

**CCSBT-CC/0710/07
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**Resolution on adoption and implementation of a
CCSBT Catch Documentation Scheme and Tagging System**

(adopted at the Fourteenth Annual Meeting – 16-19 October 2007)

DRAFT RESOLUTION

**Resolution on adoption and implementation of a
CCSBT Catch Documentation Scheme and Tagging System**

The Extended Commission for the Conservation of Southern Bluefin Tuna (CCSBT),

Referring to the resolution on the implementation of a Catch Documentation Scheme to record all catches of Southern Bluefin Tuna regardless of whether the Southern Bluefin Tuna were traded, adopted at the Thirteenth Annual Meeting of the Extended Commission for the Conservation of Southern Bluefin Tuna (2006);

Noting that that resolution identified the tagging of individual fish as a possible component of a Catch Documentation Scheme;

Bearing in mind the need to achieve harmonisation of Catch Documentation Schemes across Regional Fisheries Management Organisations;

Encouraging Members and Cooperating Non-Members to move progressively towards use of electronic CCSBT CDS Documentation;

Agrees, in accordance with paragraph 3(b) of Article 8 of the Convention on the Conservation of Southern Bluefin Tuna, that:

1. The following definitions are intended only for the purposes of the completion of CCSBT CDS Documentation and shall be applied as stated regardless of whether such actions as landings, transshipments, imports, exports or re-exports constitute the same under any Member's or Cooperating Non-Member's customs, law or other domestic legislation:

- (a) *CCSBT CDS Documentation:* The CCSBT Catch Documentation Scheme Documents required by this resolution.
- (b) *Export:* Any movement of a fish or fish product from the jurisdiction under the control of a State / Fishing Entity.
- (c) *Farm:* A facility for growing wild-caught southern bluefin tuna.
- (d) *Fish product:* An individual saleable part, or each individual frozen package of parts, of a fish.
- (e) *Import:* Any movement of a fish or fish product into geographic territory under the control of a State / Fishing Entity, except where the fish or fish product is landed or transhipped within the definitions of 'landing' or 'transhipment' in this resolution.
- (f) *Kill:* The death of a fish during commercial fishing operations.
- (g) *Landing:* The initial movement of killed fish or fish product from a fishing vessel or transhipment vessel in port, or from a farm, to any of the following:
 - (i) dockside;

- (ii) another vessel in a port where the catch is certified by an authority of the port State / Fishing Entity as landed; or
- (iii) a processing facility (whether a shore-based facility or a processing vessel).
- (h) *Longline / non-farming operations*: All commercial fishing operations other than purse seine farming operations.
- (i) *Members and Cooperating Non-Members*: Members and Cooperating Non-Members of the Extended Commission for the Conservation of Southern Bluefin Tuna.
- (j) *Processed*: Processing of a fish, including filleting, loining and removing the head, but does not include any treatment (such as cleaning, gilling and gutting, freezing, removing fins, gill plates and tail) where the carcass remains whole.
- (k) *Purse seine farming operations*: Commercial fishing operations in which southern bluefin tuna is caught by purse seine fishing, towed to a farm and grown for later harvesting.
- (l) *Statistical Document Program*: The CCSBT Southern Bluefin Tuna Statistical Document Program established by the Extended Commission and implemented on 1 June 2000.
- (m) *Transfer*: Import, export, transhipment and landing.
- (n) *Transhipment*: The movement of killed fish or fish product from a vessel to another vessel or means of transport and, where such movement of fish takes place within the jurisdiction under the control of a State / Fishing Entity, for the purpose of effecting its removal from that State / Fishing Entity.¹

This section defines key terms. Notably:

