

**Template for the Annual Report
to the Compliance Committee and the Extended Commission**

(Revised as agreed at CC10 following CCSBT 22)

If there are multiple SBT fisheries, with different rules and procedures applying to the different fisheries, it may be easier to complete this template separately for each fishery. Alternatively, please ensure that the information for each fishery is clearly differentiated within the single template.

This template seeks information on a quota year basis. Those Members/CNMs that have not specified a quota year to the CCSBT (i.e. Indonesia, EU, South Africa and the Philippines), should provide the information on a calendar year basis. Within this template, the quota year (or calendar year for those without a quota year) is referred to as the “fishing season”. Unless otherwise specified, information should be provided for the most recently completed fishing season. Members and CNMs are encouraged to also provide preliminary information for the current fishing season where the fishing for that season is complete or close to complete.

Table of Contents

I. Summary of MCS Improvements	3
(1) Improvements achieved in the current fishing season	3
(2) Future planned improvements.....	3
(3) Implementation of the common CCSBT definition for the “Attributable SBT Catch”	3
II. SBT Fishing and MCS Arrangements	3
(1) Fishing for Southern Bluefin Tuna	3
(2) SBT Towing and transfer to and between farms (farms only).....	12
(3) SBT Transhipment (in port and at sea)	15
(4) Landings of Domestic Product (from both fishing vessels and farms)	17
(5) SBT Exports	18
(6) SBT Imports.....	20
(7) SBT Markets.....	21
(8) Other.....	21
III. Additional Reporting Requirements	22
(1) Coverage and Type of CDS Audit undertaken	22
(2) Ecologically Related Species	22
(3) Historical SBT Catch (retained and non-retained).....	28

Introduction

Since the late 1990s, the Australian Southern Bluefin Tuna Fishery (SBTF) has been characterised as having two sectors: the farm or purse seine sector and the longline sector. Around 89% of Australia's annual Southern Bluefin Tuna (SBT) quota is taken by purse seine in the farm sector, with the remainder taken in the areas of the Eastern Tuna and Billfish Fishery (ETBF) and the Western Tuna and Billfish Fishery (WTBF), primarily by pelagic longline. Historically, other methods such as minor line have been used (unless stated, the relevant information for these other methods is grouped with the longline sector). This Annual Report describes the legislative framework and operational processes implemented to verify the take of SBT and ecologically related species (ERS) as reported by Australian concession holders, and describes the implementation of other resolutions adopted by the CCSBT.

The Australian Fisheries Management Authority (AFMA) is responsible for ensuring the SBTF is managed in accordance with the objectives specified in Part 1 of the *Fisheries Management Act 1991* (the FM Act), including that the exploitation of fisheries resources and any related activities are conducted in a manner consistent with the principles of ecologically sustainable development (which includes the exercise of the precautionary principle), in particular the need to have regard to the impact of fishing activities on non-target species and the long term sustainability of the marine environment. Furthermore, all fisheries managed by AFMA are assessed under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) administered by the Australian Government Department of the Environment and Energy. Before AFMA can determine a management plan for a fishery, the fishery must be strategically assessed under Part 10 of the EPBC Act and undergo additional assessment to acquire:

- accreditation for the purpose of interacting with threatened, endangered and protected (TEP) species (Part 13, *EPBC Act*); and
- export approval allowing the export of native species (Part 13A, *EPBC Act*).

In addition, Australia has completed an Ecological Risk Assessment (ERA) for the SBTF, with results indicating that the fishery has a minimal impact on supporting ecosystems or ERS, including TEP species listed under the *EPBC Act*.

The *Southern Bluefin Tuna Fishery Management Plan 1995* (the SBT Plan) is the principal legislative framework for managing the SBTF. Objective 6 of the SBT Plan states that AFMA will have regard to ensuring that conservation and management measures implemented by AFMA recognise Australia's obligations under international agreements, including obligations with regard to fish stocks and fishing activities by Australian-flagged boats on the high seas. Section 5A.2 of the SBT Plan provides that AFMA will manage the SBTF in a way that takes account of decisions of the CCSBT. The fishing season is defined by Determination under the SBT Plan as being from 1 December to 30 November.

Unless otherwise stated, this report covers the period of the 2015 fishing season (1 December 2014 to 30 November 2015).

I. Summary of MCS Improvements

(1) Improvements achieved in the current fishing season

Provide details of MCS improvements achieved for the current fishing season.

During the reporting period, the following outcomes were achieved:

- ongoing assessment of the viability of stereo video technology for use in the farm sector;
- ongoing implementation of the United Nations Food and Agriculture Organization Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing (PSM Agreement);
- a national fisheries compliance risk assessment was concluded and prioritised risks were established for 2015 to 2017; and
- implementation of on-board camera technology (electronic monitoring) in longline tuna fisheries.

(2) Future planned improvements

Describe any MCS improvements that are being planned for future fishing seasons and the expected implementation date for such improvements.

No major improvement projects planned for the coming year.

(3) Implementation of the common CCSBT definition for the “Attributable SBT Catch”

CCSBT 21 agreed on a common definition of the Attributable SBT Catch. Further, it agreed to implement this common definition as soon as practicable, but not later than the 2018 quota year. Members should report on progress on the action points for implementing the Attributable SBT catch as specified in Table 1 at paragraph 53 of the CCSBT 21 report (provided here as Attachment A).

Australia is committed to begin to account for all sources of mortality by 1 December 2018. We have recently completed work on a methodology that would allow us to better quantify the level of national recreational catch. We expect a series of data points will be required for a reliable estimate. The Australian Government is considering next steps in this process and is consulting with our commercial and recreational fishers, and our State and Territory Governments. We will continue to report progress to the CCSBT. We are not aware of SBT catch that could be characterised as customary or traditional fishing or artisanal fishing for SBT at this time.

II. SBT Fishing and MCS Arrangements

(1) Fishing for Southern Bluefin Tuna

(a) Specify the number of vessels that caught SBT in each sector (e.g. authorised commercial longline, authorised commercial purse seine, authorised commercial charter fleet, authorised domestic fleet) during the previous 3 fishing seasons.

Fishing Season (e.g. 2011/12)	Sector 1 (Farm Sector)	Sector 2 (Longline Sector)	Sector 3 (Minorline)
	Number of vessels	Number of vessels	Number of vessels
2012/13	5	20	N/A
2013/14	6	15	2
2014/15	5	20	2

(b) Specify the historic national SBT allocation, together with any carry-forward of unfished allocation and the total SBT catch counted against the national allocation (Attributable Catch) during the 3 previous fishing seasons. All figures should be provided in tonnes. Some CCSBT Members use slightly different definitions for

the catch that is counted against the allocation, so in the space below the table, clearly define the catch that has been counted against the national allocation:-

Fishing Season (e.g. 2011/12)	National SBT allocation (t) (excluding carry-forward)	Unfished allocation carried forward to this fishing season (t)	SBT catch counted against the national allocation (t)					
			Sector 1 (Farm Sector)		Sector 2 (Longline Sector)		Sector 3 (Minorline Sector)	
			Domestic allocation	Actual Catch Against Allocation	Domestic allocation	Actual Catch Against Allocation	Domestic allocation	Actual Catch Against Allocation
2012/13	4,713			4,198		341		
2013/14	5,193	118		5,029		380		10
2014/15	5,665			4,947		571		1

1. Australia's national SBT allocation is not divided into domestic allocations per sector.
2. The TAC for the 2014–15 fishing season was reduced by 108 t to account for overcatch of this amount in the 2013–14 season.

(c) Describe the system used for controlling the level of SBT catch. For ITQ and IQ systems, this should include details on how the catch was allocated to individual companies and/or vessels. For competitive catch systems this should include details of the process for authorising vessels to catch SBT and how the fishery was monitored for determining when to close the fishery. The description provided here should include any operational constraints on effort (both regulatory and voluntary):-

Australia's SBTF is managed through output controls in the form of Individually Transferable Quotas (ITQs) allocated as Statutory Fishing Rights (SFRs) under the SBT Plan. Each year, following the annual meeting of the CCSBT, the AFMA Commission, as the legislative authority, determines a national Total Allowable Catch (TAC) for the Australian domestic SBTF. Under the SBT Plan, the TAC must not exceed Australia's allocation as determined by the CCSBT. Operators are entitled to a share of this TAC based on their SFR holdings. SFRs are tradable throughout the fishing season. This TAC applies to the catch of SBT by all commercial methods and is tradable between sectors.

The AFMA Commission determined the TAC for the SBTF for the 2015/16 season as follows:

- 1 December 2014 to 30 November 2015 – 5,665 tonnes.

The value (TAC share) of the SFRs each year takes account of any under-catch or over-catch by the Australian industry in the previous fishing season. For example, the 1 December 2013 - 30 November 2014 fishing season included the 118 tonnes of unfished quota Australia carried forward from the previous fishing season.

(d) Provide details of the methods used to monitor catching in the fishery by completing the table below. Details should also be provided of monitoring conducted of fishing vessels when steaming away from the fishing grounds (this does not include towing vessels that are reported in Section 2).

Monitoring Methods	Description
Daily log book	Specify: i. Whether this was mandatory. If not, specify the % of SBT fishing that was covered:- It is a provision under Section 42 of the FM Act that AFMA may require SFR holders to keep and maintain logbooks. The following logbooks are mandatory for the SBTF,

ETBF and WTBF:

Farm sector

- Australian Purse Seine and Pole Daily Fishing Log (TPB03) – for purse seine and pole fishing boats for farming purposes;
- Southern Bluefin Tuna Fishery Farm Transit Log (SBT03B) – for SBT tow boats.

Longline Sector

- Australian Pelagic Longline Daily Fishing log (AL06) – pelagic longline method only;
- Purse Seine Daily Fishing Log (PS01A) – purse seine method only for non-farming purposes;
- Australian Tuna Purse Seine and Pole Logbook (TPB01) – pole method only for non-farming purposes.

Further information on these logbooks is provided in Sections 2 and 4. Schematics detailing the systematic verification of catch data for SBT and ERS for each sector (farm and longline) are provided at Attachments 1 and 2.

ii. *The level of detail recorded (shot by shot, daily aggregate etc):-*

The catch data collected by AFMA logbooks for the SBT, ETBF and WTBF is on a shot by shot basis.

iii. *Whether the effort and catch information collected complied with that specified in the “Characterisation of the SBT Catch” section of the CCSBT Scientific Research Plan (Attachment D of the SC5 report), including both retained and discarded catch. If not, describe the non-compliance:-*

Effort and catch information collected by AFMA logbooks for the SBT, ETBF and WTBF comply with that specified in the ‘Characterisation of the SBT Catch’ section of the CCSBT Scientific Research Plan.

iv. *What information on ERS was recorded in logbooks:-*

AFMA logbooks provide for the recording of ERS interactions. Further, all AFMA logbooks contain specific reporting forms for protected species. Interactions with ERS are also recorded by scientific observers and electronic monitoring.

Farm sector

SFR holders targeting SBT in the farm sector are required to record interactions with ERS in the TPB03A and SBT03B logbooks. Numbers and life status must be reported to the species level where possible. Interactions with ERS are also recorded by scientific observers on-board purse seine fishing boats or SBT tow boats.

