

Annex A

Opening statement from the Chairperson of the Meeting of the Parties

Distinguished Heads of Delegation, and all participants to the 7th Meeting of the Parties

It is my pleasure to welcome you all to the 7th Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement. Although I sincerely wish that we could meet in person, I am pleased that we have been able to work together to ensure that our annual meeting proceeds in some form and that we can still make progress on our important work.

I would like to formally welcome new partners to SIOFA. Since our last meeting, China has joined us as a Contracting Party and we are richer for it. We are also now joined by the United States of America as a new non-Contracting Party observer, and the Environmental Justice Foundation as a new NGO observer. SIOFA continues to grow, and so does the external interest in our work. It is a sober reminder of the importance of our Agreement and the responsibility discharged to us.

I acknowledge the work we have ahead of us this week. It is challenging to work cooperatively over virtual formats. However, there are a range of issues to address. In particular, I am committed to working with you to find stability and certainty in the election of the MOP Chairperson. I also urge the MOP not to lose sight of the work we have ahead of us – work that is so important for achieving the objectives of our Agreement. In this vein, I encourage all delegates to continue intersessionally efforts to operationalising the high seas boarding and inspection measure and in progressing monitoring, control and surveillance measures, such as a vessel monitoring system.

It would be remiss of me not to acknowledge the many people who have assisted SIOFA in its work. This year, the Scientific Committee farewelled Dr Ilona Stobutzki (Australia) after 5 years as Scientific Committee Chair. Dr Stobutzki chaired the Scientific Committee from its inception and has shepherded its work with energy, enthusiasm and intellect. I know she will be missed. However, I am very pleased to welcome Mr Alistair Dunn to the role of Scientific Committee Chair, having being successful in our first-ever recruitment process for an independent Scientific Committee Chair. It gives me great comfort to see Mr Dunn already hit the ground running on the Scientific Committee's work.

I would like to thank Mr Johnny Louys (Seychelles) for all of his efforts as Compliance Committee Chair. This is not an easy job. Compliance, by its nature, highlights challenges and the issues continue to confront us until we fix them. Mr Louys bring great experience and skill to compliance discussions, a strong drive to resolve issues and a sunny disposition to our work. I thank him most sincerely for his contribution this year and congratulate him on his successful meeting last week.

I would also like to acknowledge Ms Sampan Panjarat (Thailand), Ms Anne-France Mattlet and Mr Benoit Tourtois (both of France Territories) for their support and friendship when we operated as co-chairs between MOP 6 and my appointment as chair. It was a privilege to work so closely with these talented and thoughtful individuals.

I also thank the Secretariat for their work. To Pierre Peries for his long-standing contribution, and for acting as Executive Secretary for several months following our last meeting. I also thank Mr Thierry Clot, our Executive Secretary, for his support and efforts in his first year in this role.

COVID-19 has coloured our work and our lives in ways we never thought imaginable. However, notwithstanding the challenges we have each faced, I am continually impressed at the strength and collegiality of my colleagues in the Meeting of the Parties as they have worked cooperatively to resolve challenges this year. It gives me faith that together, we will be able to find creative solutions to all of the issues facing us in SIOFA with hard work, friendship, time and, as with anything, a little luck.

I wish you all a successful meeting. Thank you for your commitment to our work.

Annex B

List of MoP7 registered participants

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Annex C

Opening statements

C.1. Opening Statement from Cook Islands

The Cook Islands recognises the extraordinary circumstances in which SIOFA has had to operate this year. The pandemic has created significant difficulties not only for the work of SIOFA and our industry, but for each of our countries in dealing with this unprecedented crisis and the resulting health and economic impacts.

Our inability to conduct business as usual has required constructive and responsive actions from all involved in the work of SIOFA, particularly through intersessional processes. It has highlighted the necessity to focus on core functions and capabilities during these uncertain times. It now requires the Meeting of the Parties to consider how we will continue to undertake our work in the coming year or so. In doing so, we must ensure that we are not stagnating in areas that might otherwise be progressed through our new found reliance on virtual platforms; ensure we continue to sustainably and effectively manage the fisheries under the purview of SIOFA; and at the same time minimise risks to each of our delegations ensuring we are able to effectively participate in the work and decision-making of SIOFA. It is an opportunity for us to reset and look at avenues to improve SIOFA's business model.

The Cook Islands considers it time for the Meeting of the Parties to critically assess the future direction of SIOFA, to see where and how we, as participants in the Agreement and its fisheries, must invest in the organisation to ensure we are meeting the obligations set out in the Agreement and to enhance the work of SIOFA and the MOP.

Finally, the Cook Islands extends our gratitude to the three co-Chairs from Australia, France (Territories), and Thailand who took on the leadership role to jointly steer SIOFA and guide the Secretariat at the beginning of this year. We further extend our appreciation to the Chair, Kerrie Robertson, for her willingness to subsequently fill the critical role of Chair for the remainder of this year.

C.2. Opening Statement from Chinese Taipei

Chinese Taipei is delighted to participate in the 7th Meeting of the Parties. Like all participants, we come to this meeting to achieve proper management, long-term conservation, and sustainable utilization of fishery resources in the Agreement Area. In order to achieve these aims, we firmly believe that all MoP members, including Contracting Parties and Participating Fishing Entities, shall bear all responsibilities under the Agreement altogether. It is also our understanding the works of the Chairperson shall be shared by all Contracting Parties and Participating Fishing Entities in this Organization.

As the newcomer of the SIOFA, we have been trying our best to ensure safety and welfare of all fisheries-related workers and comply with relevant RFMO management measures. However, we also notice that some CMMs do not take the longstanding practice under other RFMOs into account. Therefore, we dedicate our efforts to cooperating with SIOFA to fulfil its objectives.

There is no doubt that, under the excellent leading of Madam Chair, this Meeting of Parties can be expected to achieve the goal of conservation as enshrined in this Agreement. We share the same responsibilities as all Contracting Parties and are willing to carry out essential functions to achieve the objectives of this Agreement.

We wish this Meeting every success.

C.3. Opening Statement from the Agreement on the Conservation of Albatrosses and Petrels (ACAP)

ACAP is very pleased to be able to participate in the SIOFA 7th Meeting of the Parties.

Our relationship with SIOFA is relatively new: we signed an MOU two years ago – in November 2018. That arrangement aims to facilitate collaboration between SIOFA and ACAP to support efforts to minimise bycatch of albatrosses and petrels within the SIOFA area.

ACAP has developed and continues to update advice on albatross and petrel conservation, including on best practice for mitigating bycatch in fisheries. Our engagement with RFMOs, including SIOFA, enables us to provide expert input to discussions on seabird bycatch mitigation and to keep participants up to date with the latest research and best practice advice.

ACAP also benefits from being able to engage with fisheries scientists and managers and to learn about fishers' experiences in implementing bycatch mitigation measures. We are keen to work within our partnership with SIOFA to better understand the nature and extent of seabird bycatch in SIOFA fisheries, and to develop further and implement appropriate seabird conservation and management measures.

To this end, we submitted an Information Document (SC-05-INF-01) to the Fifth Meeting of the Scientific Committee (SC5) of SIOFA. Given the reduced agenda, the paper was not formally considered during the meeting. We look forward to submitting an updated version of the document at next year's Scientific Committee meeting, and to participating in the meetings of the Protected Areas and Ecosystems Working Group (PAEWG) and the Stock and Ecological Risk Assessment Working Group (SERAWG), when they can be convened, as well as contributing to discussions in the next Scientific Committee meeting, as relevant.

C.4. Opening statement from the Environmental Justice Foundation (EJF)

Dear Ms Chairperson, Delegates and Mr Executive Secretary,

Ladies and Gentlemen,

The Environmental Justice Foundation (EJF) is a non-governmental organisation working to secure a world where natural habitats and environments can sustain, and be sustained by, the communities that depend upon them. For over a decade, EJF has worked to combat illegal, unreported and unregulated (IUU) fishing.

EJF believes that information-sharing between stakeholders and increased transparency in the fishing sector are key to deter and eliminate IUU fishing.

Therefore, EJF appreciates the opportunity given by the Southern Indian Ocean Fisheries Agreement to allow it to participate as observer in the 7th Meeting of the Parties, particularly in these challenging times.

EJF looks forward to following its deliberations.

Thank you.

C.5. Opening Statement from the United States of America

The United States thanks SIOFA for welcoming us as a new non-Contracting Party Observer to this year's Meeting of the Parties.

As a market state for globally-caught seafood, we look forward to learning more about SIOFA's efforts to sustainably manage fish stocks and systems for the monitoring, control, and surveillance of vessels operating on the high seas, and to explore ways in which we can cooperate to achieve shared objectives.

As an active participant in CCAMLR, we support the cooperation between SIOFA and CCAMLR on matters of common interest, including increased collaboration between SIOFA and CCAMLR on scientific information and stock management.

We are looking forward to engaging where we can in SIOFA's activities.

C.6. Opening Statement from the Deep Sea Conservation Coalition (DSCC)

The Deep Sea Conservation Coalition (DSCC) recommends that the Meeting of the Parties passes measures which will:

1. Adopt a regional fisheries management organization (RFMO)-wide bottom fishing measure that effectively implements the United Nations General Assembly (UNGA) resolutions which accomplishes the following:
 - a. Establish a bottom fishing footprint.
 - b. Adopt an RFMO-wide encounter protocol consistent with the UNGA resolutions and UN Food and Agriculture Organization (FAO) International Guidelines to identify when vulnerable marine ecosystems (VMEs) are encountered.
 - c. Protect VMEs in all areas where VMEs are known or likely to occur.
 - d. Provides for closures of VMEs including seamounts.
2. Ensure that stock assessments are conducted on all target and non-target fisheries to ensure their long-term sustainability and establishes target and limit reference points
3. Prevent all targeted fishing on deep-sea sharks.
4. The Southern Indian Ocean Fisheries Agreement (SIOFA) should also collaborate on data collection and analysis with the Commission for the Conservation of Antarctic Marine and Living Resources (CCAMLR). We note the usefulness of having respective representatives of SIOFA and CCAMLR attending each other's meetings. However, more concrete measures should be considered, such as joint assessment and ensuring compatibility of measures. The DSCC encourages SIOFA to collaborate on data collection and analysis with CCAMLR. The SIOFA Meeting of Parties (MOP) should also acknowledge work done in CCAMLR to assess straddling stocks and work closely with CCAMLR to identify sustainable catch limits and compatible management measures such as on bycatch.

DSCC has undertaken an analysis of actions taken by RFMOs. The summary report can be found [here](#) and the Annex detailing actions taken [here](#).

Bottom Fishing Measures

A bottom fisheries footprint remains to be identified and the SIOFA bottom fishing management measure, [CMM 2019/01](#), recently amended in 2019, remains interim. We encourage MOP-7 to provide urgent clarification of the footprint and encouraged the Scientific Committee to seek and establish the footprint as soon as possible.

Move-on rule/cease fishing in areas where VMEs are encountered

In CMM 2019/01, SIOFA adopted a threshold that triggers the encounter protocol for the trawls, of 60kg of live corals and/or 300kg of sponges in any tow, which was to be revised by the Scientific Committee in 2020. However the SC-5 did not do so.

Sponges achieve water filtration and organic carbon consumption estimated at twice the value of the deep-sea fisheries. Sponges also play a critical role in the silica cycling of the deep ocean, and their role in carbon sequestration is significant. Sponges provide structure for a range of benthic species and their spicule mats create structure in soft sediment ecosystems. The EU [SponGES](#)

project features six FAO fact sheets. Sponges are included in the [FAO Deep Sea Guidelines](#) Annex as sensitive and potentially vulnerable. CCAMLR bans trawling on the high seas and uses a 10 litre/kg bucket trigger approach, by contrast. The DSCC recommends the CCAMLR approach be adopted.

Identify and close areas where VMEs are known or likely to occur unless bottom fisheries are managed in such measures to prevent significant adverse impacts (SAIs)

The Protected Areas and Ecosystem Working Group, established in 2017, met for the first time in 2019 to advance the development of maps indicating where VMEs are known or likely to occur. This work should be progressed urgently.

Target stocks: stock assessments, harvest strategies and reference points

Due to insufficient data, SIOFA has not yet developed harvest strategies, comprehensive stock assessments or agreed reference points for any targeted stock, including alfonso and orange roughy, the two main target species in the deepwater trawl fishery.

As is noted in the SC-5 Report, the DSCC has commented that all appropriate data need to be provided, so as to facilitate stock assessment for ensuring sustainable fishing and to prevent significant impact on VMEs. If such data cannot be provided, fishing should not occur. The DSCC recommended to SC-5 that the SC develop a more ambitious timeline for developing fishing-specific precautionary catch limits and reference points, and noted that CCAMLR has equivalent target reference points for toothfish. Furthermore, it would be beneficial to have assurances that the catch levels will remain the same when making projections about the stock.

It is very clear that there is a lack of critical data, including catch-at-length data and acoustic data. Given the uncertainty in the data on which the assessment is based and the uncertainty in the assessment, DSCC recommended to SC-5 that the SC take a precautionary approach in its advice to the MoP. The DSCC also recommended that the SC develop a timeline for developing fishery-specific precautionary targets and limit reference points to replace those related to maximum sustainable yield (MSY). Furthermore, DSCC again highlights - as we did in SC-5 - the need to collect more data, including acoustic data, noting that UNGA resolution 64/72 in 2009 has called for parties not to authorize bottom fishing activities until the necessary measures have been adopted and implemented.

Bycatch/Non-target Species

A recent measure adopted by SIOFA, CMM [2019/12](#), prohibits targeted fishing on IUCN-red-listed deep-sea shark species. SIOFA currently provides no systematic public information relating to aggregated catches of bycatch species; stock assessments on bycatch species have yet to be initiated; and there is limited catch and effort or biological data available. In 2016, SIOFA introduced data collection requirements for non-target and associated and dependent species, such as marine mammals, marine reptiles, seabirds or “other species of concern”. The following year, MoP4 agreed to the establishment of a SIOFA Ecological Risk Assessment Working Group (ERAWG) to provide recommendations on the status of target stocks of principal deep-sea fishery resources and, where possible, deep-water species caught as bycatch or incidentally, with an initial priority on deepwater sharks.

The DSCC recommends ending the use of steel tracers in longline fisheries as a precautionary measure to reduce the bycatch of sharks, especially deepwater sharks. This would also help prevent the bycatch of sharks by ghost fishing when any longline gear is lost.

CCAMLR and Toothfish Fishing

SIOFA MOP should also acknowledge work done in CCAMLR to assess straddling stocks and work closely with CCAMLR to identify sustainable catch limits. SIOFA should also collaborate on data collection and analysis with CCAMLR. We, as we did as SC-5, note the usefulness of having respective representatives of SIOFA and CCAMLR attending each other's meetings but suggest that more concrete measures should be considered, such as joint assessment and ensuring compatibility of measures.

Annex D
STATUS OF THE SOUTHERN INDIAN OCEAN FISHERIES
AGREEMENT

On 3 September 2020, the Executive Secretary of the Southern Indian Ocean Fisheries Agreement sent a letter to the office of the Legal Counsel of the FAO seek advice on the Status of the agreement to inform the Meeting of the Parties. He received an answer by way of e-mail on 8 September 2020.

The content of this exchange is displayed next page.

La Réunion, 3rd September 2020

Mr. Antonio Tavares

Legal Counsel

FAO Legal Office

Food and Agriculture Organization of the United
Nations

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Dear Sir Tavares,

The next Meeting of the Parties of the Southern Indian Ocean Fisheries Agreement will take place through a mix of correspondence and videoconference between 17 and 20th November 2020. As the FAO is the depositary of the Agreement I am writing to seek advice on the Status of the agreement to inform the Meeting of the Parties.

I would be grateful if the FAO could provide a written confirmation of the Status of the Agreement by 10 September 2020.

Sincerely yours,



Thierry CLOT

Executive Secretary

SIOFA/APSOI

Response received by the Executive Secretary on 8 September 2020 :

Dear Mr Clot,

Thank you for your email.

With reference to your request, we are pleased to provide herewith below the list of the 15 signatories to the South Indian Ocean Fisheries Agreement.

Participants	Signature	Ratification: RAT, Acceptance: ACP, Approval: APP, Accession: ACS, Other means: OM	Mode of consent when by "Other Means"
<u>Australia</u>	2006-12-29	2012-03-23 RAT	
<u>China</u> ¹		2019-10-23 ACS	
<u>Comoros</u>	2006-07-07		
<u>Cook Islands</u>		2008-06-05 ACS	
<u>European Union</u>	2006-07-07	2008-10-15 APP	
<u>France</u>	2006-07-07	2013-01-25 RAT	
<u>Japan</u>		2014-06-17 ACS	

Participants	Signature	Ratification: RAT, Acceptance: ACP, Approval: APP, Accession: ACS, Other means: OM	Mode of consent when by "Other Means"
<u>Kenya</u>	2006-07-07		
<u>Madagascar</u>	2006-10-04		
<u>Mauritius</u>	2007-07-05	2010-12-10 RAT	
<u>Mozambique</u>	2006-07-07		
<u>New Zealand</u>	2006-07-07		
<u>Republic of Korea</u>		2014-10-29 ACS	
<u>Seychelles</u>	2006-07-07	2007-11-05 RAT	
<u>Thailand</u>		2017-04-21 ACS	

Further information is available on the FAO Treaties Database [website](#).

We also take this opportunity to kindly inform you that Ms Donata Rugarabamu succeeded as Legal Counsel to Mr Tavares upon his retirement.

Should you need further information, please do not hesitate to contact us.

Kind regards,

Office of the Legal Counsel

Legal Office

Annex E Meeting Agenda

The Southern Indian Ocean Fisheries Agreement (SIOFA)

7th Meeting of the Parties

17-20th November 2020 by correspondence and videoconference

Meeting open: UTC 0200 17 November 2020

Meeting Close: immediately following the conclusion of the last VC on 20 November 2020

VCs: 17th, 18th, 19th, 20th November from 0600 GMT – 0800 GMT (Zoom)

Chair: Ms Kerrie Robertson

1. **Opening of the meeting** *(Treated by correspondence)*
 - 1.1. Opening statements
 - 1.2. Admission of observers
 - 1.3. Status of the Agreement
 - 1.4. Participation in decision-making

2. **Administrative arrangements** *(Treated by correspondence)*
 - 2.1. Adoption of the agenda *(Formally adopted by MOP in advance)*
 - 2.2. Confirmation of meeting documents *(Provided in advance)*
 - 2.3. Appointment of rapporteurs

3. **Intersessional Decision-Making** *(Treated by correspondence)*
 - 3.1. Review of COVID intersessional decisions
 - 3.2. Review of all other intersessional decisions

4. **Report of the Compliance Committee meeting** *(Treated by correspondence)*
 - 4.1. Adoption of HSBI annexes (Questionnaire, Flag and Inspector Card)

5. **Report of the Scientific Committee meeting** *(Treated by correspondence)*

6. **Interim bottom fishing measures** *(Treated by correspondence)*
 - 6.1. States or fishing entities that became a CCP before the MOP in 2017 – revision to measures established under paragraph 10 of CMM 2019/01
 - 6.2. States or fishing entities that became a CCP after the MOP in 2017 – approval of measures pursuant to paragraph 28 of CMM 2019/01.

7. **SIOFA Compliance Report** *(Treated by correspondence)*

8. Listing of IUU fishing vessels *(Treated by Video Conference)*
9. Review and amendment of CMMs currently in force *(Treated by Video Conference)*
 - 9.1. Amendment of CMM 2017/08 on port inspections
 - 9.2. Review of annual catch on Williams Ridge
10. New CMMs *(Treated by Video Conference)*
 - 10.1. New CMM for SIOFA VMS
11. Secretariat administration *(Treated by correspondence/ Video Conference)*
 - 11.1. Report on Financial Resources
 - 11.2. Adoption of the budget
 - 11.3. Report on Staff Resources and Secretariat activities
 - 11.4. Amendment to the Staff Regulations
 - 11.5. Procedure for recruiting consultants
12. Cooperation with other RFMOs, international bodies and other relevant matters *(Treated by correspondence)*
 - 12.1. Southwest Indian Ocean Fisheries Commission (SWIOFC)
 - 12.2. CCAMLR
 - 12.3. FAO ABNJ Deepseas Project
 - 12.4. FAO Fisheries Resource Monitoring System (FIRMS)
 - 12.5. FAO Regional Fishery Body Secretariats' Network (RSN)
 - 12.6. Other matters of interest.
13. Cooperating non-Contracting Parties *(Treated by correspondence)*
14. Future Chairing arrangements *(Treated by Video Conference)*
 - 14.1. Amendments to the Rules of Procedure
15. 2021 meeting arrangements *(Treated by correspondence)*
16. Meeting close *(Treated by correspondence)*

Annex F

Table of agenda items and papers

Agenda items and related papers

Agenda Item	Related Papers
1. Opening 1.1 Opening statements 1.2. Admission of observers 1.3. Status of the Agreement 1.4 Participation in decision-making	MOP-07-03 List of participants (rev2) MOP-07-14 [info] Status of the SIOFA (rev1)
2. Administrative arrangements 2.1 Adoption of the Agenda 2.2 Confirmation of Meeting Documents 2.3 Appointment of rapporteurs	MOP-07-01 Provisional Agenda (rev3) MOP-07-05 Table of agenda items and related papers (this)
3. Intersessional decision-making 3.1 Review of COVID intersessional decisions 3.2 Review of all other intersessional decisions	MOP-07-12 [info] Report on intersessional decisions (rev1)
4. Report of the Compliance Committee meeting 4.1. Adoption of HSBI annexes (boarding questionnaire, inspection flag and inspector cards)	MoP-07-34 Report of the 4th Compliance Committee MoP-07-39 RoP Rule 17 Amendment proposal MoP-07-37 HSBI boarding questionnaire MoP-07-35 SIOFA HSBI inspection flag MoP-07-38 HSBI inspector cards
5. Report of the Scientific Committee meeting	MoP-07-18 Report of the 5 th Scientific Committee MoP-07-36 SC5 update on research activities MoP-07-31 [info] Scientific Committee Chair report to MOP7
6. Interim bottom fishing measures 6.1. States or fishing entities that became a CCP before the MOP in 2017 –revision to measures established under paragraph 10 of CMM 2019/01 6.2. States or fishing entities that became a CCP before the MOP in 2017 –approval of measures pursuant to paragraph 28 of CMM 2019/01.	
7. SIOFA Compliance Report	MoP-07-33 Provisional SIOFA Compliance Report (pSCR)
8. Listing of IUU fishing vessels	MoP-07-32 Provisional SIOFA IUU List MoP-07-40 [info] Latest correspondence exchanges in regards with El Shaddai (rev2)

Agenda Item	Related Papers
<p>9. Review and amendment of CMMs currently in force</p> <p>9.1 Amendment of CMM 2017/08 on port inspections</p> <p>9.2 Review of annual catch on Williams Ridge (CMM 2019/15)</p>	<p>MoP-07-16 FR(OT) proposal for modification of CMM 2017-08 (<i>withdrawn at CC4</i>)</p> <p>MoP-07-17 EU proposal to amend CMM 2017-08 on Port Inspection (rev2)</p> <p>MOP-07-15 [restricted] Review of fishing level in Williams Ridge</p>
<p>10. New CMMs</p> <p>10.1. New CMM for SIOFA VMS</p>	<p>MoP-07-21- EU proposal for a SIOFA VMS CMM</p>
<p>11. Secretariat administration</p> <p>11.1. Report on Financial Resources</p> <p>11.2. Adoption of the budget</p> <p>11.3. Report on staff resources and Secretariat activities</p> <p>11.4. Amendment of Staff Regulations</p> <p>11.5. Procedure for recruiting consultants</p>	<p>MOP-07-06 [restricted] SIOFA Financial Statement & External Auditor Report 2019</p> <p>MOP-07-07 [restricted] Secretariat Report on Financial Resources</p> <p>MoP-07-09 [restricted] Draft SIOFA 2021 budget (rev2)</p> <p>MoP-07-36 SC5 update on research activities</p> <p>MoP-07-08 Secretariat report on staff resources and activities (rev4b)</p> <p>MoP-07-10 Amendment to the Staff Regulation (rev4b)</p> <p>MoP-07-13 FR(OT) Proposal SIOFA Consultant Recruitment procedure (rev4)</p>
<p>12. Cooperation with other RFMOs, international bodies and other relevant matters</p> <p>12.1. Southwest Indian Ocean Fisheries Commission (SWIOFC)</p> <p>12.2. CCAMLR</p> <p>12.3. FAO ABNJ Deep-seas Project</p> <p>12.4. FAO Fisheries Resource Monitoring System (FIRMS)</p> <p>12.5. FAO Regional Fishery Body Secretariats' Network (RSN)</p> <p>12.6. Other matters of interest</p>	<p>MoP-07-22 [info] Summary report on the status of resource of SWIOFC</p> <p>MoP-07-30 [info] CCAMLR SEAFO SIOFA SPRFMO Arrangement Companion</p> <p>MoP-07-26 [info] ABNJ Deep Sea Project report</p> <p>MoP-07-27 FIRMS-SIOFA partnership</p> <p>MoP-07-20 [info] FAO RSN</p>
<p>13. Cooperating non-Contracting Parties</p>	<p>MoP-07-29 [info] Message from Comoros</p> <p>MoP-07-39 RoP Rule 17 Amendment proposal</p>
<p>14. Future Chairing arrangements</p> <p>14.1. Amendments to the Rules of Procedures</p>	<p>MoP-07-19 Rules of Procedure amendment proposal (rev1)</p>
<p>15. Future meeting arrangements (2021)</p>	
<p>16. Meeting closure</p>	

Other meeting documents

Meeting organisation and miscellaneous	Documents
<i>Registration</i>	MoP-07-02 Meetings Registration Form.xlsx
<i>Submission of papers</i>	MoP-07-04 Deadlines for CC4 and MoP7.pdf MoP-07-11 Template for Papers to MOP7.docx
<i>Virtual meeting process</i>	MoP-07-22 [info] Meeting format and modalities.pdf MoP-07-24 Rev3 MoP meeting schedule VF.pdf MoP-07-28 SIOFA CC4 and MoP7 meetings guideline- rev1.pdf
<i>Contribution templates for items treated by correspondence [restricted]</i>	Agenda Item 1- TEMPLATE FOR CONTRIBUTING INTERVENTIONS rev1.docx Agenda Item 2- TEMPLATE FOR CONTRIBUTING INTERVENTIONS rev2.docx Agenda Item 3- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 4- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 5- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 6- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 7- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 11- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 12- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 13- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 15- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx Agenda Item 16- TEMPLATE FOR CONTRIBUTING INTERVENTIONS.docx

Annex G
Report on Intersessional Decisions

Relates to agenda item: 3

Proposal Working paper Info paper Other Document

SIOFA SECRETARIAT

Abstract

In accordance with SIOFA RoP 13.12, where any decision is taken intersessionally, the Executive Secretary shall include an agenda item on decisions taken intersessionally at the following Meeting of the Parties

Due to the Coronavirus Pandemic, this year has been rich in intersessional decisions.

A. Several subsequent decisions were taken in order to suspend the obligations set by CMM2019/01 para 39 regarding observer coverage. These decisions were initiated by the Cook Islands and Japan:

- On 20 March 2020, the Secretariat transmitted an intersessional decision submitted by Cook Islands concerning the suspension of compliance to CMM 2019/01 para 39 regarding observers coverage due to international travel bans and regulations in relation to the ongoing COVID-19 outbreak, and suggested to put in place this suspension until 31 December 2020. The outcome is that the Cook Islands were permitted to derogate from the observer coverage in CMM 2019-01 para 39(a) until 31 May 2020. **(ref SIOFA Circular 2020/01)**
- On 14th April 2020, the Secretariat submitted an intersessional decision from the MoP Chairpersons based on a letter from the Head of Delegation from Japan to temporarily suspend observer coverage obligation. The majority of respondents supported this derogation being in effect for three months. However, one respondent only supported a 1-month derogation. Therefore, the proposal for Japan to temporarily derogate from the obligation for observer coverage in CMM 2019/01 para 39(a) applied until May 31. **(ref SIOFA Circular 2020/04)**
- On May 21, the Secretariat transmitted an intersessional decision concerning the suspension of paragraph 39(a) in CMM 2019/01 concerning the obligation for 100% observer coverage on trawl vessels for the Cook Islands and Japan (ref. 2020-05-21-2/SIOFA-ES/CH). All respondents have expressed support for the decision. A consensus on these amendments was confirmed. Paragraph 39(a) continued to be suspended for the Cook Islands and Japan under revised conditions that took effect from 1 June 2020 to 31 July 2020. **(ref SIOFA Circular 2020/05)**
- On 15 July 2020 the Cook Islands requested an intersessional decision to extend the derogation of the obligation for 100% observer coverage on their trawl vessels as required under CMM 2019/01, para.39(a). As per the intersessional decision on this matter communicated in the document "20200531 Outcome on decision on observer coverage" by the Co-Chairs on 31st May 2020 (CK time), the Cook Islands sought an extension of this decision for them and for Japan, a further 5 months through to the 31st December 2020. The decision passed but only for a 3-month duration. **(ref SIOFA circular 2020/09)**
- On 25 August the Secretariat transmitted a proposition from Japan to amend SIOFA CIRCULAR No.009/2020 with the Intersessional decision 2020-07-30-1 which extends the derogation of the obligation for 100% Observer coverage on trawl vessels as required under CMM 2019/01. Japan is seeking a replacement of the last paragraph of the decision, which requests relevant CCPs to submit their proposals for a new intersessional decision by 15 October 2020, with the following paragraph:

“Three weeks before the expiry date of this decision, the Secretariat will advise members that the derogation shall automatically be extended for 3 months unless there is an objection circulated to all CCPs with reasonable grounds for discontinuation of the derogation to be provided within one week from the circulation of the Secretariat’s advice.”

5 Delegations supported the request from Japan without modification. However, 3 delegations offered modifications to the proposed text. Therefore, the decision passed but only for a 3-month extension. **(ref SIOFA circular 2020/15)**

B. The sanitary situation and travel bans did not allow the annual meetings of the SIOFA to be convened during their usual timeframe. Several decisions were taken to organize these meetings in the most suitable manner:

- On 11 March, the Secretariat transmitted an intersessional decision concerning the scheduling of the SIOFA Scientific Committee and the Protected Area and Ecosystems Working Group and stock and Ecological Risk Assessment Working Group. The proposal to postpone the Scientific Committee meeting and the proposal to postpone both the PAEWG and SAERA meeting passed. **(ref SIOFA Circular 2020/02)**
- On 20 March 2020, the SIOFA Secretariat transmitted an intersessional decision on behalf of the interim chairpersons concerning the scheduling of the SIOFA Meeting of the Parties (scheduled for 5 July –9 July 2020) and Compliance Committee (scheduled for 1 July 2020 –3 July 2020). The proposal to postpone the SIOFA 7th Meeting of the Parties and the Compliance Committee to a later date passed on 27 March 2020. **(ref SIOFA Circular 2020/03)**
- On 18 August 2020, the Secretariat transmitted an intersessional decision concerning three proposals:
 - 1) *To convene the Meeting of the Parties on 17-20 November 2020 through a mix of correspondence and video conferences. Specific topics for discussion by correspondence and video conferences will be decided through a separate intersessional decision.*
 - 2) *To conclude the Compliance Committee at least 48 hours prior to the Meeting of the Parties through a mix of correspondence and video conference. Specific topics for discussion by correspondence and video conferences will be decided through a separate intersessional decision*
 - 3) *3) To agree that the Compliance Committee Chair should consult delegations on dates for the Compliance Committee once the date of the Meeting of the Parties has been set.*

These decisions have passed with a consensus. **(ref SIOFA Circular 2020/10)**
- On 25 August 2020, the Meeting of the Parties agreed to an intersessional decision to:
 - 1) *Convene the Meeting of the Parties through a mix of correspondence and video conferences. Specific topics for discussions by correspondences and videoconferences will be decided through a separate intersessional decision.*
 - 2) *Conclude the Compliance Committee at least 48 hours prior to the Meeting of the Parties through a mix of correspondence and video conference. Specific topics for discussions by correspondences and videoconferences will be decided through a separate intersessional decision.*
 - 3) *Agree that the Compliance Committee Chair should consult delegations on dates for the Compliance Committee once the date of the Meeting of the Parties has been set.*

This decision has passed. **(ref SIOFA Circular 2020/11)**

- On 21 October 2020, The following proposals were made to the MOP :
 - 1) *Exceptionally adopt the agenda for the Meeting of the Parties in advance of the meeting, derogating from Rule of 11 of the Rules of Procedure(MOP07-01 rev2);*
 - 2) *exceptionally adopt the agenda for the Compliance Committee in advance of its meeting, derogating from Rule 11 of the Rules of Procedure, noting that this would ordinarily be adopted by the Compliance Committee itself (Paper CC-04-03 rev2);*
 - 3) *agree to the following report adoption process which is modelled on the procedure for the 2019 meeting report (see paragraphs 205-207 of the MOP 6 meeting report), derogating from Rule 15 of the MOP as follows:*
 - a. *The Secretariat will circulate Decision points and partial draft reports daily between 17-20 November 2020. These will also be available on the Forum on the website to provide delegations with as much opportunity to comment on the report during the meeting as possible. This will be particularly relevant for Decision points.*
 - b. *The Decision points will be provided on screen for the last 45 minutes of our last Video Conference session on 20 November 2020. This provides an opportunity to discuss any concerns.*
 - c. *Once the meeting is closed, the whole report (Decision points and discussion text) will be circulated for adoption by intersessional decision. The report will be open for 2 weeks to enable delegations to provide feedback (until 4 December2020). In keeping with normal practice, the meeting report can only reflect discussion that occurred in the meeting, and CPs/PFEs cannot amend another delegation's attributed text.*
 - d. *Comments will be incorporated, and the final report will be transmitted on 11 December 2020.*
 - 4) *agree to defer the annual review of the provisions relating to the Del Cano Rise toothfish fishery referred to in CMM 2019/01 until 2021.*
- The decisions outlined above has passed **(ref Circular 2020/21A and 2020/21B)**

C. Two decision regarding the Chairs of the Meeting of the Parties and the Scientific Committee were taken during the intersessional period between MoP6 and MoP7:

- On 24th June, the Secretariat with the Chair's support, transmitted an intersessional decision as requested by the Cook Islands concerning the appointment of the MOP Chair and Vice Chair. The decision put to the Meeting of the Parties was as follows:
 - 1) *that that MOP agrees to continue working intersessionally to amend Rule 5 of the Rules of Procedure for adoption at its next meeting, with the aim of implementing processes that will ensure a Chairperson is identified and secured at the end of each future MOP meeting; and*
 - 2) *nominating Kerrie Robertson (Australia) as MOP Chairperson; and Sampan Panjarat (Thailand) as MOP Vice-Chairperson.*

All respondents agreed with the two decisions proposed. Thailand, in its response, proposed an alternative name of Mr Chumnarn Pongsri. This proposal was circulated on 3rd July and no objections to this were received. Australia was explicit in its response that it was only in a position to accept the role until the conclusion of the 2020 annual meeting, in whatever form it takes, and requested that this be recorded in the outcome of the decision.