- 'CCSBT CDS Documentation' includes all documents referred to in this resolution (ie the Catch Document, Purse Seine Catch Information Document, Farm Movement Document, Transfer Document and Inspection Document)
- 'Export' would include any re-export
- 'Purse seine farming operations' cover the Australian SBT farming operations and any other similar methods in other jurisdictions, while 'longline / non-farming operations' covers all other SBT fishing methods including longline, pole and line, trolling etc. The terms are limited to 'commercial' operations, reflecting that fact that the resolution is not intended to cover non-commercial fishing operations. Similarly, the term 'kill' only means fish killed in the course of commercial operations.
- 'Kill' means the death of a fish in commercial fishing operations. 'Kill' would usually occur at catch during longline / non-farming operations; it would usually take place at the point of harvest in purse seine farming operations, but if a fish dies during the purse seine, tow or movement into a farm then it would be regarded as 'killed'.
- 'Processed' cover loining or filleting, but not methods like gilling and gutting etc where the fish remains whole.
- 'Transfer' means export, import, landing and transhipment. Each of these terms is defined in the resolution, and each applies both to whole and 'processed' fish.
- 'Transhipment' only applies to 'killed' fish, so does not cover the movement of live fish from a purse seine vessel to a farm in purse seine farming operations.

¹ For the avoidance of doubt, temporarily placing a catch on land or an artificial structure to facilitate such transfer shall not prevent the movement from being a transhipment where the catch is not 'landed' as defined in this resolution.

A. CCSBT CATCH DOCUMENTATION SCHEME

I. CCSBT Catch Document required for longline / non-farming operations

2. Members and Cooperating Non-Members shall require the master or operator of each of its vessels to document, on a CCSBT Catch Document, each southern bluefin tuna killed during longline / non-farming operations within 18 hours of completing the haul. The completed CCSBT Catch Document shall be submitted to the Flag State / Fishing Entity within 10 days of the first fish recorded on the Document being killed and, in any event, prior to any transfer of fish recorded on the Document.

This section outlines the obligations on masters or operators of vessels engaged in longline / non-farming operations to complete CCSBT CDS Documentation.

It is proposed that masters and operators should record each SBT killed within 18 hours of completing every haul of fish. This is designed to give sufficient time to update the Catch Document after each set, while ensuring that catch is documented daily.

Multiple fish would be recorded on each CCSBT Catch Document. Also, more than one set, and more than one day's catch, can be recorded on a single CCSBT Catch Document. This allows the number of required documents to be minimised.

The Catch Document should be submitted to the Flag State / Fishing Entity within 10 days of the first fish recorded on that Document. Accordingly, one Catch Document would usually be completed on a vessel every 10 days. However, the paragraph specifies that Catch Documents must be submitted before any transfer (i.e. export, import, landing or transhipment) of fish recorded on the Document. So, if a vessel transferred fish before the 10 day requirement, the Document would need to be completed and submitted to the Flag State / Fishing Entity before that transfer.

Completed CCSBT Catch Documents need to be forwarded to the flag State/fishing entity within 10 days. Note this does not prevent flag states from having more stringent requirements, should they choose. This is designed to ensure regular reporting to the flag State/fishing entity, and consequently to the CCSBT Secretariat (as outlined below), and is also designed to coincide with Japan's current Real Time Monitoring Program (RTMP).

II. CCSBT Purse Seine Catch Information, Farm Movement and Catch Documents required for purse seine farming operations

3. Members and Cooperating Non-Members shall require the master or operator of each of its tow vessels involved in purse seine farming operations to complete a CCSBT Purse Seine Catch Information Document. The Document shall be completed within 18 hours of moving the fish into a farm and submitted to the Flag State / Fishing Entity within 10 days.

4. Members and Cooperating Non-Members shall require the person responsible for movement of southern bluefin tuna between farms, or between pens within a farm, to document, on a CCSBT Farm Movement Document, each such movement. The Document shall be completed within 18 hours of moving the fish into a new farm and submitted to the State / Fishing Entity within 10 days.

5. Members and Cooperating Non-Members shall require the master or operator of each of its purse seine or tow vessels (as appropriate) to document, on a CCSBT Catch Document, each southern bluefin tuna killed during purse seining and towing components of purse seine farming operations within 18 hours of the fish being killed. The completed CCSBT Catch Document shall be submitted to the Flag State / Fishing

Entity within 10 days of the first fish recorded on the Document being killed and, in any event, prior to any transfer of fish recorded on the Document..