Longline sector

SFR holders capturing SBT using pelagic longline must record interactions with ERS in the AL06 logbook. Numbers of retained and discarded fish (including sharks) must be recorded to species level, in addition to an estimate of the retained processed weight. For listed Protected species (including seabirds, sea turtles,

	<p>marine mammals, great white sharks, grey nurse sharks and whale sharks) the number of interactions per species must be recorded in addition to life status (alive, dead or injured).</p> <p>SFR holders capturing SBT using purse seine and pole for non-farming purposes must also record interactions with ERS in the PS01A and TPB01 logbooks, respectively.</p> <p>v. <i>Who were the log books submitted to¹:-</i></p> <p>Logbooks are submitted to AFMA.</p> <p>vi. <i>What was the timeframe and method² for submission:-</i></p> <p><u>Farm sector</u></p> <ul style="list-style-type: none"> • TPB03A – must be submitted by the 14th day of the following month; • SBT03B – must be submitted immediately on arriving at location where the fish are transferred to farm pontoons. <p><u>Longline sector</u></p> <ul style="list-style-type: none"> • AL06 – must be submitted within three calendar days of the completion of each fishing trip; • PS01A – must be submitted within three calendar days of the consignment being unloaded; • TPB01 – must be submitted by the 14th day of the following month. <p>Logbooks are submitted either by paper or electronically.</p> <p>vii. <i>The type of checking and verification that was routinely conducted for this information:-</i></p> <p><u>Farm sector</u></p> <p>At the end of each fishing season all farming companies are audited by AFMA to review compliance with SFR holdings. Further information on these audits is provided in Section 2.</p> <p><u>Longline sector</u></p> <p>At the end of each fishing season, all SFR holders that have caught SBT are audited by AFMA to review compliance with SFR holdings. Further information on these audits is provided in Section 4.</p> <p>Schematics detailing the systematic verification of catch data for SBT and ERS for each sector (farm and longline) are provided at Appendices 1 and 2.</p> <p>viii. <i>Reference to applicable legislation and penalties:-</i></p> <p>CCSBT obligations are given effect via concession conditions. Breaching a condition of a concession is an offence under Section 95 of the FM Act. Penalties include</p>
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¹ If the reports are not to be submitted to the Member's or CNM's government fisheries authority, then also specify whether the information will later be sent to the fisheries authority, including how and when that occurs.

² In particular, whether the information is submitted electronically from the vessel.

	<p>finer (under Section 95(5) of the FM Act), suspension or cancellation of concessions (under Section 98(3) of the FM Act), an order directing a person not to be on a boat for a specified time (under Section 98(1) of the FM Act) and forfeiture of the boat, equipment, catch and/or proceeds of catch (under Section 106 of the FM Act).</p> <p>ix. <i>Other relevant information</i>³:-</p> <p>Nil</p>
<p><i>Additional reporting methods (such as real time monitoring programs)</i></p>	<p><i>If multiple reporting methods exists (e.g. daily, weekly and/or month SBT catch reporting, reporting of tags and SBT measurements, reporting of ERS interactions etc), create a separate row of in this table for each method. Then, for each method, specify:</i></p> <p>i. <i>Whether this was mandatory. If not, specify the % of SBT fishing that was covered:-</i></p> <p>In addition to mandatory logbooks, SFR holders in the SBTF, ETBF and WTBF are also required to complete and provide further mandatory documentation including the following Catch Disposal Records (CDRs) and CCSBT Catch Documentation Scheme (CDS) forms:</p> <p><u>Farm sector</u></p> <ul style="list-style-type: none"> • <i>Southern Bluefin Tuna Fishery Farm Catch Disposal Record Purse Seine Boat (SBT02) – for purse seine boats;</i> • <i>Southern Bluefin Tuna Fishery Farm Catch Disposal Record (SBT04B) – for farms;</i> • <i>CCSBT Catch Tagging Form (CTAU02);</i> • <i>CCSBT Farm Stocking Form (FSAU02);</i> • <i>CCSBT Farm Transfer Form (FTAU02);</i> • <i>CCSBT Catch Monitoring Form (CMAU02B);</i> • <i>CCSBT Re-Export/Export After Landing of Domestic Product (REAU02).</i> <p><u>Longline sector</u></p> <ul style="list-style-type: none"> • <i>Commonwealth Pelagic Fisheries Catch Disposal Record (PT02B);</i> • <i>CCSBT Catch Tagging Form (CTAU02);</i> • <i>CCSBT Catch Monitoring Form (CMAU02B);</i> • <i>CCSBT Re-Export/Export After Landing of Domestic Product (REAU02).</i> <p>Further information on this documentation is provided in Sections 2 and 4. Schematics detailing the systematic verification of catch data for SBT and ERS for each sector (farm and longline) are provided at Appendices 1 and 2.</p> <p>ii. <i>The information that was recorded (including whether it relates to SBT or ERS):-</i></p> <p>The information collected relates to SBT. Further details are provided in Sections 2 and 4.</p> <p>iii. <i>Who the reports were submitted to and by whom (e.g. Vessel Master, the Fishing Company etc)</i>¹:-</p> <p>Reports are submitted by SFR holders directly to AFMA.</p>

³ Including information on ERS, and comments on the effectiveness of the controls or monitoring tools and any plans for further improvement.

iv. *What was the timeframe and method² for submission:-*

Farm sector

- SBT02 – must be submitted within 24 hours of tow commencing;
- SBT04B – must be submitted within 24 hours of completion of all parts of the form;
- CTAU02 – must be submitted within three business days of the final harvest;
- FSAU02 – must be submitted within three business days of form being completed;
- FTAU02 – must be submitted within three business days of fish being transferred;
- CMAU02B – must be submitted within three business days of fish being harvested/landed;
- REAU02 – must be submitted within three business days of fish being re-exported.

Longline sector

- PT02B – must be submitted within three business days of fish being unloaded;
- CTAU02 – must be submitted within three business days of fish being unloaded;
- CMAU02B – must be submitted within three business days of fish being unloaded;
- REAU02 – must be submitted within three business days of fish being re-exported

v. *The type of checking and verification that was routinely conducted for this information:-*

Farm Sector

At the end of each fishing season, all farming companies are audited by AFMA. Further information on these audits is provided in Section 2.

Longline Sector

At the end of each fishing season, all Commonwealth fish receivers/processors that have received SBT are audited by AFMA. Further information on these audits is provided in Section 4. Schematics detailing the systematic verification of catch data for SBT and ERS for each sector (farm and longline) are provided at Attachments 1 and 2.

vi. *Reference to applicable legislation and penalties:-*

As with logbooks above, the same offences and penalties apply with respect to CDRs and CCSBT CDS documents under the FM Act.

vii. *Other relevant information³:-*

Nil

Scientific
Observers

Specify:

i. *The percentage of the SBT catch and effort observed and the total number of days that*

observers were actually deployed for in the three previous seasons for each sector (e.g. longline, purse seine, commercial charter fleet, domestic fleet). The unit of effort should be hooks, sets and tows for longline, purse seine and towing respectively:-

Fishing Season (e.g. 2011/12)	Sector 1 (Farming Sector)		Obs. days deployed	Sector 2 (Longline Sector)		Obs. days deployed
	% effort obs.	% catch obs.		% effort obs.	% catch obs.	
2012/13	12.7	13.9	30	22.3	19.5	N/A
2013/14	17.0	21.9	17	5.5	4.5	N/A
2014/15	9.1	19.9	17	5.9	6.5	N/A

Farm sector

The scientific observer coverage target is 10% of purse seine operations. Australia also endeavours to observe 10% of the tow operations each season. This target is communicated to SFR holders each year in the SBTF farm sector pre-season briefing guide.

Longline sector

To mitigate potential interactions with SBT while targeting other tuna species in the ETBF, AFMA annually implements a restricted access area (Core Zone) where longline fishing operations are most likely to interact with SBT. Longline operators are required to hold SBT quota in order to operate in these designated zone.

The location and timing of the Core Zone is determined by analysing the available information from a variety of sources including outputs from an SBT habitat preference model produced by the Commonwealth Scientific and Industrial Research Organisation (CSIRO), sea surface temperatures, landings data, scientific observer and Vessel Monitoring System (VMS) data and industry advice.

In the WTBF area, AFMA ensures that longline boats operating in waters east of longitude 129°E are required to have a minimum SBT quota holding of 2000kg.

In mid-2015 AFMA introduced electronic monitoring (EM) into the ETBF and WTBF fleets. The EM program uses a series of on boat systems, comprising of cameras sensors and recorders, ancillary monitoring (port sampling) and data analysis to provide monitoring and observation of fishing activity. EM provides 100% monitoring on each vessel and is used to verify catch data, ensure mitigation measures are employed and record any non-target species interaction. An audit is performed on 10% of the recorded footage to ensure daily catch reporting (logbooks) is accurate.

ii. *The system used for comparisons between observer data and other catch monitoring data in order to verify the catch data:-*

Scientific observers are briefed and debriefed by AFMA following each trip. Issues identified in these briefings and in observer reports are analysed by AFMA on a case by case basis.

	<p>For longline vessels an audit process is undertaken using EM footage to verify the accuracy of catch data.</p> <p><i>iii. Excluding the coverage, specify whether the observer program complied with the CCSBT Scientific Observer Program Standards. If not, describe the non-compliance. Also indicate whether there was any exchange of observers between countries:-</i></p> <p>The AFMA Observer Program complies with the CCSBT Scientific Observer Program Standards. The AFMA Observer Program has previously used scientific observers from other countries however no exchanges have taken place in recent seasons.</p> <p><i>iv. What information on ERS was recorded by observers:-</i></p> <p>Observer and EM reports include details of daily fishing operations, the mitigation measures employed and any non-target species interactions. In terms of ERS interactions, the number (and weight where appropriate) of each species caught is recorded for each shot observed as well as the life status (alive, dead, injured) and whether it was retained or discarded.</p> <p><i>v. Who were the observer reports submitted to:-</i></p> <p>Observer reports are submitted to AFMA.</p> <p><i>vi. Timeframe for submission of observer reports:-</i></p> <p>Observer reports are submitted at the completion of each fishing trip. Data from observer reports is provided to the CCSBT Secretariat by the Australian Government Australian Bureau of Agricultural and Resource Economics and Sciences (ABARES).</p> <p><i>vii. Other relevant information (including plans for further improvement – in particular to reach coverage of 10% of the effort):-</i></p> <p>Australia has recently implemented EM in the ETBF and WTBF and has committed to the improvement and future use of EM in these and other fisheries.</p>
<p>VMS</p> <p><i>The items of “ii” are required in association with the Resolution on establishing the CCSBT Vessel Monitoring System</i></p>	<p><i>Specify:</i></p> <p><i>i. Whether a mandatory VMS for SBT vessels that complies with CCSBT’s VMS resolution was in operation. If not, provide details of non-compliance and plans for further improvement:-</i></p> <p>Since 1 July 2007, all boats operating in Australia’s Commonwealth fisheries must be fitted with an operational VMS. This includes all boats authorised to take SBT under the SBT Plan, boats that provide support to SBT farming operations (e.g. tow boats) as well as all boats fishing in the Indian Ocean Tuna Commission (IOTC) area, the Western and Central Pacific Fisheries Commission (WCPFC) area, and the area of the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR).</p> <p>Australia reports the number of boats that provided position data via VMS and any reasons for non-compliance to the CCSBT Compliance Committee under Part III of this Annual Report.</p>

	<p>ii. For the most recently completed fishing season, specify:</p> <ul style="list-style-type: none"> The number of its flag vessels on the CCSBT Authorised Vessel List that were required to report to a National VMS system:- <p>2014/15 season - 27 vessels</p> <ul style="list-style-type: none"> The number of its flag vessels on the CCSBT Authorised Vessel List that actually reported to a National VMS system:- <p>2014/15 season - 27 vessels</p> <ul style="list-style-type: none"> Reasons for any non-compliance with VMS requirements and action taken by the Member:- <p>Not Applicable -All vessels that were authorised to fish for SBT and that fished on the high seas were compliant with VMS requirements.</p> <ul style="list-style-type: none"> In the event of a technical failure of a vessel's VMS, the vessel's geographical position (latitude and longitude) at the time of failure and the length of time the VMS was inactive should be reported:- <p>Not Applicable</p> <ul style="list-style-type: none"> The procedures used for manual reporting in the event of a VMS failure (e.g. "manual position reporting on a 4 hourly basis"):- <p>In the event that a VMS stops reporting, AFMA contacts the boat's master and instructs them to manually report their position on a four hourly basis for the duration of the trip. Once a boat returns to port, AFMA requires that the VMS be operational before the boat is allowed to return to sea.</p> <ul style="list-style-type: none"> A description of any investigations initiated in accordance with paragraph 3(b) of the CCSBT VMS resolution including progress to date and any actions taken:- <p>Nil</p> <p>iii. Reference to applicable legislation and penalties:-</p> <p>Regulation 9D of the Fisheries Management Regulations 1992 (FM Regulations) lists the maximum penalty to be applied in the event of an offence.</p>
At-Sea Inspections	<p>Specify:</p> <p>i. The coverage level of at sea inspections (e.g. % of SBT trips inspected):-</p> <p>Australian fisheries officers conduct inspections of landings at key SBT ports, as well as at sea boardings and inspections of boats taking SBT in the longline and farm sectors.</p> <p>In 2014/15 Australian fisheries officers conducted 27 inspections of SBT/ETBF boats, 15 inspections at sea and 12 inspections in port.</p> <p>ii. Other relevant information³:-</p> <p>AFMA conducts a biennial risk assessment process to determine those prioritised</p>

	areas that require compliance and enforcement activity. This risk assessment process is conducted across major Commonwealth Fisheries, such as the SBT fishery. Importantly AFMA adopts a structured approach to monitor existing and emerging risks that may require mitigation strategies during this two year period.
<i>Other (use of masthead cameras etc.)</i>	Electronic monitoring (EM) has been introduced into the ETBF and WTBF fleets. EM provides 100% monitoring on each vessel and is used to verify catch data, ensure mitigation measures are employed and record any non-target species interaction. An audit is performed on 10% of the recorded footage to ensure daily catch reporting (logbooks) is accurate.