The quorum requirement has been met and these decisions have passed. **(ref SIOFA Circular 2020/07)**

- In the absence of a candidate from a Contracting Party, on 14 September 2020, the Secretariat transmitted an intersessional decision concerning a proposal to trial a new approach and recruit and independent Chair for the Scientific Committee. 10

delegations responded positively to this intersessional decision. This satisfies the quorum requirement. **(ref SIOFA Circular 2020/14)**

- On 26 October 2020, the MOP Chairperson initiated an intersessional decision asking the Meeting of the Parties to:
 - *agree to allocate EUR 50 000 from the SIOFA reserve fund to cover the cost of the consultancy and travel for the SC Chair, assuming travel resumes;*
 - *agree to a negotiating range of EUR 600 - EUR 800 per day, for 25 days of meetings and 15 days of preparation;*
 - *agree for the Chairperson and Executive Secretary to make contractual arrangements with Mr Dunn.*

This decision has passed. **(ref SIOFA Circular 2020/19)**

Annex H

Statements provided by SIODFA under agenda item 5: report of the 5th Scientific Committee

G.1. Allocation funds to work on application of acoustics to alfonsino stock assessment – Agenda item 5.

SIODFA notes that there are two requirements for successful acoustic assessment of alfonsino abundance: (a) technical capability to undertake acoustics surveys – calibrated acoustic systems and bridge officer capability (both exist) and knowledge of the relation between echo intensity and sonified alfonsino biomass (yet to be established) and (b), the ability to survey the stock(s) of interest in a manner that enables accurate and acceptably precise estimates of alfonsino abundance.

SIODFA believes this second essential requirement does not exist and is unlikely to be feasible in the future. Alfonsino are fished in association with the sea floor features that are spread across the Southern Indian Ocean. In any single year vessels may fish up to 50 of the thousands of features across the SIO, i.e. those where alfonsino occur and critically, where fishing is possible. Alfonsino are highly mobile and once detected may remain only for a day/days in the area once detected. They then ‘disappear’, possibly moving to another feature, if not, into some part of the open ocean and thus undetected.

We believe that only a very small and unknown fraction of the alfonsino resource can be surveyed in any year. Thus, any acoustic estimate of resource abundance would be meaningless, and funds spent on undertaking such surveys would be to no benefit. For this reason SIODFA believes that the funds contemplated for alfonsino-based acoustic studies would be better directed to understanding their stock structure. We believe that this could be best achieved using the genomic methods that are now well established in fisheries research science. We are willing to cooperate, as required, in the collection of samples for tissue samples.

G.2. Expanding Knowledge on the Deepwater Sharks of the Agreement Area

SIODFA, noting a common view that the deepwater sharks in of the SIOFA area are poorly known, can report that following field studies by Paul Clerkin (Virginia Institute of Marine Science, USA) undertaken on the F.T. Will Watch, the deepwater sharks of the Southern Indian Ocean are now probably as well documented as any such populations in the world.

Over 4000 detailed observations on deepwater shark individuals - 31 species, 13 genera - were obtained from Walters Shoal and the Southern Indian Ridge. It is planned to extend this work to the eastern part of the Area. These observations are supplemented by photographic records of deepwater shark bycatch caught by the F.T. Niko Maru No. 1: this work began in 2008.

Field sampling experience has shown that accurate identification of deepwater sharks by observers is extremely difficult, even with the use of species guides and that a high rate of species mis-identifications can occur. SIODFA has addressed this problem by the production of additional texts available in English and Japanese. More detailed materials are required to ensure accurate species identification, especially of cryptic species – these include those of most conservation concern.

Annex I

Deep Sea Conservation Coalition intervention on Agenda Item 6 “Interim Bottom Fishing Measures” November 18, 2020

The Deep Sea Conservation Coalition (DSCC) recommends that the Meeting of the Parties passes measures which will:

1. Adopt a regional fisheries management organization (RFMO)-wide bottom fishing measure that effectively implements the United Nations General Assembly (UNGA) resolutions which accomplishes the following:
 - a. Establish a bottom fishing footprint.
 - b. Adopt an RFMO-wide encounter protocol consistent with the UNGA resolutions and UN Food and Agriculture Organization (FAO) International Guidelines to identify when vulnerable marine ecosystems (VMEs) are encountered.
 - c. Protect VMEs in all areas where VMEs are known or likely to occur.
 - d. Provides for closures of VMEs including seamounts.
2. Ensure that stock assessments are conducted on all target and non-target fisheries to ensure their long-term sustainability and establishes target and limit reference points
3. Prevent all targeted fishing on deep-sea sharks.
4. The Southern Indian Ocean Fisheries Agreement (SIOFA) should also collaborate on data collection and analysis with the Commission for the Conservation of Antarctic Marine and Living Resources (CCAMLR). We note the usefulness of having respective representatives of SIOFA and CCAMLR attending each other’s meetings. However, more concrete measures should be considered, such as joint assessment and ensuring compatibility of measures. The DSCC encourages SIOFA to collaborate on data collection and analysis with CCAMLR. The SIOFA Meeting of Parties (MOP) should also acknowledge work done in CCAMLR to assess straddling stocks and work closely with CCAMLR to identify sustainable catch limits and compatible management measures such as on bycatch.

DSCC has undertaken an analysis of actions taken by RFMOs. The summary report can be found [here](#) and the Annex detailing actions taken [here](#).

Bottom Fishing Measures

1. A bottom fisheries footprint remains to be identified and the SIOFA bottom fishing management measure, [CMM 2019/01](#), recently amended in 2019, remains interim. We encourage MOP-7 to provide urgent clarification of the footprint and encouraged the Scientific Committee to seek and establish the footprint as soon as possible. We again suggest that the SC is instructed accordingly.

2. In CMM 2019/01, SIOFA adopted a threshold that triggers the encounter protocol for the trawls, of 60kg of live corals and/or 300kg of sponges in any tow, which was to be revised by the Scientific Committee in 2020. However the SC-5 did not do so.

CCAMLR bans trawling on the high seas and uses a 10 litre/kg bucket to trigger closure of an area to bottom fishing. It also has a 5litre/5kg warning level.

The DSCC recommends the CCAMLR approach to the encounter protocol for sponges be adopted.

Impact Assessments

In 2019, SC-04 prepared a gap analysis of Cooperating Contracting Party (CCP) BFIA against the Standard. This concluded that no Party had fully met the BFIA criteria. Specific issues identified across all submitted BFIA included the absence of clearly described information of cumulative impact; inconsistent information on entire catch history; lack of mapping of predictive habitat modelling for VMEs; and lack of determination of the level of overall risk posed by an activity against intensity, duration, spatial intent and cumulative impact. Against the 22 criteria, Australia and the Cook Islands scored more than 17; the EU, French Territories and Thailand between 10 and 13; and Comoros just 7.

In 2018, [MoP5](#) urged Parties using the same gear to work together to advance an understanding of the cumulative impact of different fishing types; but as yet, no reports have been forthcoming. Benthic impact assessments are required but a recent gaps analysis showed that no Contracting Party had fully met the BFIA standards adopted by SIOFA.

The DSCC recommends that MOP7 reiterates the MOP5 call for Parties using the same gear to work together to advance an understanding of the cumulative impact of different fishing types.

Identify and close areas where VMEs are known or likely to occur unless bottom fisheries are managed in such measures to prevent significant adverse impacts (SAIs)

MoP5 considered five benthic protected areas recommended by the Scientific Committee, and after extensive debate amended the interim management measure to prevent bottom trawl fishing (which was not taking place anyway, being the subject of a voluntary agreement) but permit longline fishing (which at that time had not yet started). All five areas included VMEs, VME indicator species or habitat likely to include VMEs. Australia, the Cook Islands and Japan voluntarily prohibit all fishing in both these proposed protected areas and in a further seven areas proposed by the Southern Indian Ocean Deep Fishing Association (SIODFA) in 2016. The Protected Areas and Ecosystem Working Group, established in 2017, met for the first time in 2019 to advance the development of maps indicating where VMEs are known or likely to occur.

DSCC recommends that MOP7 urges that this work should be progressed urgently.

Bycatch/Non-target Species

SIOFA currently provides no systematic public information relating to aggregated catches of bycatch species; stock assessments on bycatch species have yet to be initiated; and there is limited catch and effort or biological data available. In 2016, SIOFA introduced data collection requirements for non-target and associated and dependent species, such as marine

mammals, marine reptiles, seabirds or “other species of concern”. The following year, MoP4 agreed to the establishment of a SIOFA Ecological Risk Assessment Working Group (ERAWG) to provide recommendations on the status of target stocks of principal deep-sea fishery resources and, where possible, deep-water species caught as bycatch or incidentally, with an initial priority on deepwater sharks.

As the DSCC pointed out to SC-5, CCAMLR has undertaken tagging research on skates that shows that skates survive in longline fisheries. For deepwater sharks, the survival rate is very low in trawl fisheries but some do survive releases from shallow fisheries.

The DSCC recommends ending the use of steel tracers in longline fisheries as a precautionary measure to reduce the bycatch of sharks, especially deepwater sharks. This would also help prevent the bycatch of sharks by ghost fishing when any longline gear is lost.

Annex J
Amendments to CMM 2019/01 Interim Bottom Fishing Measures

CMM ~~2019~~2020/01¹

**Conservation and Management Measure for the Interim Management of Bottom Fishing
in the Agreement Area (Interim Management of Bottom Fishing)**

The Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement;

RECOGNISING that Article 4(a) of the *Southern Indian Ocean Fisheries Agreement* (the Agreement) calls on the Contracting Parties, in giving effect to the duty to cooperate, to adopt measures on the basis of the best scientific evidence available to ensure the long-term conservation of fishery resources, taking into account the sustainable use of such resources and implementing an ecosystem approach to their management;

FURTHER RECOGNISING Articles 4(c), (e) and (f) of the Agreement which call on the Contracting Parties to apply the precautionary approach, that fishing practices and management measures shall take due account of the need to minimise the harmful impact that fishing activities may have on the marine environment and noting that biodiversity in the marine environment shall be protected;

FURTHER RECOGNISING Articles 6(1)(d) and (e) of the Agreement which provides that the Meeting of the Parties shall adopt conservation and management measures (CMMs) for ensuring the long-term sustainability of fishery resources, taking into account the need to protect marine biodiversity, based on the best scientific evidence and adopt generally recommended international minimum standards for the responsible conduct of fishing operations;

MINDFUL of Article 16 of the Agreement that calls on Contracting Parties, acting jointly under the Agreement, to cooperate closely with other international fisheries and related organisations in matters of mutual interest;

NOTING United Nations General Assembly (UNGA) Resolution 61/105 and subsequent resolutions of UNGA that call upon RFMOs to assess, on the basis of the best available scientific information, whether individual bottom fishing activities would have significant adverse impacts on vulnerable marine ecosystems (VMEs), and to ensure that if it is assessed that these activities would have significant adverse impacts, they are managed to prevent such impacts, or not authorised to proceed;

FURTHER NOTING UNGA Resolution 64/72 which calls upon RFMOs to establish and implement appropriate protocols for the implementation of UNGA Resolution 61/105, including definitions of what constitutes evidence of an encounter with a VME, in particular threshold levels and indicator species; and to implement the FAO International Guidelines for the Management of Deep-sea Fisheries in the High Seas (FAO, 2009; FAO Deep-sea Fisheries Guidelines) in order to sustainably manage fish stocks and protect VMEs;

¹ CMM 2019/01 (Interim Management of Bottom Fishing) supersedes 2018/01 (Interim Management of Bottom Fishing)

FURTHER NOTING UNGA Resolution 66/68 which encourages RFMOs to consider the results available from marine scientific research, including those obtained from seabed mapping programs concerning the identification of areas containing VMEs, and to adopt conservation and management measures to prevent significant adverse impacts from bottom fishing on such ecosystems, consistent with the FAO Deep-sea Fisheries Guidelines, or to close such areas to bottom fishing until such conservation and management measures are adopted, as well as to continue to undertake further marine scientific research, in accordance with international law as reflected in Part XIII of the United Nations Convention on the Law of the Sea;

AWARE of the steps being taken by the Meeting of the Parties to address the impacts of large-scale pelagic drift nets and deepwater gillnets in the SIOFA Area of Application (the Agreement Area) through the adoption of CMM 2016/05;

COMMITTED to ensuring that bottom fishing undertaken in the Agreement Area is consistent with the long-term sustainability of deep-sea fish stocks and the protection of the marine environment; and

DESIRING to progress the development of a SIOFA-wide bottom fishing impact assessment and SIOFA-wide footprint, as recommended by the Scientific Committee at its first ordinary meeting in Fremantle, Australia, in March 2016;

***ADOPTS* the following CMM in accordance with Article 6 of the Agreement:**

Objective

1. The objective of this CMM is to promote the sustainable management of deep-sea fisheries resources in the Agreement Area, including target fish stocks and non-target species, and to protect the marine ecosystem, including, *inter alia*, the prevention of significant adverse impacts on vulnerable marine ecosystems.

General provisions and definitions

2. This CMM applies to all fishing vessels flying the flag of a Contracting Party, cooperating non-Contracting Party, participating fishing entity or cooperating non-participating fishing entity (collectively CCPs) to the Agreement engaging or intending to engage in bottom fishing in the Agreement Area. A reference in this CMM to fishing and related activities of a CCP (such as *its* fishing, *its* catch or *its* effort) is taken to refer to fishing and related activities undertaken by vessels flying its flag.
3. The following definitions apply to this CMM:
 - a. 'vulnerable marine ecosystem' (VME) means a marine ecosystem identified using the criteria outlined in paragraph 42 of the FAO International Guidelines for the Management of Deep-Sea Fisheries in the High Seas (FAO, 2009; FAO Deep-sea Fisheries Guidelines).
 - b. 'bottom fishing' means fishing using any gear type likely to come in contact with the seafloor or benthic organisms during the normal course of operations.
 - c. 'SIOFA bottom fishing footprint' means a map of the spatial extent of historical bottom fishing in the Agreement Area, for all vessels flagged to all Contracting Parties, CNCPs

and PFEs over a period to be defined by the Meeting of the Parties.

- d. 'electronic observer program' means a program that uses electronic monitoring equipment in place of, or in conjunction with, a human observer or human observers on board a vessel that is capable of generating, storing and transmitting data to competent authorities.
4. The provisions of this CMM are not necessarily to be considered precedents for future allocation or other decisions in accordance with Articles 6(2), (3) and (4) of the Agreement relating to participation in bottom fisheries in the Agreement Area and adjacent areas of national jurisdiction, as appropriate.

Scientific Committee work on bottom fishing and subsequent consideration by the Meeting of the Parties

5. The Scientific Committee shall, by no later than the close of the ordinary meeting of the Scientific Committee in 2020, and thereafter whenever a substantial change to the fishery has occurred or new data has otherwise been provided to the Scientific Committee warranting changes, develop and provide advice and recommendations to the Meeting of the Parties on:
 - a. a SIOFA Bottom Fishing Impact Assessment Standard (BFIAS) which takes account of the latest scientific information available;
 - b. maps of where VMEs are known to occur, or likely to occur, in the Agreement Area;
 - c. guidelines for evaluating and approving electronic observer programs for scientific data collection for consideration by the Meeting of the Parties; and
 - d. a standard protocol for future protected areas designation (areas in which special management rules apply, that may include, *inter alia*, fishing closures for specific gears or all gears).

6. The Scientific Committee shall, by no later than the close of the ordinary meeting of the Scientific Committee in 2020, and thereafter whenever a substantial change to the fishery has occurred or new data has otherwise been provided to the Scientific Committee warranting changes, develop and provide advice and recommendations to the Meeting of the Parties on:
 - a. the status of stocks of principal deep-sea fishery resources targeted, and, to the extent possible, taken as bycatch and caught incidentally in these deep-sea fisheries, including straddling fishery resources;
 - b. criteria for what constitutes evidence of an encounter with a VME, in particular threshold levels and indicator species for all gears;
 - c. the most appropriate response to a VME encounter, including *inter alia* closing particular areas to a particular gear type or types;
 - d. the interim SIOFA Standard Protocol for Future Protected Areas Designation adopted by the Meeting of the Parties in 2018; and
 - e. research and management plans, to be adopted at MoP6, for each of the protected areas listed in Annex 3. Such plans shall include, *inter alia*, conservation and management

objectives taking socio-economic considerations into account where possible, appropriate measures to implement these objectives and timeframes for evaluation and review.

7. The Scientific Committee shall, by no later than the close of the ordinary meeting of the Scientific Committee in 2020, and thereafter whenever a substantial change to the fishery has occurred or new data has otherwise been provided to the Scientific Committee warranting changes, develop and provide advice and recommendations to the Meeting of the Parties on:
 - a. an appropriate SIOFA bottom fishing footprint based on the data provided by CCPs to the Secretariat under paragraph 20; and
 - b. a SIOFA Bottom Fishing Impact Assessment (SIOFA BFIA). The SIOFA BFIA shall take into account the activities of all fishing vessels to which this CMM applies that, at the time the SIOFA BFIA is prepared, are engaged in, or intending to engage in, bottom fishing within the agreed SIOFA bottom fishing footprint;
8. The Scientific Committee shall also periodically review all benthic taxa bycatch data to inform its consideration of the location of potential VMEs and potential impacts thereon.
9. Upon receipt of advice and recommendations from the Scientific Committee on the matters listed in paragraphs 5 to 7, the Meeting of the Parties shall act on the Scientific Committee's advice and recommendations at its next ordinary meeting. This may include, when the Meeting of the Parties considers it appropriate, to authorise any document or other output arising from the advice or recommendations, and amendments thereto.

Duties of Contracting Parties, CNCPs and PFEs undertaking bottom fishing activity in the Agreement Area

Interim bottom fishing measures

Effort limitation and general measures

10. (1) Until such time as the Meeting of the Parties has acted in accordance with paragraph 9 on the advice of the Scientific Committee provided in accordance with paragraph 7, each CCP shall, unless otherwise approved by the Meeting of the Parties, establish and apply specific measures to limit the level and spatial extent of the bottom fishing effort of vessels flying their flag. In particular, such measures shall include:
 - a. for CCPs that have fished more than 40 days in a single year, in the Agreement Area, at the time this CMM was adopted:
 - i. limits on its bottom fishing effort and/or catch, over a 12 month period to its average annual level in active years over a representative period for which reliable data exists;
 - ii. constraints on the spatial distribution of its bottom fishing effort, excluding line and trap methods, to recently fished areas to prevent any expansion of such fishing activities;
 - iii. provisions to ensure its bottom fishing will not have significant adverse impacts on VMEs and, where applicable, shall take into account its BFIA prepared and submitted pursuant to paragraph 21 or 22, and any areas

identified under paragraph 18 where VMEs are known to occur, or are likely to occur; and

- iv. provisions ensuring that any vessel flying its flag is not authorised to fish in any areas that the Meeting of the Parties has decided to close to fishing.
- b. for CCPs that have not fished more than 40 days in a single year, in the Agreement Area, at the time this CMM was adopted:
 - i. limits on its bottom fishing effort and/or catch, and spatial distribution, as disclosed to the Meeting of the Parties in accordance with paragraph 10(2); and
 - ii. provisions as referred to in subparagraphs 10(1) a. iii. and iv.

(2) The measures established by CCPs pursuant to this paragraph shall be disclosed to the next ordinary Meeting of the Parties following the entry into force of this CMM, and shall be made publicly available on the SIOFA website, by the Secretariat, once the website has been developed.²

(3) CCPs may revise the measures they establish pursuant to this paragraph provided that any amendments made are consistent with the requirements of paragraph 10(1). Revised measures shall be notified to the Secretariat within 30 days of the amendment, and shall be disclosed at the next ordinary Meeting of the Parties.

(4) The provisions of this paragraph are not necessarily to be considered a precedent for future decisions taken by the Meeting of the Parties pursuant to paragraph 9.

11. Any CCP that has not submitted the measures required pursuant to paragraph 10(1), shall not authorise any vessels flying its flag to bottom fish in the Agreement Area until:
- a. that CCP has submitted the measures required in paragraph 10(1); or
 - b. it has otherwise been decided by the Meeting of the Parties.

Vulnerable Marine Ecosystems

12. CCPs shall apply to vessels flying their flag the following threshold levels for encounters with VMEs:
- a. the threshold that triggers the encounter protocol for longline gears shall be the catch/recovery of 10 or more VME-indicator units³ of species listed in Annex 1 in a single line segment⁴.
 - b. the threshold that triggers the encounter protocol for the trawls shall be more than 60 kg of live corals and/or 300 Kg of sponges in any tow.

The threshold that triggers the encounter protocol for the trawl as defined in paragraph 12b shall be reviewed by the Scientific Committee in 2020.

² Until such time as the website is developed, this information will be made available upon request to the Secretariat.

³ 'VME indicator unit' means either one litre of those VME indicator organisms that can be placed in a 10-litre container, or one kilogram of those VME indicator organisms that do not fit into a 10-litre container

⁴ Line segment' means a 1000-hooks section of line or a 1 200 m section of line, whichever is the shorter.

13. CCPs shall require any vessel flying their flag to cease bottom fishing activities within:
- a. For bottom or mid water trawling, or fishing with any other net - two (2) nautical miles either side of a trawl track extended by two (2) nautical miles at each end;
 - b. For longline and trap activities - a radius of one (1) nautical mile from the midpoint of the line segment⁵;
 - c. For all other bottom fishing gear types - a radius of one (1) nautical mile from the midpoint of the operation

where evidence of a VME is encountered above threshold levels established under paragraph 12 in the course of fishing operations. CCPs shall report any such encounter and in their National Reports to the Scientific Committee in accordance with the guidelines at Annex 2. In the event of an encounter, CCPs shall cooperate to the extent possible with the Secretariat and other CCPs engaged in bottom fishing to exchange such data and information as may be relevant to the Scientific Committee's consideration of the encounter area.

14. On receipt of a notification under paragraph 13, the Secretariat shall:
- a. record the location of the encounter area; and
 - b. within three working days of receipt, notify all CCPs that bottom fishing is suspended in the encounter area.
15. Upon receipt of a notification from the Secretariat under paragraph 14b., CCPs shall ensure that vessels flying their flags do not undertake bottom fishing in the notified encounter area unless and until the Meeting of the Parties determines management action under paragraph 17 that would permit the resumption of bottom fishing in the encounter area.
16. As an encounter may be considered evidence of a potential presence of a VME, the Scientific Committee shall, at each ordinary meeting, review any encounter reported pursuant to paragraph 13 and any other benthic bycatch data it considers relevant and provide advice to the Meeting of the Parties thereon.
17. On the basis of the advice of the Scientific Committee, the MoP shall decide to confirm whether the encounter area should remain closed to all or some gears.
18. The Meeting of the Parties shall cooperate to identify, on the basis of the best available scientific information including advice and recommendations provided by the Scientific Committee pursuant to paragraph 5b., areas where VMEs are known or likely to occur in the Agreement Area and to map these sites, and provide such data and information to all CCPs for circulation.
19. The Secretariat will develop a dedicated webpage for making available and timely updating of these maps.

Provision of data by CCPs

20. CCPs shall, at least 30 days prior to the commencement of the ordinary meeting of the Scientific Committee in 2018, submit to the Secretariat:

⁵ Line segment means a 1000 hooks section of line or a 1200 meters section of line, whichever is the shorter, and for pot lines a 1200 meters section

- a. relevant data on the spatial extent of its historical bottom fishing effort in the Agreement Area expressed as grid blocks of at least 20 minutes resolution or, if available, a finer scale; and
 - b. any other data the Scientific Committee may consider to be useful in developing the SIOFA BFIA referred to in paragraph 7b., including data relating to recorded encounters with VMEs or indicators of VMEs.
21. Any CCP that authorises or is seeking to authorise any vessel flying its flag to bottom fish in the Agreement Area shall, at least 30 days prior to the commencement of the ordinary meeting of the Scientific Committee in 2018, submit to the Secretariat a Bottom Fishing Impact Assessment for its individual bottom fishing activities in the Agreement Area that, to the extent possible, accords with paragraph 26 (BFIA). Any CCP that has prepared, or prepares, a BFIA prior to this CMM entering into force is encouraged to submit this BFIA to the Scientific Committee as soon as possible.
22. Any CCP that has not submitted a BFIA pursuant to paragraph 21 may, at least 30 days prior to the commencement of any subsequent ordinary meeting of the Scientific Committee and before the Meeting of the Parties has authorised the SIOFA bottom fishing footprint and the SIOFA BFIA developed by the Scientific Committee in accordance with paragraph 7, submit to the Secretariat a BFIA.
23. The Scientific Committee shall consider all BFIA received under paragraph 21 and 27b. at its ordinary meeting in 2018 or, if the BFIA is submitted under paragraph 22b. or 27b., at the next ordinary meeting of the Scientific Committee, and provide advice in its meeting report as to:
 - a. the likely cumulative impacts of bottom fishing impact activity from vessels flying the flag of a CCP in the Agreement Area; and
 - b. whether each BFIA meets an appropriate standard in light of international standards and the SIOFA BFIA, where applicable.
24. If the Scientific Committee's advice is that a BFIA does not meet an appropriate standard, the Meeting of the Parties may request that CCP who submitted the BFIA to revise and resubmit its BFIA to the next ordinary meeting of the Scientific Committee, and make a decision to either:
 - a. suspend any vessel flying the flag of that CCP from bottom fishing in the Agreement Area until the Scientific Committee provides advice that the BFIA meets an appropriate standard; or
 - b. undertake any other course of action, as the Meeting of the Parties may decide, taking into account Scientific Committee advice and the objectives of this CMM.
25. Any CCP that has not submitted a BFIA in accordance with paragraph 21 or 22 shall not authorise any vessels flying its flag to bottom fish in the Agreement Area until:
 - a. that CCP has prepared a BFIA, and the Scientific Committee has reviewed that BFIA in accordance with paragraph 23; or
 - b. the Meeting of the Parties has authorised the SIOFA bottom fishing footprint and the

SIOFA BFIA developed by the Scientific Committee in accordance with paragraph 7; or

- c. it has otherwise been decided by the Meeting of the Parties.

26. All BFIA's, including the SIOFA BFIA, shall:

- a. be prepared, to the extent possible, in accordance with the FAO International guidelines for the management of deep-sea fisheries resources in the high seas;
- b. meet the standards of the SIOFA BFIA's (if the BFIA is prepared after the Meeting of the Parties has adopted the BFIA's);
- c. take into account areas identified where VMEs are known or are likely to occur in the area to be fished;
- d. take into account all relevant information provided pursuant to paragraphs 20 and 18, and in addition, for the SIOFA BFIA, paragraph 21 and 22;
- e. be updated when a substantial change in the fishery has occurred, such that it is likely that the risk or impacts of the fishery may have changed;
- f. assess, to the extent possible, the historical and anticipated cumulative impact of all bottom fishing activity in the Agreement Area, if applicable;
- g. address whether the proposed activities achieve the objectives described in paragraph 1 of this CMM and Article 2 of the Agreement; and
- h. be made publicly available on the SIOFA website, once developed.

Provision of data by, and interim bottom fishing measures for, new CCPs

27. Paragraphs 10 to 13 shall not apply to any State or fishing entity that becomes a CCP after the Meeting of the Parties in 2017. However, prior to authorising any vessels flying its flag to bottom fish in the Agreement Area, each of these new CCPs which has fished more or less than 40 days in a single calendar year as referred to in paragraph 10(1) a. or b. shall:

- a. advise the Meeting of the Parties of the measures it intends to take pursuant to paragraph 10(1) a. i., ii., iii. and iv.;
- b. 30 days prior to an ordinary meeting of the Scientific Committee after it becomes a CCP, submit the data referred to in paragraph 20 and a BFIA as outlined in paragraph 21 to the Scientific Committee for its consideration in accordance with paragraph 23.

28. Subject to agreement of the Meeting of the Parties, based on the advice from the Scientific Committee and the measures submitted in accordance with paragraph 27, a new CCP referred to in paragraph 27 may then authorise vessels flying its flag to bottom fish in the Agreement Area, in accordance with paragraphs 10-13.

29. A CCP seeking to authorise any vessel flying its flag to undertake bottom fishing in the Agreement Area in a manner at variance with the requirements of paragraph 10 to limit the bottom fishing effort of vessels flying its flag shall submit to the Scientific Committee, at least 30 days prior to an ordinary meeting of the Scientific Committee, a proposal to undertake that activity or activities. This proposal shall include an assessment of the impact

of the proposed fishing activity in accordance with the requirements for BFAs outlined in paragraph 26, any proposed measures to mitigate that impact, and any other information as required by the Scientific Committee to undertake the assessment in paragraph 23.

30. On receipt of any proposal developed pursuant to paragraph 29, the Scientific Committee shall, at its next ordinary meeting:
- a. assess, on the basis of the best available scientific information, whether the proposed bottom fishing would have significant adverse impacts on VMEs;
 - b. if it is assessed that these activities would have significant adverse impacts, consider what measures should be taken to prevent such impacts, or, if those impacts cannot be appropriately mitigated, whether the proposed bottom fishing should proceed or not;
 - c. assess, taking into account, *inter alia*: the cumulative impacts of other fishing occurring in that area, where such information is available; whether the proposed activities are compatible with the sustainable management of bottom fisheries, including target fish stocks and non-target species; and the protection of the marine environment, including *inter alia*, the prevention of significant adverse impacts on vulnerable marine ecosystems; and
 - d. provide recommendations and advice to the Meeting of the Parties in its meeting report on each of these matters, as applicable.
31. The Meeting of the Parties shall, taking into account the recommendations and advice of the Scientific Committee, decide whether or not to authorise bottom fishing in accordance with a proposal made pursuant to paragraph 29 including, if applicable, the extent to which such bottom fishing shall be authorised.
32. If applicable, the Meeting of the Parties shall also decide which measures or conditions shall be applied to any activity authorised pursuant to paragraph 31 to ensure that fishing activity is consistent with the objectives of Article 2 of the Agreement and paragraph 1 of this CMM.

General management and conditions for bottom fishing in the Agreement Area

33. Consistently with Article 11(1)(a) of the Agreement, CCPs shall only authorise vessels flying their flag to bottom fish in the Agreement Area in accordance with the provisions of the Agreement, this CMM and all other applicable CMMs, and shall ensure that such vessels do not engage in any activity which undermines the effectiveness of these measures.
34. All CCPs shall ensure that all vessels flying its flag that participate in bottom fishing in the Agreement Area are equipped and configured to comply with all relevant CMMs.
35. Consistently with Article 11(3)(a) of the Agreement CCPs shall only authorise vessels flying their flag to bottom fish in the Agreement Area where they are able to exercise their responsibilities as a flag State under the Agreement and all CMMs.
36. CCPs shall ensure that vessels flying their flag provide the minimum required data to the

Secretariat in accordance with SIOFA data standards.

37. Nothing in this CMM shall affect the rights of a CCP to apply additional or more stringent compatible measures to vessels flying their flag that are conducting bottom fishing.
38. Nothing in this CMM exempts a CCP from complying with any other obligations in the Agreement or any CMMs adopted by the Meeting of the Parties.

Scientific observer coverage

39. Each CCP shall ensure that any vessel flying its flag and undertaking bottom fishing in the Agreement Area:
 - a. using trawl gear has 100 percent scientific observer coverage for the duration of the trip; and
 - b. subject to paragraph 46b, using any other bottom fishing gear type has 20 percent scientific observer coverage in any fishing year⁶.
40. Consistent with paragraph 13 of the SIOFA Data Standards CMM (CMM 2019/02), the Scientific Committee shall review the observer coverage levels prescribed in paragraph 39 at its ordinary meeting in 2018 and provide advice to the Meeting of the Parties thereon.
41. The scientific observer coverage levels outlined in paragraph 39 shall be fulfilled through the use of human observers, except to the extent authorised by the Meeting of the Parties pursuant to paragraph 43 c.
42. Once the Meeting of the Parties has adopted Guidelines for evaluating and approving electronic observer programs developed pursuant to paragraph 5c., a CCP may submit a proposal to the Scientific Committee seeking to use an electronic observer program which uses, entirely or in part, electronic monitoring equipment, human observers and/or a port sampling program. As part of this proposal, that CCP shall submit evidence of, and data relating to, a statistically robust trial of the program that demonstrates it meets the data requirements prescribed in the SIOFA data standards CMM, once adopted by the Meeting of the Parties.
43. Following the submission of the proposal by the CCP to the Scientific Committee:
 - a. The Scientific Committee shall review the proposal and provide recommendations and advice thereon to the Meeting of the Parties, taking into account the Guidelines and whether the program will reliably collect all data required by the SIOFA data standards CMM, once adopted by the Meeting of the Parties.
 - b. The Compliance Committee shall also review the proposal and provide advice and recommendations thereon to the Meeting of the Parties.
 - c. On receipt of the advice by the Scientific Committee and the Compliance Committee on the proposal, the Meeting of the Parties shall, at its next meeting, consider whether to

⁶ For line fishing this should be expressed as the percentage of the total number of observed hooks or days.

authorise the use of that program by that CCP in place of the exclusive use of human observers.

Position Reporting

~~44. Each CCP shall, in respect of each vessel flying its flag which participates in bottom fishing in the Agreement Area, submit VMS reports in an electronic format to the Secretariat in accordance with any VMS CMM and data standards CMM adopted by the Meeting of the Parties.~~

Interim Protected Area Designation

45. The areas included in Annex 3 are provisionally designated as protected areas.
46. CCPs shall provisionally apply the following measures in the areas listed on Annex 3 until the adoption of a dedicated research and management plan, referred to in paragraph 6 e., for each area at MoP6:
- a. CCPs shall prohibit all vessels flying their flag from engaging in bottom fishing, excluding line and trap methods; and
 - b. For all other gears, CCPs shall ensure each vessel flying their flag has a scientific observer onboard at all times while fishing inside those areas.
47. When the Meeting of the Parties adopts a revised SIOFA protocol for protected area designation after advice from the Scientific Committee arising from its review referred to in paragraph 6 d., the Meeting of the Parties shall also review Annex 3 of this CMM, taking into account advice of the Scientific Committee.

Cooperation with other States

48. Contracting Parties resolve, individually or jointly, to request those States and fishing entities that are undertaking bottom fishing in the Agreement Area but are not currently CCPs to cooperate fully in the implementation of this measure and to consider participating in the work of SIOFA as a matter of priority.

Review

49. This CMM shall be reviewed no later than at the ordinary Meeting of the Parties in 2019. This review shall take into account, *inter alia*, the latest advice of the Scientific Committee, including advice on those matters listed in paragraphs 5 to 7 and appropriate catch levels for principal target species, in accordance with the objective described in paragraph 1.