6. Members and Cooperating Non-Members shall require the owner or operator of each of the farms under their jurisdiction to document, on a CCSBT Catch Document, each southern bluefin tuna killed during farming operations. The Document shall be completed within 18 hours of the fish being killed and submitted to the State / Fishing Entity in which the farm is located within 10 days.

This section outlines the obligations on masters or operators of tow vessels and farms, engaged in purse seine farming operations, to complete CCSBT CDS Documentation. The requirements for purse seine farming operations are designed to ensure equivalence with those required for longline / non-farming operations, and to ensure that all relevant stages of the farming operations are documented. The same time frames of reporting are adopted as for non-farming operations.

The master or operator of a tow vessel, which moves fish from the purse seine vessel to the farm, should complete a CCSBT Purse Seine Catch Information Document recording relevant details of that movement. We propose that the master or operator of tow vessels should complete the CCSBT Purse Seine Catch Information Document because it is the only vessel which interacts with both the purse seine vessel and the farm, and it is therefore best placed to document what SBT are caught and moved into farms.

Any movement of SBT between farms will be documented on a CCSBT Farm Movement Document. Farmed fish will subsequently be documented on a CCSBT Catch Document at the time that they are killed during farming operations.

The master or operator of a purse seine or a tow vessel will be required to document any SBT killed (i.e. unintended mortalities) during the purse seine catch or tow on a CCSBT Catch Document. As for non-farming operations, more than one fish can be recorded on a Document and the completed Document must be submitted to the relevant State / Fishing Entity within 10 days of the first fish which is recorded on the Document being killed, and prior to any transfer.

III. CCSBT CDS Documentation required for transfers

7. Members and Cooperating Non-Members shall require each transfer of southern bluefin tuna under its jurisdiction to be documented on a CCSBT Transfer Document. The Document shall be completed, at the time of the transfer, by the person responsible for the transfer and submitted to the Member or Cooperating Non-Member within 10 working days of the transfer.

8. Members and Cooperating Non-Member shall prohibit, under their domestic law, the transfer of southern bluefin tuna without valid CCSBT CDS Documentation as required by this resolution.

9. A transfer shall be regarded as occurring under a Member or Cooperating Non-Member's jurisdiction in the following circumstances:

- (a) for an export or import, if the product is exported from or imported to that Member or Cooperating Non-Member;
- (b) for a landing, if the landing takes place within the jurisdiction of that Member or Cooperating Non-Member; and
- (c) for a transshipment, if the transshipment is from a vessel flagged to that Member or Cooperating Non-Member.

This section outlines the requirements for those transferring SBT to document each transfer on a CCSBT Transfer Document. The requirements also apply to processed SBT, that is 'fish product'. For the purposes of the resolution, transfer means import, export (including any re-export), transshipment and domestic landings.

CCSBT Transfer Documents should be submitted to responsible Member or Cooperating Non-Member within 10 working days.

Members and Cooperating Non-Members will be required to ensure that all transfers of SBT under their jurisdiction are documented on a Transfer Document, and to prohibit transfers under their jurisdiction without valid CCSBT CDS Documentation. The section outlines when the different types of transfer are regarded as having taken place under the jurisdiction of a Member or Cooperating Non-Member.

IV. Requirement to verify transfers of southern bluefin tuna

10. Each Member and Cooperating Non-Member shall ensure that at least the following inspections are conducted:

- (a) where southern bluefin tuna will be exported to another Member or Cooperating Non-Member, the exporting Member or Cooperating Non-Member shall either:
 - (i) inspect each fish or fish product being exported to verify and record:
 - 1. whether each fish or fish product is tagged and the tag numbers;
 - 2. the weight and length of each fish or weight of the fish product; and
 - 3. whether the CCSBT CDS Documentation is valid and complete,and shall complete a CCSBT Inspection Document for the inspection which will accompany the fish or fish product; or
 - (ii) notify the Member or Cooperating Non-Member to which the southern bluefin tuna will be exported that it has not inspected the shipment and verified the CCSBT CDS Documentation;
- (b) where southern bluefin tuna will be exported to a country which is not a Member or Cooperating Non-Member, the exporting Member or Cooperating Non-Member shall inspect each fish or fish product being exported to verify and record:
 - 1. whether each fish or fish product is tagged and the tag numbers;
 - 2. the weight and length of each fish or weight of the fish product; and
 - 3. whether the CCSBT CDS Documentation is valid,and shall complete a CCSBT Inspection Document for the inspection which will accompany the fish or fish product;