(e) Report on the review of internal actions and measures taken in relation to the authorised vessel requirements provided at Attachment B, including any punitive and sanction actions taken.

(2) SBT Towing and transfer to and between farms (farms only)

(b) Describe the system used for controlling and monitoring towing of SBT from the fishing ground to the farming area. This should include details of:

i. Observation required for towing of SBT (include % coverage):-

Under the SBT Plan, SFR holders must carry a scientific observer on a nominated boat if instructed by AFMA. The scientific observer coverage target is 10% of purse seine operations and 10% of towing operations. This is communicated to SFR holders each year in the SBT farm sector pre-season briefing guide.

ii. Monitoring systems for recording losses of SBT (in particular, SBT mortality):-

SFR holders are required to progressively record SBT mortalities as follows:

- during catching – in the TPB03 logbook;
- when transferring to a tow boat – in the SBT02 CDR;
- during the tow to a farm – in the SBT03B logbook;
- following final count into farm – in the SBT04B CDR.

(c) Describe the system used for controlling and monitoring transferring of SBT from tow cages into farms. This should include details of:

i. Inspection/Observation required for transfer of SBT (include % coverage):-

AFMA (or its agent) observes and verifies the count and weight estimate for 100% of transfers from tow pontoons into farms. SFR holders are required to record details of each transfer in the SBT04B logbook.

ii. Monitoring system used for recording the quantity of SBT transferred:-

SFR holders who capture SBT for farming purposes using purse seine must record daily catch activity in an approved TPB03 logbook. Details to be recorded include date of fishing, search details (including the use of a spotter plane), fishing location, estimated weight of SBT per shot and, if transferring to a tow pontoon, the carrier boat name and date and weight of transfer. Any interactions with ERS must also be reported. Copies of TPB03 must be forwarded to AFMA on a monthly basis.

On transfer to a tow pontoon, catcher boats must also complete the SBT02 CDR. This form is designed to meet the requirement that operators provide a catch estimate at the start of the tow

operation. This form must be faxed to AFMA within 24 hours of the carrier boat commencing the operation to tow the catch to a farm. Information provided must include

- the name of the SFR holder;
- purse seine boat name;
- date and time of last transfer to a tow pontoon;
- tow boat name, pontoon identification;
- estimated total weight of fish transferred to that pontoon; and
- estimated weight of mortalities during each catch and transfer.

AFMA uses this catch estimate to deduct quota from an operator's holdings at the time the estimate is provided, to later be replaced by the estimate obtained from the average weight sample and verified count in the SBT04B CDR.

Tow boats must complete details in the SBT03B logbook. Information to be collected in this book includes details of the permit holder and boat, transfer details including name of purse seine boat, estimate of weight of SBT and a reference to the SBT02 book used and page number, a record of mortalities for each day of the tow operation, and details of transfer of pontoon to another tow boat or to a SBT fish receiver. This form must be updated daily commencing on the day of the first transfer of fish to the tow pontoon or on the day that the permit holder accepts responsibility for towing the tow pontoon from another boat. Separate SBT03B forms must be completed for each tow pontoon if a boat is towing more than one pontoon.

If the tow pontoon is transferred to another carrier boat, AFMA must be notified within 24 hours of the transfer. A separate SBT03B form must be completed by each carrier boat. If the tow pontoon returns immediately to the farm pontoon(s) or when the tow pontoon reaches the farm pontoon(s), the SBT03B form(s) must be completed and forwarded to an AFMA official or agent acting on AFMA's behalf before the transfer of fish into the farm pontoon(s) commences.

A verified count of SBT transferred from each tow pontoon into a farm must be conducted by AFMA or a government contractor (the agent) acting on AFMA's behalf. A weight estimate is obtained for each transfer by sampling at least 100 live fish of 10 kg or greater then multiplying the average weight by the verified number of fish in the transfer. The methods by which the verified count and weight estimate must be conducted are described in Clause 22B of the SBT Plan. The details of the average weight sample and verified count must be recorded in the SBT04B CDR.

The SBT04B CDR is used to determine the number of fish to be deducted from quota. The following information must be recorded by an AFMA official or agent acting on AFMA's behalf: details of the catcher boat, tow boat and tow pontoon identification number (obtained from the SBT02 CDR), a reference to the SBT02 book and page number, mortalities during pursing, transfer to tow pontoon and tow operations (obtained from the SBT02 CDR), average weight sample from the tow pontoon (obtained through the above counting method), and count of fish transferred from tow pontoon to farm. The number of fish taken from the tow pontoon to obtain the sample of fish of 10 kg or greater must also be recorded. The AFMA official (or agent acting on AFMA's behalf) who carried out the sampling procedure must be identified on the SBT04B CDR. The form must be forwarded to AFMA as soon as it is completed.

The CMAU02B form must accompany all transshipments, landings of domestic products, exports, imports and re-exports of SBT. This form must be completed on catch or harvest of SBT (Catch/Harvest Section), at the point of transshipment or export (Intermediate Product Destination Section), and on receivership of SBT product at its final destination (Final Product Destination Section). AFMA authorises competent authorities to validate and verify CMAU02B forms.

The CTAU02 form must be completed and submitted to AFMA when completing the associated CMAU02B form. Details include the boat or farm name, boat or farm registration number, unique document number of the associated CMAU02B form, CCSBT tag number, weight, fork length, gear code (if applicable), CCSBT statistical area of catch, and month of harvest.

With respect to the REAU02 form, it must be specified whether product is being re-exported or exported after landing of domestic product and whether the document accompanies a full shipment or partial shipment. The form details the port of export, any applicable catch tagging form document numbers, a description of fish from previous CCSBT CDS forms, a description of the fish being exported, the export destination, and final point of importation. AFMA authorises competent authorities to validate and verify REAU02 forms.

AFMA submits FSAU02 and FTAU02 forms to CCSBT. AFMA validates all FSAU02 forms.

iii. Plans to allow adoption of the stereo video systems for ongoing monitoring:-

Australia advised at CCSBT20 that it would not be implementing the technology until it is cost-effective and does not pose an excessive regulatory and financial burden on industry, such as through the development of an automated solution.

(d) For “b” and “c” above, describe the process used for completing, validating⁴ and collecting the relevant CCSBT CDS documents (Farm Stocking Form, Farm Transfer Form):-

Effective 1 January 2010, no SBT may be accepted for domestic sale, export or import, without the verified CCSBT CDS documentation. Copies of all documents issued and received by Australia are compiled in an electronic database. This is an effective auditing mechanism which allows AFMA to analyse, identify discrepancies, reconcile and report all CCSBT CDS documents submitted by Australia. These documents are provided to the CCSBT Secretariat on a quarterly basis. All documents required to be submitted by SFR holders in the SBT are legislative instruments and include the requirements of the CCSBT CDS. These documents are specified in the conditions placed on SFRs (Attachment 3).

Further, at the end of each fishing season AFMA conducts an audit of all farming companies. The level 1 audit includes the following:

- monthly breakdowns of receipt and sale of SBT including mortalities;
- verified counts of SBT conducted during transfer from tow pontoons into farms;
- CCSBT CDS figures and domestic sales; and
- mortalities recorded by the SBT fish receiver.

Each season selected farming companies and wild caught fish receivers also undergo a level 2 audit, aiming to capture in excess of 10% all commercially landed SBT. This audit includes a full assessment conducted by AFMA officers who review company records which may include spread-sheets, feed boat logs, dive logs, sales and export documentation, including CDS documentation. SFR holders must retain original copies of each CDR and CCSBT CDS documents for five years from the date of completion to meet audit requirements. As part of the level 2 audit, two AFMA officers independently recount all video/DVD recorded by AFMA’s agent during the verified count of SBT transferred into those farms included in the audit. The 2013/14 season level 2 audits accounted for

⁴ Including the class of person who conducts this work (e.g. government official, authorised third party)

approximately 19% of SBT received by fish receivers in that season. The 2014/15 season audits are yet to be completed and will account for approximately 10% of SBT received by fish receivers.

AFMA fisheries officers also conduct targeted compliance operations inspecting fishing boats at sea and in port, and also conduct random audits of fishing companies, fish receivers and export establishments. These operations are in addition to AFMA's general program of deterrence across all Commonwealth fisheries.

AFMA has developed a CCSBT CDS handbook for SFR holders in the SBTF, describing the procedures that must be followed to comply with the CDS including the mandatory tagging of whole fish.

Compliance with the CCSBT CDS is monitored in accordance with AFMA's National Compliance and Enforcement Policy. SFR holders must retain original copies of each CDR and CCSBT CDS document for five years from the date of completion to meet audit requirements.

(e) Other relevant information³

Australia has submitted a list of authorised SBT farms to the CCSBT Secretariat, as required. Australia notifies the Executive Secretary of any addition to, deletion from or modification required to the CCSBT Record of Authorised Farms as soon as this information becomes available. Through its domestic implementation of the CCSBT CDS, Australia has taken measures to not permit landings of domestic product, exports, imports and/or re-exports of SBT into and from farms which are not registered on the CCSBT Record of Authorised Farms.

(3) SBT Transshipment (in port and at sea)

(a) In accordance with the Resolution on Establishing a Program for Transshipment by Large-Scale Fishing Vessels, report:

i. The quantities of SBT transhipped at sea and in port during the previous fishing season:-

Fishing Season <i>(e.g. 2011/12)</i>	Percentage of the annual SBT catch transhipped at sea	Percentage of the annual SBT catch transhipped in port
2014/15	Nil	Nil

ii. The list of the LSTLVs registered in the CCSBT Authorised Vessel List which have transhipped at sea and in port during the previous fishing season:-

During the reporting period, Australian-flagged boats did not tranship or receive SBT to/from large scale tuna longline fishing vessels (LSTLVs) with freezing capacity. AFMA has not authorised any Australian-flagged boats to receive at sea transhipments from LSTLVs.

iii. A comprehensive report assessing the content and conclusions of the reports of the observers assigned to carrier vessels which have received at-sea transhipments from their LSTLVs during the previous fishing season:-

N/A

(b) Describe the system used for controlling and monitoring transhipments in port. This should include details of:

i. Rules for and names of designated foreign ports of transhipment for SBT and for prohibition of transhipment at other foreign ports:-

During the reporting period, all SBT product from the SBTF, ETBF and WTBF were landed in Australian ports. Further, Regulation 9I of the FM Regulations requires that all fish must be landed to an AFMA authorised SBT fish receiver. Should an operator of an Australian-flagged boat seek to land Australian

SBT product at a foreign port, Australia will notify the CCSBT Executive Secretary of the nominated port.

