it shall notify the CCSBT Secretariat of this carry-forward and provide a revised annual available catch limit³ for the new quota year. This notification shall be provided to the Secretariat within the first 60 days of the new quota year.
6. Members that adopt the carry-forward procedure shall report on their use of the procedure in their annual reports to the Extended Commission, regardless of whether the procedure was in fact used by the Member during that quota year.

Section 4: Circumstances When Carry-Forward Is Not Applicable

7. If, on the basis of advice from the Extended Scientific Committee that exceptional circumstances exist that necessitate additional management action, the Extended Commission agrees to reduce the global total allowable catch within a three year quota block, the carry-forward procedures provided in this resolution shall not be applied by any Member⁴.
8. If the Extended Commission agrees within a three year quota block to reduce the national allocation of one or more Member, that Member shall not apply the carry-forward procedures provided in this resolution.
9. If either the Management Procedure recommends, or the Extended Commission decides on a lower Global TAC, then the Carry-forward procedures provided for in this Resolution shall not be applied by any Member.⁴
10. If a Member exceeds its national allocation for the 2015 fishing season or later without paying back its excess catch for those seasons, the carry-forward procedures provided in this resolution shall not be applied by that Member until those catches have been paid back, unless otherwise agreed by the Extended Commission.

² That is, you cannot generate carryover on a previously carried over amount.

³ An annual available catch limit means the annual TAC plus any carry-forward of unfished catch from the previous year.

⁴ Members should note that this could result in a loss of carried over catch.

Section 5: General Provisions

11. The procedures in this Resolution shall take effect immediately upon adoption.