- (c) where southern bluefin tuna is imported, the importing Member or Cooperating Non-Member shall:
- (i) if the shipment was inspected and verified in accordance with sub-paragraph (a)(i) above, verify the CCSBT CDS Documentation including by checking that the shipment weight is correct; or
 - (ii) otherwise, inspect each fish or fish product to verify and record:
 - 1. whether each fish or fish product is tagged and the tag numbers;
 - 2. the weight and length of each fish or weight of the fish product; and
 - 3. whether the CCSBT CDS Documentation is valid and complete,and shall complete a CCSBT Inspection Document for the inspection;
- (d) where southern bluefin tuna is landed for sale and consumption in the domestic market, the Member or Cooperating Non-Member where the landing takes place shall, either at the point of landing or prior to the first point of sale in the domestic market, inspect each fish or fish product to verify and record:
- 1. whether each fish or weight of the fish product is tagged and the tag numbers;
 - 2. the weight and length of each fish or weight of each fish product; and
 - 3. whether the CCSBT CDS Documentation is valid and complete,
- and shall complete a CCSBT Inspection Document for the inspection.
11. The observer onboard a transshipment vessel receiving southern bluefin tuna shall be required to report the following information to the Flag State / Fishing Entity within 10 days of each transshipment:
- (a) the names, international radio call signs and International Maritime Organisation (IMO) numbers (where available) of vessels involved in the transshipment, identifying which vessel is the recipient of the fish;
 - (b) the date, time and location of the transshipment; and
 - (c) details of the fish transhipped (for example, the number of fish and their tag numbers).
12. If a question arises regarding information contained in any CCSBT CDS Documentation, each Member and Cooperating Non-Member shall cooperate with any relevant Member and Cooperating Non-Member to seek to resolve the question.
13. Each Member and Cooperating Non-Member shall provide to the CCSBT Executive Secretary information on inspection or validation measures taken in

accordance with this resolution (e.g. the type of validation, name of the organisation which validates the documents, title of officials or representatives who validate the documents, sample impression of any stamp or seal or electronic signature) and inform him or her of any change in a timely manner. The Executive Secretary may request information on validation from other relevant States / Fishing Entities, and request them to inform him or her of any change in a timely manner.

This section outlines the requirements for Members and Cooperating Non-Members to inspect and verify transfers of SBT. The requirements are designed to be a cost-effective system, with the minimum number of inspections necessary to monitor transfers of SBT.

In summary, each SBT that is exported and imported will be inspected to ensure it has a CCSBT tag and appropriate CCSBT CDS Documentation, either when the shipment of SBT is sealed for export or at when the shipment is imported. In addition, each shipment of SBT must be inspected to verify the CCSBT CDS Documentation, including by checking that the shipment weight is correct.

Where SBT is landed for sale in a domestic market, the Member or Cooperating Non-Member must inspect each fish to ensure it has been tagged and has appropriate CCSBT CDS Documentation.

Where the master of a vessel transshipping SBT at sea is responsible for completing a detailed account of SBT to be transhipped including tag numbers. Observers aboard the transshipment vessel must complete documentation verifying the details of the transshipment.

Persons conducting inspections and verifications in accordance with the Resolution must complete a CCSBT Inspection Document documenting the inspection.

The section also contains other requirements, notably obligations to:

- (a) notify the Secretariat if they suspect any non-compliance;
- (b) transmit CCSBT CDS Documentation within five working days of receiving or completing the Document. – the requirement to provide inspection documents within five working days compares with a requirement to do so within two working days as required by CCAMLR;
- (c) cooperate with other Members and Cooperating Non-Members to resolve concerns over CCSBT CDS Documentation; and
- (d) exchange information on validation processes.