Australia will notify the Executive Secretary if there are reasonable grounds for suspecting that Australian-flagged boats not on the CCSBT Authorised Vessel List are engaged in commercial fishing for and/or transhipment of SBT.

ii. *Port State inspections required for transhipments of SBT (include % coverage):-*

N/A

iii. *Information sharing with designated port states:-*

In the event that a foreign fishing vessel seeks access to an Australian port to unload or tranship SBT, Australia must issue a port permit. In addition, landing of fish and fish products by foreign vessels is prohibited unless written approval is given by the Australian Government Minister for Agriculture and Water Resources, through the Department of Agriculture and Water Resources. Information on any inspection or other action that is undertaken will be shared with relevant States in accordance with Australian Government legislation, recognising that Australia has ratified the *FAO Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing*.

iv. *Monitoring systems for recording the quantity of SBT transhipped:-*

N/A

v. *Process for validating⁴ and collecting the relevant CCSBT CDS documents (Catch Monitoring Form, Catch Tagging Form):-*

N/A

vi. *Reference to applicable legislation and penalties:-*

Section 95(5) of the FM Act lists the maximum penalty to be applied in the event of an offence.

vii. *Other relevant information³:-*

Nil

(c) *Describe the system used for controlling and monitoring transhipments at sea. This should include details of:*

i. *The rules and processes for authorising transhipments of SBT at sea and methods (in addition to the presence of CCSBT transhipment observers) for checking and verifying the quantities of SBT transhipped:-*

Under the SBT Plan, SFR holders must not tranship SBT that is not alive to a boat unless the transhipment occurs under the observation of an officer appointed under the *Fisheries Management Act* and acting under direction by AFMA. SBT must not be transhipped to a boat unless the boat is being used by a person who is, or is acting for, the holder of a fishing permit or foreign fishing licence for the SBT that authorises receipt of the transhipped tuna.

ii. *Monitoring systems for recording the quantity of SBT transhipped:-*

N/A

iii. *Process for collecting the relevant CCSBT CDS documents (Catch Monitoring Form, Catch Tagging Form):-*

N/A

iv. *Reference to applicable legislation and penalties:-*

Section 95(5) of the FM Act lists the maximum penalty to be applied in the event of an offence.

v. *Other relevant information³:-*

Nil

(4) Landings of Domestic Product (from both fishing vessels and farms)

(a) Specify the approximate percentage of the annual SBT catch that was landed as domestic product.

During the reporting period, 100% of SBT product from the SBTF, ETBF and WTBF was landed as domestic product in Australian ports.

(b) Describe the system used for controlling and monitoring domestic landings of SBT. This should include details of:

i. *Rules for designated ports of landing of SBT:-*

SBT product from the SBTF, ETBF and WTBF can be landed in any Australian port. Boats are monitored through VMS and may be inspected upon arrival in port.

ii. *Inspections required for landings of SBT (including % coverage):-*

Australian fisheries officers monitor SBT landings at key ports, as well as at sea inspections of boats taking SBT in the longline and purse seine fisheries. In 2014/15 Australian fisheries officers conducted 27 inspections of SBT/ETBF boats, 15 inspections at sea and 12 inspections in port.

iii. *Details of genetic testing conducted and any other techniques that are used to verify that SBT are not being landed as a different species:-*

Australia is not a range State for Pacific Bluefin tuna which is the species most commonly mistaken for SBT. All Bluefin Tuna caught in the ETBF or WTBF are deemed as Southern Bluefin Tuna unless the SFR holder proves otherwise through genetic testing or exports the fish to the Tokyo Metropolitan Central Wholesale Market and it is deemed to be a Pacific Bluefin Tuna on the sales documentation.

iv. *Monitoring systems for recording the quantity of SBT landed:-*

The below information relates to the longline sector. Please refer to Section 2 and Attachment 1 for details on the landings of domestic product from the farm sector.

SFR holders who capture SBT for non-farming purposes using pelagic longline, purse seine or pole must record daily catch activity in an AL06, PS01A or TPB01 logbook, respectively. Details to be recorded include date of fishing, fishing location and estimates of weight of SBT discarded/retained. Any interactions with ERS must also be recorded.

The PT02B CDR is for recording pelagic species including SBT and Pacific Bluefin Tuna taken for non-farming purposes. A separate PT02B CDR form must be completed each time a boat disposes of SBT or NBT. Relevant details in the PT02B CDR must be completed before the fish are taken onto the premises of a SBT fish receiver. Where catch is disposed of to multiple locations or buyers, separate

PT02B forms must be completed for each consignment. A consignment is defined as fish taken from a single unloading and sent to a single receiver. A copy of the PT02B form must be forwarded to AFMA within three days of unloading.

As with the farm sector, the longline sector is also required to complete and submit CMAU02B, CTAU02 and REAU02 forms. For further details, refer to Section 2.

- v. *Process for validating⁴ and collecting the relevant CCSBT CDS documents (Catch Monitoring Form, and depending on circumstances, Catch Tagging Form):-*

Effective 1 January 2010, no SBT may be accepted for domestic sale, export or import, without the verified CCSBT CDS documentation. As with the farm sector, copies of all documents issued and received by Australia are provided to the CCSBT. Further, at the end of each fishing season AFMA conducts a level 1 audit of all SFR holders that have caught SBT. AFMA fisheries officers also conduct targeted compliance operations to inspect fishing boats at sea, in port, and also conduct random audits of fishing companies, fish receivers and export establishments. For further details, refer to Section 2.

As provided previously (Section 2), AFMA has developed a CCSBT CDS handbook for SFR holders in the SBT including the longline sector, describing the procedures that must be followed to comply with the CCSBT CDS. Compliance with the CCSBT CDS and other obligations is monitored in accordance with AFMA's National Compliance and Enforcement Policy. SFR holders must retain original copies of each CDR and CCSBT CDS document for five years from the date of completion to meet audit requirements. A schematic detailing the systematic verification of catch data for SBT and ERS for the longline sector is provided at Attachment 2.

- vi. *Reference to applicable legislation and penalties:-*

Please refer to Section 1(d) for details on applicable legislation and penalties relating to logbooks, CDRs and CCSBT CDS documents.

- vii. *Other relevant information³:-*

Nil

(5) SBT Exports

(a) *Specify the quantity of the domestic catch that was exported and provide an estimate of the total quantity of the domestic SBT catch (in tonnes to 1 decimal place) that was retained within the country/fishing entity (i.e. the quantity can be estimated by subtracting the total export from domestic catch) during each of the last 3 fishing seasons to each country/fishing entity.*

Fishing Season (e.g. 2011/12)	Estimate of retained within the country/fishing entity (Domestic catch-	SBT exported to											
		CANADA	CHINA	FRANCE	GERMANY	HONG KONG	JAPAN	KOREA	MALAYSIA	NEW ZEALAND	NORWAY	SINGAPORE	USA
2012/13	46.6		29.4	0.9	0.2	0.2	7935.8	108.3			0.1	1.6	
2013/14	61.4		99.2	.05		.06	8976	.5	0.05	.2	.07	.3	3.6
2014/15	86.6	.5	99.5	0	0	2.7	8645	51.8	0.007	0.1	0	0.08	.5

(b) Describe the system used for controlling and monitoring exports of SBT (including of landings directly from the vessel to the foreign importing port). This should include details of:

i. Inspections required for export of SBT (including % coverage):-

To export SBT and other fish products from Australia for consumption, all processing establishments (land based and boats) require registration with the Australian Government Department of Agriculture and Water Resources. All fish and fish products that are exported from Australia are prescribed goods and all registered establishments must meet the requirements of the Export Control Act, Export Control (Prescribed Goods General) Orders and the Export Control (Fish & Fish Products Orders) 2005 in order to export these goods. Registered establishments and boats are audited by the Department of Agriculture and Water Resources food auditors to ensure compliance with the above legislation. The number of audits annually is linked to the level of risk and performance of the establishment to meet the appropriate legislation.

ii. Details of genetic testing conducted and any other techniques that are used to verify that SBT are not being exported as a different species:-

Australia is not a range State for Pacific Bluefin Tuna which is the species most commonly mistaken for SBT. All Bluefin Tuna caught in the ETBF or WTBF are deemed as Southern Bluefin Tuna unless the operator obtains genetic testing or exports the fish to the Tokyo Metropolitan Central Wholesale Market and it is deemed to be a Pacific Bluefin Tuna on the sales documentation

iii. Monitoring systems for recording the quantity of SBT exported:-

As previously provided (Section 2), effective 1 January 2010, no SBT may be accepted for domestic sale, export or import, without the verified CCSBT CDS documentation. The CMAU02B form must accompany all transshipments, landings of domestic products, exports, imports and re-exports of SBT. The CTAU02 form must be completed and submitted when completing the associated CMAU02B form. In addition the REAU02 form must specify whether product is being re-exported or exported after landing of domestic product and whether the document accompanies a full shipment or partial shipment. The form details port of export, any applicable catch tagging form document numbers, a description of fish from previous CCSBT CDS documents, a description of the fish being exported, the export destination and final point of importation. For further details, refer to Section 2.

iv. Process for validating⁴ and collecting the relevant CCSBT CDS documents (Catch Monitoring Form and depending on circumstances, Catch Tagging Form or Re-export/Export after landing of domestic product Form):-

Detail of the process for collecting and validating the relevant CCSBT CDS documents is provided in Sections 2 and 4.

v. Reference to applicable legislation and penalties:-

Please refer to Section 1 for details on applicable legislation and penalties relating to CCSBT CDS documents.

vi. Other relevant information³:-

Nil

(6) SBT Imports

(a) Specify the total quantity of SBT (in tonnes to 1 decimal place) imported during each of the last 3 fishing seasons from each country/fishing entity.

Fishing Season (e.g. 2011/12)	SBT imported from
	NEW ZEALAND
2012/13	2.8
2013/14	0.9
2014/15*	2.6

(b) Describe the system used for controlling and monitoring imports of SBT. This should include details of:

i. Rules for designated ports for import of SBT:-

SBT product can be landed in any Australian port by Australian fishing boats but must be landed to a registered fish receiver. Foreign fishing boats wishing to enter an Australian port must have a port permit issued by AFMA however landing of fish and fish products is prohibited unless written approval is given by the Australian Government Minister for Agriculture (under Section 103 of the FM Act).

ii. Inspections required for import of SBT (including % coverage):-

Australia imports less than five tonne of SBT annually. This is not expected to change in the foreseeable future. The importation of some products is, by law, subject to certain biosecurity conditions. Australia's biosecurity policy is based on risk assessment and management of the potential introduction of exotic pests or diseases.

iii. Details of genetic testing conducted and any other techniques that are used to verify that SBT are not being imported as a different species:-

Australia is not a range State for Pacific Bluefin Tuna which is the species most commonly mistaken for SBT. All Bluefin Tuna caught in the ETBF or WTBF are deemed as Southern Bluefin Tuna unless the operator obtains genetic testing or export the fish to the Tokyo Metropolitan Central Wholesale Market and it is deemed Pacific Bluefin Tuna.

iv. Process for checking and collecting CCSBT CDS documents (Catch Monitoring Form and depending on circumstances, Re-export/Export after landing of domestic product Form):-

As previously provided in Section 2, effective 1 January 2010, no SBT may be accepted for domestic sale, export or import, without the verified CCSBT CDS documentation. The appropriate CCSBT Catch Monitoring and Re-Export/Export After Landing of Domestic Product Forms are required to be forwarded onto AFMA by the receiver of any SBT import consignment.

v. Reference to applicable legislation and penalties:-

Please refer to Section 1 for details on applicable legislation and penalties relating to CCSBT CDS documents.

vi. Other relevant information³:-

Nil

(7) SBT Markets

(a) Describe any activities targeted at points in the supply chain between landing and the market:-

As previously provided (Sections 2 and 4), AFMA fisheries officers conduct targeted compliance operations to inspect fishing boats at sea and in port, and they also conduct random audits of fishing companies, fish receivers and export establishments.