Annex 1 - SIOFA VME indicator taxa

Chemosynthetic organisms (CXV) (no taxa specified)

Cnidaria (CNI), which can be, if possible, detailed in recording as: Gorgonacea (GGW) (Order), Anthoathecatae (AZN) (Order), Stylasteridae (AXT) (Family), Scleractinia (CSS) (Order), Antipatharia (AQZ) (Order), Zoantharia (ZOT) (Order), Actiniaria (ATX) (Order), Alcyonacea (AJZ) (Order), Pennatulacea (NTW) (Order)

Porifera (PFR), which can be, if possible, detailed in recording as: Hexactinellida (HXY) (Class), Demospongiae (DMO) (Class)

Ascidiacea (SSX) (Class)

Bryozoans (BZN) (Phylum)

Brachiopoda (BRQ) (Phylum)

Pterobranchia (HET)

Serpulidae (SZS) (Family)

Xenophyophora (XEF) (Phylum)

Bathylasmatidae (BWY) (Family)

Stalked crinoids (CWD) (Class)

Euryalida (OEQ) (Order)

Cidaroida (CVD) (Order)

Annex 2 - Guidelines for the Preparation and Submission of Notifications of Encounters with VMEs

1. General Information

Include contact information, nationality, vessel name(s) and dates of data collection.

2. VME location

Start and end positions of all gear deployments and/or observations.

Maps of fishing locations, underlying bathymetry or habitat and spatial scale of fishing.
Depth(s) fished.

3. Fishing gear

Indicate fishing gears used at each location.

4. Additional data collected

Indicate additional data collected at or near the locations fished, if possible.

Data such as multibeam bathymetry, oceanographic data such as CTD profiles, current profiles, water chemistry, substrate types recorded at or near those locations, other fauna observed, video recordings, acoustic profiles etc.

5. VME taxa

For each station fished, provide details of VME taxa observed, including but not limited to their relative density, absolute density, or weight and/or number of taxa.

Annex 3 – Interim Protected Areas

The boundary of each Area is a line that begins at point 1 then continues along the geodesics sequentially connecting the rest of the points for the area, then west to the point of commencement.

Atlantis Bank

Point	Latitude (S)	Longitude (E)
1	32° 00'	57° 00'
2	32° 50'	57° 00'
3	32° 50'	58° 00'
4	32° 00'	58° 00'

Coral

Point	Latitude (S)	Longitude (E)
1	41° 00'	42° 00'
2	41° 40'	42° 00'
3	41° 40'	44° 00'
4	41° 00'	44° 00'

Fools Flat

Point	Latitude (S)	Longitude (E)
1	31°30'	94° 40'
2	31°40'	94° 40'
3	31°40'	95° 00'
4	31°30'	95° 00'

Middle of What

Point	Latitude (S)	Longitude (E)
1	37° 54'	50° 23'
2	37° 56.5'	50° 23'
3	37° 56.5'	50° 27'
4	37° 54'	50° 27'

Walter's Shoal

Point	Latitude (S)	Longitude (E)
1	33° 00'	43° 10'
2	33° 20'	43° 10'
3	33° 20'	44° 10'
4	33° 00'	44° 10'

Annex K
Amendments to CMM 2018/11 Compliance Monitoring Scheme

CMM ~~2018~~2020/11

Conservation and Management Measure for the Establishment of a Southern Indian Ocean Fisheries Agreement (SIOFA) Compliance Monitoring Scheme (Compliance Monitoring Scheme)

The Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement;

Recalling the relevant provisions of the Southern Indian Ocean Fisheries Agreement (the Agreement), in particular Article 10;

Noting their responsibilities under international law to effectively exercise jurisdiction and control over vessels flying their flag and their nationals;

Recognising the importance of introducing a robust compliance review mechanism by which the compliance of each Contracting Party, cooperating non-Contracting Party, participating fishing entity and cooperating non-participating fishing entity is examined in depth annually;

Committed to introducing fair and transparent procedures which promote and support improved implementation of and compliance with the Agreement and CMMs;

Adopts the following CMM in accordance with Articles 6 and 7 (2) of the Agreement:

Purpose

1. This CMM establishes the SIOFA Compliance Monitoring Scheme (CMS).
2. The purpose of the SIOFA CMS is to ensure that Contracting Parties, cooperating non-Contracting Parties, participating fishing entities and cooperating non-participating fishing entities (collectively CCPs) implement and comply with obligations arising under the Agreement and all CMMs adopted by the Meeting of the Parties, and to provide a mechanism to monitor and improve implementation of and compliance with these obligations. Specifically, the CMS is designed to:
 - a. Monitor and assess implementation and compliance by CCPs with their obligations under the Agreement and CMMs;
 - b. Improve compliance of CCPs with SIOFA obligations and ensure the Meeting of the Parties fulfils its functions and supports the objectives of the Agreement.
 - c. Identify areas in which technical assistance or capacity building may be needed to assist CCPs to achieve compliance with their obligations;
 - d. Identify and resolve aspects of CMMs which may require improvement or amendment to facilitate or advance their implementation and compliance;
 - e. Respond to non-compliance through preventative and/or remedial options, taking account of the cause of the non-compliance, the severity of non-compliance, the frequency of non-compliance and any consequences of non-compliance; and in cases of persistent non-compliance, take other actions as may be necessary or appropriate to promote and achieve compliance with the Agreement and SIOFA CMMs;

- f. Ensure the adequate implementation of recommendations on compliance matters made by the Meeting of the Parties including in relation to follow-up actions.

Scope and Application

3. This CMS shall apply to all obligations arising under the Agreement and CMMs adopted. The Meeting of the Parties may decide to adapt the application of the CMS, including to extend it to any other rules, procedures or decisions adopted by the Meeting of the Parties.
4. At each ordinary meeting, with the assistance of the Compliance Committee, the Meeting of the Parties will verify CCPs' implementation of and compliance with their obligations arising under the Agreement, SIOFA CMMs and any other instrument as may be decided by the Meeting of the Parties pursuant to paragraph 3.
5. The Meeting of the Parties and the Compliance Committee shall also review any other recommendations made by the Meeting of the Parties in previous years' Final Compliance Reports in order to verify how those recommendations have been implemented by the concerned CCPs, the Compliance Committee or the Meeting of the Parties, as applicable, including in relation to follow-up actions.

Assessment and Response to potential non-compliance

6. The Meeting of the Parties shall take a graduated response to non-compliance, taking into account the type, severity, degree and cause of the non-compliance in question.
7. The Meeting of the Parties will apply Annex I to assign a compliance status and determine any follow-up actions to non-compliance, including any remedial or corrective actions needed.
8. Notwithstanding the above, the CMS will not prejudice the rights, jurisdiction and duties of any CCP to enforce its national laws or to take more stringent measures in accordance with its national laws, consistent with its international obligations.

Compliance Assessment Period

9. The Compliance Assessment Period shall be the period from 1 January – 31 December of the preceding year, both dates inclusive.

Compliance Assessment Procedure*CCP's Compliance Report (CCR)*

10. The Secretariat shall have the function of developing and maintaining a CCR template which shall be reviewed annually, taking into account new and amended CMMs or obligations and the requirements of Articles 10(2) and 11(3)(c) of the Agreement.
11. At least 120 days before the commencement of each ordinary Meeting of the Parties, the Secretariat shall circulate the CCR template.
12. Each CCP shall prepare a CCP Compliance Report ¹on the basis of the template referred to in paragraph 10 which shall include a preliminary self-assessment of its compliance status for each assessed obligation, using Annex I as a reference, and return it to the Secretariat no

¹ For the avoidance of doubt, the submission of a complete CCP Compliance Report will be taken to satisfy the obligation to provide an implementation report in Article 10 (2) of the Agreement.

later than 60 days before the commencement of the next ordinary Meeting of the Parties. Each CCP shall ensure their CCR includes information relevant to the implementation of each obligation assessed for compliance.

Draft SIOFA Compliance Report (dSCR)

13. Prior to each annual meeting of the Meeting of the Parties, the Secretariat shall prepare a Draft SIOFA Compliance Report (dSCR) on the basis of information received from CCPs, including CCRs, reports of transshipments and transfers, port inspection reports, high seas boarding and inspection reports, data collection programs (such as catch/effort data, observer data, VMS data) and any other suitably documented information or reports regarding implementation and compliance during the relevant Compliance Assessment Period.
14. The dSCR shall be prepared in a way that facilitates monitoring and evaluation of compliance, and shall identify possible compliance issues.
15. The Secretariat shall provide to each CCP its respective section of the dSCR no later than 45 days before the commencement of the next ordinary Meeting of the Parties.
16. Each CCP shall have the opportunity to comment on its respective section of the dSCR no later than 30 days before the ordinary Meeting of the Parties. This information may, as appropriate:
 - a. incorporate any additional information the CCP considers necessary (which may include, but is not limited to, any relevant documentary or photographic evidence);
 - b. provide clarifications and advise of any amendments or corrections that the CCP considers should be made to the information initially provided by that CCP;
 - c. identify causes of the identified compliance issues, including any technical impediments to compliance;
 - d. identify any action that has been taken to address the non-compliance and any further action the CCP intends to take ;
 - e. revise the preliminary self-assessment of its compliance status using Annex I as a reference; and
 - f. identify any technical assistance or capacity building the CCP considers is needed to assist the CCP in complying with the relevant obligations.
17. The Secretariat shall complete the dSCR, which shall: include all information, clarification and comments provide by CCPs received in accordance with paragraph 16, identify any potential compliance issues and requirements for further information necessary to undertake an assessment of compliance, and propose a provisional compliance status.
18. The Secretariat shall circulate the dSCR to all CCPs no later than 20 days prior to the ordinary Meeting of the Parties and make it available on the secure section of the SIOFA website. Where no preliminary compliance status is provided by the CCP in accordance with paragraph 16(e), the Secretariat shall populate the dSCR in respect of that CCP using Annex I as a reference.

Provisional SIOFA Compliance Report (pSCR)

19. The Compliance Committee shall consider the dSCR at its ordinary meeting and any additional information received prior to the Compliance Committee meeting from CCPs. During the course of the Compliance Committee meeting, each CCP shall have the opportunity to comment on its respective section of the dSCR. The Compliance Committee may take into account information received from observers, including non-governmental

organisations and other organisations concerned with matters relevant to the implementation of the Agreement.

20. On the basis of the information available to it, the Compliance Committee shall adopt a Provisional Compliance Report (pSCR). The pSCR shall be based on the template at Annex II and include:
- a. An agreed provisional compliance status for each CCP in respect of each obligation assessed;
 - b. Any follow-up action taken, or proposed to be taken, by the relevant CCP;
 - c. Technical impediments to compliance;
 - d. Any ambiguities identified in a CMM that result in compliance assessment difficulties and, if possible, proposals to address them;
 - e. Other barriers to implementation or compliance, including capacity issues and how these may be addressed;
 - f. Where appropriate, proposals to amend or improve existing CMMs to address implementation and compliance difficulties encountered by CCPs;
 - g. Any priority obligations to be monitored and reviewed, or additional obligations to be included within the scope of the CMS; and
 - h. Recommendations for any other follow-up action by the Meeting of the Parties, as appropriate taking into account the guidance set out in Annex I.
21. The pSCR shall be forwarded to the Meeting of the Parties for consideration at its ordinary meeting.

Final SIOFA Compliance Report (fSCR)

22. The Meeting of the Parties shall consider the pSCR and any comments from CCPs on their respective sections of the pSCR. The Meeting of the Parties shall adopt by consensus a Final Compliance Report (fSCR) at its ordinary meeting in accordance with Article 8 of the Agreement and Rule 12 of the Rules of Procedure. The fSCR shall be based on the template at Annex III and shall include:
- a. A final compliance status in respect of each compliance issue identified in the pSCR and any response/follow-up action needed, based on the criteria set out in Annex I;
 - b. Any follow-up action taken, or proposed to be taken, by the CCP;
 - c. Any technical impediments to compliance, including any ambiguities in the measure;
 - d. Any specific proposal for addressing any capacity issue identified in the Final Compliance Report;
 - e. Where amendments to existing CMMs have been recommended in the pSCR, the outcome of the Meeting of Parties' consideration of such recommendations;
 - f. Where any additional obligations to be included within the scope of the CMS to be monitored and reviewed, have been recommended in the Provisional Compliance Report, the outcome of the Meeting of Parties' consideration of such recommendations; and
 - g. The fSCR shall also document the Meeting of the Parties' response to any recommendation for further consideration made in the pSCR.

General Provisions

23. The preparation, distribution and discussion of compliance information arising from the CMS shall be subject to the relevant applicable SIOFA rules and procedures regarding the use of information and transparency. Therefore:
- a. The Implementation Report, Draft Compliance Report and Provisional Compliance Report shall not be considered to be "public domain data."

- b. Notwithstanding subparagraph (a), the Draft Compliance Report and Provisional Compliance Reports shall be discussed in open sessions of the Compliance Committee and the Meeting of the Parties respectively unless a decision is taken in accordance with Rules 20(1) of the Rules of Procedure to hold that discussion, or part thereof, in closed session.
- c. The Final Compliance Report shall be annexed to the report of the relevant ordinary Meeting of the Parties.

24. In accordance with Article 8 of the Agreement and Rule 12 of the Rules of Procedure, the compliance assessment of each CCP shall be decided by consensus. The pSCR and/or fSCR as appropriate shall reflect the decision of the Compliance Committee and/or the Meeting of the Parties, as applicable, and the different views expressed by CCPs during discussions of those reports.

24bis. Nothing in this CMM shall prejudice or affect the application of the decision-making articles contained in Article 8 of the Agreement.

24ter. Notwithstanding paragraph 24bis, CCPs commit themselves to the cooperative and equitable resolution of any issues which may arise under this CMS.

25. The Secretariat shall, prior to the 2019 ordinary Meeting of the Parties:

- a. prepare a table outlining all of the obligations contained in the Agreement and SIOFA CMMs with which CCPs must comply. This table shall outline the information available to the Secretariat through CMMs and any other reporting requirements that can be used to assess compliance, and identify any areas where additional information would be required to adequately assess compliance for the purposes of this CMS; and
- b. Prepare a web-based form which is capable of being populated with relevant information submitted by the CCP in the previous Compliance Assessment Period for review and amendment, as necessary, in subsequent years.

Review

26. The Meeting of the Parties shall review this CMM and its effectiveness at latest at its ordinary meeting in 2021.

Annex I**Compliance Categories**

1. For the purposes of this CMM, “Compliance Status” refers to a CCP’s compliance with an obligation contained in the Agreement or a SIOFA CMM. ‘Criteria’ provides guidance to CCPs, the Compliance Committee and the Meeting of the Parties on how to determine which Compliance Status should be assigned in respect of a given compliance issue. ‘Follow up action/Response’ sets out possible actions or responses that may be proposed or recommended to be taken in respect of a compliance issue. Such actions and responses shall take account of the relevant CCP’s responses and corrective actions to address any compliance issues identified.
2. Remedial or corrective actions that may be considered as part of follow up actions could include:
 - a. Reviewing or clarifying issues, which could include requesting additional information to resolve an information gap, clarifying existing information, specifying a question where further information is needed or seeking an explanation of the compliance issue within a given timeframe.
 - b. Requesting that the relevant CCP cease the non-compliant conduct, in general or specific terms, and providing a clear deadline by which time compliance is to be achieved and information demonstrating compliance provided to the Meeting of the Parties.
 - c. Cooperation and capacity building to address non-compliance where a State may not have the capacity to ensure compliance with SIOFA measures.
 - d. Institutional responses to provide an effective deterrent for non-compliance, including, for example or limiting access to fisheries resources until the issue is addressed and resolved to the satisfaction of the Meeting of the Parties. Such recommendations shall take account of the relevant CCP’s responses

Compliance Status	Criteria	Follow up action / Response
Compliant	This compliance rating may be used where, following review, it is determined that there is no compliance issue with respect to the relevant obligation, including meeting-related deadlines, all requested information has been submitted in the appropriate formats and/or having investigated and appropriately addressed any alleged violations.	No further action required.
Non-compliant	<p>This compliance rating may be used for cases such as:</p> <ul style="list-style-type: none"> a) Information or data has been submitted or reported in a way that is incomplete, incorrect, wrongly formatted or is otherwise insufficient. This could also refer to inadequate responses to the CCR which compromise the effectiveness of the CMS; b) Failure to meet reporting or submission deadlines; c) Failure to meet a SIOFA obligation, including implementation deadlines, which does not fall into the category of 'critically non-compliant'. d) Other actions or omissions that constitute an infringement of relevant obligations; 	<p>Determine if the relevant CCP has already taken appropriate action and/or if action is required.</p> <p>If necessary, the Meeting of the Parties may make a recommendation on any action that may be required to respond to and rectify non-compliance, and/or improve implementation of relevant obligations. The Meeting of the Parties may also consider technical assistance or capacity building may be required. The CCP shall report on follow-up actions taken in advance of the next ordinary Meeting of the Parties. The relevant CCP shall commit to addressing the identified issue for the next compliance assessment period</p>
Critically non-compliant	<p>This compliance rating may be used for cases such as:</p> <ul style="list-style-type: none"> a) Engaging in fishing in any areas closed to fishing by the Meeting of the Parties; b) Repeated rating of non-compliant with the same obligation for the second consecutive year; c) Failure to comply with previous CMS recommendations adopted by the Meeting of the Parties for two or more consecutively assessed years; or d) Repeated non-compliance with an obligation for two or more consecutively assessed years. <p>a) Exceeding the catch or effort limits established pursuant to paragraph 910(1) of CMM 20172020/01, or any other catch or effort limits established by the Meeting of the Parties;</p> <p>b) Failure to provide its annual CCR required by Article 10(2) of the Agreement or the National Report required by paragraph 8 of CMM 20172019/02;</p>	<p>The Meeting of the Parties identifies remedial or follow-up actions to address instances of seriously non-compliance taking into account paragraph 2 of this Annex. The CCP shall report on follow-up actions taken to in advance of the next ordinary meeting of the Compliance Committee or Meeting of the Parties as appropriate.</p>

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Not assessed	This compliance rating may be used for cases where there is ambiguity in the relevant obligation, or that there is a technical impediment to compliance.	Meeting of the Parties to review relevant obligation, clarify the obligation and, if necessary, amend relevant provisions.
No compliance status assigned	This compliance rating may be used for cases of emergency relating to the safety of a ship and those on board, or safety of life at sea, which resulted in the a compliance issue.	No further action required.

Annex II**Template for the Provisional Compliance Report**

1. Compliance Assessment Period: *[year]*
2. CMMs assessed in accordance with this CMM: *[All CMMs currently in force]*
3. Proposals to amend or improve existing CMMs
 - a. (example) CMM 20XX/XX
4. Priority obligations to be monitored and reviewed
 - a. (List, if applicable)
5. Additional obligations to be included within the scope of the CMS:
 - a. (List, if applicable)

Compliance Committee Assessment

[CMM 20XX/XX name of conservation and management measure]

CCP	Obligation (include paragraph number, CMM, summary description)	20XX-20YY [previous year] compliance status	Current 20YY-20ZZ assessment ² and Supporting info	Current 20YY-20ZZ status [rating] [category]	Follow up responsive or corrective action proposed to be undertaken

² Including nature of the infringement, any action taken by the CCP, identified barriers to implementation, such as capacity issues, technical impediments to compliance

Annex III**Template for the Final Compliance Report**

1. Compliance Assessment Period: *[year]*
2. CMMs assessed in accordance with this CMM: *[All CMMs currently in force]*
3. Technical impediments to compliance identified
 - a. (List, if applicable)
4. Amendments to existing CMMs
 - a. (example) CMM 20XX/XX
5. Priority obligations to be monitored and reviewed
 - a. (List, if applicable)
6. Additional obligations to be included within the scope of the CMS:
 - a. (List, if applicable)
7. Response to the Compliance Committee's assessment
8. Specific proposals for addressing capacity issues

[CMM 20XX/XX name of conservation and management measure]

CCP	Obligation (include paragraph number, CMM, summary description)	20XX-20YY [previous year] compliance status	Current 20YY-20ZZ assessment ³ and Supporting info	Current 20YY-20ZZ status [rating] [category]	Follow up responsive or corrective action to be undertaken

³ Including nature of the infringement, any action taken by the CCP, identified barriers to implementation, such as capacity issues, technical impediments to compliance

Annex L
Final SIOFA Compliance Report

Final SIOFA Compliance Report

In order to facilitate monitoring and evaluation of compliance as provided by CMM2019/11 paragraph 14:

- Only the obligation with a status other than “Compliant” or with specific comments have been displayed
- Long comments are shared as notes following the table to which they relate.

CCP abbreviations used: AUS-Australia, CI-Cook Islands, CN-China, EU-European Union, FR-France (Territories), JPN-Japan, KOR-Korea, MU-Mauritius, SYC-Seychelles, CT-Chinese Taipei, THA-Thailand, COM-Comoros

1. Compliance Assessment Period: 1st January 2019 to 31 December 2019 [year 2019]

2. CMMs assessed in accordance with this CMM: All CMMs currently in force

3. Technical impediments to compliance identified a. (List, if applicable)

None identified by the MOP.

4. Amendments to existing CMMs a. (example) CMM 20XX/XX

The MOP agreed to delete paragraph 44 from CMM 2019/01 (discussed below)

The MoP agreed to update CMM references in CMM 2018/11 annex 1

5. Priority obligations to be monitored and reviewed a. (List, if applicable)

Not discussed in 2020

6. Additional obligations to be included within the scope of the CMS: a. (List, if applicable)

Not discussed in 2020

7. Response to the Compliance Committee’s assessment

The Meeting of the Parties endorsed the further actions specified by the Compliance Committee in the Provisional Compliance Report.

Paragraph 44 of CMM 2019/01

The Meeting of the Parties noted that Australia provided VMS data to the Secretariat. The Meeting of the Parties also noted that the Provisional Compliance Report identifies that the Thailand and the Cook Islands did not provide VMS data. The Meeting of the Parties further noted that other CCPs had engaged in bottom fishing and had not provided VMS data, so it was unclear why the Cook Islands and the EU has been selectively included.

In view of the fact that Australia has provided its VMS data, and that CCPs may not have been treated equally in this process, the Meeting of the Parties agreed that the compliance assessment of paragraph 44 of CMM 2019/01 should not be included in the Final Compliance Report.

The MOP was requested to provide clarity on the application of paragraph 44 of CMM 2019/01 as the Compliance Committee could not reach consensus on whether paragraph 44 obliges CCPs to provide VMS data. There remains no consensus no whether paragraph 44 presently obliges CCPs to provide VMS data. These different views are reflected in the report of the meeting. The Meeting of the Parties also noted that this issue has been discussed in previous years and considered that, to resolve this issue, paragraph 44 of CMM 2019/01 should be removed and that in future all VMS provisions should be included in the same CMM or otherwise appropriate cross-referenced so as to avoid confusion

Paragraph 31 of CMM 2018/06

The Meeting of the Parties noted that Japan, the Seychelles and Comoros received a 'not assessed' status for paragraph 31 of CMM 2018/06 in the Provisional Compliance Report. The MOP further noted that the Seychelles requested a rating of partial compliance, but agreed that 'partial compliance' is not a rating available under the CMS. The MOP noted that the only binding provision in this paragraph is a duty to cooperate and there is no evidence to suggest that this has been breached. Accordingly, the MOP agreed to that the rows relating to the assessment of paragraph 31 should not be included in the Final Compliance Report.

The Meeting of the Parties also requested that the compliance report template be revised to accurately reflect the obligation under paragraph 31 of CMM 2018/06, which is an obligation to cooperate, including by seeking reciprocal and cooperative arrangements for exchange of information, for the purpose of implementing CMM 2018/06. The Meeting of the Parties further agreed that voluntary provisions should not be included in the CMS.

Paragraph 5 of CMM 2019/02

A status of 'not assessed' was assigned to Thailand for paragraph 5 of CMM 2019/02. Thailand identified practical difficulties in complying with the relevant annexes of CMM 2018/02 for handline methods, which are grouped with all line methods. The Compliance Committee recommended the MOP request the SC to examine the format for handline and to make recommendations to the MOP.

In view of the challenges identified by Thailand with collecting data on a haul-by-haul basis from small handline fisheries, the MOP requested the SC examine the format for handline at its next meeting and to make appropriate recommendations to the MOP8.

The MoP agreed that a status of “non assessed” is appropriate, Thailand has outline the step it has taken in a effort to comply. The EU encouraged THA to bring forward a proposal to the SC to address this issue.

8. Specific proposals for addressing capacity issues The Meeting of the Parties endorsed the Compliance Committee’s suggestion in the ‘follow up responsive or corrective action proposed’ column for the Secretariat to assist Comoros with the provision of data. The MOP also noted the recommendation of the Compliance Committee in 2019, endorsed by MOP6, for the compliance Report template to be translated into French and agreed that this should be actioned in time for the 2021 compliance process.

[CMM 20XX/XX name of conservation and management measure]

Table 1: Southern Indian Ocean Fisheries Agreement								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
AUS	Article 10 (2) submission of a statement of implementing and compliance measures, including any imposition of sanctions for any violations (NOTE: submission of CCP Compliance Report	Compliant	Yes, Australia has submitted its Compliance Report. (1)	Compliant	Australia would appreciate and indication from the Secretariat as to how it intends to respond to this request. We have made this request with no response for two years now.	COMPLIANT	COMPLIANT	
CI		Compliant Non-compliant with deadline	Compliant Nil. The Cook Islands did not encounter any issues with submitting this report	Compliant but the deadline was passed	Nil	COMPLIANT		

EU	<i>satisfies this requirement)</i>	Compliant	Compliant Yes, the EU submitted its Compliance Report in accordance with CMM 2018/11. The EU did not encounter any difficulties or barriers to submission of the report.	Compliant		COMPLIANT	COMPLIANT		
FR		Compliant	Compliant Yes, France (OT) submitted the Compliance Report in accordance with CMM 2018/11. No, France (OT) did not encounter any difficulties or barriers to submission of this report.	Compliant		COMPLIANT	COMPLIANT		
KOR		Non-Compliant	No Korean vessel operated in the SIOFA Area in 2019. There was no relevant violation in 2019, hence no need for the imposition of sanctions.	Not assessed This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period.			COMPLIANT	COMPLIANT	
MU		Non-Compliant		Critically Non-Compliant No Compliance Report provided			CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request that Mauritius provide its Compliance Report.
THA		Compliant	Compliant Yes, Thailand submitted the Compliance Report 2018 to the secretariat on 30 April 2019.	Compliant			COMPLIANT CCPs have the responsibilities to fill the CCR template first	COMPLIANT	

			<p>The difficulties that Thailand has encountered is :</p> <ul style="list-style-type: none"> • This Compliance Report is a blank template that has not been pre-assessed by the secretariat, which makes this report provided too many details. Thailand suggests that the secretariat may pre- assess the CCPs compliance and send the report of pre- assessment to CCPs to comments, make corrections or add any additional information • Repeated questions. We suggest to consolidate the similar questions 					
COM		Non-compliant	<p>Compliant</p> <p>Yes. The Comoros Union is a new CCP and not a master's degree.</p>	<p>Non-compliant</p> <p>No Compliance Report has been provided in 2019 (But a compliance report has been provided in 2020 for 2019)</p>		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request that Comoros provide its Compliance Report.
AUS	<p>Article 11 3. (c) submission of a report on fishing activities (this report is included within the annual National Report).</p>	Compliant	<p>Compliant</p> <p>Australia submitted its National Report at the 5th Scientific Committee Meeting</p>	Compliant		COMPLIANT	COMPLIANT	
EU		Compliant	<p>Compliant</p> <p>Yes, the EU submitted its National Report with the</p>	Compliant		COMPLIANT	COMPLIANT	

		section 'Description of Fisheries'.						
FR	Compliant	Yes, France (OT) submitted the section 'Description of Fisheries' in the National Report.	Compliant			COMPLIANT	COMPLIANT	
KOR	Compliant	Compliant Yes, Korea submitted its National Report with the section 'Description of Fisheries'	Compliant			COMPLIANT	COMPLIANT	
MU	Non-Compliant		Critically Non-Compliant No annual report provided			CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to submit its Annual National Report
THA	Compliant	Compliant Yes, Thailand was submitted the National Report of year 2019 to Secretariat on 28 February 2020	Compliant Caution: This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period.	Compliant Apologies for misunderstands about the period of Compliance assessment. However, Thailand submitted Thailand National Report of the year 2018 to the secretariat on 22 February 2019.		COMPLIANT	COMPLIANT	
COM	Non-compliant	Compliant Yes. Difficulties have been encountered mainly in the description of the fisheries	Compliant			COMPLIANT	COMPLIANT	

(1) As noted in our discussion paper on this issue (MoP 4 – 10), there are three elements to the obligation in Article 10(2). Submission of a Compliance Report does not discharge the full obligation; but rather satisfies the ‘statement of implementing and compliance measures’ element. We also request, as we did last year, that the template for the Compliance report be updated in this regard so that it seeks a complete report on the implementation of Article 10(2).

With reference to the obligation to provide a statement of sanctions imposed for any violation, our commentary in MoP4-10 notes our expectation on how this could be fulfilled. However, Australia did not impose any sanctions in the compliance assessment period and therefore has nothing to report.

The third element of 10(2), not described above, is a commitment of obligation on a coastal State Contracting Party to provide a summary of the conservation and management measures implemented for straddling stocks in the area immediately adjacent to the Agreement Area.

In Australia’s case, this relates to our Western Deepwater Trawl Fishery and to the toothfish fishery in Heard Island and McDonald Islands, stocks which straddle the SIOFA Area.

Commonwealth fisheries are managed in accordance with the Commonwealth Fisheries Harvest Strategy Policy and the Commonwealth Fisheries Bycatch Policy, both of which are publicly available.

The Western Deepwater Trawl Fishery is a limited entry trawl fishery targeting deepwater species in water deeper than 200 meters off the coast of Western Australia from Exmouth to Augusta. Catches are generally quite low. To fish in this fishery, fishers must hold a valid fishing permit. There are 11 fishing permits (maximum number of vessels active at one time) each with a five year duration. Under these permits fishers are required to report information on their catch and effort levels, have a functioning vessel monitoring system and carry an observer when requested to do so. Harvest levels are managed in accordance with the *Harvest Strategy for the Western Deepwater Trawl Fishery and North West Slope Trawl Fishery* that can be accessed on the AFMA website:

<https://www.afma.gov.au/sites/default/files/uploads/2014/11/Harvest-Strategy-NWST-WDWT-2011.pdf>

Further information on the [Management Arrangements for the Western Deepwater Trawl Fishery](#) can be accessed on the AFMA website: <https://www.afma.gov.au/fisheries/western-deepwater-trawl-fishery> AND ALSO <https://www.afma.gov.au/sites/default/files/uploads/2014/08/Western-Deepwater-Trawl-Fishery-statement-of-management-arrangements-2012.pdf>

. Further information on the status of the fishery can be found in the *ABARES Fishery status reports 2017*
http://data.daff.gov.au/data/warehouse/9aam/fsrXXd9abm_/fsr17d9abm_20170929/14_FishStatus2017WstnDeepwaterTrawl_1.0.0.pdf

The Australian external territory of Heard Island and McDonald Islands (HIMI) is in the southern Indian Ocean, within the area covered by the Convention on the Conservation of Antarctic Marine Living Resources. The islands and their surrounding territorial waters (out to 12 nautical miles [nm]) are closed to fishing and regulated under the *Environment Protection and Management Ordinance 1987*, administered by the Australian Antarctic Division (AAD) of the Australian Government Department of Agriculture, Water and the Environment. A 1 nm buffer zone around the territorial waters of HIMI extends the area closed to fishing to 13 nm. The HIMI Marine Reserve was declared in October 2002 and then expanded in March 2014 by proclamation after scientific assessment. The reserve now totals 71,200 km². Waters between 12 and 200 nm from HIMI are part of the Australian Fishing Zone (AFZ). The *Heard Island and McDonald Islands Marine Reserve management plan 2014–2024 (2014)*, made pursuant to the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), provides the management regime for the reserve. Fishing is regulated in accordance with the *Fisheries Management Act 1991* via a plan of management.

The key target species are Patagonian toothfish (*Dissostichus eleginoides*) and mackerel icefish (*Champscephalus gunnari*). The SC has identified population linkages between the stock of patagonian toothfish at HIMI and stocks occurring on William’s Ridge in SIOFA. The fishery also has catch limits for bycatch species, such as deep-sea skates (Rajidae) and grey rockcod (*Lepidonotothen squamifrons*), based on assessments of long-term annual yield (Constable, Williams & de la Mare 1998). The catch limits for unicorn icefish (*Channichthys rhinoceratus*) and grenadiers (*Macrourus* spp.), another group of bycatch species, were updated in 2015 based on assessments undertaken by the AAD.

The catch limits are regularly reviewed by the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR) Scientific Committee and the CCAMLR Commission, and are considered precautionary. The limits are then given effect domestically via a legislated decision-making process delegated to the Commission of the Australian Fisheries Management Authority (AFMA). Demersal longline is the main method used in the fishery, with some catch taken by demersal trawl. Trawl has declined rapidly in favour of longline as the main method used to target toothfish.

Australia, in collaboration with industry, regularly conducts fisheries-independent, random-stratified trawl surveys for target species (Patagonian toothfish and mackerel icefish) to collect relative abundance data, particularly of juvenile age classes. Harvest strategies for the target species are consistent with the precautionary approach implemented by the CCAMLR and have been used to set catch limits since the mid-1990s. The harvest strategies developed for the Heard Island and McDonald Islands Fishery (HIMIF) are considered more precautionary than the guidelines of the Commonwealth

Fisheries Harvest Strategy Policy (DAWR 2018). For mackerel icefish, the reference point dictates that the spawning stock biomass be maintained at 75 per cent of the level that would occur in the absence of fishing at the end of a two-year model projection. For Patagonian toothfish, the reference points dictate that median escapement of the spawning biomass at the end of a 35-year projection period is 50 per cent of the median pre-exploitation level and that the probability of the spawning biomass dropping below 20 per cent of its pre-exploitation median level is less than 10 per cent over the projection.

Australia has established committees and stakeholder forums to ensure adequate consultation. The [Sub-Antarctic Management Advisory Committee](#) and the [Sub-Antarctic Resource Assessment Group](#) reviews the international and domestic science and management of Patagonian toothfish and mackerel icefish and provide advice to the AFMA Commission. The Patagonian toothfish and mackerel icefish stocks at HIMI are assessed every two years by the AAD. These assessments are reviewed by the Sub-Antarctic Resource Assessment Group and CCAMLR.