VI. Requirements to report CCSBT CDS Documentation information to the Secretariat

14. Members and Cooperating Non-Member shall transmit (in electronic or paper form) copies of all CCSBT CDS Documentation, or the information contained in the Documentation, within 5 working days of receiving the Document or (in the case of Inspection Documents) within 5 working days of the Document being completed.

15. Each Member and Cooperating Non-Member shall promptly notify the Secretariat if it suspects that any CCSBT CDS Documentation is invalid or incomplete, or that any southern bluefin tuna was not caught in compliance with CCSBT conservation and management measures.

This section outlines requirements for the Members and Cooperating Non-Members to report to the Secretariat.

In particular, Members and Cooperating Non-Members must forward the CDS Documentation information, or copies of the CDS Documentation themselves, within five working days of receiving or completing the document.

Members and Cooperating Non-Member must also inform the Secretariat of any suspicions that the SBT was not properly documented, or otherwise not caught in compliance CCSBT conservation and management measures.

The Secretariat is required to report on this information in paragraphs 37 – 39 below.

VII. General requirements for CCSBT CDS Documentation

16. CCSBT CDS Documentation may be electronic and/or paper-based.
17. CCSBT CDS Documentation shall be in the forms contained at Annexes 1 – 4, unless a Member or Cooperating Non-Member modifies the form in accordance with the following paragraph.
18. Subject to the agreement of all Members at each annual meeting of the CCSBT Compliance Committee, Members and Cooperating Non-Members may modify the standard CCSBT CDS Documentation for their use, provided the form contains at least the same information as the standard form. The Member or Cooperating Non-Member shall provide a copy of proposed modified forms to the Executive Secretary, for distribution to the other Members.
19. All CCSBT CDS Documentation shall have a unique identifier issued by the Member / Cooperating Non-Member that complies with the numbering format provided by the CCSBT (eg AU-2007-000001). CCSBT CDS Documentation that is suspended, withdrawn, cancelled or expires, shall be returned / Cooperating Non-Member for nullification and destruction.

This section contains general requirements dealing with the form and provisions of CCSBT CDS Documentation.

This section clarifies that Members may use either electronic or paper CCSBT CDS Documentation. If an importing country could only use or process paper CCSBT CDS Documentation, the importer / exporter would need to print out the relevant documents. As noted in the preamble, Members and Cooperating Non-Members would be encouraged, but not obliged, to move progressively towards harmonised use of fully electronic systems.

CCSBT CDS Documentation is to be in the forms contained in the Annexes, although Members and Cooperating Non-Members may adapt the form for the own use, subject to the agreement of all Members.

Each separate CCSBT CDS Documentation should have a unique identifier issued by the flag State / Fishing Entity, and unused Documentation should be properly disposed of. Australia proposes that Members agree on the form of that unique identifier at the Compliance Committee meeting. For example, it could be the country code, year and a unique number (eg AU-2008-0000001).

VIII. Access and confidentiality

20. Subject to each Member's or Cooperating Non-Member's domestic law, CCSBT CDS Documentation, and the information contained therein, shall be confidential and may only be provided or used as permitted by this resolution.
21. The Secretariat shall ensure the confidentiality of the CCSBT CDS Documentation, and the information contained therein, in its database.
22. The Executive Secretary shall, upon request and on a case by case basis, provide any Member with any CCSBT CDS Documentation to be used for monitoring compliance with CCSBT conservation and management measures, for scientific stock

assessment purposes and any other purposes agreed by all Members of the Extended Commission.

DRAFT RESOLUTION

AUSTRALIAN DRAFT RESOLUTION

Provided to CCSBT on 19 June 2007

This section contains important access and confidentiality provisions.

Members, Cooperating Non-Members and the Secretariat must ensure that information contained on CCSBT CDS Documentation is treated confidentially.

Upon request, the Executive Secretary shall provide any Member with CCSBT CDS Documentation. Members receiving this information may only use it for monitoring compliance with CCSBT conservation and management measures, for scientific stock assessment purposes and any other agreed purposes. The Executive Secretary will be required to report to all Members about such requests, as per paragraph 38(h) below.