(b) Describe the system used for controlling and monitoring of SBT at markets (e.g. voluntary or mandatory requirements for certain documentation and/or presence of tags, and monitoring or audit of compliance with such requirements):-

Effective 1 January 2010, CCSBT CDS documents are required to accompany all movements of SBT both domestically and internationally from capture to first point of sale.

(c) Other relevant information³

Nil

(8) Other

Description of any other MCS systems of relevance.

Nil

III. Additional Reporting Requirements

(1) Coverage and Type of CDS Audit undertaken

As per paragraph 5.9 of the CDS Resolution, specify details on the level of coverage and type of audit undertaken, in accordance with 5.8⁵ of the Resolution, and the level of compliance.

Effective 1 January 2010, no SBT may be accepted for domestic sale, export or import, without the verified CCSBT CDS documentation. Copies of all documents issued and received are provided to the CCSBT on a quarterly basis to be compiled in an electronic database. This is an effective auditing mechanism which allows AFMA to analyse, identify discrepancies, reconcile and report all CCSBT CDS documents submitted by Australia. In conjunction with this process, AFMA commenced audits of fish tagging in accordance with the CCSBT CDS in the 2010/11 financial year. At the end of each fishing season AFMA conducts a level 1 audit of all SFR holders that have caught SBT.

The level 1 audit includes the following:

- monthly breakdowns of receipt and sale of SBT including mortalities;
- verified counts of SBT conducted during transfer from tow pontoons into farms;
- CCSBT CDS figures and domestic sales; and
- mortalities recorded by the SBT fish receiver.

Each season selected farming companies and wild caught fish receivers also undergo a level 2 audit, aiming to capture in excess of 10% all commercially landed SBT. This audit includes a full assessment conducted by AFMA officers who review company records which may include spreadsheets, feed boat logs, dive logs, sales and export documentation, including CDS documentation. SFR holders must retain original copies of each CDR and CCSBT CDS documents for five years from the date of completion to meet audit requirements. As described in Section 2(d) the 2013/2014 season level 2 audits accounted for approximately 19% of SBT received by fish receivers in that season. The 2014/2015 season audits are yet to be completed and will account for approximately 10% of SBT received by fish receivers.

In addition, compliance with the CCSBT CDS is monitored in accordance with AFMA's National Compliance and Enforcement Policy. AFMA conducts a biennial risk assessment process to determine those prioritised areas that require targeted compliance and enforcement activity. This risk assessment process is conducted across major Commonwealth Fisheries, such as the SBT fishery. As a result Australian fisheries officers conducted targeted compliance operations to inspect fishing boats at sea, in port, and also conduct random audits of fishing companies, fish receivers and export establishments. The inspection process includes the inspection of relevant documentation such as CDS documents. As provided previously (Section 1d), in 2014/15 Australian fisheries officers conducted 27 inspections of SBT/ETBF boats, 15 inspections at sea and 12 inspections in port.

(2) Ecologically Related Species

(a) Reporting requirements in relation to implementation of the 2008 ERS Recommendation:

- Specify whether each of the following plans/guidelines have been implemented, and if not, specify the action that has been taken towards implementing each of these plans/guidelines:-*
 - *International Plan of Action for Reducing Incidental Catches of Seabirds in Longline Fisheries:*

⁵ Paragraph 5.8 of the CDS Resolution specifies that "Members and Cooperating Non-Members shall undertake an appropriate level of audit, including inspections of vessels, landings, and where possible markets, to the extent necessary to validate the information contained in the CDS documentation."

Australia has endorsed the IPOA- Seabirds, and has put in place the Threat Abatement Plan 2014 for the Incidental Catch (or bycatch) of Seabirds During Oceanic Longline Fishing Operations (2014 TAP). The 2014 TAP is a legislative instrument that directs mandatory seabird bycatch management measures, and applies to all longline fisheries managed by the Australian Government. The 2014 TAP is Australia's key measure for mitigating the impact of longline fisheries on seabird populations, and is consistent with the IPOA-Seabirds. The 2014 TAP replaced the previous 2006 TAP.

A National Plan of Action for Reducing the Incidental Catch of Seabirds in Longline Fisheries (NPOA-Seabirds) is also being developed by the Australian Government Department of Agriculture and Water Resources. The NPOA-Seabirds will outline a series of actions that can be taken to reduce the likelihood of seabird mortalities within Australian longline fisheries and provides a clear direction for the collection of information on seabird interactions.

As a member of the IOTC and WCPFC, which have adopted the following measures for the conservation and management of sharks, Australia is compliant with the following measures adopted by these Commissions.

- The Western and Central Pacific Fisheries Commission (WCPFC) adopted:
 - CMM 2012-07 Conservation Management Measure for Mitigating Impacts of Fishing on Seabirds (to be replaced by CMM 2015-03 from 1 January 2017).
- The Indian Ocean Tuna Commission (IOTC) has adopted:
 - Resolution 12/06 On reducing the incidental catch of seabirds in longline fisheries.

For more information on mitigation measures refer to section 2c below.

- *International Plan of Action for the Conservation and Management of Sharks:*

Australia first adopted a National Plan of Action for Conservation and Management of Sharks (NPOA-Sharks) in 2004. The NPOA-Sharks has since been reviewed and the National Plan of Action for the Conservation and Management of Sharks 2012 (Shark-plan 2) was released in July 2012. Legislation of some Australian States and the Commonwealth provides for the listing and protection of threatened shark species. Currently there are nine shark species that are protected in Australian waters.

As a member of the IOTC and WCPFC, which have adopted the following measures for the conservation and management of sharks Australia is compliant with the following measures adopted by these Commissions.

- The Western and Central Pacific Fisheries Commission (WCPFC) adopted:
 - CMM 2010-07 on the Conservation Management Measure for Sharks in the Western and Central Pacific Ocean.
 - CMM 2011-04 on the Conservation and Management Measure for Oceanic Whitetip Shark.
 - CMM 2012-04 on the Conservation and Management Measure on the Protection of Whale Sharks from Purse Seine Operations.

- CMM 2013-08 on the Conservation and Management of Silky Sharks entered into force on the 1 July 2014.
- The Indian Ocean Tuna Commission (IOTC) has adopted:
 - Resolution 05/05 Concerning the conservation of sharks caught in association with fisheries managed by the IOTC.
 - Resolution 12/09 on the Conservation of Thresher Sharks (Family Alopiidae) caught in association with fishers in the IOTC area of competence.
 - Resolution 13/05 on the Conservation of Whale Sharks (*Rhincodon typus*) caught in association with purse seine fishers in the IOTC area of competence, which enters into force on 14 September 2013.
 - Resolution 13/06 on a scientific and management framework on the Conservation of Shark species caught in association with IOTC managed fisheries, which targets the conservation of Oceanic Whitetip Sharks and entered into force on 14 September 2013 and operates in parallel with Resolution 05/05.

For more information on mitigation measures refer to section 2c below.

- *FAO Guidelines to reduce sea turtle mortality in fishing operations:*

Interactions between sea turtles and Australian pelagic longline fisheries are rare. Australia considers that current sea turtle bycatch management and mitigation measures in place in its pelagic longline fisheries, principally the ETBF and WTBF fulfil Australia's obligations with FAO-Sea turtles. Australia is also compliant with IOTC Resolution 12/04: On the Conservation of Marine Turtles and WCPFC CMM 2008-03: Conservation and Management of Sea Turtles. Additionally the Recovery Plan for Marine Turtles in Australia was developed by the Department of the Environment and 23 adopted in July 2003. The primary objective of the plan is to reduce the detrimental impacts on Australian populations of sea turtles and promote their recovery in the wild.

For more information on mitigation measures refer to section 2c below.

- ii. *Specify whether all current binding and recommendatory measures⁶ aimed at the protection of ecologically related species⁷ from fishing of the following tuna RFMOs are being complied with. If not, specify which measures are not being complied with and the progress that is being made towards compliance:-*

- *IOTC, when fishing within IOTC's Convention Area:*
- *WCPFC, when fishing within WCPFC's Convention Area:*
- *ICCAT, when fishing within ICCAT's Convention Area:*

As provided previously (Section 2a), Australia complies with all current binding and nonbinding measures adopted by IOTC and WCPFC aimed at the protection of ERS (including seabirds, sharks and sea turtles) from fishing.

Australia collects data on ERS and reports these on an annual basis to the scientific committees of IOTC, WCPFC and CCSBT. Australia's national reports to meetings of the scientific committees of IOTC and WCPFC provide full details on Australia's efforts to

⁶ Relevant measures of these RFMOs can be found at: http://www.ccsbt.org/site/bycatch_mitigation.php.

⁷ Including seabirds, sea turtles and sharks.

mitigate the impact of fishing for SBT on ERS. Australia’s report to the ERSWG also presents this information for all Australian fisheries in which SBT is targeted or interacted with.

As Australia is not a Member to the International Commission for the Conservation of Atlantic Tunas (ICCAT), no Australian-flagged vessels are authorised to conduct fishing for tunas within the ICCAT area.

iii. Specify whether data is being collected and reported on ecologically related species in accordance with the requirements of the following tuna RFMOs. If data are not being collected and reported in accordance with these requirements, specify which measures are not being complied with and the progress that is being made towards compliance:-

- CCSBT⁸:
- IOTC, for fishing within IOTC’s Convention Area:
- WCPFC, for fishing within WCPFC’s Convention Area:
- ICCAT, for fishing within ICCAT’s Convention Area:

Australia collects data on ERS and reports these on an annual basis to the Commission for the Conservation of Southern Bluefin Tuna and its subsidiary bodies (including the Compliance Committee on an annual basis, and the Ecologically Related Species Working Group (when this working group meets).

Australia’s national reports to meetings of the CCSBT Ecologically Related Species Working Group provides full details on Australia’s efforts to mitigate the impact of fishing for SBT on ERS.

(b) Specify the number of observed ERS interactions including mortalities, and describe the methods of scaling used to produce estimates of total mortality (information should be provided by species –including the scientific name – wherever possible⁹):

	Sector 1 (Farming sector)		Sector 2 (Longline sector)	
Most Recent Calendar Year (2015)				
Total number of hooks (shots for PS)	154		399,353	
Percentage of hooks (shots) observed	9.1		8.0	
	Total number of observed interactions/mortality			
	Interactions	Mortality	Interactions	Mortality
Seabirds	0	0	4	1
Sharks	0	0	200	16
Sea Turtles	0	0	0	0
Previous Calendar Year (2014)				
Total number of hooks (shots for PS)	75		251,021	
Percentage of hooks (shots) observed	22.6		5.5	
	Total number of observed interactions/mortality			
	Interactions	Mortality	Interactions	Mortality
Seabirds	0	0	0	0
Sharks	0	0	44	13
Sea Turtles	0	0	0	0

⁸ Current CCSBT requirements are those in the Scientific Observer Program Standards and those necessary for completing the template for the annual report to the ERSWG.

⁹ Where species specific information is available, insert additional line(s) for each species below the relevant Seabird, Sharks, and/or Sea Turtles sub headings.