Further information on the [Management Arrangements for the High Seas Fishery](#) can be accessed on the AFMA website: <https://www.afma.gov.au/sites/default/files/uploads/2017/02/High-Seas-Management-Arrangements-Booklet-2017-FINAL.pdf>

CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed to be undertaken
EU	10(1)(a)i: limit bottom fishing effort and or catch (>40 days fishing CCP)	Not Assessed	Compliant The EU-Spain fleet uses number of vessels (2) as metric for fishing effort freezing. In 2019, the EU (Spain) had one vessel operating in the area.	Compliant		COMPLIANT	COMPLIANT	
MU	10(1)(a)i: limit bottom fishing effort and or catch (>40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(1)(a)ii: constrain spatial distribution (>40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information

MU	10(1)(a)iii: ensure no significant adverse impacts on VME (>40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(1)(a)iv: ensure no fishing in closed areas (>40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(1)(b)i: limit bottom fishing effort and or catch (<=40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(1)(b)ii: ensure no significant adverse impacts on VME (<=40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(1)(b)iii: ensure no fishing in closed areas (<=40 days fishing CCP)			Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	10(2) disclose of Interim Bottom Fishing Measures pursuant to paragraph 10	Non-Compliant		Critically Non-Compliant No information provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
COM		Compliant	Non-Compliant Non	Non-Compliant		NON-COMPLIANT	NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
EU	10(3) Amendments to Interim bottom fishing measures, notified to secretariat within 30 days	Not Assessed	Compliant No changes have been made to the limitation measures communicated to SIOFA.	Compliant		COMPLIANT	COMPLIANT	

MU		Not assessed		Not assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	12 Application of VME encounter threshold levels in accordance with para 12	X		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	13 Application of VME encounter protocols in accordance with para 12	X		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	15 Upon receipt of a notification from the Secretariat under paragraph 14b., ensure that vessels flying their flags do not undertake bottom fishing in the notified encounter	X		Not Assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
KOR	20(a) submission of spatial extent of historic bottom fishing effort data to SC3 2018	Non-Compliant	N/A Korea did not fish in the Area in 2019	Non-compliant The submission of the spatial extent of historical bottom fishing is still to be provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	Korea's non-compliance issues are administrative in nature, and this stems from the transition gap that took place within the Ministry. The gap has now been addressed, and Korea will make its best effort to provide all relevant reports and information in a timely manner in the future.
MU		Non-Compliant		Critically Non-Compliant		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide

				No spatial extent of historic bottom fishing effort provided				the relevant information
MU	21 submission of a BFIA for individual bottom fishing activities to SC3 2018	X		Critically Non-Compliant No BFIA for individual bottom fishing activities provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	22 if not complied with 21 - submission of a BFIA for individual bottom fishing activities 30 days prior any ordinary SC meeting following 2018	X		Not assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
COM		Compliant	Compliant Yes	Compliant		COMPLIANT	COMPLIANT	
MU	29 proposal to bottom fish at a variance with established measures, to be submitted 30 days prior to next ordinary meeting SC	Not assessed		Not assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	39(a) 100% scientific observer coverage on vessels using trawl gear	Not assessed		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	39(b) 20% scientific observer coverage on vessels using any other bottom fishing gear in any year	Not assessed		Not assessed No information provided			CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
MU	46(a) application of measures to prohibit vessels engaging in bottom fishing in interim protect area provided in Annex 2	Not assessed		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
THA			Compliant Yes, Thailand has enforced the Notification of the Department of	Compliant Caution; CMM2018/01 has been amended at MoP6. The	Thailand corrected the Annex number	COMPLIANT	COMPLIANT	

			<p>Fisheries on Requirement and Regulations of Overseas Fishing Vessels which are Operating in the Area under the Southern Indian Ocean Fisheries Agreement (SIOFA) B.E. 2562 (2019) which Thai flag vessels must be operated in the SIOFA area as described in the Notification, i.e. Saya de Malha Bank. Fishing operation is observed through MCS scheme including:</p> <ul style="list-style-type: none"> • VMS, ERS and EM • human observers • fishing logbook <p>Thailand corrected the Annex number in the CCR template from "Annex 3" to "Annex 2".</p>	<p>CMM assessed here is CMM2019/01.</p> <p>Annex 2 in CMM2018/01 became Annex 3 in CMM2019/01</p>	<p>in the CCR template from Annex 2 to Annex 3</p> <p>not Annex 3 to Annex 2.</p>			
MU	46(b) for all other gears ensure all vessels fishing in areas provided in Annex 2 have a scientific observer onboard at all times.	Not assessed		<p>Not assessed</p> <p>No information provided</p>		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
COM		Compliant	<p>Compliant</p> <p>Yes. But only a dozen of the little stars who work at the hand line. Impossible to take an observer on board</p>	<p>Not assessed</p> <p>Hand line fisheries do not allow observers for each fishing operation</p>		NOT ASSESSED (CMM issue)	NON-COMPLIANT	the MoP to request confirmation from Comoros as to whether Comoros is authorizing Comoros vessels to bottom fish in the AA

(4) We note there is some ambiguity between CCPs about what is required, and it has not yet been resolved. Australia’s view is that there is an obligation to submit VMS data under this para, however we note there is no timeframe specific for the submission of VMS data. The VMS data for the bottom fishing that occurred in the Agreement Area has been submitted

Table 3: CMM2019/02 Data standards

CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	4 data collected in accordance with the relevant sections of Annex A	Not assessed		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information
THA		Compliant	Compliant Yes. The data collected is in accordance with Annex A. We are experiencing a difficulty filling the data of handline, which is normally used by Thai fishing vessels. The data of handline is filled in the longline format provided by the secretariat. However, some longline worksheets are not application for handline	Compliant It is true that collection of data on a haul by haul basis from small hand line fisheries is challenging. The CMM 2019/02 must be reviewed by CCP who have hand line fisheries and the SC to achieve a proper data collection scheme	N/A Apologise for misunderstands about the period of Compliance assessment. However, Thailand reported Thailand Vessel Catch & Effort Data, Annual catch summaries, and Scientific Observer Data Report of year 2018 on 3 May 2019 that in 2018, Thailand did not authorise any vessel to operate in SIOFA area.	COMPLIANT	COMPLIANT	MoP to request the SC to examine the format for handline and to make recommendations to the MoP.
COM		non-compliant	Compliant Yes. I still have difficulties on the description of the fisheries	Non-compliant data provided as image and do not follow Annex A		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	Secretariat to assist Comoros on data aspects.
JPN	5 data collected on a haul-by-haul basis	Non-compliant	Compliant Yes.	Compliant		COMPLIANT	COMPLIANT	
MU		Not assessed		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to provide the relevant information

THA		Compliant	Compliant Yes, Thailand can collect data on haul-by-haul basis However, Thailand has a comment that the fishing area (Saya de Malha Bank) where Thai fishing vessels operated is small. Therefore, collecting data on haul-by-haul basis too detailed.	Not assessed It is true that collection of data on a haul by haul basis from small hand line fisheries is challenging. The CMM 2019/02 must be reviewed by CCP who have hand line fisheries and the SC to achieve a proper data collection scheme	N/A Apologise for misunderstands about the period of Compliance assessment. However, Thailand reported Thailand Vessel Catch & Effort Data, Annual catch summaries, and Scientific Observer Data Report of year 2018 on 3 May 2019 that in 2018, Thailand did not authorise any vessel to operate in SIOFA area.	NOT ASSESSED (CMM issue for handline fisheries)	NOT ASSESSED	MoP to request the SC to examine the format for handline and to make recommendations to the MoP.
COM		Not assessed	Compliant Yes. Species codes used on board do not conform to FAO code	Non-compliant		NON-COMPLIANT irrelevant comment to the measure	NON-COMPLIANT	MoP request data to be collected in accordance with CMM
CI	6 submission of vessel catch and effort data to Secretariat by 31 May	Non-Compliant (data) Non-Compliant (submission deadline)	Compliant Yes	Compliant	Nil	COMPLIANT	COMPLIANT	
EU		Compliant non-compliant	Compliant Yes	Compliant		COMPLIANT	COMPLIANT	
MU		Non-compliant		Critically Non-Compliant No vessel catch and effort data submitted		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP request data to be provided
COM		Non-Compliant	Non-Compliant Non	Critically non-compliant Repeated non-compliance with an obligation for two		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP request data to be provided

				or more consecutively assessed years				
THA	6 submission of vessel catch and effort data to Secretariat by 31 May And 7 submission of annual catch summary by 31st May	Compliant	Compliant Yes, Thailand submitted the 2019 vessel catch and effort data to Secretariat on 30 May 2020 Thailand corrected the date of the Report in the CCR template from "2018" to "2019". And the date of submission from "2019" to "2020"	Compliant This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period. no fishing in 2018 by THA	Compliant Apologise for misunderstands about the period of Compliance assessment. However, Thailand reported Thailand Vessel Catch & Effort Data, Annual catch summaries, and Scientific Observer Data Report of year 2018 on 3 May 2019 that in 2018, Thailand did not authorise any vessel to operate in SIOFA area.	COMPLIANT	COMPLIANT	
CI	7 submission of annual catch summary by 31st May	Compliant (data) Non-Compliant (submission deadline)	Compliant Yes the Cook Islands submitted annual catch summary data	Compliant	Nil	COMPLIANT	COMPLIANT	
EU		Compliant non-compliant	Compliant Yes	Compliant		COMPLIANT	COMPLIANT	
MU		Non-compliant		Critically Non-Compliant No annual catch summary submitted		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP request data to be provided
COM		Non-Compliant	Non-Compliant Non	Critically non-compliant		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP request data to be provided
COM	8 implement on-board all fishing vessels flying your flag the FAO Identification guide to the deep-sea	Compliant	Non-Compliant Non	Non-Compliant		NON-COMPLIANT	NON-COMPLIANT	MoP request Comoros to confirm whether it

	cartilaginous fishes of the Indian Ocean							fish for deep seas species.	
MU	9 b submission of an annual National Report 30 days prior to the ordinary SC meeting	Non-compliant		Critically Non-Compliant No annual National Report submitted		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Mauritius to submit its Annual National Report and for previous exercises.	
SYC		Compliant		Compliant		COMPLIANT	COMPLIANT		
THA		Compliant	Compliant Yes, Thailand submitted the National Report of year 2019 to Secretariat on 28 February 2020 Thailand corrected the date of the Report in the CCR template from "2018" to "2019". And the date of submission from "2019" to "2020"	Compliant This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period.	Compliant Apologise for misunderstands about the period of Compliance assessment. However, Thailand submitted Thailand National Report of the year 2018 to the secretariat on 22 February 2019.		COMPLIANT	COMPLIANT	
COM		Non-Compliant	Non-Compliant Non	Critically non-compliant			CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to request Comoros to submit its Annual National Report and for previous exercises.
MU	9 c provided National Report in full accordance with the Guidelines for the submission of Annual National reports to the SIOFA Scientific Committee	Not assessed		Not Assessed no annual report provided		NON-COMPLIANT	NON-COMPLIANT	Submit the NR in accordance with the guidelines	
SYC		Not Assessed		Non-compliant The national report does not follow the guideline, however Seychelles did not fish in 2018-2019 for SIOFA species		NON-COMPLIANT	NON-COMPLIANT	Resubmit the NR in accordance with the guidelines	
KOR	10 submission of historical catch, effort, observer data			Non-compliant		NON-COMPLIANT	NON-COMPLIANT	Korea's non-compliance issues are administrative	

	for period 2000-2015 by 31 Jan 2018			Fine scale historical data are still to be provided to the Secretariat (fine scale historical data can also do for the spatial extent of historical bottom fishing footprint)				in nature, and this stems from the transition gap that took place within the Ministry. The gap has now been addressed, and Korea will make its best effort to provide all relevant reports and information in a timely manner in the future. Korea is currently compiling the data and will submit it soon.
MU		Non-compliant		Critically Non-compliant no historical data provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request the historical data to be provided by Mauritius.
SYC		Non-compliant	n/a	Non-compliant no historical data provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	Seychelles to provide a statement of no effort from years 2000 to 2015
COM	10 for new CCPs joining after October 2016 submission of historical catch, effort, observer data for period 2000-2015 within 12 months after joining	Non-Compliant	Non-Compliant Non	Critically Non-Compliant		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request the historical data to be provided by Comoros.
MU	12 implementation of a national scientific observer programme	N/A		Not Assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	The MoP to request that Mauritius provide the implementation of

								national observer programme.
MU	14 submission of an annual observer programme implementation report included in National Report	Non-compliant		Critically Non-Compliant No annual National Report submitted		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request that Mauritius provide its NR including all information required in the report.
CI	15 submission of Scientific Observer Data by 31 May.	Compliant (data) Non-Compliant (submission deadline)	Compliant Yes	Compliant	Nil	COMPLIANT	COMPLIANT	
EU		Compliant non-compliant	Compliant Yes EU comment: Should reference be to year 2019 and submission by 31 May 2020?	Compliant Caution : This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. Therefore the submission evaluated here relates to the data sent in 2019 (about 2018 fisheries data).		COMPLIANT	COMPLIANT	
MU		Non-compliant		Critically Non-Compliant No Scientific Observer Data submitted		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request the data to be provided
THA		Compliant	Compliant Yes, Thailand submitted the 2019 the observer data to Secretariat on 30 May 2020. Thailand corrected the date of the Report in the CCR template from "2018" to "2019". And the date of	Not Assessed This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period.	Compliant Apologise for misunderstands about the period of Compliance assessment. However, Thailand reported Thailand Vessel Catch & Effort Data, Annual catch summaries, and Scientific		COMPLIANT	COMPLIANT

			submission from "2019" to "2020"	no fishing by THA in 2018	Observer Data Report of year 2018 on 3 May 2019 that in 2018, Thailand did not authorise any vessel to operate in SIOFA area.			
COM		Non-Compliant	Non-Compliant Non	Critically non-compliant		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request the data to be provided
MU	15 observer data collected in accordance with Annex B	N/A		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	The MoP to request the data to be collected in accordance with CMM
MU	18 a-b implementation of data verifications (VMS, observers, inspection, ort sampling)	Not assessed		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	The MoP to request the information to be provided
MU	18 c. submission of annual data verification report included in National Report	Non-compliant		Critically Non-Compliant No annual data verification report included in National Report		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request that Mauritius provide its NR including all information required in the report.
AUS	19-20 data reported in accordance with the formats described in CMM 2018'02, including its annexes	Not Assessed	Compliant Data was provided as required.	Compliant		COMPLIANT	COMPLIANT	
CI		Not Assessed	Compliant All fisheries data has been submitted to the Secretariat as per formats prescribed in this CMM. In 2019, no issues were encountered.	Non-Compliant This report assesses the submission of the 2018 data (due 31 May 2019). 2018 Data have been provided in a daily aggregated format (and not haul by haul)	Originally the Cooks Islands submitted aggregate data due to security concerns, however fine scale data was submitted after The Cook Islands was comfortable with the Secretariats conformation of data security.	NON-COMPLIANT	NON-COMPLIANT	In relation to CMM 2019-02, para.19 and 20, the Cook Islands seek clarification that the obligation refers to the submission of 2018 data to the Secretariat in the previous year

								(2019). If so, next year in 2021 we will be assessing the submission of 2019 data submitted to the Secretariat in 2020. Data collection requirements have been updated to meet the formats and specifications as required in this measure, and 2019 data has been submitted to the Secretariat as required
EU		Not Assessed	Compliant No	Compliant		COMPLIANT	COMPLIANT	
FR		Not Assessed	Compliant No	Compliant		COMPLIANT	COMPLIANT	
JPN		Not Assessed	Compliant Yes.	Compliant		COMPLIANT	COMPLIANT	
MU		Non-compliant		Critically Non-Compliant No data reported		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	The MoP to request the information to be provided
THA		Compliant	Compliant The data reported is in accordance with the formats described in the CMM.	Not assessed no fishing in 2018 by THA It is true that collection of data on a haul by haul basis from small hand line fisheries is challenging. The	N/A Apologise for misunderstands about the period of Compliance assessment. However, Thailand reported Thailand Vessel Catch & Effort	NOT ASSESSED (CMM issue)	NOT ASSESSED	The MoP to ask the SC to review data standards for handline fisheries

			We have encountered a difficulty reporting the data of handline, which is normally used by Thai fishing vessels. The data of handline is filled in the longline format provided by the secretariat. However, some longline worksheets are not application for handline. In addition, some columns of longline format are ambiguous for handline	CMM 2019/02 must be reviewed by CCP who have hand line fisheries and the SC to achieve a proper data collection scheme	Data, Annual catch summaries, and Scientific Observer Data Report of year 2018 on 3 May 2019 that in 2018, Thailand did not authorise any vessel to operate in SIOFA area.			
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Table 6 : CMM2016/05 Pelagic Driftnets and Deepwater Gillnets

CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
SYC	1 implementation of measures prohibiting the use of all large-scale pelagic driftnets more than 2.5km in the Agreement Area by national vessel	Compliant	n/a	Compliant		COMPLIANT	COMPLIANT	
EU	2 implementation of measures to prevent the	Compliant	Compliant There is no obligation in CMM 2016/05 to prohibit or prevent	Compliant		COMPLIANT	COMPLIANT	

	use of deep-water gillnets by national vessel		the use of deep-water gillnets. Rather, Paragraph 2 of CMM 2016/5 provides that Contracting Parties, CNCPs and PFEs recommend that deep-water gillnets not be used in the Agreement Area by any vessel flying the flag of a Contracting Party, CNCP or PFE until such time as the Meeting of the Parties has received a recommendation from the Scientific Committee. The EU fleet has voluntarily discontinued the use of such gears in SIOFA since 2016.			(Sec to amend the CCR)		
SYC		Compliant	n/a	compliant		COMPLIANT	COMPLIANT	
MU	all	Not assessed		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	The MoP to request the information to be provided

Table 7 : CMM2018/06 IUU Vessel List								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
EU	2 in the event a list of vessels presumed to have been engaged in IUU fishing submitted to the secretariat, this has been completed using the form in Annex I and transmitted with 90 days before the	Compliant	Compliant Yes. Preliminary information related to presumed IUU fishing by two vessels was submitted to the Secretariat on 11 October 2019, using the form in Annex I, and an updated version of that form was submitted to	Compliant The Secretariat suggest to amend the CCR template		COMPLIANT (Secretariat to amend the CCR)	COMPLIANT	

	ordinary Meeting of the Parties		the Secretariat on 29 November 2019, recommending that one of the vessels be included in the SIOFA IUU list. EU comment: CMM 2018/16 requires the list to be sent <u>at least</u> 90 days before the meeting, not within 90 days before the meeting					
COM	32 reporting in annual implementation report on actions and measures taken in accordance with this CMM	x	N/A Non	Not assessed		COMPLIANT	COMPLIANT	
MU	all	Not assessed		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	The MoP to request the information to be provided

Table 8 : CMM2019/07 Vessel Authorisation								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	2, all states or fishing entities that was a CCP before 18 Oct 2016 - electronically to the submission Secretariat a list of vessels authorised to operate in the agreement area in accordance with all requirements listed in paragraph 2(a)-(s)	Non-Compliant		Non-Compliant some items are missing (authorised vessels photos)		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	Mauritius to provide the relevant information

CT	4 any State or fishing entity becoming a CCP after 18 Oct 2016, to provide information referred to in paragraph 2 (a)-(s) within 30 days of becoming a CCP.		Non-Compliant We submitted a list of authorised vessels according to para 2 (a)-(r). As it takes time to collect digital images of vessels in accordance with the requirement of para 2 (s), this issue is addressed in 2020.	Non-Compliant (because of delay in the provision of vessel picture)		NON-COMPLIANT	NON-COMPLIANT	Pictures have been provided before the dSCR issuing date.
MU	6 (a) authorised flagged vessels to operate in the agreement Area only if they are able to fulfil in respect of these vessels the requirements and responsibilities under the Agreement, and all relevant SIOFA CMM	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	Mauritius to provide the relevant information and Mauritius should not allow vessel to operate in the AA if they are not able to fulfil the requirements of CCMs
MU	6 (b) measures to ensure that the vessels flying their flag comply with all relevant SIOFA CMMs	Non-Compliant		Critically Non-Compliant No Compliance Report provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request
MU	6 (c) measures to ensure that the vessels flying their flag that are on the SIOFA Record of Authorised Vessels keep on board valid certificates	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request
MU	6 (d) ensure that the vessels flying their flag on the SIOFA Record of Authorised Vessels have no history of IUU fishing, or links to IUU fishing	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request
MU	6 (e) ensure that the owners and operators of its vessels registered on the SIOFA Record of Authorised Vessels are not engaged in	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request

	or associated with fishing activities conducted in the Agreement Area by vessels not registered in the SIOFA Record of Authorised Vessels							
MU	6 (f) measures to ensure that the owners and/or operators of the vessels on the SIOFA Record of Authorised Vessels are citizens, residents or legal entities within its jurisdiction so that any enforcement or punitive actions can be effectively taken against them	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request
MU	7 all CCPs to implement measures under applicable legislation to prohibit non-registered vessels conducting fishing and fishing related activities on fishery resources covered by the agreement	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request
MU	8 notification to the Secretariat of any evidence showing that there are reasonable grounds for suspecting vessels not registered on the SIOFA Record of Authorised Vessels are operating in the Agreement Area	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	same request

Table 9 : CMM2017/08 Port Inspection

CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	1 implemented measures to maintain an effective system of port State control.	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NOT COMPLIANT	MoP to ask Mauritius to provide information
MU	2 notified the Secretariat of designated ports to which foreign vessels may request	Non-Compliant		Critically Non-Compliant No designated port notified		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide information on Ports
SYC		Compliant with info provided Non-compliant with deadline	Compliant	Compliant		COMPLIANT	COMPLIANT	
MU	3 all designated ports have capacity to conduct inspections consistent with the requirements	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide information on Ports
EU	5 notification period other than 48 hours	Compliant	Compliant According to the IUU Regulation, there is a notification period of 72 hours (i.e. stricter than 48 hours).	Compliant The Secretariat suggest to amend the CCR template	The notification period prescribed by the EU's IUU Regulation is at least three working days before the estimated time of arrival at the port (which can be different from 72 hours). We see no need to amend the CCR template	COMPLIANT	COMPLIANT	

MU				Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLIANT	MoP to ask Mauritius to provide information on Ports
MU	5 implemented the minimum standard to collect foreign vessel information 48h before the estimated time of arrival in your port described in paragraph 5 and Annex I? Through which mechanism has this been implemented?	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLIANT	MoP to ask Mauritius to provide information on Ports
MU	5 changes to procedures for granting entry to a foreign vessel in your port notified within 30 days before the changes become effective	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLIANT	MoP to ask Mauritius to provide information on Ports
MU	8 communicated to the Secretariat any denials issued to foreign vessels for port entry	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLIANT	MoP to ask Mauritius to provide information on Ports
MU	10- 11 authorisation of entry of a foreign vessel exclusively for the purpose of inspecting it and taking other appropriate actions in conformity with international law in accordance with para 11.	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLAINT	MoP to ask Mauritius to provide information on Ports
MU	14 flag State and Secretariat notified of denial of use of port	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLAINT	MoP to ask Mauritius to provide information on Ports
MU	16 If you withdrew a denial of port services, was this communicated pursuant to para 14	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON- COMPLAINT	MoP to ask Mauritius to provide information on Ports

MU	17 port inspectors duly authorised, trained and familiar with the Agreement and all of its relevant CMMs	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide information on Ports
MU	17 national training programme take into account the guidelines elements set out in Annex II	Non-Compliant		Not Assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide information on Ports
EU	22 Contracting Parties, CNCs and PFEs shall undertake inspections of all fishing vessels carrying or landing <i>Dissostichus</i> spp. which enter their ports.			No inspection report has been received from EU to the Secretariat in 2019, From FR-OT National Report, it is very likely that FR-OT unloaded <i>Dissostichus</i> sp. in La Reunion (UE port) in 2019	The EU confirms that 19 port inspections were carried out in 2019 in La Réunion. The inspection were forwarded to the competent authority of the inspected vessels (FR-OT) and to CCAMLR, but not in due time to the SIOFA Secretariat. The EU therefore accepts a status of 'non-compliant' as regards this obligation.	NON-COMPLIANT	NON-COMPLIANT	The failure to transmit inspection reports to the SIOFA Secretariat was due to an internal EU oversight. The reports have meanwhile been forwarded to the Secretariat and the EU has taken internal measures (clarification of roles and responsibilities of different actors) to ensure that this situation does not recur in the future.
MU		Non-Compliant		Non-Compliant no inspection reports provided for vessels that unloaded toothfish in Mauritius		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	23 (a) inspected all vessels following a request in accordance with para 23 (b)	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	23(b) inspection of vessels entering port that failed to provide information	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

	required in accordance with para 5							
MU	24 The inspections reports include all information required in Annex IV and have been forwarded to competent authority and Executive Secretary	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	25 require national vessels to cooperate with port state inspections pursuant to CMM2018/08	Non-Compliant		Not assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	26 where there has been grounds to believe that national vessels had engaged in IUU fishing and was seeking entry to, or was in the port of, another CCP – issued a request to that CCP to conduct an inspection	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	27 where an inspection report has been received indicating that there are clear grounds to believe that a vessel flying your flag has engaged in IUU fishing - immediately and fully investigate the matter and provided a report for each investigation to the Secretariat	Non-Compliant		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

Table 10 : CMM2018/09 Control								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	1 co-operation with other CCPs and/or the Secretariat to facilitate the monitoring, control and surveillance of fishing activities in order to ensure compliance with SIOFA CMMs	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
EU	2 designated the competent authority or authorities which shall act as the Contact Point and provide contacts to the Secretariat	Compliant	Compliant	Compliant		COMPLIANT	COMPLIANT	
MU		Non-Compliant		Critically Non-Compliant No contact provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
SYC		Compliant with information provided Non-compliant vs deadline		Compliant		COMPLIANT	COMPLIANT	
COM		Non-compliant	Compliant Yes	Non-Compliant No contacts provided in accordance with the CMM		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Comoros to provide relevant information
MU	2 notified Secretariat of any changes to contacts without delay	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

MU	3 a implemented measures to ensure documents listed in paragraph 6 (c) and paragraph 2 of CMM 2017/07 are carried onboard	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	3 b if agreed that the Secretariat shall make this information available upon request for purpose of control, provided the secretariat with all the necessary documents	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	4 implemented measures to ensure vessels are marked in such a way that they can be readily identified in accordance with para 4	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	5 implemented measures to ensure fixed gear are marked in accordance with paragraph 5.	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	6 notified the Secretariat of the information regarding the marking of fixed gear	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
AUS	7(a)-(f)	Compliant	Compliant 1546 hooks were lost on a single shot in 2019 and were reported in the observer report for the vessel. At the time, a specific report from the boat to AFMA for lost gear was not required, however since this event AFMA has amended the High Seas permit conditions to require all lost and abandoned gear to be reported by vessels.	Not assessed ALDFG must be reported to the Secretariat. However, the minimum "size" of the gear is not specified in the CMM.	Australia's compliance should be assessed notwithstanding the Secretariat's comment that the minimum size of the gear is not specified in the CMM. Australia has complied with the requirements of paragraphs 7(a)-(f) of CMM 2018/09.	NON-COMPLIANT	NON-COMPLIANT	

MU	7(a)-(f) implemented measures to ensure where possible vessels have equipment on board to retrieve abandoned, lost or otherwise discarded fishing gear (ALDFG) and appropriate training provided to facilitate the recovery of ALDFG	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	7(a)-(f) where flagged vessels lost gear in the Agreement Area, notification provided to the competent authority with all information listed in 7(d)	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	7(a)-(f) where flagged vessels have retrieved gear notified as lost in the Agreement Area, notification provided to the competent authority with all information listed in 7(e)	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	7(a)-(f) Notification to the Secretariat of information received pursuant to paragraphs 7(d) concerning gears not retrieved, and 7(e) concerning gears that have been retrieved?	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	8 implemented measures to ensure flagged vessels are prohibited from discharging into the sea plastics in accordance with paragraph 8	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

MU	8 provision of adequate port facilities for disposal of plastics	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	10 implemented measures to ensure labelling and storage of frozen products of fishery resources is achieved in accordance with the specifications listed in paragraph 10 (a)-(e).	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	11 implemented measures to ensure that the scientific observers are qualified and authorised to perform their tasks and record any requested data	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	12 implemented measures to ensure vessels report any presumed fishing activities by vessels flying the flag of a State or fishing entity which is not a Party to or otherwise cooperating with the Agreement	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	13 any reports on presumed fishing by non-CCP vessels received pursuant to paragraph 12 submitted to the Secretariat as soon as possible	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

Table 11 : CMM2019/10 Monitoring								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	1 implemented measures to ensure vessels maintain an electronic fishing logbook or a bound fishing logbook in accordance with requirements of CMM 2018/02	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
COM		Non-Compliant	Compliant Yes. Each time we arrive at the port, we check the logbook	Non-Compliant Logbooks do not follow the requirements of CMM 2018/02		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Comoros to provide relevant information to ask the Secretariat to assist Comoros in regards of the SCR.
MU	2 implemented measures to ensure the obligations listed in paragraph 2 are implemented	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	3 cooperation with requests from another CCP for information contained in the fishing logbooks	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	4 -5 vessels fitted with an ALC and reporting to competent authority	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	8 (a)-(c) ensure VMS position reports are transmitted in accordance with paragraph 8 (a) & (b)	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	9 where vessel entered the Agreement Area and commence operations with defective ALC, all relevant	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information

	information communicated manually to FMC every 4 hours							
MU	10 implemented measurers to ensure that ALCs fitted on board vessels are tamper resistant	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
MU	11 transmission of VMS reports to the Secretariat in accordance with the data exchange format of CMM 2018/02 Annex C.	Non-Compliant		Not Assessed		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
AUS	14 Secretariat is notified of each entry to or exit from the Agreement Area of all vessels flying your flag	Non-compliant with notification period Compliant with information provided	Compliant	Compliant		COMPLIANT	COMPLIANT	
CI		Non-compliant	Compliant Yes. This is a condition of license	Compliant	Nil	COMPLIANT	COMPLIANT	
EU		Non-compliant for deadline Compliant for provision	Compliant	Compliant		COMPLIANT	COMPLIANT	
FR		Non-compliant	Compliant	Compliant		COMPLIANT	COMPLIANT	
JPN		Non-compliant	Compliant	Compliant		COMPLIANT	COMPLIANT	

			Yes. The Japanese fishing vessel has made the required notification to the Secretariat.					
MU		Not Assessed		Not assessed no information available		NOT ASSESSED	NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Non-Compliant The SIOFA boundary happened to be in the fishing ground which made it difficult for us to notify the Secretariat of each entry/ exit from the Agreement Area, so we failed to fulfill our requirement to submit all of the required reports. Having cooperated with the Secretariat, we have developed a system that automatically notifies each entry/exit of vessels in 2020.	Non-Compliant		NON-COMPLIANT	NON-COMPLIANT	
MU	15 measures to ensure that vessels only undertake transshipments at sea of fishery resources, with other vessels included on the SIOFA Record of Authorised Vessels.	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT			Not Assessed Our vessel operators target tuna as well as species governed by the SIOFA in the Indian Ocean. We have required our vessel operators to comply with IOTC's and CCSBT's CMMs under our domestic regulations in terms of transshipment. As the SIOFA CMMs are not identical to those of IOTC or CCSBT, it has posed a technical barrier for us to fully comply with this CMM. Therefore, it is necessary to accommodate the needs of pelagic longline vessel transshipment operations in the current CMM.	Non-Compliant	According to the CMM 2019/07 para 2, each CCP shall submit electronically to the Secretariat the list of vessels flying their flag that are authorised to operate in the Agreement Area. The carrier vessels operating transshipment with our authorised vessels were neither flying our flag nor were they CCPs of the SIOFA; therefore, unlike IOTC, we could not submit these foreign -flagged carrier vessels in the	NON-COMPLIANT	NON-COMPLIANT	MoP to ask CT to implement the measures on transshipments. CT to draft a proposal for next CC

					authorized list on our behalf. However, it is worth noting that these said carrier vessels had been authorised by IOTC and this Agency prior to the transshipment operations. We appreciate the Secretariat's hard work on this item and we will discuss this matter with other CCPs in the coming meetings.			
MU	16 measures to ensure vessels undertaking an at sea transshipment operation comply with the obligations listed in paragraph 16 (a)-(h)	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	19 measures to verify the accuracy of the information received in accordance with paragraphs 16 and 17	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	20 to ensure vessels flying your flag only transship in a port if it has prior authorisation from its competent authority and the port State	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	21 Did all vessels flying your flag and transshipping in a port during this assessment period notify, at least 24 hours in advance, the information provided in paragraph 21 (a)-(d) to the competent authority of the	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC

	port State and, if known, the receiving vessel information?							
MU	22 measures implemented to ensure vessels flying your flag receiving in a port transshipment inform the competent authority of the port State of the quantities of fishery resources on board the vessel 24 hours before the transshipment and again 24 hours after the transshipment	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	23 measures implemented to ensure vessels flying your flag unloading in a port transshipment submits Transshipment Declarations in accordance with paragraph 23 and the format in Annex IV to its competent authority, and that of the port State within 24 hours of the transshipment, and also provides a copy to the receiving vessel.	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	24 measures implemented to ensure vessels flying your flag that received a transshipment in port, submit within 48 hours before a landing of the transshipped fishery resources, a copy of the received Transshipment Declaration to the competent authority of the port State where the landing will take place.	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not Assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC

MU	25 measures implemented for the verification of the accuracy of the transshipment information received in accordance with paragraphs 21 to 24.	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Not Assessed Same as para 15.	Not assessed		NOT ASSESSED	NON-COMPLIANT	CT to draft a proposal for next CC
MU	26 provided to the Secretariat a report on the transshipments, where necessary including all the information listed in paragraph 26 (a)-(e) in relation to each transshipment and at sea transfer that took place in accordance with paragraphs 15 to 25	Non-Compliant		Not assessed no information available		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
CT		X	Non-Compliant We were unable to submit such report in full as we became a PFE in July 2019. As our regulations have then been revised and outreach activities have been conducted, we are able to provide the required information for the 2020 activities.	Non-Compliant		NON-COMPLIANT	NON-COMPLIANT	CT will propose amendment to the concerned CMM
SYC	ALL	compliant	n/a	Not assessed no fishing in 2019		COMPLIANT	COMPLIANT	

Table 12 : CMM2018/11 Compliance Monitoring Scheme								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
EU	12 completion of a CCP Compliance Report in full accordance with paragraph 12 and submitted to the Secretariat no later than 60 days before the commencement of the next ordinary Meeting of the Parties	Compliant	Compliant Yes. The EU notes that the 7th Meeting of the Parties will take place from 17 to 20 November 2020, the deadline set for the submission by CCPs of their Compliance Report (31 August 2020) allows for less time than permitted by paragraph 12.	Compliant This Compliance Report assesses the period from 1st January 2019 to 31st December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period. Furthermore, the Executive Secretary sent an email on the 1st September to address to postpone the deadline for the submission of the CCR as soon as the date for the MoP was known.		COMPLIANT	COMPLIANT	
KOR		Non-compliant	Compliant Yes	Non-Compliant the compliance report was not provided in 2019 (for the assessment of year 2018)		NON-COMPLIANT	CRITICALLY NON-COMPLIANT	Korea shall provide the SCR as required every year from now
MU		Non-Compliant		Critically Non-Compliant No Compliance Report provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Mauritius to provide relevant information
SYC		Compliant		Yes (Late submission)	Compliant Caution : This Compliance Report assesses the period from 1st January 2019 to 31st		COMPLIANT	COMPLIANT

				December 2019. The submission evaluated here relates to the Report sent in 2019 evaluating the 2018 period.				
COM		Non-compliant	Compliant Yes	Non-Compliant in 2019 the compliance report was not provided		CRITICALLY NON-COMPLIANT	CRITICALLY NON-COMPLIANT	MoP to ask Comoros to provide relevant information