DRAFT RESOLUTION

B. CCSBT TAGGING SYSTEM

I. CCSBT tags

23. The Secretariat shall source CCSBT tags and, at least in proportion to CCSBT Total Allowable Catches and numbers of fish caught, supply such tags to each Member and Cooperating Non-Members for use and distribution in accordance with this resolution.

24. Upon request, the Secretariat shall supply additional tags to Members or Cooperating Non-Members if required for use pursuant to this resolution.

25. CCSBT tags that are suspended, withdrawn, cancelled [or expire], shall be returned to the flag State / Fishing Entity, upon demand, for nullification and destruction. Flag States / Fishing Entities shall promptly notify the Secretariat of this, which shall keep a record of this.

26. CCSBT tags shall, to the extent possible, meet the following requirements:

- (a) be cost-effective;
- (b) contain an easily identifiable CCSBT logo;
- (c) have a unique individual identifier, assigned by the Secretariat, printed on the tag as a bar-code and as an easily readable number;
- (d) be able to be securely fastened to southern bluefin tuna;
- (e) be non-reusable, tamper-proof, and secure from counterfeiting or replication;
- (f) be able to withstand temperatures used for freezing southern bluefin tuna, salt water, and rough-handling; and
- (g) be food-safe.

This section sets out the requirements for CCSBT tags. It tasks the Secretariat to source and supply tags to each Member and Cooperating Non-Member for distribution to vessels and farms. Having the Secretariat supply tags will generate cost-savings for all parties and leads to harmonisation of tags.

Members may also wish to consider having different coloured tags for each year, which would expire at the end of that year. It would also be possible for the unique identifier tags to identify which State / Entity it was provided to, eg by placing a letter at the start of the individual identifier to represent that State / Entity. This system could also be used for SBT imported from States/ Entities which are not Members / Cooperating Non-Members as suggested in part C, section II below.

Members and Cooperating Non-Member may need more tags than anticipated for several reasons, including if they catch more small fish than expected. Australia therefore proposes that Members be entitled to obtain additional tags from the Secretariat upon request.

II. Requirements to attach CCSBT tags

27. Members and Cooperating Non-Members shall require the master or operator of each of its vessels, and the owner or operator of its farms, to attach a CCSBT tag to each southern bluefin tuna at the time of kill. The CCSBT tag shall remain on each individual fish until processed.

28. Members and Cooperating Non-Members shall require the master or operator of each of its vessels, which process southern bluefin tuna at sea, to attach a tag to each fish product

This section outlines the requirements for SBT to be tagged on kill. The requirements apply equally to purse seine farming operations — under the proposal, owners or operators of farms would be required to attach a tag when the fish is killed and, if there are any mortalities in the purse seine or towing operations, then the relevant fishing / tow vessel would also need to tag the fish at time of catch.

Australia also proposes that a modified version of the tagging system will apply to SBT processed at sea. Under this proposal, the master would attribute a tag to part, or frozen package of parts, of the processed fish. This will need to be identified on the various CCSBT CDS Documentation. We would be interested in views on how the tagging system can best apply where SBT is processed at sea. Australia is concerned that processing at sea could become a loophole if it is not covered in this resolution.

III. Prohibition on transfer or sale without tags

29. Members and Cooperating Non-Members shall, under their domestic law, prohibit the transfer or sale of southern bluefin tuna, including as a fish product, without a CCSBT tag.

This section provides for prohibitions on the transfer or sale of SBT without a tag, and on the transfer of saleable parts of processed SBT without a tag.