(c) Mitigation – describe the current mitigation requirements:

Seabird mitigation requirements

As provided previously (Part III Section 2a), Australia has put in place the Threat Abatement Plan 2014 for the Incidental Catch (or bycatch) of Seabirds during Oceanic Longline Fishing Operations (2014 TAP). The 2014 TAP is a legislative instrument that directs mandatory seabird bycatch management measures, and applies to all longline fisheries managed by the Australian Government. The 2014 TAP is Australia's key national measure for mitigating the impact of longline fisheries on seabird populations, and is consistent with the IPOA Seabirds.

The following mitigation measures are prescribed for Australian longline boats under the 2014 TAP: At all times the holder must ensure:

- a. The boat nominated to this concession carries on board one or more assembled tori lines. Each tori line must be constructed and used in accordance with the following specifications:
 - i. must be a minimum of 100 metres in length;
 - ii. must be deployed from a position on board the boat and utilise a drogue so that it remains above the water surface for a minimum of 90 metres from the stern of the boat;
 - iii. must have streamers attached to it with a maximum interval between the streamers of 3.5 metres;
 - iv. in addition to part i. a) above, all streamers must be maintained to ensure their lengths are as close to the water surface as possible;
- b. The boat nominated to this concession carries on board a minimum of either:
 - i. 1,000 weighted swivels each weighing at least 60 grams; or
 - ii. 1,000 weights each of at least 40 grams;
- c. When fishing south of the parallel of latitude 25 degrees South:
 - i. non-frozen baits are attached to the hooks; and
 - ii. prior to longlines entering the water he/she deploys a separate tori line at each point at which hooks enter the water. All tori lines must comply with part (a) above; and
 - iii. longlines are weighted with either a minimum of:
 - a. 60 gram swivels at a distance of no more than 3.5 metres from each hook; or
 - b. 98 gram swivels at a distance of no more than 4 metres from each hook; or
 - c. 40 gram weights immediately adjacent to the hook with dead non-frozen baits attached to the hooks.
- d. The boat nominated to this concession carries on board a minimum of one de-hooking device, the purpose of which is to enable hooks embedded in bycatch species to be removed with minimum damage to the fish. The device must be constructed and used in accordance with the following specifications:
 - i. The device must enable the hook to be secured and the barb shielded so that the barb does not re-engage with the fish while the hook is being removed;
 - ii. The device must be blunt with all edges rounded;
 - iii. Where more than one size of hook is to be carried, a dehooking device (or devices) must be carried that can be used with all hooks on the boat; and
 - iv. The shaft of the device must be a minimum of 1.5 metres in length.
- e. The boat nominated to this concession carries on board a minimum of one line cutting device. The line cutting device must be constructed and used in accordance with the following specifications:

- i. The device must be constructed to allow the line to be cut as close to the hook as possible;
- ii. The blade of the device must be enclosed in a blunt rounded (arcshaped) cover with the hook exposed on the inside of the arc;
- iii. The shaft of the device must be a minimum of 1.5 metres in length.

Following experiments proving that 40g weights placed directly at the hook, using dead bait, exhibit greater sink rates than the weighting regime of 60g at 3.5m from the hook; and sea trials showing that there was no significant impact on catch rates of commercial species; AFMA has implemented SFR conditions to allow 40g weights at, or within 50 centimetres of, the hook. The new conditions were implemented on 1 February (WTBF) and 1 March (ETBF) 2012 respectively. Australian longline operations are still permitted to use 60g, 3.5m from the hook. In addition, 40g weights at the hook are coated with luminescent plastic which reduces the need to use light sticks.

Shark mitigation requirements

Australia is fully compliant with the IOTC and WCPFC conservation and management measures outlined in Part III Section 2(a)i.

The following mitigation measures are prescribed for concession holders of Australian longline boats:

- a ban on the use of wire leaders;
- must not take more sharks than the number of tuna and billfish quota species taken per trip to a maximum limit of 20 sharks per trip, excluding school shark, gummy shark, elephant fish (Callorhynchidae), chimaerids (Chimaeridae and Rhinochimaeridae) and sawshark which are quota managed species. This limit does not apply to great white sharks and grey nurse sharks, which are no-take TEP species;
- prohibited from carrying, retaining, or landing all shark dorsal, pectoral, caudal, pelvic and anal fins that are not attached to their carcass;
- prohibited from carrying, retaining and landing livers obtained from sharks unless the individual carcasses from which the livers were obtained are also landed;
- prohibited from retaining oceanic white tip sharks; and as of 1 July 2014 prohibited from retaining silky sharks.

Turtle mitigation requirements

As provided previously (Part III Section 2a), Australia is also compliant with IOTC Resolution 12/04: On the Conservation of Marine Turtles and WCPFC CMM 2008-03: Conservation and Management of Sea Turtles. The concession holder must use large circle hooks if less than 26 8 hooks per bubble are set. It is also compulsory to carry line cutters and de-hookers. In addition, a video Crossing the line: sea turtle handling guidelines for the longline fishing industry has been produced by the Fisheries Research and Development Corporation to help the Australian longline fishing industry minimise its impact on sea turtle populations. It shows how to use de-hooking devices on deck and on turtles still in the water, how to safely bring turtles aboard and handle them on deck, how to help comatose turtles recover and how to release them back into the water. Similarly, AFMA conducted port visits in 2011 in the ETBF to provide de-hookers to all boats with instructions on how to use them and on safe handling of sea turtles. Interactions with the purse seine fishery are negligible and there has been no need to develop mitigation measures for this sector.

Australia continues to support research on mitigation measures to reduce interactions with ERS including methods to increase line sink rates; new tori line designs; weighting regimes and

underwater bait setting regimes. Australia reports the status and results of this research to the CCSBT Ecologically Related Species Working Group.

(d) Monitoring usage of bycatch mitigation measures:

- i. Describe the methods being used to monitor compliance with bycatch mitigation measures (e.g. types of port inspections conducted and other monitoring and surveillance programs used to monitor compliance). Include details of the level of coverage (e.g. proportion of vessels inspected each year):

Australia uses a number of methods to monitor compliance, including compliance with bycatch mitigation measures. These methods include electronic monitoring, Observer reports, aerial surveillance, at sea inspections and port inspections.

As provided previously (Section 1d), in 2014/15 Australian fisheries officers conducted 27 inspections of SBT/ETBF boats, 15 inspections at sea and 12 inspections in port.

- ii. Describe the type of information that is collected on mitigation measures as part of compliance programmes for SBT vessels:

The information collected on mitigation measures includes;

- whether bycatch mitigation, such as tori lines, is being carried on board the vessel,
- whether bycatch mitigation has been deployed appropriately
- whether the bycatch mitigation complies with specifications.

(3) Historical SBT Catch (retained and non-retained)

Specify the best estimate (weight and number as available) of the historical fishing amounts of SBT for each sector (e.g. commercial longline, commercial purse seine, commercial charter fleet, domestic fleet, recreational) in the table below. The table should include the most recently completed fishing season. Figures should be provided for both retained SBT and non-retained SBT. For longline and recreational, “Retained SBT” includes SBT retained on vessel and “Non-Retained SBT” includes those returned to the water. For farming, “Retained SBT” includes SBT stocked to farming cages and “Non-Retained SBT” includes towing mortalities. If the number of individuals is known but the value in tonnes is unknown, enter the number of individuals in square brackets (e.g. [250]). Table cells should not be left empty. If the value is zero, enter “0”. It is recognised that for some sectors, the information requested in this table may not yet be available. Therefore, if the value is unknown, enter “?”. However, estimates are preferred over unknown entries. Cells containing estimates with a high degree of uncertainty should be shaded in light grey. A description of any estimation methods should be provided below the table.

Fishing Season (e.g. 2011/12)	Retained and Non-Retained SBT							
	Sector 1 (Farm Sector)		Sector 2 (Longline Sector)		Sector 3 (Minorline Sector)		Sector 4 (Recreational)	
	Retained SBT	Non-Retained SBT ^a	Retained SBT	Non-Retained SBT	Retained SBT	Non-Retained SBT	Retained SBT	Non-retained SBT
2014/15	4947	NA	571	NA	1	NA	?	?
2013/14	5029	NA	380	[399]	10	NA	150.1 ^b	[5834] ^b
2012/13	4663	NA	341	[1200]	0	0	75.8 ^c	[1035] ^c
2011/12	4485	NA	58	[274]	0	0	?	?
2010/11	3872	NA	85	[210]	0	0	240 ^d	[6900] ^d

Fishing Season (e.g. 2011/12)	Retained and Non-Retained SBT							
	Sector 1 (Farm Sector)		Sector 2 (Longline Sector)		Sector 3 (Minorline Sector)		Sector 4 (Recreational)	
	Retained SBT	Non-Retained SBT ^a	Retained SBT	Non-Retained SBT	Retained SBT	Non-Retained SBT	Retained SBT	Non-retained SBT
2009/10	3931	NA	161	[1668]	0	0	?	?
2008/09	5015	NA	213	[1755]	0	0	?	?
2007/08	5211	NA	23	[331]	0	0	43.1 ^e	?
2006/07	5230	NA	4	[88]	0	0	?	?
2005/06	5302	NA	6	[5]	0	0	?	?
2004/05	5214	NA	35	[116]	0	0	?	?
2003/04	4874	NA	247	[353]	0	0	?	?
2002/03	5375	NA	17	[629]	0	0	?	?
2001/02	5234	NA	29	[409]	0	0	?	?
2000/01	5162	NA	38	[1732]	0	0	?	?
1999/00	5130	NA	127	?	0	0	?	?
1998/99	4991	NA	216	?	28	?	?	?
1997/98	3488	NA	664	?	916	?	?	?
1996/97	2498	NA	472	?	2000	?	?	?
1995/96	3362	NA	351	?	1447	?	?	?
1994/95	1954	NA	1563	?	908	?	?	?
1993/94	1294	NA	2745	?	621	?	?	?
1992/93	722	NA	3085	?	716	?	?	?
1991/92	138	NA	2240	?	1629	?	?	?
1990/91	0	NA	1151	?	2588	?	?	?
1989/90	0	NA	406	?	4199	?	?	?
1988/89	0	NA	685	?	4872	?	?	?

a Non-retained SBT in the farm sector as included in Australia's reported catch (i.e. retained catch); noted as 'NA' for not applicable.

b Estimates from a 2012 survey conducted in Tasmania (Tracey et al. 2013).

c Estimates from a 2011 survey conducted in Victoria from March to July (Green et al. 2012).

d Estimates from surveys in 2007–08 for Tasmania and South Australia (Forbes et al. 2009, Jones et al. 2009).

Report of CCSBT 21

53. The action points shown in Table 1 were agreed by Members, noting that within the table, “External” refers to non-Member catches, while “Internal” relates to Members’ attributable catches.

Table 1: Action points in relation to implementing the Attributable SBT Catch.