Table 13 : CMM2019/12 Sharks								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	all	n/a		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request information to be provided

Table 14: CMM2019/13 Mitigation of seabirds bycatch								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
MU	all	x		Not assessed no information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request information to be provided

Table 15: CMM2019/14 High Sea Boarding and Inspection Procedures								
CCP	Obligation (include paragraph number, CMM, summary description)	2018 compliance status	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information missing, possible compliance issues) (dSCR)	Additional information provided by CCP	Revised Secretariat assessment (dSCR rev1)	2019 Compliance status adopted by MoP	Follow up responsive or corrective action proposed
SYC	38 The Authorities of the Fishing Vessel shall provide a report of the investigation to the Executive Secretary and Authorities of the Inspection Vessel within 2 (two) months of the notification in paragraph 36, and if the evidence warrants, take enforcement action against the fishing vessel in question and notify the Authorities of the Inspection Vessel, as well as the Executive Secretary of any such enforcement action within 6 (six) months of the date of notification at paragraph 36.	n/a	n/a Seychelles commented “not clear” on the assessment template	Not Assessed Thank you for your comment, we will correct the mistake in our question. Our meaning was : “if you took enforcement action against the fishing vessel in question, did you notify the Authorities of the Inspection Vessel, as well as the Executive Secretary of any such enforcement action within 6 (six) months of the date of notification at paragraph 36?”		NOT ASSESSED	NON-COMPLIANT	SYC to follow up with the Secretariat on the investigation report.
MU	all	x		Not assessed No information provided		NOT ASSESSED	CRITICALLY NON-COMPLIANT	MoP to request information to be provided

Table 16: CMM2019/15 Management of Demersal Stocks								
CCP	Obligation	2018	2019 compliance status proposed by CCP (+ comments, information, etc.)	Secretariat assessment (Compliant, information	Additional information provided by CCP	Revised Secretariat assessment	2019 Compliance status	Follow up responsive or

	(include paragraph number, CMM, summary description)	compliance status		missing, possible compliance issues) (dSCR)		(dSCR rev1)	adopted by MoP	corrective action proposed
AUS	12 ensure that any fishing with demersal longlines occur in depths shallower than 500m	x	Compliant (15)	Compliant		COMPLIANT	COMPLIANT	
EU	35 Toothfish shall be tagged and released at a rate of at least 5 fish per tonne green weight caught. A minimum overlap statistic of at least 60% shall apply for tag release, once 30 or more toothfish have been caught.	x	Compliant One EU vessel operated in Williams Ridge between 21 and 31 December 2019. During this fishing trip, no toothfish specimens were tagged and released due to a misunderstanding between the vessel owner and the scientific observer. The EU notes that CMM 2019/15 does not contain detailed operational provisions, in particular it does not specify who is responsible for providing the tags or indeed what type of tags should be used.	Non-Compliant	The EU considers that the compliance status should be "Not assessed" on the basis that the provision is not clear, as acknowledged by the Secretariat, because it does not specify who is responsible for providing the tags or what type of tags should be used.	NOT ASSESSED (CMM issue)	NON COMPLIANT	The issue has been resolved since then. The vessels are implementing the provision now.
MU	all	n/a		Not assessed No information provided or available et the Secretariat		NOT ASSESSED	NON-COMPLIANT	MoP to request information to be provided
CT	all	X	N/A. We did not have vessels engaging in bottom fishing in the Agreement Area for demersal stocks in 2019. This CMM is not applicable to us.	Not assessed		COMPLIANT	COMPLIANT	

(15) This requirement only applies to toothfish in our view, and Australia did not authorize any toothfish vessels to fish in 2019 as its BFIA had not been reviewed by the SC, as is required by CMM 2019/01. However, no line boats operated in the Agreement Area in the 2019 reporting period following this requirement becoming binding (from 10/10/2019). This requirement has been implemented for 2020

Annex M
Final SIOFA IUU vessels list

Final SIOFA IUU vessels list

PART1 – Final SIOFA IUU vessels listed (vessel listed by SIOFA)

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMO no	Beneficial Owner	Suspected Activity
ABISHAK PUTHA 3		not known		4SFXXX	417000878		Engaged in fishing for fishery resources in the Agreement Area and are not on the SIOFA Record of Authorized Vessels

PART 2 – Final SIOFA IUU vessels listed (new vessels listed by cross-listing of other RFMO IUU lists)

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMO no	Beneficial Owner	Operator	Activities	Listing RFMOs
AL WESAM 5	CHAINAVEE 54	UNK/INC	DJIBOUTI, THAILAND	UNK/INC (HSN5447)	UNK/INC	UNK/INC (MARINE RENOWN SARL),UNK/INC		Contravention of IOTC Resolution 17/03/ Violation de la résolution de la CTOI 17/03	IOTC
ANEKA 228		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de larésolution de la CTOI 11/03	IOTC
ANEKA 228; KM.		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
Bellator	TAVRIDA, AURORA, PACIFIC CONQUEROR, ARCTIC FOX, NEPTUNE 1	ANGOLA	Russian Federation, Peru, Belize, Denmark, Morocco, Irelnad	D3P5442 (UBR16)	9179359	CAT-CONGELACAO ATLANTICA DO TOMBWA, S.A. ANGOLA (LLC Interkronos LLC Logistika More, Albatros Company Limited, SUSTAINABLE PELAGIC FISHERY S.A.C.)	Same	Fishing in the SPRFMO Convention Area without authorisation (air photographs from New Zealand) and prolonged unauthorised presence in the SPRFMO Area (evidence from Chile).	SPRFMO

COBIJA	CAPE WRATH II, Cape Flower	no flag	BOLIVIA	CPB3000	7330399			<p>Fishing inside FAO Area 47 in 2016, investigation initiated by Ecuadorian Fisheries Authority.</p> <p>Boarded in the High Seas of Indians Ocean (15°05'1.20"S and 088°28'24.66"E) by Australia on 18 June 2020.</p> <p>The vessel had fully functional fishing gear fitted with equipment required for gillnet setting (including gillnet, buoys and radio beacons). The vessel was also fitted with all necessary equipment to retrieve the fishing gear (including winches, net tunnels, nets cages, stern doors). The vessel had processing facilities including band saw, fish processing areas, tanks and blast freezers. The fish holds were full of cargo, with what appeared to be processed frozen fish in white unmarked polypropylene/nylon bags.</p>	IOTC NEAFC
CHI TONG		UNK/INC		UNK/INC	UNK/INC			<p>Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03</p>	IOTC
CHOTCHAINAVEE 35	CARRAN	UNK/INC	DJIBOUTI	UNK/INC	UNK/INC	GREEN LAUREL INTERNATIONAL SARL,UNK/INC	MASTER/PAT RON: Mr PRAWIT KERDSUWA N,UNK/INC	<p>Engaged in fishing or fishing related activities in waters of a coastal State without permission or authorisation./S'est engage dans la pêche ou des activités liées à la pêche dans des eaux d'un État côtier sans la permission ou l'autorisation.</p>	IOTC
FU HSIANG FA 18		UNK/INC		UNK/INC	UNK/INC			<p>Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03</p>	IOTC

FU HSIANG FA NO. 01		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 02		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 06		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 08		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 09		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 11		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 13		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 17		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 20		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC

FU HSIANG FA NO. 21a		UNK/INC		OTS 024 or OTS 089	UNK/INC			Contravention of IOTC Resolution 07/02/ Violation de la résolution de la CTOI 07/02	IOTC
FU HSIANG FA NO. 21b		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 23		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 26		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
FU HSIANG FA NO. 30		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
Hai Lung	YELE, RAY, KILLY, CONSTANT, TROPIC, ISLA GRACIOSA, CONSTANT	Unknown	Belize, Mongolia, Equatorial Guinea, South Africa [CCAMLR] / Belize [SEAFO]	unknown (V3RB2)	6607666				GFCM IOTC NEAFC SEAFO
HOOM XIANG 101		UNK/INC	MALAYSIA	UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
HOOM XIANG 103		UNK/INC	MALAYSIA	UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
HOOM XIANG 105		UNK/INC	MALAYSIA	UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
KIM SENG DENG 3		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
KUANG HSING 127		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
KUANG HSING 196		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
LU RONG SHUI 158 (鲁荣水158)		Unknown		Not known	Not known		Not known	A Japanese patrol vessel sighted this fishing vessel in the Convention area at 39°59.2'N, 147°39.7'E on	NPFC

								July 7, 2018. There is no vessel registration of this vessel on the NPFC vessel register. MMSI 4126888540	
MAAN YIH HSING		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
MARWAN 1	AL WESAM 4,CHAICHANACHOK E 8	SOMALIA	DJIBOUTI, THAILAND/ THAILAND E	UNK/INC (HSN5721)	UNK/INC	SOMLINK FISHERIES INVESTMENT (MARINE RENOWN SARL),UNK/INC		Contravention of IOTC Resolution 17/03/ Violation de la résolution de la CTOI 17/03	IOTC
NPFC 29 Unknown		Unknown		Unknown		Unknown	Unknown	A Japanese trawl vessel sighted this fishing vessel indicating its vessel name "ZHOU YU 808" MMSI 412671880, in the Koko seamount area of Convention area at 36°44'N, 171°27'E on August 29, 2018, allegedly conducted fishing for deep sea coral. There was a	NPFC
NPFC 30 Unknown		Unknown		Unknown		Unknown	Unknown	A Japanese trawl vessel sighted this fishing vessel indicating its vessel name "ZHOU YU 809" MMSI 412401260, in the Koko seamount area of Convention area at 36°44'N, 171°27'E on August 29, 2018, allegedly conducted fishing for deep sea coral. There was a	NPFC
SAMUDERA PERKASA 11		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SAMUDRA PERKASA 12		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC

SEA VIEW	AL WESAM 2, CHAINAVEE 55	CAMEROON	DJIBOUTI, THAILAND/ THAILAND E	UNK/INC (HSB3852)	8692342	UNK/INC (MARINE RENOWN SARL),UNK/INC		Contravention of IOTC Resolution 17/03/ Violation de la résolution de la CTOI 17/03	IOTC
SEA WIND	AL WESAM 1, SUPPHERMNAVEE 21	CAMEROON	DJIBOUTI, THAILAND/ THAILAND E	UNK/INC (HSN5282)	8692354	UNK/INC (MARINE RENOWN SARL),UNK/INC		Contravention of IOTC Resolution 17/03/ Violation de la résolution de la CTOI 17/03	IOTC
SHENG JI QUN 3		UNK/INC		CPA 311	UNK/INC	Chang Lin, Pao-Chun, No. 161, San Min Rd. Yufu Village, Kaohsiung City, Chinese Taipei	Mr. Chen, Chen- Tsai,UNK/INC	Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SHUEN SIANG		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SHUN LAI	HSIN JYI WANG NO. 6	UNK/INC		CPA 514	UNK/INC	Lee Cheng Chung, No. 5 Tze Wei Road, Kaohsiung, Chinese Taipei	Mr. Sun Han Min,UNK/INC	Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SIN SHUN FA 6		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SIN SHUN FA 67		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SIN SHUN FA 8		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC

SIN SHUN FA 9		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 168		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 18		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 188		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 189		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 286		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 67		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
SRI FU FA 888		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC

Summer Refer		Unknown			7816472				GFCM
TIAN LUNG NO.12		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
WISDOM SEA REEFER		HONDURAS		HQXQ4	7637527	WISDOM SEA REEFER LINE S.A.,UNK/INC	CLAUDIA E. RAMOS CERRATO VIRGIN FISHING COMPANY MYO THANT - Master/capitaine,UNK/INC	Contravention of IOTC Resolution 17/03/ Violation de la résolution de la CTOI 17/03	IOTC
XIN SHI JI 16	HSINLONG No. 5	FIJI		3DTN	7637527	Xin Shi Ji Fisheries Ltd. 346 Waimanu Road, Suva, Fidji	Xin Shi Ji Fisheries Ltd.	Contravention of IOTC Resolution 17/03/Violation de la résolution de la CTOI 17/03	IOTC
XING HAI FENG	OCEAN LION	PANAMA	EQUATORIAL GUINEA	3FWW5	7826233	Ocean Lion Shipping S.A.,Panama City, Panama	Ocean Lion Shipping S.A.,Panama City, Panama	Contravention of IOTC Resolution 02/04, 02/05, 03/05/ Violation de la résolution de la CTOI 02/04, 02/05, 03/05.	IOTC
YI HONG 3		UNK/INC		UNK/INC	UNK/INC			Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
YUANDA 6		Unknown		Not known	412356488		Not known	A Japanese patrol vessel sighted this vessel conducting fishing operation in the Convention area at 25°45'9N, 147°07'06E on April 15, 2019. This nameless vessel (assumed "YUANDA6" from the vessel's MMSI 412356488) was	NPFC

								operating and running away when the J	
YUANDA 8		Unknown			41236548 6	Not known	Not known		NPFC
YUTUNA 3	HUNG SHENG NO. 166	UNK/INC		CPA 212	UNK/INC	Yen Shih Hsiung, Room 11-E, No.3 Tze Wei Forth Road, Kaohsiung, Chinese Taipei	Mr. Lee, Shih- Yuan, UNK/IN C	Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
YUTUNA NO. 1		UNK/INC		CPA 302	UNK/INC	Tseng Ming Tsai, Room 11-E, No. 3 Tze Wei Fort Road, Kaohsiung, Chinese Taipei	Mr. Yen, Shih- Shiung, UNK/I NC	Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	IOTC
ZHEXIANG YU 23029		Unknown			41212352 6	Not known	Not known	A Japanese patrol vessel sighted this fishing vessel in the Convention area at 25°42'03N, 147°11'02E on April 15, 2019. This vessel apparently had just finished as the gear was wet. the vessel name, which was not registered on the NPFC vessel registry, wa	NPFC

PART 3 – Final SIOFA IUU vessels listed (vessels already listed from cross-listing by the third Compliance Committee.

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Acros No 2		Unknown	Honduras						GFCM IOTC
Acros No 3		Unknown	Honduras						GFCM IOTC
Al'Amir Muhammad		Egypt							GFCM IOTC
Alboran II	White enterprise [NAFO/NEAFC] / White, Enterprise, Enxembre, Atalaya, Reda IV, Atalaya Del Sur [SEAFO]	Unknown	Panama, St. Kitts & Nevis	Unknown	7306570		Unknown	Gibraltar Port (31 March 2009)	GFCM IOTC NAFO NEAFC SEAFO
Amorinn	Iceberg II, Noemi, Lome	Unknown	Togo, Belize	5VAN9	7036345	Unknown	Unknown (Infitco Ltd Ocean Star Maritime CO, (Seric Business S.A.)	Sighted 58.5.1 (11 Oct 2003), Sighted 58.4.2 (23 Jan 2004)	CCAMLR GFCM IOTC SEAFO
Antony	Urgora, Atlantic Oji Maru No. 33 -Oji Maru No. 33	Unknown	Venezuela, Honduras, Panama, Belize, Indonesia	PQMG	7236634		Atlanti Pez, (Urgora S de RL), (World Ocean Fishing SL)	Supporting IUU-listed vessel (3 March 2016)	CCAMLR IOTC SEAFO
Asian Warrior	Kunlun, Taishan, Chang Bai, Hongshui, Huang He 22, Sima Qian Baru 22, Corvus, Galaxy, Ina Maka, Black Moon, Red Moon, Eolo, Thule, Magnus, Dorita [CCAMLR/IOTC]	Saint Vincent and the Grenadines [CCAMLR]	Indonesia, Tanzania, Korea DPRK, Panama, Sierra Leone, Equatorial Guinea, Uruguay	J8B5336, 3CAG	7322897	Stanley Management Inc, UNK/INC	High Mountain Overseas S.A., (Navalmar S.A.), (Meteora Development Inc), (Vidal Armadores S.A.), (Rajan Corporation), (Rep Line	Sighted 58.5.2 (31 Jan 2004), Sighted 58.5.1 (10 May 2006), Sighted 58.4.1 (21 Jan 2010), Sighted 58.4.1 (13 Feb 2011), Towing Baiyangdian 57 (01 Apr 2012), Sighted 58.6 (01 Jul 2012), Sighted 58.4.2 (28 Jan 2013), Sighted 57 (10 Mar 2013), Fishing 58.5.1	CCAMLR SEAFO

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Challenge	Mila, Perserverance [CCAMLR] / Mila, Isla, Montana Clara, Perseverance [SEAFO]	Unknown	Panama, Equatorial Guinea, United Kingdom	HO5381	6622642	Advantage Company S.A. (rion Ltd, (Vidal Armadores S.A., Mar de Neptuno S.A., Argibay Perez J.A.		Sighted 58.4.3b (14 Feb 2006), Sighted 58.4.3b (22 May 2006), Sighted 58.4.3b (10 Dec 2006), Sighted 58.4.3b (08 Feb 2008)	CCAMLR GFCM IOTC SEAFO
Chia Hao No 66		Unknown							GFCM IOTC
Daniaa	Carlos	Unknown							GFCM IOTC
Dragon III		Unknown							GFCM IOTC
Eros Dos	Furabolos	Unknown	Panama, Seychelles	Unknown (HO-5115, S7KC)	8604668		Unknown	Burned on 7 Nov 2018, St. Eugenia de Ribeira, Spain (05 March 2009)	GFCM IOTC NAFO NEAFC SEAFO
Fu Hsiang Fa		Unknown							GFCM IOTC
Fu Lien No 1		Unknown			7355662				GFCM IOTC
Full Rich		Unknown	BELIZE	HMEK3		Noel International LTD (Noel International LTD),UNK/INC		Contravention of IOTC Resolution 07/02/Violation de la résolution de la CTOI 07/02	GFCM IOTC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Gala I	Manara II/Roagan	Unknown							GFCM IOTC
Goidau Ruey No 1		Unknown							GFCM IOTC
Good Hope	Toto, Sea Ranger V	Nigeria		5NMU	7020126	Port Plus Ltd (Sharks Investments AVV)		Resupplying IUU vessels Area 51 (09 Feb 2007)	CCAMLR GFCM IOTC SEAFO
Gorilero	Gran Sol	Unknown	Sierra Leone, Panama [NAFO/NEAFC]	Unknown (9LYF36, H03738)	6719419		Unknown	La Coruna, Spain (September 2007)	GFCM IOTC NAFO NEAFC SEAFO
Gunuar Melyan 21		Unknown						Contravention of IOTC Resolution 07/02/ Violation de la résolution de la CTOI 07/02	GFCM IOTC
HAI DA 705		Unknown		Not known	Not known	Not known	Not known	Communications between Japanese Patrol vessel and HAI DA705 at 43 10.4'N, 153 38.6'E on 11 Sep 2016 indicated they caught squid with drift net in the high sea. (Port displayed on the vessel: 沈家们; Vessel type: Drift net vessel; Tonnage: 290t)	NPFC
Heavy Sea	Duero, Julius, Keta, Sherpa Uno	Unknown	Panama, Saint Kitts and Nevis, Belize	3ENF8	7322926		C&S Fisheries S.A. (Muner S.A., Meteroros Shipping, Meteora Shipping Inc., Barroso Fish S.A.)	Sighted 58.5.1 (03 Feb 2004), Fishing 57 (29 Jul 2005)	CCAMLR GFCM IOTC SEAFO

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Hoom Xiang II		Unknown	MALAYSIA	UNK/INC	UNK/INC	Bhd),UNK/INC (MALAYSIAN INTERNATIONAL TUNA PORT, 11960 BATU MAUNG PULAU, PINANG)		Contravention of IOTC Resolution 09/03/ Violation de la résolution de la CTOI 09/03	GFCM IOTC
Iannis I	Moana Mar, Canos De Meca	Unknown	Panama	HO3374	7332218		Unknown	Indian Ocean (2007)	GFCM IOTC NAFO NEAFC SEAFO
Jyi Lih 88		Unknown							GFCM IOTC
Koosha 4	Eguzkia	Iran, Islamic Republic of		9BQK	7905443		Pars Paya Seyd Industrial Fish	Inside Division 58.4.1 (15 Feb 2011)	CCAMLR GFCM IOTC SEAFO
Labiko	Maine, Claude Monier, Chevalier d'Assas [SEAFO]	Unknown	Guinea Conakry	3XL2	7325746				GFCM IOTC NAFO NEAFC
LIAO YUAN YU 071		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 15.4'N, 153 22.8'E on 23 Aug 2016. When the Japanese patrol vessel approached, a vessel crew tried to hide the vessel name. Communication between the Japanese patrol vessel and LIAO YUAN YU 071 indicated that they hid the vessel name bec	IOTC NPFC
LIAO YUAN YU 072		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 18.7'N, 153 27.9'E on 23 Aug and at 42 9.2'N, 151 16.4'E on 11 Oct 2016. Vessel name was hidden by paint. (Port displayed on the vessel: Shidao; Vessel type; Lighted lift net vessel; Tonnage: 800t)	IOTC NPFC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
LIAO YUAN YU 9		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 3.0'N, 153 0.8'E on 23 Aug and at 42 10.0'N, 151 16.8'E on 11 Oct 2016. Vessel name was hidden by paint. (Port displayed on the vessel: Shidao; Vessel type; Lighted lift net vessel; Tonnage: 800t)	NPFC
Lila No 10		Unknown	Panama						GFCM IOTC
Limpopo	Ross, Alos, Lena, Cap George, Conbaroya, Tercero [SEAFO] / Lena, Alos, Ross [CCAMLR]	Unknown	Togo, Ghana, Seychelles, France	Unknown	7388267		Grupo Oya Perez (Kang Brothers, Lena Enterprises Ltd, Alos Company Ghana Ltd)	Fishing 58.5.2 (21 Sep 2003), Sighted 58.5.1 (03 Dec 2003), Fishing 58.4.3b (23 Feb 2005), Fishing 58.4.3b (14 Dec 2005), Sighted 58.4.3b (25 Jan 2007)	CCAMLR GFCM IOTC SEAFO
LU RONG YU 1189		Unknown		Not known	Not known	Not known	Not known	It was seen at 41 24.9'N, 140 32.7'E (Japan EEZ) on 14 Jun 2016. (Port displayed on the vessel: Shidao; Vessel type: Carrier vessel; Tonnage: 100t) MMSI: 412321992	IOTC NPFC
LU RONG YU 612		Unknown		Not known	Not known	Not known	Not known	A Japanese patrol vessel sighted this fishing vessel was drifting in the Convention area at 39 50.00'N, 147 1.8'E on July 21. The port of registry is Shidao and AIS information showed that the vessel name is "Lu Long Yuan Yu 108", which is on the current	IOTC NPFC
LU RONG YUAN YU 101		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 101 is registered as a light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 101 with lift net type was seen at 49 9.2'N, 149 19.5'E on 17 May 2016. LU RONG YUAN YU 101 with stern	IOTC NPFC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
LU RONG YUAN YU 102		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 102 is registered as one light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 102 with lift net type was seen at 42° 21.3'N, 151° 55.5'E on 11 Oct 2016. LU RONG YUAN YU 102 with	IOTC NPFC
LU RONG YUAN YU 103		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 103 is registered as one light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 103 with lift net type was seen at 40 25.9'N, 150 9.9'E on 1 June 2016. LU RONG YUAN YU 103 with st	IOTC NPFC
LU RONG YUAN YU 105		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 105 is registered as one light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 105 with lift net type was seen at 42°27'N, 152° 5.8'E on 11 Oct 2016.LU RONG YUAN YU 105 with ster	IOTC NPFC
LU RONG YUAN YU 106		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 106 is registered as one light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 106 with lift net type was seen at 40 30.4'N, 149 34'E on 29 May 2016. LU RONG YUAN YU 106 with ster	IOTC NPFC
LU RONG YUAN YU 108		Unknown		Not known	Not known	Not known	Not known	While LU RONG YUAN YU 108 is registered as one light PS vessel in the NPFC list, the identical name with different vessel types were seen. LU RONG YUAN YU 108 with lift net type was seen at 40 28.4'N, 149 28.1'E on 29 May	IOTC NPFC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Madura 3		Unknown							GFCM IOTC
Maria		Unknown							GFCM IOTC
Melilla No 101		Unknown	Panama						GFCM IOTC
Melilla No 103		Unknown	Panama						GFCM IOTC
Murtosa	Unknown	Unknown	Togo [NAFO/NEAFC]	Unknown (ZDBLI)	7385174		Aveiro, Portugal (since 2005)		GFCM IOTC NAFO NEAFC SEAFO
Neptune		Unknown	Georgia						GFCM IOTC
New Bai I No. 168	Tai Yuan No. 227	Liberia							GFCM IOTC
No 101 Gloria	Golden Lake	Unknown	Panama						GFCM IOTC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
No 2 Choyu		Unknown	Honduras						GFCM IOTC
No 3 Choyu		Unknown	Honduras						GFCM IOTC
Northern Warrior	Millennium, Sip 3	Angola	Curacao, Netherlands Antilles, South Africa, Belize, Morocco	PJSA	8808903		SIP (Areapesca S.A., Southern Trading Group, Snoek Wholesalers, South Atlantic Fishing NV, World Ocean Fishing SL, Orkiz Agro- Pecuaría - Pescas Transportes E Comercio Geral Limitada)	Supporting IUU-listed vessels (03 Mar 2016)	CCAMLR IOTC SEAFO
Ocean Diamond		Unknown							GFCM IOTC
Ocean Lion		Unknown	Equatorial Guinea						GFCM IOTC
Orca		Unknown	Belize						GFCM IOTC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Oriente No 7		Unknown	Honduras						GFCM IOTC
Perlon	Cherne, Sargo, Hoking, Bigaro, Lugalpesca	Unknown	Mongolia, Togo, Uruguay	5NTV21	5062479		Vakin S.A. (Jose Lorenzo SL, Americagalaica S.A.)	Sighted 58.5.1 (03 Dec 2002), Sighted 58.5.1 (04 Jun 2003), Sighted 58.4.2 (22 Jan 2004), Sighted 58.4.3b (11 Dec 2005), Fishing 58.4.1 (26 Jan 2006), Sighted 58.4.3b (07 Dec 2006), Sighted 58.4.1 (30 Dec 2006), Sighted 58.4.1 (16 Dec 2008), Gear sighted	CCAMLR GFCM IOTC SEAFO
Pescacisne 1, Pescacisne 2	Zemour 1, Kadei, Songhua, Yunnan, Nihewan, Huiquan, Wutaishan Anhui 44, Yangzi Hua 44, Trosky, Paloma V [CCAMLR]	Unknown	Mauritania, Equatorial Guinea, Indonesia, Tanzania, Mongolia, Cambodia, Namibia, Uruguay	9LU2119	9319856	Eastern Holdings, UNK/INC	Mabenal S.A. (Vidal Armadores S.A., Omunkete Fishing Pty Ltd, Gongola Fishing JV (Pty) Ltd, Eastern Holdings)	Supporting activities of IUU vessels 51 (16 May 2008), Sighted 58.4.3b (22 Apr 2009), Sighted 57 (07 Dec 2009), Fishing 58.4.1 (07 Apr 2010), Sighted 58.4.1 (29 Jan 2012), Sighted 58.4.1 (30 Jan 2012), Sighted 58.4.1 (31 Jan 2012), Sighted 57 (24 Apr 2012)	SEAFO
Reymar 6		Unknown	Belize						GFCM IOTC
Samudera Pasifik No. 18		Indonesia						Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	GFCM IOTC
Sea Urchin	Aldabra, Omoa I	Gambia	Tanzania, Honduras	5VAA2	7424891		Cecibell Securities (Farway Shipping)	Fishing inside Division 58.4.4b (10 Nov 2006)	CCAMLR GFCM IOTC SEAFO

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Sharon 1	Manara I/Poseidon	Unknown	Libya						GFCM IOTC
Southern Star 136	Hsiang Chang	Unknown	St. Vincent and the Grenadines						GFCM IOTC
STS-50	Ayda, Sea Breez 1, Andrey Dolgov, Std No. 2, Suntai No.2, Sun Tai No. 2, Shinsei Maru No. 2	Togo	Cambodia, Korea, Philippines, Japan, Namibia, Togo [CCAMLR]	5VDR2	8514772		Maruha Corporation (Taiyo Namibia, Taiyo Susan, Taiyo A & F Co. Ltd, Sun Tai International Fishing Corp, STD Fisheries Co. Ltd, Red Star Co. Ltd, Poseidon Co. Ltd, Marine Fisheries Corp. Co. Ltd)	Landing IUU catch (25 May 2016), Sighting in Area 57 (06 Apr 2017)	CCAMLR GFCM IOTC SEAFO
Ta Fu 1		Unknown							GFCM IOTC
Tching Ye No 6	El Diria I	Unknown	Belize						GFCM IOTC
Trinity	Yucatan Basin, Exembre, Fontenova, Jawhara [SEAFO /NAFO]	Unknown	Ghana, Panama, Morocco	Unknown (3EGV5, V3XB, H02933)	7321374			Port in Tema, Ghana (Sep 2011)	GFCM IOTC NAFO NEAFC SEAFO

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
Wen Teng No 688	apparently changed to MAHKOIA ABADI No 196	Unknown	Belize						GFCM IOTC
Yu Fong 168		Unknown	Chinese Taipei	BJ4786		Chang Lin Pao-Chun, 161 Sanmin Rd., Liouciuo Township, Pingtung County 929, Chinese Taipei		Contravention of IOTC Resolution 11/03/ Violation de la résolution de la CTOI 11/03	GFCM IOTC
Yu Maan Won		Unknown	Georgia					Fishing in the Exclusive Economic Zone of the Republic of the Marshall Islands without permission and in contravention of Republic of the Marshall Islands's laws and regulations. (CMM 2007-03, para 3b). Contravention of IOTC Resolution 07/02/Violation de	GFCM IOTC
ZHE LING YU LENG 90055		Unknown		Not known	Not known	Not known	Not known	It was seen at 40 25.3'N, 149 13.2'E on 29 May 2016. (Port displayed on the vessel: Wenling; Vessel type: Carrier vessel; Tonnage: 600t) MMSI: 412000000/413202046	IOTC NPFC
ZHE LING YU LENG 905		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 45.6'N, 152 45.8'E on 24 Aug 2016. (Port displayed on the vessel: Wenling; Vessel type: Carrier vessel; Tonnage: 1000t) MMSI: 412000000/412000256	IOTC NPFC
ZHOU YU 651		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 30'2N, 152 05'4E on 29 Sep 2016. (Port displayed on the vessel: Fungcheng; Vessel type; Lighted lift net vessel; Tonnage: 850t)	IOTC NPFC
ZHOU YU 652		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 48.9'N, 152 48.2'E on 7 Sep 2016. Port of registry was hidden by paint. (Vessel type; Lighted lift net vessel; Tonnage: 820t) MMSI: 42569986	IOTC NPFC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
ZHOU YU 653		Unknown		Not known	Not known	Not known	Not known	It was seen with LU RONG YU YUN 56219 and ZHOU YU 656 at 42 11.9'N, 151 14.6'E on 30 Sep 2016. (Port displayed on the vessel: Fungcheng; Vessel type; Lighted lift net vessel; Tonnage: 850t) Communication between Japanese patrol vessel and LU RONG YU YUN 5	IOTC NPFC
ZHOU YU 656		Unknown		Not known	Not known	Not known	Not known	It was seen with LU RONG YU YUN 56219 and ZHOU YU 656 at 42 11.9'N, 151 14.6'E on 30 Sep 2016. (Port displayed on the vessel: Fungcheng; Vessel type; Lighted lift net vessel; Tonnage: 850t) Note that the same vessel name with the different port of registr	IOTC NPFC
ZHOU YU 657		Unknown		Not known	Not known	Not known	Not known	It was seen at 42 35.5'N, 152 6.7'E on 12 Sep 2016. (Port displayed on the vessel: Zhoushan; Vessel type; Lighted lift net vessel; Tonnage: 600t)	IOTC NPFC
ZHOU YU 658		Unknown		Not known	Not known	Not known	Not known	It was seen at 40 12.3'N, 148 40.5'E on 29 May 2016 and at 42 46.7'N, 152 41.2'E on 7 Sep 2016. (Port displayed on the vessel: Zhoushan; Vessel type; Lighted lift net vessel; Tonnage: 600t)	IOTC NPFC
ZHOU YU 659		Unknown		Not known	Not known	Not known	Not known	It was seen in the NPFC area on 2, 4, 13, 17 Jun and 7 Sep 2016. On 4 Jun the vessel name on the right side was hidden by paint. (Port displayed on the vessel: Zhoushan; Vessel type: Lighted lift net vessel; Tonnage: 600t)	IOTC NPFC
ZHOU YU 660		Unknown		Not known	Not known	Not known	Not known	It was seen in the Japanese EEZ on 10 May 2016 and in NPFC area multiple times from May to Sep 2016. On 10 May the vessel showed Korean flag but changed the Korean to Japanese flag when the Japanese	IOTC NPFC

Vessel Name	Previous Names	Flag	Previous Flags	Callsign	IMOno	Beneficial Owner	Operator	Activities	Listing RFMOs
								patrol vessel approached. Vessel name changed between 15	
ZHOU YU 661		Unknown		Not known	Not known	Not known	Not known	It was seen in the Japanese EEZ on 10 and 13 May 2016 and in NPFC area on 15, 29 May and 7 Sep 2016. The vessel names on the left and right side changed frequently (see the photos). The vessel showed Japanese flag in May. But the vessel is not permitted i	IOTC NPFC

Annex N

Amendments to CMM 2017/08 Port Inspection

CMM ~~2017~~2020/08

Conservation and Management Measure establishing a Port Inspection Scheme (Port Inspection)

Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement;

DEEPLY CONCERNED about illegal, unreported and unregulated (IUU) fishing in the SIOFA Area of Application (the Agreement Area) and its detrimental effect upon fish stocks, marine ecosystems and the livelihoods of legitimate fishers in particular in developing States;

CONSCIOUS of the role of the port State in the adoption of effective measures to promote the sustainable use and the long-term conservation of living marine resources;

RECOGNISING that measures to combat IUU fishing should build on the primary responsibility of flag States and use all available jurisdiction in accordance with international law, including port State measures, coastal State measures, market related measures and measures to ensure that nationals do not support or engage in IUU fishing;

RECOGNISING that port State measures provide a powerful and cost-effective means of preventing, deterring and eliminating IUU fishing;

AWARE of the need for increasing coordination at the regional and interregional levels to combat IUU fishing through port State measures;

BEARING IN MIND that, in the exercise of their sovereignty over ports located in their territory, Contracting Parties, cooperating non-Contracting Parties and participating fishing entities may adopt more stringent measures, in accordance with international law;

RECALLING the relevant provisions of the *United Nations Convention on the Law of the Sea of 10 December 1982*;

RECALLING the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 December 1995, the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas of 24 November 1993, the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated fishing of 22 November 2009 (Port State Measures Agreement), and the 1995 FAO Code of Conduct for Responsible Fisheries;

RECALLING Article 6(1)(i) of the Agreement which calls on the Meeting of the Parties to develop and monitor measures to prevent, deter and eliminate IUU fishing;

BEARING IN MIND Article 12 of the *Port States Measures Agreement* and the need to take into account the specifics of the fleets operating in the Agreement Area, the number of catches, the frequency and mode of port landings, and the status of the stocks, amongst others, in order to

determine the level of port inspections sufficient to achieve the objective of preventing, deterring and eliminating IUU fishing

ADOPTS the following Conservation and Management Measure (CMM) in accordance with Article 6 of the Agreement:

Scope

1. Each Contracting Party, cooperating non-Contracting Party (CNCP) and participating fishing entity (PFE) shall, in fulfilling its duties under Article 12 of the Agreement, maintain an effective system of port State control for all vessels that have been engaged in fishing in the Agreement Area, except container vessels that are not carrying fishery resources or, if carrying fishery resources, only fishery resources that have been previously landed, provided that there are no clear grounds for suspecting that such a vessel has engaged in fishing related activities in support of IUU fishing.