C. GENERAL REQUIREMENTS FOR IMPLEMENTING THIS RESOLUTION

I. Timeframe for implementing this resolution

30. This resolution shall be implemented as follows:

- (a) [to be inserted]

Australia requests other Members to consider realistic timeframes for implementing this resolution. Different parts could come into force at different times, with the resolution overall to be fully implemented by no later than 1 July 2009. For example, the resolution could require that:

- (a) The Secretariat shall commence distributing tags to all Members and Cooperating Non-Members by 1 May 2008;
- (b) Members and Cooperating Non-Members shall commence distributing tags for use from 1 July 2008;
- (c) From 1 July 2008, Members and Cooperating Non-Members shall require all tagged southern bluefin tuna to be documented on a CCSBT Catch Document and all transfers of tagged southern bluefin tuna to be documented on a CCSBT Transfer Document
- (d) Untagged whole southern bluefin tuna may be sold until 1 July 2009;
- (e) From 1 January 2009, all transfers of southern bluefin tuna shall be inspected as required by this resolution; and
- (f) The resolution shall be fully implemented by 1 July 2009.

This proposal would effectively mean effectively that Members and Cooperating Non-Members commence introducing the new requirements from 1 July 2008, and fully implement the resolution by 1 July 2009. Members and Cooperating Non-Members have flexibility within that timeframe to meet the resolution's requirements.

As per the following paragraph, the Statistical Document Program (Trade Information Scheme) requirements shall continue to apply for exports of untagged SBT.

II. Revocation and replacement of the Statistical Document Program

31. This resolution amends and revokes the Statistical Document Program as follows:

- (a) until 30 June 2009, the Statistical Document Program shall not apply to exports of tagged southern bluefin tuna which are documented pursuant to this resolution. However, the Program shall apply to exports of untagged southern bluefin tuna pursuant to the terms of that Program; and
- (b) from 1 July 2009, the Statistical Document Program is revoked.

The Catch Documentation Scheme will ultimately replace the current CCSBT Southern Bluefin Tuna Statistical Document Program. However, the Trade Information Scheme should continue to apply to all exports of SBT that are not tagged during the phase-in period for full implementation of this resolution.

III. Implementation by States / Fishing Entities other than Members or Cooperating Non-Members

32. The Executive Secretary shall request States / Fishing Entities other than Members or Cooperating Non-Members, which transfer southern bluefin tuna, to cooperate in the implementation of this resolution, and to provide to the Secretariat information about and the data obtained from such implementation.

33. A Member or Cooperating Non-Member which import southern bluefin tuna from a State / Fishing Entity other than a Member or Cooperating Non-Member shall, upon import:

- (a) tag each fish or fish product with a CCSBT tag;
- (b) require the import to be documented on a CCSBT Transfer Document; and
- (c) within 5 working days, transmit to the Secretariat (in electronic or paper form) a copy of the Document or the information contained in the Document.

The section mandates the Executive Secretary to liaise with States / Fishing Entities other than Members or Cooperating Non Members in the implementing this resolution. This provision is important because Members and Cooperating Non-Members will be prohibited from importing southern bluefin tuna from other States / Entities which are not tagged and documented.

Australia proposes that Members and Cooperating Non-Members which import SBT from States / Fishing Entities other than Members or Cooperating Non Members must tag the Document on import and require a Transfer Document to be completed documenting the import. Members may wish to consider whether the CCSBT tag for such imports be identifiable in such a way (eg by including a different letter at the front of the number) so that its origin is apparent.

However, Australia would be interested in the view of all Members about how to deal with imports of SBT from States / Fishing Entities which are not Members or Cooperating Non-Members.

IV. Requirements for unexpected captures

34. Members and Cooperating Non-Members shall, if southern bluefin tuna is caught unexpectedly by one of its vessels and the master or operator does not have necessary CCSBT CDS Documentation or CCSBT tag, require that the master or operator:

- (a) documents the catch on a CCSBT Catch Document and tags the catch with a CCSBT tag, as required by this resolution, within 3 days after landing; and
- (b) otherwise complies in full with this resolution.

The section deals with the situation where a vessel unexpectedly captures a southern bluefin tuna and does not have the required CDS Documentation or tag. In this case, the catch must be tagged and documented within 3 days after landing, and the resolution otherwise complied with in full. This means, for example, that the master or operator will be unable to tranship the unexpected catch, since the catch will be not be tagged and documented as required by the resolution.