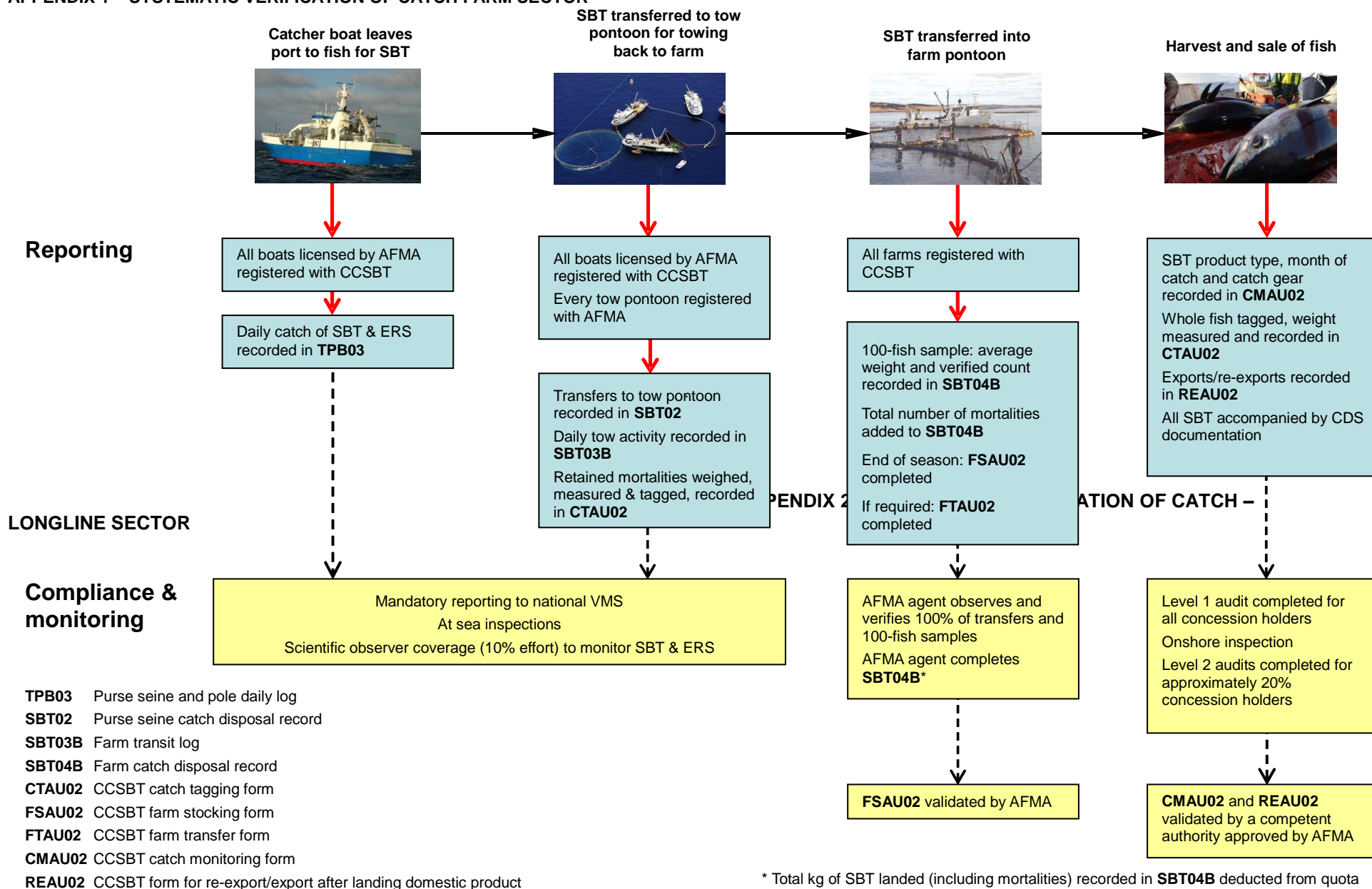
	External	Internal	ESC work schedule
2015	The EC initiates discussion on the principles and process for taking account of non-member catch in the 2018-20 TAC period. The ESC, CC and Members to undertake analyses to provide estimates of non-member catch. Commission market analyses on significant markets to contribute to estimating non-member catch.	<ol style="list-style-type: none"> 1. Individual Member research on applicable sources of mortality and report back to ESC and CC for discussion and review. 2. Members shall endeavour to set allowances to commence for 2016-17 quota years for all sources of attributable mortality based on best estimates and notify other Members by CCSBT22. If Members can't they will notify CCSBT22 and explain why they are unable to and set a date by which they can set the allowance. 3. The EC initiate discussion and agreement to a process for dealing with attributable catch within the next quota block (2018-20). 	Collation of information on unreported mortalities and categorising this information in accordance with OM “fleets” (ESC19 Report).
2016	The ESC, CC and Members continue analyses to provide estimates of non-member catch. The EC decides on the adjustment to take account of non-member catch in the 2018-20 TAC period.	<ol style="list-style-type: none"> 1. The EC if necessary continue discussion so as to agree on a process for dealing with attributable catch within the next quota block (2018-20). 2. Individual Members continue research on applicable sources of mortality and report back to the ESC and CC for discussion and review. 	ESC scheduled to run MP to recommend TAC for 2018-2020.
2017	The ESC, CC and Members continue analyses to provide estimates of non-member catch.	Individual Members continue research on applicable sources of mortality & report back to the ESC and CC for discussion review.	ESC scheduled to conduct full stock assessment and the first formal review of MP.
2018		Full implementation of the common definition of attributable catch.	

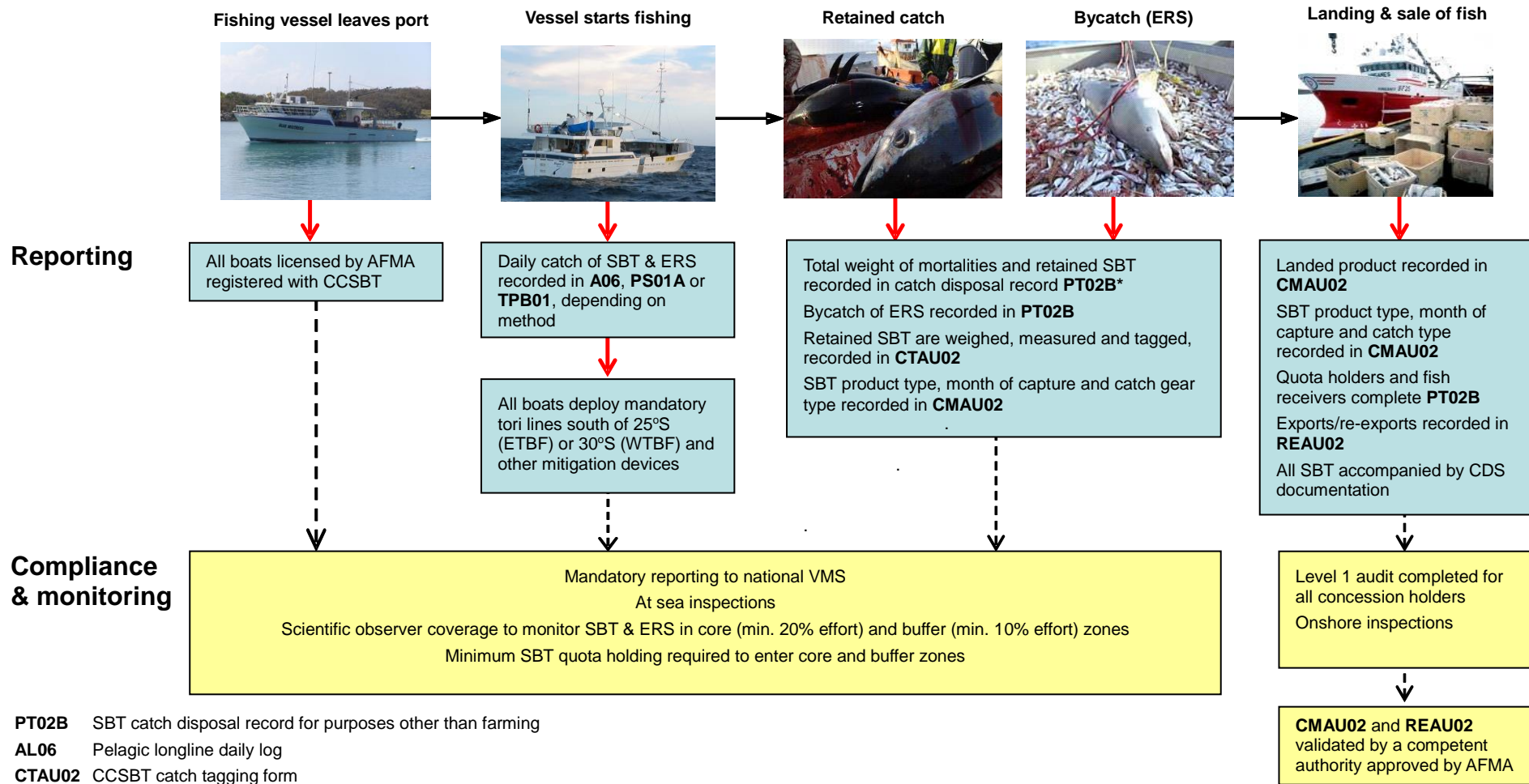
CCSBT Authorised Vessel Resolution

The flag Members and Co-operating Non-members of the vessels on the record shall:

- a) authorize their FVs to fish for SBT only if they are able to fulfill in respect of these vessels the requirements and responsibilities under the CCSBT Convention and its conservation and management measures;
- b) take necessary measures to ensure that their FVs comply with all the relevant CCSBT conservation and management measures;
- c) take necessary measures to ensure that their FVs on the CCSBT Record keep on board valid certificates of vessel registration and valid authorization to fish and/or tranship;
- d) affirm that if those vessels have record of IUU fishing activities, the owners have provided sufficient evidence demonstrating that they will not conduct such activities any more;
- e) ensure, to the extent possible under domestic law, that the owners and operators of their FVs on the CCSBT Record are not engaged in or associated with fishing activities for SBT conducted by FVs not entered into the CCSBT Record;
- f) take necessary measures to ensure, to the extent possible under domestic law, that the owners of the FVs on the CCSBT Record are citizens or legal entities within the flag Members and Co-operating Non-members so that any control or punitive actions can be effectively taken against them.

APPENDIX 1 – SYSTEMATIC VERIFICATION OF CATCH FARM SECTOR





- PT02B** SBT catch disposal record for purposes other than farming
- AL06** Pelagic longline daily log
- CTAU02** CCSBT catch tagging form
- CMAU02** CCSBT catch monitoring form
- REAU02** CCSBT form for re-export/export after landing of domestic product
- PS01A2** Purse seine daily log for purposes other than farming
- TPB01** Pole daily log for purposes other than farming

*Total kg of SBT landed (including mortalities) recorded in **PT02B** deducted from quota.

76095/1:SBT SFR GENERAL CONDITIONS 2014-15 SEASON (CDS)

SBT SFR GENERAL CONDITIONS 2014-15 SEASON (CDS)

AREA OF WATERS

This concession is granted for the area of waters described as:
The area specified as the SBT Fishery area in clause 3 of the *Southern Bluefin Tuna Fishery Management Plan 1995*.

CONDITIONS APPLYING TO THIS STATUTORY FISHING RIGHT

In addition to the conditions specified by sub section 22(3) of the *Fisheries Management Act 1991*, and the condition in sub section 42(2) to comply with any log book determination, the condition to comply with any Direction under s41A, and the condition to comply with section 42A requiring facilitating boarding and cooperating with inspection by foreign officials under the Fish Stocks Agreement, the following conditions are specified for the purposes of sub section 22(4) paragraph (a)

Note: Under sub section 22(5) these conditions may be varied, revoked or a further condition specified by written notice from AFMA.

In addition to the above, the holder must comply with all the obligations prescribed in the *Southern Bluefin Tuna Fishery Management Plan 1995* in particular:

- Clause 9 titled: *Who is entitled to fish SBT in the SBT Fishery area using an Australian boat?*
- Clause 12 titled: *Who is entitled to fish for fish other than SBT in the SBT Fishery area?*
- Clause 22A titled: *Details of southern bluefin tuna taken to be sent to AFMA;*
- Clause 22B titled: *Verified count of fish - purse seine method of fishing; and*
- Clause 24 titled: *Obligations of the holder of a statutory fishing right - section 22 of the Act.*

By s42B(2) of the Act, Regulations may prescribe conditions that apply to fishing concessions. Regulations have been prescribed in the *Fisheries Management Regulations 1992* providing conditions that apply to this fishing concession in particular:

- Regulation 9D: Concession holder to ensure that vessel monitoring system is operational.
- Regulation 9F: Concession holder to ensure provision for observer and equipment to be carried.
- Regulation 9G: Concession holder to ensure observer enabled to perform functions.
- Regulation 9I: Fish to be disposed of to fish receiver permit holder*
- Regulation 9J - 9ZL: Catch limits.*
- Regulation 9ZO: Prohibited ways of processing fish.
- Regulation 9ZP: Removal of shark liver.
- Regulation 9ZS: No interaction with protected organism.