Designation of ports

2. Each Contracting Party, CNCP and PFE shall designate, publicise and notify the Secretariat about the ports to which foreign vessels may request entry. The notification to the Secretariat shall include accompanying information, such as associated conditions of entry and the period of notice required. Each Contracting Party, CNCP and PFE shall provide this information to the Secretariat within 30 days from the date of entry into force of this CMM. Any subsequent changes to this information shall be notified to the Secretariat at least 30 days before the change takes effect.

3. Each Contracting Party, CNCP and PFE shall, to the greatest extent possible, ensure that every port designated and publicised in accordance with paragraph 2 has sufficient capacity to conduct inspections consistent with the requirements in the Agreement and this CMM.

4. The Secretariat shall establish and maintain a register of all ports designated and accompanying information pursuant to paragraph 2. The register and accompanying information shall be published, and updated as required, on the SIOFA website.

Advance request for port entry of foreign vessels

5. Each Contracting Party, CNCP and PFE shall, before granting entry to a foreign vessel to its port, as a minimum standard, require the information set out in Annex I to be provided at least 48 hours before the estimated time of arrival. A Contracting Party, CNCP or PFE may prescribe for another notification period, taking into account, *inter alia*, the distance between the fishing grounds and its ports. In such a case the Contracting Party, CNCP or PFE concerned shall without delay inform the Secretariat, who shall put this information on the SIOFA website. Any other subsequent changes to the requirements shall be notified to the Secretariat at least 30 days before the changes becomes effective.

Port entry, authorisation or denial of foreign vessels

6. After receiving the information required pursuant to paragraph 5, as well as such other information as it may require to determine whether the vessel requesting entry into its port has engaged in IUU fishing, each Contracting Party, CNCP or PFE shall decide whether to authorise or deny the entry of the vessel into its port and shall communicate this decision to the master of the vessel or to the vessel's representative.

7. In the case of authorisation of entry, the Contracting Party, CNCP or PFE shall require the master of the vessel or the vessel's representative to present the authorisation for entry to the competent authorities of the CP, CNCP or PFE upon the vessel's arrival at port.
8. In the case of denial of entry, the Contracting Party, CNCP or PFE shall communicate its decision taken pursuant to paragraph 6 to the flag State of the vessel and to the Secretariat, who shall put this information on the SIOFA website.
9. Without prejudice to paragraph 6, when a Contracting Party, CNCP or PFE has sufficient proof that a vessel seeking entry into its port has engaged in IUU fishing, in particular the inclusion of a vessel on a list of vessels having engaged in such fishing adopted by SIOFA, other Contracting Parties, CNCPs or PFEs, another regional fisheries management organization or the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR), the Contracting Party, CNCP or PFE shall deny that vessel entry into its ports.
10. Notwithstanding paragraphs 8 and 9, a Contracting Party, CNCP or PFE may allow the entry into its ports of a vessel referred to in those paragraphs exclusively for the purpose of inspecting it and taking other appropriate actions in conformity with international law which are at least as effective as denial of port entry in preventing, deterring and eliminating IUU fishing.
11. Where a vessel referred to in paragraphs 9 or 10 is in port for any reason, Contracting Parties, CNCPs and PFEs shall deny such vessels the use of its ports for landing, transshipping, packaging, and processing of fishery resources and for other port services including, *inter alia*, refuelling and resupplying, maintenance and dry-docking. Paragraphs 13 and 14 shall apply *mutatis mutandis* in such cases. Denial of such use of ports shall be in conformity with international law.

Use of ports by foreign vessels

12. Where a vessel has entered one of its ports, a Contracting Party, CNCP or PFE shall deny, pursuant to its laws and regulations and consistent with international law including the Agreement that vessel the use of the port for landing, transshipping, packaging and processing of fishery resources that have not been previously landed and for other port services, including, *inter alia*, refuelling and resupplying, maintenance and dry-docking, if:
- (a) the Contracting Party, CNCP or PFE finds that the vessel does not have a valid and applicable authorisation to engage in fishing or fishing related activities required by its flag State;
- (b) the State whose flag the vessel is flying does not confirm within a reasonable period of time, on the request of the port State, that the fishery resources on board were taken in accordance with the Agreement and SIOFA CMMs; or
- (c) the Contracting Party, CNCP or PFE has reasonable grounds to believe that the vessel was otherwise engaged in IUU fishing, including in support of a vessel referred to in paragraph 9, unless the owner/operator of the vessel can prove:
- i. that it was acting in a manner consistent with relevant conservation and management measures; or

- ii. in the case of provision of personnel, fuel, gear and other supplies at sea, that the vessel that was provisioned was not, at the time of provisioning, a vessel referred to in paragraph 9.
13. Notwithstanding paragraph 12, a Contracting Party, CNCP or PFE shall not deny a vessel referred to in that paragraph the use of port services:
 - (a) essential to the safety or health of the crew or the safety of the vessel, provided these needs are duly proven; or
 - (b) where appropriate, for the scrapping of the vessel.
14. Where a Contracting Party, CNCP or PFE has denied the use of its port in accordance with paragraph 12, it shall promptly notify the State whose flag the vessel is flying and the Secretariat, who shall put this information on the SIOFA website.
15. A Contracting Party, CNCP or PFE shall withdraw its denial of the use of its ports pursuant to paragraph 11 only if there is sufficient proof that the grounds on which use was denied were inadequate or erroneous or that such grounds no longer apply.
16. Where a Contracting Party, CNCP or PFE has withdrawn its denial pursuant to paragraph 15 it shall notify those to whom a notification was issued pursuant to paragraph 14.

Inspections

17. Each Contracting Party, CNCP and PFE shall ensure that inspections of any vessels are carried out by inspectors duly authorised, trained and familiar with the Agreement and relevant CMMs adopted by the Meeting of the Parties. Inspector training programs shall take into account the elements set out in Annex II, and Contracting Parties, CNCPs or PFEs shall seek to cooperate in this regard.
18. Prior to an inspection, the inspector shall present to the master of the vessel an appropriate identity document.
19. Each Contracting Party, CNCP and PFE shall ensure that inspections of vessels in their ports are carried out at least in accordance with the procedures set out in Annex III.
20. The port State may invite inspectors of other Contracting Parties, CNCPs and PFEs to accompany their own inspectors and observe the inspection of landings or transshipment operations of fishery resources caught by foreign vessels.
21. [Inspections shall be carried out in accordance with international law, and shall be conducted within 4872 hours of port entry¹ and shall be carried out in an expeditious fashion.](#) Each Contracting Party, CNCP and PFE shall ensure that their inspectors make all possible efforts to avoid unduly delaying a vessel and that the vessel suffers minimum interference and inconvenience, and that degradation of the quality of the fish resources is avoided.

¹[Unless weather conditions or other circumstances make accessing the vessel for inspection unsafe, in which case the inspection shall be carried out at the earliest opportunity and the inspection report shall note the reason for the delay.](#)

22. Contracting Parties, CNCPs and PFEs shall undertake inspections of all fishing vessels carrying or landing *Dissostichus* spp. which enter their ports.

23. Contracting Parties, CNCPs and PFEs shall inspect vessels not entitled to fly their flag in their ports when:

(a) there is a reasonable request from another Contracting Party, CNCP or PFE, any regional fisheries management organisation or CCAMLR that a particular vessel be inspected, particularly where such requests are supported by evidence of IUU fishing by the vessel in question, and there are clear grounds for suspecting that a vessel has engaged in IUU fishing;

(b) a vessel has failed to provide the information required in paragraph 5;

24. The competent authority of each Contracting Party, CNCP and PFE shall include at least the information set out in Annex IV in the written report of the results of each inspection, which shall be forwarded to the competent authority of the inspected vessel and to the Secretariat; which shall be forwarded to the competent authority of the inspected vessel and to the Secretariat. On completion of the inspection, the port State inspector shall provide the master of the inspected fishing vessel with a copy of the inspection report containing the findings of the inspection, including possible measures that could be taken, to be signed by the inspector and the master. The master's signature on the report shall serve only as acknowledgement of the receipt of a copy of the report. The master shall be given the opportunity to add any comments or objection to the report, and, as appropriate, to contact the competent authority of the inspected vessel in particular where the master has serious difficulties in understanding the content of the report. A copy of the report shall be provided to the master.

24bis. The inspection report shall be forwarded to the competent authority of the inspected vessel and to the Secretariat within 3015 working30 days following the date of completion of the inspection or as soon as possible where potential compliance issues have arisen or if there are issues which warrant the attention of the competent authority of the inspected vessel. If the inspection report cannot be transmitted within that time period30 days, the port State shall notify the Secretariat within thate same 30-day-time period of the reasons for the delay and when the report will be submitted.

Role of Contracting Parties, CNCPs and PFEs in relation to vessels flying their flags

25. Each Contracting Party, CNCP and PFE shall require its vessels to cooperate with the port State in inspections carried out pursuant to this CMM.

26. When a Contracting Party, CNCP or PFE has clear grounds to believe that one of its vessels has engaged in IUU fishing and is seeking entry to or is in the port of another Contracting Party, CNCP or PFE, it shall, as appropriate, request that the Contracting Party, CNCP or PFE inspects the vessel or takes other adequate measures.

27. Where, following port State inspection, a Contracting Party, CNCP or PFE receives an inspection report indicating that there are clear grounds to believe that a vessel flying its flag has engaged in IUU fishing, it shall immediately and fully investigate the matter and shall, upon sufficient evidence, take enforcement action without delay in accordance with its laws and regulations.

28. Each Contracting Party, CNCP and PFE shall report to the Secretariat on any actions it has taken in respect of vessels flying its flag that, as a result of port State measures taken pursuant to this CMM, have been determined to have engaged in IUU fishing.

29. Each Contracting Party, CNCP, PFE and CNPFE shall provide a report to each ordinary meeting of the Compliance Committee of action that they have taken pursuant to paragraph 27.

Application

30. This CMM shall be applied to the ports of all Contracting Parties, CNCPs and PFEs within the coastal States, which have areas of national jurisdiction adjacent to the Agreement Area.

31. Each Contracting Party, CNCP or PFE which does not have areas of national jurisdiction adjacent to the Agreement Area shall endeavour to apply this CMM.

ANNEX I

**INFORMATION TO BE PROVIDED IN ADVANCE BY FOREIGN VESSELS
REQUESTING PORT ENTRY**

1. Intended port of call							
2. Port State							
3. Estimated date and time of arrival							
4. Purpose(s)							
5. Port and date of last port call							
6. Name of the vessel							
7. Flag State							
8. Type of vessel							
9. International Radio Call Sign							
10. Vessel contact information							
11. Vessel owner(s)							
12. Certificate of registry ID							
13. IMO ship ID, if available							
14. External ID, if available							
15. SIOFA ID, if applicable							
16. VMS	No	Yes: National		Yes: SIOFA		Type:	
17. Vessel dimensions	Length		Beam		Draft		
18. Vessel master name and nationality							
19. Relevant fishing authorisation(s)							
<i>Identifier</i>	<i>Issued by</i>	<i>Validity</i>	<i>Fishing area(s)</i>	<i>Species</i>	<i>Gear</i>		
20. Relevant transshipment authorisation(s)							
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>			

<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>				
21. Transshipment authorisations concerning donor vessels								
<i>Date</i>	<i>Location</i>	<i>Name</i>	<i>Flag State</i>	<i>ID no.</i>	<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity</i>
22. Total catch onboard						23. Catch to be offloaded		
<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity, Conversion factor and Live weight</i>			<i>Quantity</i>		

ANNEX II

GUIDELINES FOR THE TRAINING OF INSPECTORS

Elements of a training program for port State inspectors should include at least the following areas:

1. Ethics;
2. Health, safety and security issues;
3. Applicable national laws and regulations, areas of competence and conservation and management measures of SIOFA, and applicable international law;
4. Collection, evaluation and preservation of evidence;
5. General inspection procedures such as report writing and interview techniques;
6. Analysis of information, such as logbooks, electronic documentation and vessel history (name, ownership and flag State), required for the validation of information given by the master of the fishing vessel;
7. Fishing vessel boarding and inspection, including hold inspections and calculation of vessel hold volumes;
8. Verification and validation of information related to landings, transshipments, processing and fishery resources remaining onboard, including utilizing conversion factors for the various species and products;
9. Identification of fish species, and the measurement of length and other biological parameters;
10. Identification of vessels and gear, and techniques for the inspection and measurement of gear;
11. Equipment and operation of VMS and other electronic tracking systems; and
12. Actions to be taken following an inspection.

ANNEX III

PORT STATE INSPECTION PROCEDURES

Inspectors shall:

- a) verify, to the extent possible, that the vessel identification documentation onboard and information relating to the owner of the vessel is true, complete and correct, including through appropriate contacts with the flag State or international records of vessels if necessary;
- b) verify that the vessel's flag and markings (e.g. name, external registration number, International Maritime Organization (IMO) ship identification number, international radio call sign and other markings, main dimensions) are consistent with information contained in the documentation;
- c) verify, to the extent possible, that the authorisations for fishing and fishing related activities are true, complete, correct and consistent with the information provided in accordance with Annex I;
- d) review all other relevant documentation and records held onboard, including, to the extent possible, those in electronic format and vessel monitoring system (VMS) data from the flag State, SIOFA and where relevant other RFMOs and CCAMLR. Relevant documentation may include logbooks, catch, transshipment and trade documents, crew lists, stowage plans and drawings, descriptions of holds, and documents required pursuant to the Convention on International Trade in Endangered Species of Wild Fauna and Flora;
- e) examine, to the extent possible, all relevant areas, fishing gear onboard, including any gear stowed out of sight as well as related devices, and to the extent possible, verify that they are in conformity with the conditions of the authorisations. The fishing gear shall, to the extent possible, also be checked to ensure that features such as the mesh and twine size, devices and attachments, dimensions and configuration of nets, pots, dredges, hook sizes and numbers are in conformity with applicable regulations and that the markings correspond to those authorised for the vessel;

- f) determine, to the extent possible, whether the fishery resources on board was harvested in accordance with the applicable authorisations;
- g) examine the fishery resources, including by sampling, to determine its quantity and composition. In doing so, inspectors may open containers where the fishery resources have been pre-packed and move the catch or containers to ascertain the integrity of holds. Such examination may include inspections of product type and determination of nominal weight;
- h) evaluate whether there is clear evidence for believing that a vessel has engaged in IUU fishing or fishing related activities in support of such fishing;
- i) provide the master of the vessel with the report containing the result of the inspection, including possible measures that could be taken, to be signed by the inspector and the master. The master's signature on the report shall serve only as acknowledgment of the receipt of a copy of the report. The master shall be given the opportunity to add any comments or objection to the report, and, as appropriate, to contact the relevant authorities of the flag State in particular where the master has serious difficulties in understanding the content of the report. A copy of the report shall be provided to the master; and
- j) arrange, where necessary and possible, for translation of relevant documentation.

ANNEX IV

REPORT OF THE RESULTS OF THE PORT INSPECTION

1. Inspection report no				2. Port State			
3. Inspecting authority							
4. Name of principal inspector				ID			
5. Port of inspection							
6. Commencement of inspection		<i>YYYY</i>	<i>MM</i>	<i>DD</i>	<i>HH</i>		
7. Completion of inspection		<i>YYYY</i>	<i>MM</i>	<i>DD</i>	<i>HH</i>		
8. Advanced notification received				<i>Yes</i>		<i>No</i>	
9. Purpose(s)		<i>LAN</i>	<i>TRX</i>	<i>PRO</i>		<i>OTH (specify)</i>	
10. Port and State and date of last port call					<i>YYYY</i>	<i>MM</i>	<i>DD</i>
11. Vessel name							
12. Flag State							
13. Type of vessel							
14. International Radio Call Sign							
15. Certificate of registry ID							
16. IMO ship ID, if available							
17. External ID , if available							
18. Port of registry							
19. Vessel owner(s)							
20. Vessel beneficial owner(s), if known and different from vessel owner							
21. Vessel operator(s), if different from vessel owner							
22. Vessel master name and nationality							
23. Fishing master name and nationality							
24. Vessel agent							

25. VMS	<i>No</i>	<i>Yes: National</i>	<i>Yes: SIOFA</i>	<i>Type:</i>		
26. Status in SIOFA areas (if applicable) where fishing has been undertaken, including any IUU vessel listing						
<i>Vessel identifier</i>	<i>SIOFA</i>	<i>Flag State status</i>	<i>Vessel on authorised vessel list</i>	<i>Vessel on IUU vessel list</i>		
27. Relevant fishing authorisation(s)						
<i>Identifier</i>	<i>Issued by</i>	<i>Validity</i>	<i>Fishing area(s)</i>	<i>Species</i>	<i>Gear</i>	
28. Relevant transshipment authorisation(s)						
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>		
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>		
29. Transshipment information concerning donor vessels						
<i>Name</i>	<i>Flag State</i>	<i>ID no.</i>	<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity</i>
30. Evaluation of offloaded catch (quantity)						
<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity declared</i>	<i>Quantity offloaded</i>	<i>Difference between quantity declared and quantity determined, if any</i>	
31. Catch retained onboard (quantity)						
<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity declared</i>	<i>Quantity retained</i>	<i>Difference between quantity declared and quantity determined, if any</i>	

32. Examination of logbook(s) and other documentation			<i>Yes</i>	<i>No</i>	<i>Comments</i>
33. Compliance with applicable catch documentation scheme(s)			<i>Yes</i>	<i>No</i>	<i>Comments</i>
34. Compliance with applicable trade information scheme(s)			<i>Yes</i>	<i>No</i>	<i>Comments</i>
35. Type of gear used					
36. Gear examined in accordance with paragraph e) of Annex VIII		<i>Yes</i>	<i>No</i>	<i>Comments</i>	
37. Findings by inspector(s)					
38. Apparent infringement(s) noted including reference to relevant legal instrument(s)					
39. Comments by the master					
40. Action taken					
41. Master's signature					
42. Inspector's signature					

Annex O

Amendments to CMM 2019/15 Management of Demersal Stocks

CMM ~~2019~~2020/15

Conservation and Management Measure for the Management of Demersal Stocks in the Agreement Area (Management of Demersal Stocks)

The Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement;

RECOGNISING that Article 4(a) of the *Southern Indian Ocean Fisheries Agreement* (the Agreement) calls on the Contracting Parties, in giving effect to the duty to cooperate, to adopt measures on the basis of the best scientific evidence available to ensure the long-term conservation of fishery resources, taking into account the sustainable use of such resources and implementing an ecosystem approach to their management;

FURTHER RECOGNISING Articles 4(c), (e) and (f) of the Agreement which call on the Contracting Parties to apply the precautionary approach and the principles that fishing practices and management measures shall take due account of the need to minimise the harmful impact that fishing activities may have on the marine environment and that biodiversity in the marine environment shall be protected;

FURTHER RECOGNISING Articles 6(1)(d) and (e) of the Agreement which provide that the Meeting of the Parties shall adopt conservation and management measures (CMMs) necessary for ensuring the long-term sustainability of fishery resources, taking into account the need to protect marine biodiversity, based on the best scientific evidence available and adopt generally recommended international minimum standards for the responsible conduct of fishing operations;

MINDFUL of Article 16 of the Agreement that calls on Contracting Parties, acting jointly under the Agreement, to cooperate closely with other international fisheries and related organisations in matters of mutual interest;

COMMITTED to ensuring that bottom fishing undertaken in the Agreement Area is consistent with the long-term sustainability of deep-sea fish stocks and the protection of the marine environment;

ADOPTS the following CMM in accordance with Article 6 of the Agreement:

Objective

1. The objective of this CMM is to promote the sustainable management of deep-sea fisheries resources in the Agreement Area, including target fish stocks and non-target species.

General provisions

2. This CMM applies to all fishing vessels flying the flag of a Contracting Party, cooperating non-Contracting Party, participating fishing entity or cooperating non-participating fishing entity (collectively CCPs) to the Agreement engaging or intending to engage in bottom fishing in the Agreement Area.

Status of Stocks

3. The Scientific Committee shall provide annual reports, based on the best available science, on the status of the demersal fisheries resources targeted in the Agreement Area, relative to available and/or relevant reference points. The reports shall include, where possible, projections of stock status over a period no less than 20 years, with 5 years steps, relative to a range of fishing mortality. In addition to the annual report on stock status, the Scientific Committee will provide management advice relative to available and/or relevant reference points.

Orange Roughy

Fishing season

4. For the purposes of this CMM, the fishing season for *Hoplostethus atlanticus* in the Agreement area shall be defined as the period from 1st January to 31 December both dates inclusive.
5. *Stock assessment* The orange roughy stocks shall be the subject of a full stock assessment to be assessed every three to five years. In the interim period available information on ORY stocks shall be presented annually.
6. The SC shall provide a summary of future data needs to improve assessment accuracy, as well as provide a summary to MoP-7 on progress against the ORY workplan.

Toothfish

7. The objectives of this section are to:
 - a. ensure collaborative and complementary arrangements are in place for *D. eleginoides* between SIOFA and the Commission for the Conservation of the Antarctic Marine Living Resources (CCAMLR); and
 - b. ensure that fishing mortality of *D. eleginoides* on William's Ridge in the Agreement Area¹ and Del Cano Rise do not cause biologically sustainable catch levels to be exceeded, taking into account population links.
8. The catch limit for *Dissostichus spp.* on Del Cano Rise, and research catch limit for *Dissostichus spp.* on William's Ridge as specified in paragraphs 16 and 37 shall apply until:
 - a. the Meeting of the Parties has adopted a biologically appropriate catch limit for the populations of *D. eleginoides* occurring in the SIOFA portion of Williams Ridge and Del Cano Rise and other appropriate management measures which are comparable in effectiveness to those in force in CCAMLR taking into account the advice and recommendations of the SIOFA Scientific Committee and
 - b. the Meeting of the Parties has adopted appropriate bycatch mitigation measures, including measures to minimize the incidental catch of seabirds which are comparable in effectiveness to those in force in CCAMLR consistent with the advice provided by the Scientific Committee.
9. The Scientific Committee shall, by no later than the close of its 7th ordinary meeting in 2022, provide advice and recommendations on:

¹ The portion of Williams Ridge in the Agreement Area is bounded by the area 80E to 85E and 52S to 55S.

- a. a biologically appropriate catch limit for the populations of *D. eleginoides* occurring in the SIOFA portion of Williams Ridge and Del Cano Rise;
 - b. appropriate bycatch mitigation measures, including for benthic bycatch and seabirds; and
 - c. any other matter that the Scientific Committee determines as relevant or necessary for the sustainable management of the *D. eleginoides* populations.
10. In formulating its advice and recommendations to the Meeting of the Parties in respect of this CMM, the SIOFA Scientific Committee shall take full account of relevant CCAMLR Scientific Committee material.
 11. CCPs with an interest in this stock shall cooperate to ensure scientific collaboration between CCAMLR and SIOFA to ensure long-term sustainable management for *D. eleginoides* stocks which takes due account of relevant rights and responsibilities under international law, and which does not undermine the conservation status of the stock.

General Provisions

12. Fishing with demersal longlines shall be prohibited in depths shallower than 500m. in order to protect benthic communities and juvenile *Dissostichus* spp.

Management measures for toothfish in the Del Cano Area [FAO Subarea 51.7]

Definitions

13. For the purpose of this fishery, the target species are *Dissostichus mawsoni* and *Dissostichus eleginoides*, defined as *Dissostichus* spp.
14. For the purpose of this fishery, the Del Cano Rise area is defined as the area set out in Figure A.

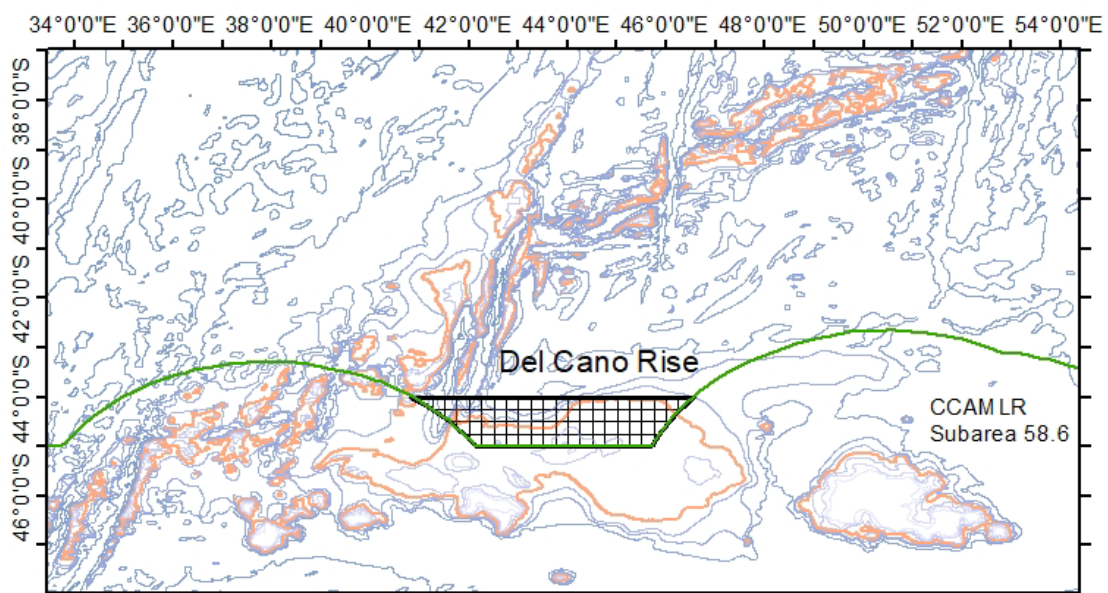


Figure A: Extent of the proposed Del Cano Rise area. The area is bounded between -44S and -45S latitude, and the adjacent EEZ to the east and west. The red bathymetry line denotes depth at -2000 m.

Season

15. For the purpose of the longline fishery for *Dissostichus* spp in [FAO Subarea 51.7], the season is defined as the period from 1 December to 30 November both dates inclusive.

Effort/catch and operational limits

16. CCPs shall ensure that the total annual catches of *Dissostichus* spp in the Del Cano Rise area do not exceed 55 tonnes. Without prejudice to any future sharing arrangement of the catch opportunities, this catch shall be equally shared between those CCPs which have historical catches declared to SIOFA up to 2016 in the Del Cano Rise area. Any excess by a given CCP in a given year shall be deducted from its following year catch share.
17. CCPs shall send monthly reports of their *Dissostichus* spp catches to the Secretariat. As soon as 90% of the catch limit is reached, the Secretariat shall notify the CCPs of the closure of the fishery.
18. CCPs shall ensure that their fishing vessels inform the Secretariat daily on start and end points of set longlines.
19. Longlines shall not exceed 3000 hooks per line and shall be set at minimum 3 nautical miles from each other.

By-catch limits

20. Toothfish caught by vessels not targeting *Dissostichus* spp may not exceed 0.5 t per season of *Dissostichus* spp.
21. Should a vessel fishing for species other than *Dissostichus* spp reach the *Dissostichus* spp limit of 0.5 tonnes, the Del Cano area shall be closed for this vessel for that season.

Mitigation of depredation

22. To reduce likelihood of depredation, vessels are encouraged to not haul longlines in the presence of killer whales (*Orcinus orca*) and are discouraged from hauling longlines in presence of any odontocete (toothed) whales.
23. Should killer whales arrive during hauling operations, the vessels are encouraged to cease hauling, tie off the longline with a buoy, and move on. The vessel may only retrieve the tied-off line once the killer whales are no longer near the line.
24. To further reduce potential for depredation, vessels are encouraged to set lines at depths exceeding 1000 m.

VMS polling

25. CCPs shall require their flagged vessels fishing for *Dissostichus* spp in this area to report VMS data automatically to their FMC at least every hour when they are present in the Del Cano area.

Observers

26. Each vessel participating in the fishery shall have at least one scientific observer on board throughout all fishing activities within the fishing period. The observer shall have a target of observing 25% of hooks hauled per line over the duration of the fishing deployment.

Tagging and release

27. CCPs shall require their flagged vessels to tag and release *Dissostichus spp* specimens ~~shall be tagged and released~~ at a rate of at least 5 fish per tonne green weight caught. A minimum overlap statistic of at least 60% shall apply for tag release, once 30 or more *Dissostichus spp* specimens have been caught.

Scientific committee

28. In 2020 the SC shall make recommendations in order to build an area wide habitat model, a spatial and temporal CPUE analysis, an estimate and map of local abundancies and a local population assessment. It shall further advise on any necessary improvements to data collection in order to reduce future assessment uncertainty.
29. The SC shall also address the issues related to depredation
30. At its ordinary meeting in 2020 the Scientific Committee will advise on the appropriate limits for relevant species caught as bycatch in *Dissostichus spp.* fisheries.

Review

31. The provisions above shall be reviewed annually until a collaborative approach involving SIOFA and CCAMLR is established. This shall include sharing of relevant data, undertaking collaboratively the stock assessments and agreeing in coherent, fair and scientifically sound conservation and management measures for the *Dissostichus spp* that are shared by the two organisations.

Management & research measures for toothfish in Williams Ridge [FAO Subarea 57.4]

Definitions

32. For the purpose of this fishery, the target species are *Dissostichus mawsoni* and *Dissostichus elegionoides*, defined as *Dissostichus spp.*

Area and purpose

33. For the purpose of this fishery, Williams Ridge is defined as the area set out in Figure B and Table 2, and divided into a 15'x15' grid for spatial management. This grid is in place to address the risk of localised depletion and ensure representative data collection throughout the SIOFA part of Williams Ridge.

Season

34. For the purpose of the new longline fishery for *Dissostichus spp.* in Williams Ridge, the season is defined as the period from 1 December to 30 November (both dates inclusives).

Data collection for fisheries research

35. CCPs shall require their flagged vessels to tag and release Toothfish ~~shall be tagged and released~~ at a rate of at least 5 fish per tonne green weight caught. A minimum overlap statistic of at least 60% shall apply for tag release, once 30 or more toothfish have been caught.

36. Representative data and samples of length, weight, sex, maturity stage, gonad weight and otoliths shall be collected to contribute to the work of the 5th meeting of the Scientific Committee, and in particular to contribute to assessing the risk to localised depletion.

Effort/catch and operational limits

37. Total annual research catches in this area shall not exceed 140 tonnes. Any excess in a given year shall be deducted from that CCP from the following year.
38. CCPs shall send monthly reports of their *Dissostichus* spp catches to the Secretariat. As soon as 90% of the catch limit is reached, the Secretariat shall notify the CCPs of the closure of the fishery.
39. Only one fishing vessel at a time can fish for *Dissostichus* spp. in a given grid cell. CCPs shall ensure that their fishing vessels inform the secretariat as soon as they enter a grid cell to fish for *Dissostichus* spp. ~~and as soon as they exit any fished grid cell.~~ The Secretariat shall inform the vessel as soon as possible ~~if the grid cell has been fished during that season or is currently fished by another vessel~~ of the number of lines that have been set in that grid cell during that season and whether it is currently being fished by another vessel.
40. CCPs shall ensure that their fishing vessels shall not fish in a grid cell before having received the confirmation from the Secretariat that ~~the grid cell concerned has not been fished in that season~~ two lines have not already been set in that grid cell during that season and that it is not currently being fished by another fishing vessel. Fishing vessels shall be entitled to transit through a grid cell, including while these are being fished, to reach another grid cell and shall inform the Secretariat as soon as they enter and exit a grid cell for that purpose.
- 40bis. CCPs shall ensure that their fishing vessels inform the secretariat as soon as they exit the grid cell specified in paragraph 39 and that they inform the Secretariat of the number of lines they have set in that grid cell, if any.
41. Longlines shall not exceed 6250 hooks per line.
42. CCPs shall ensure that their fishing vessels inform the Secretariat daily on start and end points of set longlines.
43. CCPs shall ensure that no more than two lines in total are set per grid for the duration of the fishing season ~~of *Dissostichus* spp.~~
44. After ~~leaving two lines have been set in a fished~~ Williams Ridge grid cell, a fishing vessel shall not be entitled to ~~fish again set any lines~~ in that grid cell within the same fishing season. ~~After leaving a fished Williams Ridge grid cell, a~~ fishing vessel can fish in any other Williams Ridge grid cell ~~that has not been fished where two lines have not been set~~ in that season.
45. Once ~~a grid cell has been fished~~ two lines have been set in a grid cell by a fishing vessel it cannot be fished by another fishing vessel during that same season.
46. CCPs shall require their flagged vessels fishing for *Dissostichus* spp. in Williams Ridge to apply a break of a minimum of 30 days between consecutive fishing trips to Williams Ridge;

By-catch limits

47. Toothfish caught by vessels not targeting *Dissostichus* spp. may not exceed 0.5 tonnes per season.

48. Should a vessel fishing for species other than *Dissostichus* spp reach the *Dissostichus* spp limit of 0.5 tonnes, the Williams Ridge area shall be closed for this vessel for that season.

Mitigation of depredation

49. To reduce likelihood of depredation, vessels are encouraged not to haul longlines in the presence of sperm whales (*Physetes catodon*) and are discouraged from hauling longlines in presence of any odontocete (toothed) whales.
50. Should sperm whales arrive during hauling operations, the vessel are encouraged to cease hauling, tie off the longline with a buoy, and move on. The vessel may only retrieve the tied-off line once the sperm whales are no longer near the line.

Observers

51. Each vessel participating in the fishery shall have at least one scientific observer on board throughout all fishing activities within the fishing period. The observer shall have a target of observing 25% of hooks hauled per line over the duration of the fishing deployment.

Review

52. The level of fishing on Williams Ridge shall be reviewed annually. This CMM may be reviewed annually until a collaborative approach involving SIOFA and CCAMLR is established. This shall include sharing of relevant data, undertaking collaboratively the stock assessments and agreeing in coherent, fair and scientifically sound conservation and management measures for the *Dissostichus* spp that are shared by the two organisations.