V. Requirements for confiscated catch

35. If a Member or Cooperating Non-Member has cause to sell or dispose of any confiscated southern bluefin tuna it must:

- (a) if the southern bluefin tuna is to be sold, tag each fish with a CCSBT tag; and
- (b) in all cases, document the fish on a CCSBT Catch Document, with a notation describing the circumstances under which the fish was confiscated, and provide the CCSBT Catch Document to the Secretariat within five working days of completing it.

36. Any transfer of southern bluefin tuna, after its sale pursuant to the preceding paragraph, shall comply with all requirements of this resolution.

This section contains provisions dealing with the sale of any SBT seized or confiscated by a Member or Cooperating Non-Member. The Member or Cooperating Non-Member must document the seized or confiscated catch on a CCSBT Catch Document and, if the catch is being sold, tag the catch. Members may wish to consider adopting some ideas from CCAMLR – eg setting up a trust to deal with proceeds from sale of seized catch and seeking to ensure perpetrators of IUU fishing / trade do not thereby profit – but we have not included there here as they are not integral to the current resolution. The section does not require any Member or Cooperating Non-Member to seize or confiscate SBT.

VI. Secretariat to collate and report on CCSBT CDS Documentation and tagging information

37. The Secretariat shall compile the raw data from all CCSBT CDS Documentation received by it into an electronic database.

38. The Executive Secretary shall report to the Commission on and circulate to all Members data relevant to the CCSBT Catch Documentation Scheme and Tagging System:

- (a) by 1 June for the period of 1 July - 31 December of the preceding year; and
- (b) by 1 December for the period of 1 January - 30 June of the current year.

39. The Executive Secretary report will include a summary of and relevant statistics detailing:

- (a) southern bluefin tuna captures by each Member or Cooperating Non-Member, noting amongst other matters the statistical areas within which southern bluefin tuna were captured and estimated lengths;
- (b) southern bluefin tuna transfers under the jurisdiction of each Member or Cooperating Non-Member, noting amongst other matters the weight and any processing of the fish at each point of transfer;
- (c) information about sale or disposal of seized or confiscated southern bluefin tuna;

- (d) all CCSBT tags distributed by the Secretariat, including any requests for and provision of additional tags;
- (e) details of CCSBT tags reported deployed on killed southern bluefin tuna that were not inspected at a transfer within two years of kill;
- (f) available details of catches and transfers by States / Entities which are not Members or Cooperating Non-Members;
- (g) any apparent issues of non compliance with the Catch Documentation Scheme and Tagging System;
- (h) all requests by Members for CCSBT CDS Documentation pursuant to this resolution; and
- (i) any additional information considered relevant by the Executive Secretary.

The Executive Secretary will be required to give six monthly reports on information collected under the CCSBT Catch Documentation Scheme and Tagging System. The requirements for this Report will include the details specified above.

VII. Review of the CCSBT Catch Documentation Scheme and Tagging System

40. The Compliance Committee will, at its 2010 meeting, review progress in implementation of this resolution to identify weaknesses and areas for improvement, and will endeavour to make any necessary improvements to the schemes.

This section notes that the Compliance Committee will review the CCSBT Catch Documentation Scheme and Tagging System at its 2010 meeting to identify weaknesses and make any necessary improvements.

Annex 1 –CCSBT Catch Document

[Form to be prepared]

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Annex 2 – CCSBT Purse Seine Catch Information Document

[Form to be prepared. For the interest of Members, we would propose that this form include the following requirements:

1. name of the holder of fishing concession
2. details of the catching vessel(s): name of vessel, distinguishing symbol, flag, name of master
3. details of name of the towing vessel: name of vessel, flag, name of master
4. date on or dates within which the SBT was caught
5. location or locations where the SBT was caught
6. identification number of the tow cage
7. date of movement into farm pen or cage
8. identification number of the farm pen or cage
9. verified count of the number of SBT moved
10. verified estimate of the weight of SBT moved, and
11. details of any SBT mortalities during purse seine operations, tow and moved to the farm.]

Annex 3 – CCSBT Transfer Document

[Form to be prepared]

DRAFT RESOLUTION

Annex 4 – CCSBT Inspection Document

[Form to be prepared]

DRAFT RESOLUTION