- Regulation 9ZT: Recording and reporting interaction with protected organism.
Regulation 9ZU: Reporting interaction with protected organism if protected organism injured.
- Regulation 9ZV: Reporting interaction with protected organism if protected organism killed.
Regulation 9ZX: Nominated boat used for trip.

* not applicable to some concessions

AREA LIMITATION

1. The holder must not fish under this concession outside the area of waters described in this document.

CRITICAL INCIDENTS

2. If the boat nominated to this concession is using the purse seine method, the holder must immediately report to AFMA all critical incidents or unusual circumstances affecting the fish during the catching process or during the transfer into the tow cage. This includes but is not limited to higher than normal mortality rates, boat breakdown, tow cage damage or loss, any fish release, storm or weather damage. The information must be reported by calling the Duty Officer's Phone (24 hours) on: 0419 205 329.

OTHER OBLIGATIONS

3. For farm operations complying with clause 22B.3 of the *Southern Bluefin Tuna Fishery Management Plan 1995*, the holder must follow directions of the AFMA authorised representative who must supervise the taking of the sample and ensure that it is in accordance with the AFMA Procedures for Transfer Weighing as detailed in the Southern Bluefin Tuna Fishery (Farm Sector) Pre-Season Briefing Guide.
4. The holder must comply with the measures that would otherwise apply to foreign fishing boats as prescribed in Schedule 3a (prescribed measures Commission for Conservation of Southern Bluefin Tuna) of the *Fisheries Management (International Agreements) Regulations 2009*. Any contravention of a measure contained within the *Fisheries Management (International Agreements) Regulations 2009* will be a contravention of this condition.
5. If a boat is nominated to this concession, at all times when the boat is being used under this concession, the holder must have provided to AFMA a current emergency contact facility for the nominated boat.
6. An emergency contact facility must enable AFMA to contact the boat immediately and directly at any time when the boat is at sea, including in the event of an emergency.
7. AFMA must be notified immediately of any change in contact details, by fax sent to

(02) 6225 5440 or by email to licensing@afma.gov.au; and the boat must not depart on a fishing trip unless AFMA has been so notified of the change in contact details.

Note: The emergency contact facility may take the form of a satellite phone number, or skipper or crew member's mobile phone number - any number that may be used by AFMA to contact the boat while it is at sea at any time, including in the event of an emergency.

CATCH DOCUMENTATION SCHEME

8. The Statutory Fishing Right holder or authorised agent acting for the holder must ensure all Southern Bluefin Tuna are sold or otherwise disposed of through a Licensed Fish Receiver in possession of a current Fish Receiver Permit issued under the *Fisheries Management Act 1991* that is registered with AFMA to receive Southern Bluefin Tuna.
9. The Statutory Fishing Right holder or authorised agent acting for the holder must ensure that the following happens for all wild caught¹ Southern Bluefin Tuna that are landed:
 - a) an AFMA approved tag is inserted directly into the fish, in such a way that it cannot be reused, before the fish is frozen or unloaded from the boat, whichever is first;
 - b) the length, weight and capture location of each individual fish is recorded on the Catch Tagging Form before the fish leaves their possession or is frozen, whichever is first;
 - c) the Catch/Harvest section of the Catch Monitoring Form is completed and given to the receiving Fish Receiver Permit holder or their authorised agent;
 - d) a completed Catch Monitoring Form that has been validated accompanies all fish whether for domestic sale or export.
10. The Statutory Fishing Right holder or authorised agent acting for the holder must certify and return a Farm Stocking Form to AFMA for all live Southern Bluefin Tuna transferred to farms.
11. The Statutory Fishing Right holder or authorised agent acting for the holder must ensure that the following happens for farmed Southern Bluefin Tuna that are killed:
 - a) If the fish remains whole² that within 30 hours of its kill, before the fish leaves their possession or the fish is frozen, whichever is first that:
 - i) an AFMA approved tag is inserted directly into the fish, in such a way that it cannot be reused;
 - ii) the length, weight and capture location of each individual fish is

- recorded on the Catch Tagging Form;
- b) the Catch/Harvest section of the Catch Monitoring Form is completed fully and correctly according to the instructions contained in the book;
 - c) a completed Catch Monitoring Form that has been validated accompanies all fish whether for domestic sale or export;
 - d) any mortalities retained for landing during Purse Seining are recorded on the SBT02 logbook next to the number of estimated mortalities; and
 - e) the Statutory Fishing Right holder or authorised agent acting for the holder is exempted from conditions 11.a)-11.4.b) if the fish is rejected and discarded within 30 hours, provided the fish is never sold and records of all mortalities discarded are kept.
12. The Catch Tagging Form must be certified by the master of the vessel or the fish receiver only when it has been correctly and fully completed.
13. Tags must remain attached to each individual dead Southern Bluefin Tuna until at least the first point of sale unless the tuna has been processed so that it is no longer whole².
14. Ensure a copy of the Catch Monitoring Form, with the Catch/Harvest Section and either the Export or Domestic Sale section completed and validated, is sent to AFMA within 3 days of the catch being landed.
15. Copies of all completed catch tagging forms must be sent back to AFMA within 3 days of completion.
16. If there are insufficient tags on board a vessel to tag all fish:
- a) AFMA must be contacted prior to landing, in writing, by either faxing (02) 6225 5440 or emailing sbtmonitoring@afma.gov.au ; and
 - b) the fish must not leave the vessel until an AFMA approved tag has been sourced and attached to it.
17. The Statutory Fishing Right holder or authorised agent acting on their behalf must ensure that if a tag is lost or needs to be replaced the following information is provided to AFMA by either faxing (02) 6225 5440 or emailing sbtmonitoring@afma.gov.au <<mailto:sbtmonitoring@afma.gov.au>> within 3 days of it being replaced:
- a) Old tag number (if known)
 - b) New tag number
 - c) Old Catch Tagging Form Document Number (if known)

- d) New Catch Tagging Form Document Number
- e) Reason the tag was changed.

18. All sections of Catch Documentation Scheme forms must be filled in completely and correctly according to the instructions.

¹Wild Caught: Southern Bluefin Tuna is considered wild caught if it is brought on board a vessel at sea and killed and has not been counted into a farm cage. A fish is not classified as wild caught if it has been transferred into a CCSBT registered farm, it is then 'farmed'.

²Whole: A fish remains whole despite cleaning, gilling, and gutting, freezing, removing fins, gill plates and tail and removing the head or part of the head. A fish is no longer considered to be whole if it has undergone processes such as filleting or loining.

AGENT OBLIGATIONS

19. The holder accepts concurrent liability for all conduct by its servants or agents infringing the Fisheries Management Act 1991 (or the Regulations, Management Plans or concession conditions made by virtue of that Act) who may be engaged by the holder to conduct on the holder's behalf activity under this concession.

Liability for the conduct of the holder's servants or agents arises, even if the conduct may be, or actually is, beyond the scope of the servant or agent's actual or apparent authority where it is a breach that occurs during the conduct of activity authorised by this concession.

The holder may avoid concurrent liability for conduct whilst conducting activity under this concession if, but only if, the holder can establish that the infringing conduct could not possibly have been prevented by any action or precaution that the holder might have reasonably taken.

The giving of an indemnity by the servant or agent to the holder for any penalties incurred by the holder, for infringing conduct by the servant or agent is not, of itself, a reasonable precaution to prevent infringing conduct.

TEMPORARY ORDER OBLIGATIONS

20. The holder must comply with any Temporary Order made under sub section 43(2) of the Fisheries Management Act 1991 and to the extent that any provision herein is inconsistent with such Temporary Order sub section 43(9) provides that the provision herein is overridden by the Temporary Order until the Temporary Order ceases to have effect.

DIRECTION OBLIGATIONS

21. The holder must comply with any Direction that fishing is not to be engaged in the fishery, or a particular part of the fishery or during a particular period or periods made under sub section 41A of the Fisheries Management Act 1991.

NAVIGATING IN CLOSED ZONES

22. AFMA may suspend this concession in accordance with this condition, pursuant to section 38(1)(c) of the Fisheries Management Act 1991, if it reasonably appears by VMS transmission from the nominated boat, that there is a failure by that boat while in a closed zone for the purposes of regulation 37B of the Fisheries Management Regulations 1992, to meet the exempting provisions of sub regulations 37C(2), or (3) or sub regulation 37D(2) or (3). Such suspension will then continue until the concession holder provides a full written explanation, to the satisfaction of the delegate responsible for issuing that suspension, of the lawful reason for the boat being in that closed zone at that time, or until the expiration of the suspension under sub section 38(2); whichever is the earlier.

TAKING BAIT (SOUTH AUSTRALIAN WATERS)

23. In waters relevant to South Australia the holder of a Commonwealth fishing concession to take tuna may use the boat specified on that concession to take:
 - a) Unlimited amounts of the following genera/species *Emmelichthyes*, *Trachurus*, *Sardinops*, *Clupea*, *Scomber australasicus* and *Engraulis* for use as live bait for their tuna operations on the boat used for taking the bait; and
 - b) Up to three tonnes per trip in total of the following genera/species *Emmelichthyes*, *Trachurus*, *Sardinops*, *Clupea*, *Scomber australasicus* and *Engraulis* for use as dead bait for their tuna operations on the boat used for taking the bait.
24. Catches of the bait described above must be for the operators own use as bait and not for sale or for tuna farm feed and can only be taken using one or more of the following gears
 - a) Lampara net
 - b) Lift net; and
 - c) Small scale purse seine.

MANDATORY AFMA SUPPLIED VMS

25. Direction to Fit

1. When directed by AFMA in writing, the concession holder (or a person acting on the holder's behalf) must;

- a. make available, within 14 days of the date of the written direction, the boat nominated to this concession for the purposes of installation of an AFMA Vessel Monitoring System unit (AFMA VMS unit) by an AFMA approved technician, and
 - b. Provide all reasonable assistance to the AFMA approved technician including (but not limited to);
 - i. the provision of an un-interrupted connection to the boat's main power source, and
 - ii. an appropriate position for the mounting of the AFMA VMS unit.
2. When directed by AFMA in writing, the concession holder (or a person acting on the holder's behalf) must;
- a. make available, within 14 days of the date of the direction, the boat nominated to this concession for the purposes of removal of the AFMA VMS unit by an AFMA approved technician, and
 - b. Provide all reasonable assistance to the AFMA approved technician.

Concession holder must not interfere with AFMA VMS Unit

3. The concession holder (or a person acting on the holder's behalf) must not interfere, or attempt to interfere, with the operation of the AFMA VMS Unit.

Definitions:

AFMA VMS Unit Means a Vessel Monitoring System (VMS) unit wholly owned by AFMA, marked with AFMA identifications and supplied by AFMA and fitted by an AFMA approved technician.

Interfere For the purposes of these conditions 'interfere' includes, but is not limited to;

- Physical obstruction or removal of the AFMA VMS unit, or
- Deliberately disconnecting or otherwise interfering with the power supply to the AFMA VMS unit, or
- Deliberate physical interference with the casing or any external or internal components of the AFMA VMS unit.

Notes

Must Make boat available - Where the boat is not made available in accordance condition 25 1 (a) or 25 2(a), AFMA may suspend this concession pursuant to section 38(1)(c) of the Fisheries Management Act

1991.

Must maintain VMS Unit - *Regardless of AFMA's decision to fit an AFMA VMS unit, the holder must continue to maintain a VMS unit in accordance with regulation 9D of the Fisheries Management Regulations 1992.*

Remains the property of AFMA - *At all times the AFMA VMS unit remains the sole property of AFMA. The holder is liable for any costs incurred as a result of loss or damage to the unit.*