Table 2: Williams Ridge Fishing Area Coordinates

Point	Latitude	Longitude
1	-52.5	80.0
2	-55	80.0
3	-55	85.0
4	-52.5	85.0

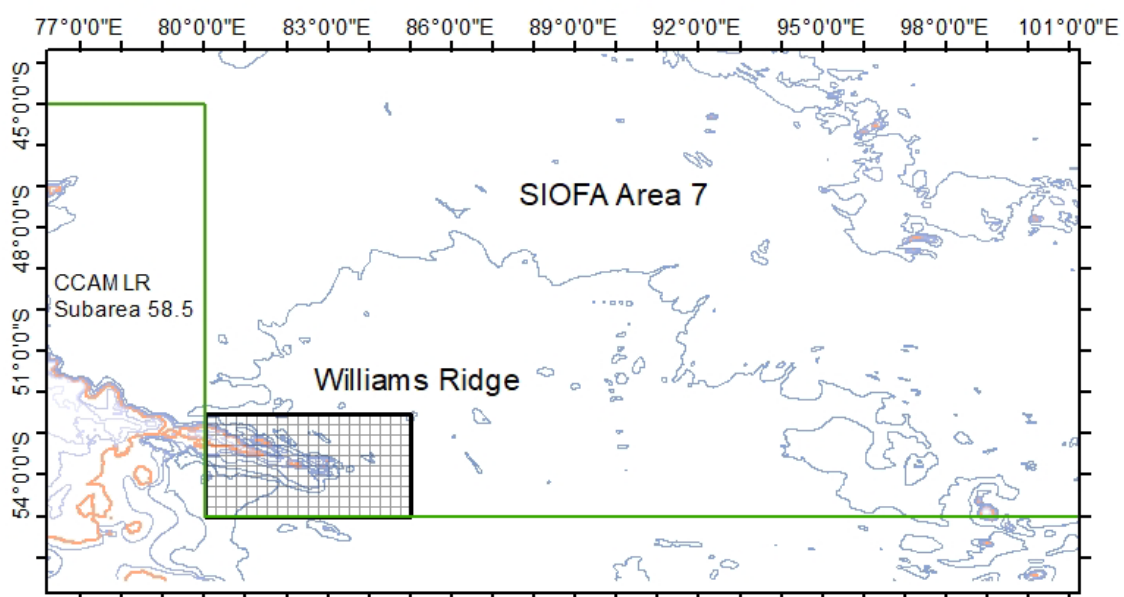


Figure B Extent of Williams Ridge. The area boundaries are given in Table 1. The red bathymetry line denotes depth at -2000

m.

Management plan for Alfonsino

Season

53. For the purpose of fishery for *Beryx splendens* in SIOFA area the season is defined as the period from 1 January to 31 December both dates inclusives.

Stock assessment

54. The MoP requests that the SC assess the *Beryx splendens* stocks in 2022 at the ordinary meeting of the Scientific Committee (if the SC, in 2021, determines that suitable data exist to undertake that assessment). In addition, the SC is requested to provide advice on a regular assessment schedule for future years. The *Beryx splendens* stocks shall be assessed in 2020 at the ordinary meeting of the Scientific Committee and provide advice on assessment time frames
55. The Scientific Committee shall provide clear advice and guidance on any necessary changes to data collection in order to reduce future assessment uncertainty.

Application

- 55.56. This CMM shall apply from 1 December 2020.

Annex P SIOFA 2021 Budget

Table 1: Adopted and forecast budgets for 2020, 2021 and 2022

		2020 Adopted	2021 Adopted	2022 Forecast
Item 1. Personnel Costs		EUR 285,575.53	EUR 265,710.00	EUR 273,472.00
1.1	Executive Secretary P5	125,852.03	121,905.00	125,914.00
1.2	Data Manager P3	60,562.86	66,636.00	68,004.00
1.3	Separation from service	0.00	0.00	0.00
1.4	Temporary personal (internships)	0.00	24,000.00	24,000.00
1.5	Rent subsidy	18,000.00	18,000.00	18,000.00
1.6	Home leave (data manager)	0.00	400.00	0.00
1.7	Child studying abroad leave	3,600.00	0.00	0.00
1.8	Single Parent/Child allowance	5,301.42	0.00	0.00
1.9	Spouse allowance	13,934.96	0.00	0.00
1.10	Education grant	19,980.00	0.00	0.00
1.11	Pension & health schemes	35,344.26	31,769.00	34,554.00
1.12	Staff development and training	3,000.00	3,000.00	3,000.00
Item 2. Property, Plant and Equipment		EUR 6,553.94	EUR 7,892.76	EUR 7,892.76
2.1	Convention d'hebergement charges	2,803.94	3,392.76	3,392.76
2.2	Maintenance	0.00	0.00	0.00
2.3	Utilities - Includes electricity, water, gas	0.00	0.00	0.00
2.4	Office Equipment and furniture	2,000.00	1,500.00	1,500.00
2.5	Consumables - Stationary, printer ink, paper	1,000.00	1,500.00	1,500.00
2.6	Insurance	750.00	1,500.00	1,500.00
Item 3. Meeting Support - SC5 (5 days) & WGs (4 days)		EUR 34,702.35	EUR 35,910.00	EUR 52,747.90
3.1	Venue, catering	16,225.00	21,380.00	21,380.00
3.2	Secretariat travel and accommodation to meetings	0.00	0.00	11,306.00
3.3	Support staff (rapporteur, assistant, tech)	13,448.35	14,530.00	14,530.00
3.4	SC Chairperson Travel and Accommodation	5,029.00	0.00	5,531.90
Item 4 Meeting Support - MoP7 (5 days) & CC4 (4 days)		EUR 56,850.07	EUR 55,223.00	EUR 57,223.00
4.1	Venue, catering	30,865.00	21,150.00	21,150.00
4.2	Secretariat flights, accommodation, allowances	0.00	7,744.00	9,744.00
4.3	Support staff (rapporteur, assistant, tech)	12,616.07	14,990.00	14,990.00
4.4	MoP and CC Chairperson Travel and Accommodation	13,369.00	11,339.00	11,339.00
Item 5 Representation		EUR 10,000.00	EUR 5,000.00	EUR 11,000.00
5.1	Secretariat travel, notably for representation purposes	10,000.00	5,000.00	11,000.00
Item 6 Administration of Article 13.4		EUR 9,482.00	EUR 9,482.00	EUR 9,482.00
6.1	Financial assistance to travel to meetings	9,482.00	9,482.00	9,482.00
6.2	Other activities	0.00	0.00	0.00
Item 7 Communications and IT		EUR 7,000.00	EUR 11,500.00	EUR 12,650.00
7.1	IT related consumables (Printing, telephone, and internet services)	5,500.00	3,500.00	3,850.00
7.2	Database, server management, external IT services and software subscriptions	1,500.00	4,000.00	4,400.00
7.3	IT hardware (computers, peripherals, etc.)		4,000.00	4,400.00

		2020 Adopted	2021 Adopted	2022 Forecast
Item 8 Financial Services		EUR 12,200.00	EUR 13,320.00	EUR 13,500.00
8.1	Accounts and record keeping	8,000.00	9,020.00	9,020.00
8.2	Audit	3,000.00	2,500.00	2,500.00
8.3	Bank Charges	1,200.00	1,800.00	1,980.00
Item 9 Contracts for Specific Services		EUR 52,900.00	EUR 55,620.00	EUR 70,000.00
9.1	Research Activities	52,900.00	55,620.00	70,000.00
Item 10 Miscellaneous		EUR 5,000.00	EUR 25,000.00	EUR 5,000.00
10.1	Future staffing	0.00	20,000.00	0.00
10.2	Miscellaneous	5,000.00	5,000.00	5,000.00
Sub-total		EUR 480,263.89	EUR 484,657.76	EUR 512,967.66
Emergency/contingency funds		EUR 12,007.35	EUR 12,117.19	EUR 12,824.94
CPs contribution		EUR 492,271.24	EUR 496,774.95	EUR 525,791.60

CCPs contributions based on agreed formula provided in SIOFA Finance Regulation 5.2

CCPs	Contribution provided in 2020	Arrear contributions	Contributions due for 2021
Australia	EUR 23,486	0	EUR 21,266
China	EUR 38,217	57212.01	EUR 26,162
Cook Islands	EUR 97,044	0	EUR 101,707
EU	EUR 92,893	0	EUR 80,224
France Overseas Territories	EUR 22,252	0	EUR 21,527
Japan	EUR 71,419	0	EUR 74,412
Korea	EUR 16,298	0	EUR 14,521
Mauritius	EUR 7,612	0	EUR 7,431
Seychelles	EUR 8,754	8754.15	EUR 7,101
Chinese Taipei	EUR 98,399	0	EUR 118,338
Thailand	EUR 54,113	0	EUR 24,087
		TOTAL	EUR 496,775

Annex Q

Amendments to the Staff Regulations

Staff regulations (track changes)

REGULATION 1

1.1 These Staff Regulations establish the fundamental principles of employment, regulate the working relationships and establish the rights and responsibilities of formally appointed employees who render their services in and receive remuneration from the Secretariat of the Southern Indian Ocean Fisheries Agreement.

1.2 For the purposes of these Regulations:

- (a) "Agreement" or "SIOFA" means the Southern Indian Ocean Fisheries Agreement;
- (b) "dependant" shall include only:
 - (i) the staff member's spouse if the spouse is not in paid employment;
 - (ii) any unsalaried child, who is born of, or adopted by, a staff member, his or her spouse, or their children, who is below the age of eighteen years and who is dependent on a staff member or his or her spouse for main and continuing support;
 - (iii) any child fulfilling the conditions laid down in paragraph (1(a) (ii)) above, but who is between eighteen and twenty-five years of age and is receiving school or university education or vocational training;
 - (iv) any child with a disability who is dependent on a staff member or his or her spouse for main and continuing support;
 - (v) any person for whose main and continuing support a staff member or his or her spouse is legally responsible as recognised by the national authorities of his or her home country before the time of the appointment.
- (c) "Executive Secretary" means the Executive Secretary of the Secretariat;
- (d) "host country" means Réunion Island, French Republic
- (e) "Meeting of the Parties" means the Meeting of the Parties to SIOFA, established by Article 5 of SIOFA;
- (f) "SCAF" means Standing Committee of Administration and Finance as provided for in Article 7 of SIOFA;
- (g) "Secretariat" means the Secretariat of SIOFA established by the Meeting of the Parties pursuant to Article 9 of SIOFA.
- (h) "SIOFA Parties" means the Contracting Parties to SIOFA, and Participating Fishing Entities as provided for in Article 15 of SIOFA and Rule 19 of the Rules of Procedure;
- (i) "spouse" means a husband or wife, a civil union partner or a de facto partner as recognized by the national authorities of his or her home country;

(j) "staff members" means staff members of the Secretariat and the Executive Secretary.

1.3 These Regulations should be applied giving due regard to the geographical distribution of the SIOFA Parties.

REGULATION 2

DUTIES, OBLIGATIONS AND PRIVILEGES

2.1 Staff members are international civil servants. Upon accepting their appointments they pledge themselves to discharge their duties faithfully and to conduct themselves in the best interests of the Secretariat.

2.2 Staff members shall at all times conduct themselves in a manner consistent with the international nature of the Agreement. They shall always exercise the loyalty, discretion and tact imposed on them by their international responsibilities in the performance of their duties. They shall avoid all actions, statements or public activities which might potentially be detrimental to the Secretariat, the Meeting of the Parties and the aims of the Agreement.

2.3 Staff members are not required to renounce either their national feelings or their political or religious convictions. In the application of these Regulations, any discrimination on the basis of sex, age, race, color, ethnic or social origin, religion or belief, political or other opinion, membership of a national minority, property, birth, sexual orientation or disability shall be prohibited.

2.4 In the performance of their duties, staff members shall neither seek nor accept instructions from any government or authority other than the Meeting of the Parties or the Executive Secretary. Staff members shall, however, cooperate fully at all times with the Competent Authorities of the French Republic in order to facilitate the proper administration of justice, secure the observance of police regulations and prevent any abuse of the privileges, immunities and facilities provided for in the headquarters agreement between the Government of the French Republic and the Secretariat.

2.5 Staff members shall observe maximum discretion regarding official matters and shall abstain from making private use of information they possess by reason of their position. Authorization for the release of information for official purposes shall lie with the Meeting of the Parties or the Executive Secretary, as the case may require.

2.6 Staff members shall, in general, have no employment other than with the Secretariat. In special cases, staff members may accept other employment, provided that it does not interfere or represent a conflict of interest with their duties in the Secretariat, and that prior authorization by the Executive Secretary has been

obtained. Where the Executive Secretary wishes to accept other employment, prior authorization shall be obtained from the Meeting of the Parties.

2.7 No staff member may be associated in the management of a business, industry or other enterprise, or have a financial interest therein if, as a result of the official position held in the Secretariat, he or she may benefit from such association or interest.

2.8 Ownership of non-controlling stock in a company shall not be considered to constitute a financial interest within the meaning of Regulation 2.7.

2.9 Staff members shall enjoy the privileges and immunities to which they are entitled under the Agreement between the Government of the French Republic and the Secretariat of the Southern Indian Ocean Fisheries Agreement concerning the Headquarters of the Secretariat and its privileges and immunities in French Territory

REGULATION 3

HOURS OF WORK

The normal working day shall be eight hours, Monday through Friday, for a total of forty hours per week. These hours do not include breaks for meals.

3.2 The Executive Secretary shall establish the specific working hours and may, in consultation with staff members, alter them for the benefit of the Secretariat and the Meeting of the Parties as circumstances may require.

REGULATION 4

CLASSIFICATION OF STAFF

4.1 Staff members shall be classified in either of the two following United Nations (UN) categories:

- (a) Professional Category
Positions of high responsibility of a managerial, professional, or scientific nature. These posts will be filled by appropriately qualified professionals, preferably with University qualifications or the

equivalent. Staff members in this category will be recruited and publicised internationally.

(b) General Services Category

Auxiliary administrative and technical positions, including clerical, secretarial and other office personnel. Such staff shall be recruited from among citizens of SIOFA Parties, taking into account potential benefits that may occur from hiring staff locally.

4.2 Persons employed under Regulation 11 shall not be classified as staff members.

REGULATION 5

SALARIES AND OTHER REMUNERATION

5.1 The scale of salaries for staff members in the professional category shall be established by the Meeting of the Parties, taking into account the scales of salaries which would apply to officials of the United Nations Secretariat employed in the host country. Such salaries shall be paid in local currency of the host country.

5.2 Staff members in the general services category shall, in principle, be paid at rates equivalent to those paid in the national administration of the host country for staff of equivalent qualifications and experience, with such rates being established by the Meeting of the Parties. Such salaries shall be paid in the local currency of the host country.

5.3 The salaries of staff members shall be reviewed annually by the Meeting of the Parties taking into account, the performance of each staff member concerned and annual changes in the United Nations for professional category and the national administration for general services category. The promotion of the staff members from one salary scale to another requires the prior approval of the Meeting of the Parties.

5.4 Subject to these Regulations, the type of allowances available to staff members in the professional category shall, in principle, be those allowances in force in the United Nations. The scale of allowances shall be established in US dollars according to the corresponding scales of allowances which would apply to officials of the United Nations Secretariat in the host country and shall be paid in the local currency of the host country. However, education allowances for each dependant child shall not be paid:

- (a) in respect of children of staff members who are nationals of the host country;
- (b) in respect of attendance at a public (State) school of the host country;
- (c) for attendance at a public (State) University in the host country;
- (d) for correspondence courses or private tuition;

- (e) when schooling does not require regular attendance at an education institution;
- (f) in respect of education expenses covered from scholarship grants or subsidies from other sources.

5.5 Except for the maximum figure for education allowance, changes in salaries and allowances applied in the UN Secretariat shall be applied to the salaries and allowances of staff members in the professional category. The Meeting of the Parties shall review the system of applying these changes to salaries and allowances after it has been in operation for three years.

5.5bis Subject to paragraph 5.6, the Meeting of the Parties shall levy from each staff member's salary (and such other emoluments of staff members as are computed on the basis of salary) an amount for Staff Assessment. Staff assessment rates shall be those in force in the UN at the time of the relevant levy.

5.6 Staff members of the Secretariat subject to national income tax shall be eligible for reimbursement of the tax paid on his or her salary. Such arrangements shall be made only on the basis that the direct costs of reimbursement are paid by the staff member's home country. The Staff Assessment will not be levied in respect of employees who are subject to national taxes on income that cannot be reimbursed.

5.7 Staff members in the general services category required by the Executive Secretary to work more than 40 hours during one week will be compensated. The method of compensation will be determined by the Executive Secretary in consultation with the staff member and shall include one of the following options:

- (a) with compensatory leave equivalent to hours of overtime performed; or
- (b) by remuneration per overtime hour, to be estimated at the rate of time and a half, or if the additional time is worked on a Sunday, or on holidays listed in Regulation 7.14, at the rate of double time.

5.8 Staff members in the professional category are not entitled to overtime pay or compensatory leave.

5.9 The Secretariat shall pay duly justified and authorized representation expenses incurred by a staff member in the performance of his or her duties within the limits prescribed annually in the Budget.

5.10 Each staff member shall have their performance assessed annually by the Executive Secretary. The annual performance review of the Executive Secretary shall be completed by the Chairperson of the Meeting of the Parties on behalf of the Meeting of the Parties. A summary of the performance review will be provided to the Meeting of the Parties annually.

5.11 Staff members may receive annual increments at the discretion of the Executive Secretary (or, in respect of the Executive Secretary, the Meeting of the Parties) on the basis of satisfactory performance. There is no guarantee that any staff member's salary or wages will be increased. Increments shall cease once the staff member has reached the highest level in the category in which he or she is serving.

REGULATION 6**RECRUITMENT AND APPOINTMENT**

6.1 The Meeting of the Parties shall appoint the Executive Secretary and shall establish his or her remuneration and such other entitlements as it deems appropriate.

6.2 In accordance with Rules 7.1 and 7.2 of the Rules of Procedure of the Meeting of the Parties, the Executive Secretary shall appoint, direct, and supervise staff to positions as designated by the Meeting of the Parties, on the terms and conditions of employment provided for in these Regulations. .

6.3 Offers of appointment to the Secretariat may require the persons selected to undergo a medical examination and present a certificate stating that they have no medical condition that might prevent them from performing their duties or which might endanger the health of others. The medical examinations shall be at the expense of the Meeting of the Parties.

6.4 Upon selection, each prospective staff member shall receive an offer of appointment stating:

- (a) that the appointment is subject to the Staff Regulations applicable to the category of appointment in question, and to changes which may be duly made in such Regulations from time to time;
- (b) the nature of the appointment;
- (c) the date on which the staff member is required to commence duty;
- (d) the period of appointment, the notice required to terminate it and the period of probation;
- (e) the category, level, commencing rate of salary and the scale of increments and the maximum salary attainable;
- (f) the allowances attached to the appointment; and
- (g) any special terms and conditions which may be applicable.

6.5 Together with the offer of appointment, staff members shall be provided with a copy of these Regulations. Upon acceptance of the offer staff members shall state in writing that they are familiar with and accept the conditions set out in these Regulations.

REGULATION 7**LEAVE**

7.1 Staff members shall be entitled to accrue annual leave at the rate of two and half workdays for each full month of service. Annual leave is cumulative, but at the end of each calendar year, not more than 30 workdays may be carried over to the following year.

7.2 The taking of leave shall not cause undue disruption to normal Secretariat operations. In accordance with this principle, leave dates shall be subject to the needs of the Secretariat and the Meeting of the Parties. Leave dates shall be approved by the Executive Secretary who shall, as far as possible, bear in mind the personal circumstances, needs and preferences of staff members. The Chairperson of the Standing Committee on Administration and Finance (SCAF) shall approve the Executive Secretary's leave.

7.3 Until such time as the Meeting of the Parties appoints a Chairperson of the SCAF, the functions of the Chairperson of the SCAF described in these Regulations shall be carried out by the Chairperson of the Meeting of the Parties.

7.4 Annual leave may be taken in one or more periods. The total amount of annual leave taken in any calendar year shall not be longer than 45 days under any circumstances.

7.5 Any absence not approved within the terms of these Regulations shall be deducted from annual leave.

7.6 Staff members who, upon termination of their appointment, have accumulated annual leave that has not been taken shall receive the cash equivalent estimated on the basis of the last salary received.

No staff member shall be granted sick leave for a period of more than three consecutive days and more than a total of seven working days in any period of twelve months without producing a medical certificate. Non-certified absence in excess of the number of days specified in this article shall be deducted from the staff member's annual leave or, in the absence of sufficient annual leave, charged as leave without pay.

7.7 Staff members are entitled to sick leave, with an appropriate medical certificate, but such leave will not exceed twelve months in any four consecutive years. The first six months of such leave in this period of four years shall be on full salary, and the second six months shall be on half salary. No more than four months on full salary shall normally be granted in any period of twelve consecutive months.

7.8 Sick leave may also be used to care for a staff member's spouse, child or parent with a serious health condition.

7.9 After one year of employment in the Secretariat, eligible staff members shall be entitled to maternity leave for the birth of a child. The employee will be entitled to twelve weeks paid leave, up to six weeks of which may be taken prior to the expected due date of the child. During this period employees shall receive pay at a rate equal to their average pay for the last twelve months and corresponding allowances.

7.10 After one year of employment in the Secretariat, eligible staff members shall be entitled to up to eight weeks of paternity leave for the birth of a child. During this period employees shall receive pay at a rate equal to their average pay for the last twelve months and corresponding allowances.

7.11 Paid parental leave of eight weeks is available to employees who have assumed the care of a child they intend to adopt or foster to care for the newly placed child

7.12 Staff members shall be entitled to bereavement leave of up to five days upon the death of an immediate family member and up to three days for a relative other than an immediate family member. Reasonable travel time to and from destination will not be counted under these limits.

7.13 After 18 months of service the Secretariat shall pay travel expenses (payment of economy class air fares or equivalent transport costs, but not accommodation expenses, travel allowance or any other travel expenses) to the staff member's home country on annual leave for staff members (other than staff members who were resident in La Reunion at the time of appointment) and their spouse and dependants. Following this, home leave shall be granted at two-year intervals provided that:

- a) dependants of staff members are only entitled to have their travel expenses paid under this Regulation where they have resided in La Reunion for at least 6 months prior to travel; It is expected that staff members will return to the Secretariat to continue rendering their services for a minimum additional period of 6 months after returning from paid home leave. Where a staff member ceases employment within 6 months of returning from paid home leave, he or she shall repay the travel expenses paid by the Secretariat, unless the Meeting of the Parties decides otherwise.

7.14 Where a staff member's dependant child or children reside and are educated outside of La Reunion, then one return economy class flight each year between place of education and La Reunion may be accessed by:

- i. each dependant child being educated outside La Reunion, or
- ii. the staff member or spouse to visit the child if:
 - a. this visit occurs during a twelve month period in which home leave is not accessed; and
 - b. providing the journey is not made within the final six months of the contract

For the purpose of this paragraph the "place of education" is taken to be the recognised home.

7.15 The possibility of combining travel to home country on leave with official travel in Secretariat service may also be considered and approved by the Executive Secretary, or by the Chairperson of the SCAF in the case of leave for the Executive Secretary, provided the interests of the Meeting of the Parties are duly borne in mind.

7.16 Staff members shall be entitled to the statutory holidays in the host country and other holidays that may be designated by the host country's government from time to time, such as for national elections and other special circumstances. Applicable statutory holidays are described in Annex A of these Regulations.

7.17 If under special circumstances staff members are required to work on one of the aforementioned days the holiday shall be observed on another day to be set by the Executive Secretary, who shall take into account the needs of the Secretariat.

REGULATION 8

SOCIAL SECURITY

8.1

(a) It is a condition of employment that internationally recruited employees who are not eligible or choose not to access the social security system applying in the host country shall contribute to:

- (i) a recognized retirement fund;
- (ii) medical and hospital insurance cover, including for their spouse and dependants who are not eligible for publicly funded health services, and
- (iii) life and disability insurance cover.

(b) The Secretariat shall pay two-thirds of the total contribution of the retirement fund and the insurance premiums listed in the above subparagraph, up to the maximum percentage applying in the UN Secretariat from time to time of the total of the staff member's salary. Such payment shall be by way of reimbursement upon the production of receipts, or shall be paid direct together with the employee's contribution.

Staff members who are not internationally recruited shall have such terms and conditions to ensure that they are not disadvantaged

8.2 Staff members in both the professional category and general services category may be required to undergo further medical examinations from time to time as determined by the Executive Secretary or the Meeting of the Parties as the case may require. The medical examinations shall be at the expense of Secretariat.

8.3 In the event of death of a staff member following illness or surgery not resulting from an accident covered by the appropriate insurance, the right to salary and other corresponding benefits shall cease on the day on which death occurs, unless the deceased leaves a spouse and/or dependants, who shall be entitled to mortality allowances and return travel and removal expenses to country of origin, former residence or other agreed location if dependants are going to live with a relative in a different country at the expense of the Secretariat.

8.4 Eligibility of the dependants of a deceased staff member for the payment of return travel and removal expenses shall lapse if the travel is not undertaken within six months of the date of the staff member's death.

The Chairperson of the SCAF may extend this period in the case of special circumstances: e.g., to allow a dependent child to finish a school term.

8.5 The above mortality allowance referred to in regulation 8.3 shall be calculated in accordance with the following scale:

Years of Service	Months of Net Base Pay Salary Following Death
Less than 3 years	3 months
3 years and more, but less than 7 years	4 months
7 years and more, but less than 9 years	5 months
9 years and more	6 months

8.6 The Secretariat shall pay for shipment of the staff member's remains and personal effects from the place of death to the place designated by the spouse, next of kin, or other individual(s) designated by the staff member.

REGULATION 9

TRAVEL

9.1 All official travel by staff members shall be authorized by the Executive Secretary, or for travel by the Executive Secretary, by the Chairperson of the SCAF prior to being undertaken within the limits of the budget, and the itinerary shall be selected on the basis that is best suited for maximum effectiveness in the fulfillment of duties assigned. A summary of official travel and associated costs shall be presented to the Meeting of the Parties annually based on the last year of travel.

9.2 With regard to official travel, a travel allowance, generally consistent with UN practice, may be paid in advance for fares and daily living expenses. However, charges for hotel accommodations shall be reimbursed based on charges actually incurred.

9.3 Where possible, official travel should be planned well in advance to avoid incurring higher costs for airfares and other travel related cost. For land travel, first class or lower may be utilized. For air travel, only economy class shall be utilized wherever feasible, unless approved otherwise by the Executive Secretary or in the case of the Executive Secretary, with the approval from the Chairperson of the SCAF.]

9.4 Following completion of a duty journey, staff members shall repay any travel allowances to which, in the event, they were not entitled. Where staff members have incurred expenses above and beyond those for which travel allowances have been paid, they shall be reimbursed, against receipts and vouchers, as long as such expenses were necessarily incurred in pursuit of their official duties.

9.5 On taking up an appointment in the Professional Category each staff member shall be eligible for:

- (a) payment of economy class air fares (or equivalent) for him or herself, their spouse and dependants from their place of residence to the host country;
- (b) an Installation Grant calculated on the basis of the prevailing United Nations rate
- (c) payment of removal costs, including the shipment of personal effects and household goods from place of residence to the host country, subject to a maximum volume of 30 cubic meters or one international standard shipping container,
- (d) (d) payment or reimbursement of sundry other expenses related to relocation, including insurance of goods in transit and excess baggage charges subject to the prevailing relevant United Nations rules. Such payments shall be subject to prior approval by the Chairperson of the SCAF.

9.6 Staff members who, in the course of their duty, are required to use private motor vehicles for official travel purposes shall, with the prior authorization of the Executive Secretary (or, in the case of the Executive Secretary, the Chairperson of the SCAF), be entitled to receive a reimbursement of the costs involved in line with that available to members of the Government Service in La Reunion. The costs associated with normal daily travel to and from place of work shall not be reimbursed.

REGULATION 10

SEPARATION FROM SERVICE

10.1 Staff members may resign at any time upon giving at least three months notice or such lesser period as may be approved by the Executive Secretary (or, for resignation by the Executive Secretary, by the Meeting of the Parties).

10.2 In the event of a staff member resigning without giving the required notice, the Chairperson of the SCAF reserves the right to decide whether repatriation expenses or any other allowances shall be paid.

10.3 The Executive Secretary may terminate the appointment of a staff member (or, for termination of the Executive Secretary, by the Meeting of the Parties) by giving 3 months written notice, when that termination is due to restructuring of the Secretariat or of any of its constituent bodies, or if the Meeting of the Parties would decide to cease its functions. If at any time the Executive Secretary considers that a staff member does not give satisfactory service or fails to comply with the duties and obligations set out in these Rules, the staff member will receive a formal written warning. If the performance does not improve or the employee continues to fail to comply with the duties and obligations set out in the rules, the staff member will receive a second formal written warning and if necessary, other disciplinary action e.g. suspension, demotion) may

follow. If after the second formal written warning the staff member's performance does not improve to a satisfactory standard, the appointment of the staff member may be terminated upon written notice of one month in advance subject to the prior notification of the Executive Secretary.

10.3bis Notwithstanding paragraph 10.3, after consultation with the Chairperson of the Meeting of the Parties and the Chairperson of the SCAF, a staff member may be terminated summarily by the Executive Secretary (or, for termination of the Executive Secretary, by the Meeting of the Parties) if the staff member has committed a gross dereliction of his or her duties. For the purposes of these Regulations, a gross dereliction of duties includes (but is not limited to) theft, bullying, violence in the workplace, harassment, intentional breach of confidentiality or misappropriation of information. In the event of a separation of service due to a gross dereliction of duties, any benefits set out in paragraph 10.5 shall be at the sole discretion of the Chairperson of the Meeting of the Parties.

10.4 n the event of involuntary separation from service with the Secretariat, staff members shall be compensated at a rate of one month base pay for each year of service, beginning the second year, unless the cause of termination has been gross dereliction of duties imposed in Regulation 10.4.

10.5 On separation from service, a staff member shall, subject to Regulation 10.7 below, be entitled to the following:

- (a) payment of economy class air fares (or equivalent) to the staff member's country of origin or former residence for the staff member, their spouse and dependant members of his or her family; or, at the discretion of the Chairperson of the SCAF, payment of economy class airfares to a new country of residence unless payment of these costs is offered by the new employer.
- (b) payment of removal costs, including the shipment of personal effects and household goods from place of residence in the host country to the country of origin or former residence, subject to a maximum volume of 30 cubic meters or one international shipping container; or, at the discretion of the Chairperson of the SCAF, payment of removal costs to a new country of residence unless payment of these costs is offered by the new employer.
- (c) a repatriation allowance generally consistent with UN practice.

10.6 At the discretion of the Chairperson of the SCAF, the right to the repatriation expenses listed below may be cancelled or reduced appropriately if:

- (a) the staff member fails to provide the three months advance notice as specified in Regulation 10.1;
- (b) less than one year has elapsed between the date of taking up the appointment and the date of separation from service;
- (c) the reason for separation from service was termination of employment due to gross dereliction of duty;
- (d) more than six months has elapsed between the staff member's separation from service and his or her return to his or her country of origin or former residence;
- (e) less than six months has elapsed since the staff member last visited his or her country of origin or former residence on home leave at the expense of the Secretariat ; or
- (f) the staff member has applied for or received status as a permanent resident of the host country.

REGULATION 11

TEMPORARY PERSONNEL UNDER CONTRACT

11.1 The Executive Secretary may, subject to the approval of the Meeting of the Parties or its Chairperson and within the Secretariat's approved budget, contract temporary personnel necessary to discharge special duties in the service of the Secretariat and the Meeting of the Parties. Such personnel shall be classified as additional help and may be paid on an hourly basis.

11.2 Persons in this category may include translators, interpreters, typists, interns and other persons contracted for meetings, as well as those whom the Executive Secretary contracts for a specific task. Whenever possible, except in the case of interns, persons resident in La Reunion shall be utilized in such cases.

11.3: Notwithstanding paragraphs 11.1 and 11.2, ~~the Executive Secretary may, within the Secretariat's approved budget, recruit welcome in the SIOFA Secretariat a temporary intern (or trainee) into the SIOFA Secretariat once per semester for a period not exceeding 6 months. The intern~~ Executive Secretary shall select an intern from among candidates from CCPs who, at the end of the internship advertisement period, are enrolled in a postgraduate or equivalent degree program or have completed such a program within the 12 months immediately preceding the end of the advertisement period. will have to be following a higher education program, or to be in the semester immediately following its graduation from a higher education program. Priority shall be given to persons resident in La Reunion. In both cases, The specific details of the internship, including wage, duration, hours of work, confidentiality rules and duties ~~the intern's activities in the Secretariat will~~ shall be recorded in be legally framed by an internship agreement that shall be binding the three signed in parties: by the intern, the pedagogical institution of the intern, and the Secretariat Executive Secretary.- The MOP will be notified of the chosen person as soon as the agreement is signed by both parties. The purpose of this collaboration-internship shall will be:

(i) to enable the intern to develop ~~their its~~ professional skills and knowledge of the SIOFA in particular and about RFMOs in general.

(ii) to ~~assist discharge the SIOFA Secretariats in executing of some specific duties~~ tasks and activities, as determined by the Executive Secretary when needed. Each internship shall not exceed 6 months.

REGULATION 12

APPLICATION AND AMENDMENT OF REGULATIONS

12.1 Any doubts or disputes arising from application or interpretation of these Regulations shall be resolved by the Executive Secretary in consultation with the Meeting of the Parties.

In making any decisions as to the application or interpretation of these Regulations, the Executive Secretary will take account of the application or interpretation proposed by any relevant employee. However, any decision made by the Executive Secretary in respect of the interpretation of these Regulations, having consulted with the Meeting of the Parties and the relevant employee, will be final.

12.3 Situations involving the Executive Secretary shall be resolved by the Chairperson of the Meeting of the Parties in consultation with the Meeting of the Parties.

Matters not foreseen in these Staff Regulations that materially affect the operation of the Secretariat or the working conditions of the staff shall be brought to the attention of the Meeting of the Parties by the Executive Secretary.

Subject to the provisions of the Agreement, these Regulations may be amended by the Meeting of the Parties in accordance with its Rules of Procedure.

Annex A

1st January	New Year`s Day
	Easter Monday
1st May	Labor Day
8th May	Ascension Day
14th July	National Day
15th August	Assumption Day
1st November	All Saints Day
11th November	Victory 1918
20th December	Abolition of Slavery
25th December	Christmas

Staff regulationd (clean)

REGULATION 1

1.1 These Staff Regulations establish the fundamental principles of employment, regulate the working relationships and establish the rights and responsibilities of formally appointed employees who render their services in and receive remuneration from the Secretariat of the Southern Indian Ocean Fisheries Agreement.

1.3 For the purposes of these Regulations:

- (k) “Agreement” or “SIOFA” means the Southern Indian Ocean Fisheries Agreement;
- (l) “dependant” shall include only:
 - (vi) the staff member’s spouse if the spouse is not in paid employment;
 - (vii) any unsalaried child, who is born of, or adopted by, a staff member, his or her spouse, or their children, who is below the age of eighteen years and who is dependent on a staff member or his or her spouse for main and continuing support;
 - (viii) any child fulfilling the conditions laid down in paragraph (1(a) (ii)) above, but who is between eighteen and twenty-five years of age and is receiving school or university education or vocational training;
 - (ix) any child with a disability who is dependent on a staff member or his or her spouse for main and continuing support;
 - (x) any person for whose main and continuing support a staff member or his or her spouse is legally responsible as recognised by the national authorities of his or her home country before the time of the appointment.
- (m) “Executive Secretary” means the Executive Secretary of the Secretariat;
- (n) “host country” means Réunion Island, French Republic

- (o) "Meeting of the Parties" means the Meeting of the Parties to SIOFA, established by Article 5 of SIOFA;
- (p) "SCAF" means Standing Committee of Administration and Finance as provided for in Article 7 of SIOFA;
- (q) "Secretariat" means the Secretariat of SIOFA established by the Meeting of the Parties pursuant to Article 9 of SIOFA.
- (r) "SIOFA Parties" means the Contracting Parties to SIOFA, and Participating Fishing Entities as provided for in Article 15 of SIOFA and Rule 19 of the Rules of Procedure;
- (s) "spouse" means a husband or wife, a civil union partner or a de facto partner as recognized by the national authorities of his or her home country;
- (t) "staff members" means staff members of the Secretariat and the Executive Secretary.

1.3 These Regulations should be applied giving due regard to the geographical distribution of the SIOFA Parties.

REGULATION 2

DUTIES, OBLIGATIONS AND PRIVILEGES

2.1 Staff members are international civil servants. Upon accepting their appointments they pledge themselves to discharge their duties faithfully and to conduct themselves in the best interests of the Secretariat.

2.2 Staff members shall at all times conduct themselves in a manner consistent with the international nature of the Agreement. They shall always exercise the loyalty, discretion and tact imposed on them by their international responsibilities in the performance of their duties. They shall avoid all actions,

statements or public activities which might potentially be detrimental to the Secretariat, the Meeting of the Parties and the aims of the Agreement.

2.3 Staff members are not required to renounce either their national feelings or their political or religious convictions. In the application of these Regulations, any discrimination on the basis of sex, age, race, color, ethnic or social origin, religion or belief, political or other opinion, membership of a national minority, property, birth, sexual orientation or disability shall be prohibited.

2.4 In the performance of their duties, staff members shall neither seek nor accept instructions from any government or authority other than the Meeting of the Parties or the Executive Secretary. Staff members shall, however, cooperate fully at all times with the Competent Authorities of the French Republic in order to facilitate the proper administration of justice, secure the observance of police regulations and prevent any abuse of the privileges, immunities and facilities provided for in the headquarters agreement between the Government of the French Republic and the Secretariat.

2.5 Staff members shall observe maximum discretion regarding official matters and shall abstain from making private use of information they possess by reason of their position. Authorization for the release of information for official purposes shall lie with the Meeting of the Parties or the Executive Secretary, as the case may require.

2.6 Staff members shall, in general, have no employment other than with the Secretariat. In special cases, staff members may accept other employment, provided that it does not interfere or represent a conflict of interest with their duties in the Secretariat, and that prior authorization by the Executive Secretary has been obtained. Where the Executive Secretary wishes to accept other employment, prior authorization shall be obtained from the Meeting of the Parties.

2.7 No staff member may be associated in the management of a business, industry or other enterprise, or have a financial interest therein if, as a result of the official position held in the Secretariat, he or she may benefit from such association or interest.

2.8 Ownership of non-controlling stock in a company shall not be considered to constitute a financial interest within the meaning of Regulation 2.7.

2.9 Staff members shall enjoy the privileges and immunities to which they are entitled under the Agreement between the Government of the French Republic and the Secretariat of the Southern Indian Ocean Fisheries Agreement concerning the Headquarters of the Secretariat and its privileges and immunities in French Territory

REGULATION 3

HOURS OF WORK

The normal working day shall be eight hours, Monday through Friday, for a total of forty hours per week. These hours do not include breaks for meals.

3.2 The Executive Secretary shall establish the specific working hours and may, in consultation with staff members, alter them for the benefit of the Secretariat and the Meeting of the Parties as circumstances may require.

REGULATION 4

CLASSIFICATION OF STAFF

4.1 Staff members shall be classified in either of the two following United Nations (UN) categories:

(c) Professional Category

Positions of high responsibility of a managerial, professional, or scientific nature. These posts will be filled by appropriately qualified professionals, preferably with University qualifications or the equivalent. Staff members in this category will be recruited and publicised internationally.

(d) General Services Category

Auxiliary administrative and technical positions, including clerical, secretarial and other office personnel. Such staff shall be recruited from among citizens of SIOFA Parties, taking into account potential benefits that may occur from hiring staff locally.

4.2 Persons employed under Regulation 11 shall not be classified as staff members.

REGULATION 5

SALARIES AND OTHER REMUNERATION

5.1 The scale of salaries for staff members in the professional category shall be established by the Meeting of the Parties, taking into account the scales of salaries which would apply to officials of the United Nations Secretariat employed in the host country. Such salaries shall be paid in local currency of the host country.

5.2 Staff members in the general services category shall, in principle, be paid at rates equivalent to those paid in the national administration of the host country for staff of equivalent qualifications and experience, with such rates being established by the Meeting of the Parties. Such salaries shall be paid in the local currency of the host country.

5.3 The salaries of staff members shall be reviewed annually by the Meeting of the Parties taking into account , the performance of each staff member concerned and annual changes in the United Nations for professional category and the national administration for general services category. The promotion of the staff members from one salary scale to another requires the prior approval of the Meeting of the Parties.

5.4 Subject to these Regulations, the type of allowances available to staff members in the professional category shall, in principle, be those allowances in force in the United Nations. The scale of allowances shall be established in US dollars according to the corresponding scales of allowances which would apply to officials of the United Nations Secretariat in the host country and shall be paid in the local currency of the host country. However, education allowances for each dependant child shall not be paid:

- (a) in respect of children of staff members who are nationals of the host country;
- (b) in respect of attendance at a public (State) school of the host country;
- (c) for attendance at a public (State) University in the host country;
- (d) for correspondence courses or private tuition;
- (e) when schooling does not require regular attendance at an education institution;
- (f) in respect of education expenses covered from scholarship grants or subsidies from other sources.

5.5 Except for the maximum figure for education allowance, changes in salaries and allowances applied in the UN Secretariat shall be applied to the salaries and allowances of staff members in the professional category. The Meeting of the Parties shall review the system of applying these changes to salaries and allowances after it has been in operation for three years.

5.5bis Subject to paragraph 5.6, the Meeting of the Parties shall levy from each staff member's salary (and such other emoluments of staff members as are computed on the basis of salary) an amount for Staff Assessment. Staff assessment rates shall be those in force in the UN at the time of the relevant levy.

5.6 Staff members of the Secretariat subject to national income tax shall be eligible for reimbursement of the tax paid on his or her salary. Such arrangements shall be made only on the basis that the direct costs of reimbursement are paid by the staff member's home country. The Staff Assessment will not be levied in respect of employees who are subject to national taxes on income that cannot be reimbursed.

5.7 Staff members in the general services category required by the Executive Secretary to work more than 40 hours during one week will be compensated. The method of compensation will be determined by the Executive Secretary in consultation with the staff member and shall include one of the following options:

- (c) with compensatory leave equivalent to hours of overtime performed; or
- (d) by remuneration per overtime hour, to be estimated at the rate of time and a half, or if the additional time is worked on a Sunday, or on holidays listed in Regulation 7.14, at the rate of double time.

5.8 Staff members in the professional category are not entitled to overtime pay or compensatory leave.

5.9 The Secretariat shall pay duly justified and authorized representation expenses incurred by a staff member in the performance of his or her duties within the limits prescribed annually in the Budget.

5.10 Each staff member shall have their performance assessed annually by the Executive Secretary. The annual performance review of the Executive Secretary shall be completed by the Chairperson of the Meeting of the Parties on behalf of the Meeting of the Parties. A summary of the performance review will be provided to the Meeting of the Parties annually.

5.11 Staff members may receive annual increments at the discretion of the Executive Secretary (or, in respect of the Executive Secretary, the Meeting of the Parties) on the basis of satisfactory performance. There is no guarantee that any staff member's salary or wages will be increased. Increments shall cease once the staff member has reached the highest level in the category in which he or she is serving.

REGULATION 6

RECRUITMENT AND APPOINTMENT

6.1 The Meeting of the Parties shall appoint the Executive Secretary and shall establish his or her remuneration and such other entitlements as it deems appropriate.

6.2 In accordance with Rules 7.1 and 7.2 of the Rules of Procedure of the Meeting of the Parties, the Executive Secretary shall appoint, direct, and supervise staff to positions as designated by the Meeting of the Parties, on the terms and conditions of employment provided for in these Regulations. .

6.3 Offers of appointment to the Secretariat may require the persons selected to undergo a medical examination and present a certificate stating that they have no medical condition that might prevent

them from performing their duties or which might endanger the health of others. The medical examinations shall be at the expense of the Meeting of the Parties.

6.4 Upon selection, each prospective staff member shall receive an offer of appointment stating:

- (h) that the appointment is subject to the Staff Regulations applicable to the category of appointment in question, and to changes which may be duly made in such Regulations from time to time;
- (i) the nature of the appointment;
- (j) the date on which the staff member is required to commence duty;
- (k) the period of appointment, the notice required to terminate it and the period of probation;
- (l) the category, level, commencing rate of salary and the scale of increments and the maximum salary attainable;
- (m) the allowances attached to the appointment; and
- (n) any special terms and conditions which may be applicable.

6.5 Together with the offer of appointment, staff members shall be provided with a copy of these Regulations. Upon acceptance of the offer staff members shall state in writing that they are familiar with and accept the conditions set out in these Regulations.

REGULATION 7

LEAVE

7.1 Staff members shall be entitled to accrue annual leave at the rate of two and half workdays for each full month of service. Annual leave is cumulative, but at the end of each calendar year, not more than 30 workdays may be carried over to the following year.

7.2 The taking of leave shall not cause undue disruption to normal Secretariat operations. In accordance with this principle, leave dates shall be subject to the needs of the Secretariat and the Meeting of the Parties. Leave dates shall be approved by the Executive Secretary who shall, as far as possible, bear in mind the personal circumstances, needs and preferences of staff members. The Chairperson of the Standing Committee on Administration and Finance (SCAF) shall approve the Executive Secretary's leave.

7.3 Until such time as the Meeting of the Parties appoints a Chairperson of the SCAF, the functions of the Chairperson of the SCAF described in these Regulations shall be carried out by the Chairperson of the Meeting of the Parties.

7.4 Annual leave may be taken in one or more periods. The total amount of annual leave taken in any calendar year shall not be longer than 45 days under any circumstances.

7.5 Any absence not approved within the terms of these Regulations shall be deducted from annual leave.

7.6 Staff members who, upon termination of their appointment, have accumulated annual leave that has not been taken shall receive the cash equivalent estimated on the basis of the last salary received.

No staff member shall be granted sick leave for a period of more than three consecutive days and more than a total of seven working days in any period of twelve months without producing a medical certificate. Non-certified absence in excess of the number of days specified in this article shall be deducted from the staff member's annual leave or, in the absence of sufficient annual leave, charged as leave without pay.

7.7 Staff members are entitled to sick leave, with an appropriate medical certificate, but such leave will not exceed twelve months in any four consecutive years. The first six months of such leave in this period of four years shall be on full salary, and the second six months shall be on half salary. No more than four months on full salary shall normally be granted in any period of twelve consecutive months.

7.8 Sick leave may also be used to care for a staff member's spouse, child or parent with a serious health condition.

7.9 After one year of employment in the Secretariat, eligible staff members shall be entitled to maternity leave for the birth of a child. The employee will be entitled to twelve weeks paid leave, up to six weeks of which may be taken prior to the expected due date of the child. During this period employees shall receive pay at a rate equal to their average pay for the last twelve months and corresponding allowances.

7.10 After one year of employment in the Secretariat, eligible staff members shall be entitled to up to eight weeks of paternity leave for the birth of a child. During this period employees shall receive pay at a rate equal to their average pay for the last twelve months and corresponding allowances.

7.11 Paid parental leave of eight weeks is available to employees who have assumed the care of a child they intend to adopt or foster to care for the newly placed child

7.12 Staff members shall be entitled to bereavement leave of up to five days upon the death of an immediate family member and up to three days for a relative other than an immediate family member. Reasonable travel time to and from destination will not be counted under these limits.

7.13 After 18 months of service the Secretariat shall pay travel expenses (payment of economy class air fares or equivalent transport costs, but not accommodation expenses, travel allowance or any other

travel expenses) to the staff member's home country on annual leave for staff members (other than staff members who were resident in La Reunion at the time of appointment) and their spouse and dependants. Following this, home leave shall be granted at two-year intervals provided that:

a) dependants of staff members are only entitled to have their travel expenses paid under this Regulation where they have resided in La Reunion for at least 6 months prior to travel; It is expected that staff members will return to the Secretariat to continue rendering their services for a minimum additional period of 6 months after returning from paid home leave. Where a staff member ceases employment within 6 months of returning from paid home leave, he or she shall repay the travel expenses paid by the Secretariat, unless the Meeting of the Parties decides otherwise.

7.14 Where a staff member's dependant child or children reside and are educated outside of La Reunion, then one return economy class flight each year between place of education and La Reunion may be accessed by:

- iii. each dependant child being educated outside La Reunion, or
- iv. the staff member or spouse to visit the child if:
 - a. this visit occurs during a twelve month period in which home leave is not accessed; and
 - b. providing the journey is not made within the final six months of the contract

For the purpose of this paragraph the "place of education" is taken to be the recognised home.

7.15 The possibility of combining travel to home country on leave with official travel in Secretariat service may also be considered and approved by the Executive Secretary, or by the Chairperson of the SCAF in the case of leave for the Executive Secretary, provided the interests of the Meeting of the Parties are duly borne in mind.

7.16 Staff members shall be entitled to the statutory holidays in the host country and other holidays that may be designated by the host country's government from time to time, such as for national elections and other special circumstances. Applicable statutory holidays are described in Annex A of these Regulations.

7.17 If under special circumstances staff members are required to work on one of the aforementioned days the holiday shall be observed on another day to be set by the Executive Secretary, who shall take into account the needs of the Secretariat.

REGULATION 8

SOCIAL SECURITY

8.1

- (c) It is a condition of employment that internationally recruited employees who are not eligible or choose not to access the social security system applying in the host country shall contribute to:
- (iv) a recognized retirement fund;
 - (v) medical and hospital insurance cover, including for their spouse and dependants who are not eligible for publicly funded health services, and
 - (vi) life and disability insurance cover.
- (d) The Secretariat shall pay two-thirds of the total contribution of the retirement fund and the insurance premiums listed in the above subparagraph, up to the maximum percentage applying in the UN Secretariat from time to time of the total of the staff member's salary. Such payment shall be by way of reimbursement upon the production of receipts, or shall be paid direct together with the employee's contribution.

Staff members who are not internationally recruited shall have such terms and conditions to ensure that they are not disadvantaged

8.2 Staff members in both the professional category and general services category may be required to undergo further medical examinations from time to time as determined by the Executive Secretary or the Meeting of the Parties as the case may require. The medical examinations shall be at the expense of Secretariat.

8.3 In the event of death of a staff member following illness or surgery not resulting from an accident covered by the appropriate insurance, the right to salary and other corresponding benefits shall cease on the day on which death occurs, unless the deceased leaves a spouse and/or dependants, who shall be entitled to mortality allowances and return travel and removal expenses to country of origin, former residence or other agreed location if dependants are going to live with a relative in a different country at the expense of the Secretariat.

8.4 Eligibility of the dependants of a deceased staff member for the payment of return travel and removal expenses shall lapse if the travel is not undertaken within six months of the date of the staff member's death. The Chairperson of the SCAF may extend this period in the case of special circumstances: e.g., to allow a dependent child to finish a school term.

8.5 The above mortality allowance referred to in regulation 8.3 shall be calculated in accordance with the following scale:

Years of Service	Months of Net Base Pay Salary Following Death
Less than 3 years	3 months
3 years and more, but less than 7 years	4 months

7 years and more, but less than 9 years 5 months

9 years and more 6 months

8.6 The Secretariat shall pay for shipment of the staff member's remains and personal effects from the place of death to the place designated by the spouse, next of kin, or other individual(s) designated by the staff member.

REGULATION 9

TRAVEL

9.1 All official travel by staff members shall be authorized by the Executive Secretary, or for travel by the Executive Secretary, by the Chairperson of the SCAF prior to being undertaken within the limits of the budget, and the itinerary shall be selected on the basis that is best suited for maximum effectiveness in the fulfillment of duties assigned. A summary of official travel and associated costs shall be presented to the Meeting of the Parties annually based on the last year of travel.

9.2 With regard to official travel, a travel allowance, generally consistent with UN practice, may be paid in advance for fares and daily living expenses. However, charges for hotel accommodations shall be reimbursed based on charges actually incurred.

9.3 Where possible, official travel should be planned well in advance to avoid incurring higher costs for airfares and other travel related cost. For land travel, first class or lower may be utilized. For air travel, only economy class shall be utilized wherever feasible, unless approved otherwise by the Executive Secretary or in the case of the Executive Secretary, with the approval from the Chairperson of the SCAF.]

9.4 Following completion of a duty journey, staff members shall repay any travel allowances to which, in the event, they were not entitled. Where staff members have incurred expenses above and beyond those for which travel allowances have been paid, they shall be reimbursed, against receipts and vouchers, as long as such expenses were necessarily incurred in pursuit of their official duties.

9.5 On taking up an appointment in the Professional Category each staff member shall be eligible for:

- (e) payment of economy class air fares (or equivalent) for him or herself, their spouse and dependants from their place of residence to the host country;
- (f) an Installation Grant calculated on the basis of the prevailing United Nations rate
- (g) payment of removal costs, including the shipment of personal effects and household goods from place of residence to the host country, subject to a maximum volume of 30 cubic meters or one international standard shipping container,
- (h) (d) payment or reimbursement of sundry other expenses related to relocation, including insurance of goods in transit and excess baggage charges subject to the prevailing relevant United Nations rules. Such payments shall be subject to prior approval by the Chairperson of the SCAF.

9.6 Staff members who, in the course of their duty, are required to use private motor vehicles for official travel purposes shall, with the prior authorization of the Executive Secretary (or, in the case of the Executive Secretary, the Chairperson of the SCAF), be entitled to receive a reimbursement of the costs involved in line with that available to members of the Government Service in La Reunion. The costs associated with normal daily travel to and from place of work shall not be reimbursed.

REGULATION 10

SEPARATION FROM SERVICE

10.1 Staff members may resign at any time upon giving at least three months notice or such lesser period as may be approved by the Executive Secretary (or, for resignation by the Executive Secretary, by the Meeting of the Parties).

10.2 In the event of a staff member resigning without giving the required notice, the Chairperson of the SCAF reserves the right to decide whether repatriation expenses or any other allowances shall be paid.

10.3 The Executive Secretary may terminate the appointment of a staff member (or, for termination of the Executive Secretary, by the Meeting of the Parties) by giving 3 months written notice, when that termination is due to restructuring of the Secretariat or of any of its constituent bodies, or if the Meeting of the Parties would decide to cease its functions. If at any time the Executive Secretary considers that a staff member does not give satisfactory service or fails to comply with the duties and obligations set out in these Rules, the staff member will receive a formal written warning. If the performance does not improve or the employee continues to fail to comply with the duties and obligations set out in the rules, the staff member will receive a second formal written warning and if necessary, other disciplinary action e.g. suspension, demotion) may follow. If after the second formal written warning the staff member's performance does not improve to a satisfactory standard, the appointment of the staff member may be terminated upon written notice of one month in advance subject to the prior notification of the Executive Secretary.

10.3bis Notwithstanding paragraph 10.3, after consultation with the Chairperson of the Meeting of the Parties and the Chairperson of the SCAF, a staff member may be terminated summarily by the Executive Secretary (or, for termination of the Executive Secretary, by the Meeting of the Parties) if the staff member has committed a gross dereliction of his or her duties. For the purposes of these Regulations, a gross dereliction of duties includes (but is not limited to) theft, bullying, violence in the workplace, harassment, intentional breach of confidentiality or misappropriation of information. In the event of a separation of service due to a gross dereliction of duties, any benefits set out in paragraph 10.5 shall be at the sole discretion of the Chairperson of the Meeting of the Parties.

10.4 In the event of involuntary separation from service with the Secretariat, staff members shall be compensated at a rate of one month base pay for each year of service, beginning the second year, unless the cause of termination has been gross dereliction of duties imposed in Regulation 10.4.

10.5 On separation from service, a staff member shall, subject to Regulation 10.7 below, be entitled to the following:

- (d) payment of economy class air fares (or equivalent) to the staff member's country of origin or former residence for the staff member, their spouse and dependant members of his or her family; or, at the discretion of the Chairperson of the SCAF, payment of economy class airfares to a new country of residence unless payment of these costs is offered by the new employer.
- (e) payment of removal costs, including the shipment of personal effects and household goods from place of residence in the host country to the country of origin or former residence, subject to a maximum volume of 30 cubic meters or one international shipping container; or, at the discretion of the Chairperson of the SCAF, payment of removal costs to a new country of residence unless payment of these costs is offered by the new employer.
- (f) a repatriation allowance generally consistent with UN practice.

10.6 At the discretion of the Chairperson of the SCAF, the right to the repatriation expenses listed below may be cancelled or reduced appropriately if:

- (g) the staff member fails to provide the three months advance notice as specified in Regulation 10.1;
- (h) less than one year has elapsed between the date of taking up the appointment and the date of separation from service;
- (i) the reason for separation from service was termination of employment due to gross dereliction of duty;
- (j) more than six months has elapsed between the staff member's separation from service and his or her return to his or her country of origin or former residence;
- (k) less than six months has elapsed since the staff member last visited his or her country of origin or former residence on home leave at the expense of the Secretariat ; or
- (l) the staff member has applied for or received status as a permanent resident of the host

country.

REGULATION 11

TEMPORARY PERSONNEL UNDER CONTRACT

11.1 The Executive Secretary may, subject to the approval of the Meeting of the Parties or its Chairperson and within the Secretariat's approved budget, contract temporary personnel necessary to discharge special duties in the service of the Secretariat and the Meeting of the Parties. Such personnel shall be classified as additional help and may be paid on an hourly basis.

11.2 Persons in this category may include translators, interpreters, typists, interns and other persons contracted for meetings, as well as those whom the Executive Secretary contracts for a specific task. Whenever possible, **except in the case of interns**, persons resident in La Reunion shall be utilized in such cases.

11.3: Notwithstanding paragraphs 11.1 and 11.2, the Executive Secretary may, within the Secretariat's approved budget, recruit a temporary intern to the SIOFA Secretariat for a period not exceeding 6 months. The Executive Secretary shall select the intern from among candidates from CCPs who, at the end of the internship advertisement period, are enrolled in a postgraduate or equivalent degree program or have completed such a program within the 12 months immediately preceding the end of the advertisement period. The specific details of the internship, including wage, duration, hours of work and duties shall be recorded in an internship agreement that shall be signed by the intern and the Executive Secretary. The MOP will be notified of the chosen person as soon as the agreement is signed by both parties. The purpose of the internship shall be:

(i) to enable the intern to develop their skills and knowledge of the SIOFA in particular and about RFMOs in general.

(ii) to assist the SIOFA Secretariat in executing specific tasks and activities, as determined by the Executive Secretary.

(i) to enable the intern to develop their skills and knowledge of the SIOFA in particular and about RFMOs in general.

(ii) to assist the SIOFA Secretariat in executing specific tasks and activities, as determined by the Executive Secretary.

REGULATION 12

APPLICATION AND AMENDMENT OF REGULATIONS

12.1 Any doubts or disputes arising from application or interpretation of these Regulations shall be resolved by the Executive Secretary in consultation with the Meeting of the Parties.

In making any decisions as to the application or interpretation of these Regulations, the Executive Secretary will take account of the application or interpretation proposed by any relevant employee. However, any decision made by the Executive Secretary in respect of the interpretation of these Regulations, having consulted with the Meeting of the Parties and the relevant employee, will be final.

12.3 Situations involving the Executive Secretary shall be resolved by the Chairperson of the Meeting of the Parties in consultation with the Meeting of the Parties.

Matters not foreseen in these Staff Regulations that materially affect the operation of the Secretariat or the working conditions of the staff shall be brought to the attention of the Meeting of the Parties by the Executive Secretary.

Subject to the provisions of the Agreement, these Regulations may be amended by the Meeting of the Parties in accordance with its Rules of Procedure.

Annex A

1st January	New Year`s Day
	Easter Monday
1st May	Labor Day
8th May	Ascension Day
14th July	National Day
15th August	Assumption Day
1st November	All Saints Day
11th November	Victory 1918
20th December	Abolition of Slavery
25th December	Christmas

Annex

POLICY FOR INTERNSHIPS

A. PURPOSE

This document provides administrative guidance for internships in the SIOFA Secretariat. This policy is adopted as a complementary document to the SIOFA Staff Regulation 11.3.

The SIOFA Meeting of the Parties recognizes the mutual benefits of offering internships in the SIOFA Secretariat. Internships:

1. Expose talented postgraduate students and ~~employees-recent graduates of postgraduate or equivalent degree programmes~~ to SIOFA work and provide them with an opportunity to further develop their skills.
2. Provide the Secretariat and SIOFA in general with the opportunity to accomplish additional tasks and activities that may not be supported by regular resources, including meeting support.

B. DEFINITION

1. An intern is a person ~~from a CCP who is completing, or has recently completed, a postgraduate or equivalent degree program~~ who is undertaking an internship in the SIOFA Secretariat in accordance with SIOFA Staff Regulation 11.3, the terms of this policy and ~~these requirements tasks and activities as~~ set out by the SIOFA Executive Secretary.

C. GENERAL RULES

1. Prior to commencing in the Secretariat, interns will be required to sign a confidentiality agreement to ensure that the Meeting of the Parties and the Secretariat's confidential information remains secure, both for the duration of the internship, as applicable, and beyond.

2. Interns are responsible for obtaining their visa and any other legal requirements according to applicable domestic law of France.

3. the SIOFA will not be responsible for the coverage of the intern's travel costs to and from their place of residence to the Secretariat head office, nor for their accommodation costs.

4. It is expected that interns will have a good working level of spoken and written French and English, such that they can participate in the work of the Secretariat. Knowledge of French will be considered an asset. Interns will also be expected to have strong IT skills and to show a sense of initiative.

5. All rights to any work done by the interns in the performance of his/her/their duties in the SIOFA Secretariat are the property of SIOFA.

6. If an intern intends to publish, whether alone or with others, any text on a matter relating to the work of SIOFA, he/she will inform the Executive Secretary and the Chairperson of the Meeting of the Parties in advance. The Executive Secretary and Chairperson will have the right to object to the publication if, in their reasonable judgement, the publication is liable seriously to prejudice the legitimate interests of the SIOFA and/or any of its CCPs or CNCs.

D. PLACEMENT OF INTERNS IN THE SIOFA SECRETARIAT

1. The intern will be employed under SIOFA Staff Regulation ~~rule~~ 11 for Temporary Personnel under Contract and therefore shall not be classified as staff members as specified in ~~rule~~ Regulation 4.2. However, as provided in rule Regulation 11.23 "Priority shall be given to [...] whenever possible, persons resident in La Reunion shall be utilized in such cases."

2. Despite this classification, interns will observe the following Staff Regulations:

a) Regulations 2.1 – 2.8 with respect to duties, discretion and confidentiality.

b) Regulation 3 with respect to hours of work. Due to the French law, only Paragraph 3.1 will apply ~~for to~~ the intern ~~only~~, with a modification as follows: *"The normal working day shall be **seven hours**, Monday through Friday, for a total of **thirty-five** hours per week. These hours do not include breaks for meals"*.

c) Regulations 7.1, 7.5, 7.6, 7.7, 7.12, 7.16, 7.17 with respect to leaves.

d) ~~Regulation 12 with respect to health and safety.~~

2. Internships must be foreseen in the budget.

3. Internships do not automatically lead to a direct appointment as employee of the Organization.

4. Each intern will receive a net -internship allowance of a maximum of 10.15€ ~~brut~~ per hour , ~~according with the arrangements between the Executive Secretary, the intern and the intern's educational institution.~~

5. All internships will be advertised on the SIOFA website for at least 45 days together with the duties and responsibilities of the intern, the conditions applicable to the post, including possible deadlines and other procedural requirements. Internships may be advertised either as general internships or for specific subject areas (for example, fisheries science/management, legal, data analysis, etc).

6. No more than two internships will be offered per year. In order to facilitate rotation, the maximum duration of the internship will not exceed 6 months. In the case of the early termination of an internship, a replacing intern can be recruited within the same internship period.

6a. Only persons enrolled in or having completed a postgraduate or equivalent degree program within 12 months of the end of the internship advertisement period shall be eligible for the internship.

7. The Executive Secretary will review the applications received within 15 days of the close of the advertisement period.

8. In considering the applications, the Executive Secretary will bear in mind the skills and experience of each applicant, the operational needs of the Secretariat and the overall benefits to the Meeting of the Parties. The Executive Secretary may decide not to appoint any intern.

9. The Executive Secretary will inform the Meeting of the Parties of the outcome of the application process, including the basis of the decisions.

10.The Executive Secretary will set out the specific details of the internship, including wage, duration, hours of work and duties, in writing to the intern in accordance with this policy and any applicable Staff Regulations. The intern will be asked to record, in writing, their acceptance of these terms and commitment to this policy.

11.Interns will be included in any Public Liability provisions under the SIOFA Secretariat's insurance policy.

Annex R Policy for internships (clean version)

POLICY FOR INTERNSHIPS

A. PURPOSE

This document provides administrative guidance for internships in the SIOFA Secretariat. This policy is adopted as a complementary document to the SIOFA Staff Regulation 11.3.

The SIOFA Meeting of the Parties recognizes the mutual benefits of offering internships in the SIOFA Secretariat. Internships:

- 1.Expose talented postgraduate students and recent graduates of postgraduate or equivalent degree programmes to SIOFA work and provide them with an opportunity to further develop their skills.
- 2.Provide the Secretariat and SIOFA in general with the opportunity to accomplish additional tasks and activities that may not be supported by regular resources, including meeting support.

B. DEFINITION

1. An intern is a person from a CCP who is undertaking an internship in the SIOFA Secretariat in accordance with SIOFA Staff Regulation 11.3, the terms of this policy and the tasks and activities set out by the SIOFA Executive Secretary.

C. GENERAL RULES

- 1.Prior to commencing in the Secretariat, interns will be required to sign a confidentiality agreement to ensure that the Meeting of the Parties and the Secretariat's confidential information remains secure, both for the duration of the internship, as applicable, and beyond.
2. Interns are responsible for obtaining their visa and any other legal requirements according to applicable domestic law of France.

3. The SIOFA will not be responsible for the coverage of the intern's travel costs to and from their place of residence to the Secretariat head office, nor for their accommodation costs.
4. It is expected that interns will have a good working level of spoken and written English, such that they can participate in the work of the Secretariat. Knowledge of French will be considered an asset. Interns will also be expected to have strong IT skills and to show a sense of initiative.
5. All rights to any work done by the interns in the performance of their duties in the SIOFA Secretariat are the property of SIOFA.

6. If an intern intends to publish, whether alone or with others, any text on a matter relating to the work of SIOFA, he/she will inform the Executive Secretary and the Chairperson of the Meeting of the Parties (if any) in advance. The Executive Secretary and Chairperson will have the right to object to the publication if, in their reasonable judgement, the publication is liable seriously to prejudice the legitimate interests of the SIOFA and/or any of its CCPs or CNCs.

D. PLACEMENT OF INTERNS IN THE SIOFA SECRETARIAT

1. The intern will be employed under SIOFA Staff Regulation 11 for Temporary Personnel under Contract and therefore shall not be classified as staff members as specified in Regulation 4.2.

2. Despite this classification, interns will observe the following Staff Regulations:
 - a) Regulations 2.1 – 2.8 with respect to duties, discretion and confidentiality.
 - b) Regulation 3 with respect to hours of work. Due to the French law, only Paragraph 3.1 will apply to the intern, with a modification as follows: "The normal working day shall be seven hours, Monday through Friday, for a total of thirty-five hours per week. These hours do not include breaks for meals".
 - c) Regulations 7.1, 7.5, 7.6, 7.7, 7.12, 7.16, 7.17 with respect to leaves.

3. Internships must be foreseen in the budget.

4. Internships do not automatically lead to a direct appointment as an employee of the Organization.

5. Each intern will receive a net internship allowance of a maximum of 10.15€ per hour.

6. All internships will be advertised on the SIOFA website for at least 45 days together with the duties and responsibilities of the intern, the conditions applicable to the post, including possible

deadlines and other procedural requirements. Internships may be advertised either as general internships or for specific subject areas (for example, fisheries science/management, legal, data analysis, etc).

7. No more than two internships will be offered per year. In order to facilitate rotation, the maximum duration of the internship will not exceed 6 months. In the case of the early termination of an internship, a replacing intern can be recruited within the same internship period.

7. Only persons enrolled in or having completed a postgraduate or equivalent degree program within 12 months of the end of the internship advertisement period will be eligible for the internship.

8. The Executive Secretary will review the applications received within 15 days of the close of the advertisement period.

9. In considering the applications, the Executive Secretary will bear in mind the skills and experience of each applicant, the operational needs of the Secretariat and the overall benefits to the Meeting of the Parties. The Executive Secretary may decide not to appoint any intern.

10. The Executive Secretary will inform the Meeting of the Parties of the outcome of the application process, including the basis of the decisions.

11. The Executive Secretary will set out the specific details of the internship, including wage, duration, hours of work and duties, in writing to the intern in accordance with this policy and any applicable Staff Regulations. The intern will be asked to record, in writing, their acceptance of these terms and commitment to this policy.

12. Interns will be included in any Public Liability provisions under the SIOFA Secretariat's insurance policy.

Annex S

Amendments to SIOFA Consultant Recruitment Procedure

Appendix 1: Recruitment Procedure

Background

1. The SIOFA Secretariat endeavours to recruit the best possible professional consultants to conduct work and activities approved by the Meeting of the Parties.

Purpose

2. The purpose of this procedure is to provide clear principles and a procedure for recruiting consultants to conduct work for SIOFA.

Considerations

3. Consultants are generally engaged to perform functions for which SIOFA has a temporary but not continuous need. They may be recruited to perform functions of an advisory or consultative nature, for which they have the requisite academic background and/or relevant work experience.

4. To ensure that situations relating to potential and actual conflict of interests are avoided, persons falling into the following categories may not normally be considered for SIOFA consultancy:

- i. any person designated as a designated representative or alternate representative of a CCP to the Meeting of Parties (MOP) as per Rule 3.1 of the Rules of Procedure, and to the SC and any other subsidiary bodies of the MOP, as per Rule 21.3 of the Rules of Procedure;
- ii. any person fulfilling the function of Chair or Vice-Chair of the MOP or Chair or Vice-Chair of a SIOFA subsidiary body or working group;
- iii. any person acting as a member of a delegation involved in the SIOFA decision-making process resulting in recommendations and/or approval for the SIOFA work requiring the engagement of a consultant; and
- iv. individuals who were SIOFA Secretariat staff members at the time when the recommendations and/or approval for the SIOFA works were adopted -on 1st of January in the previous or current year-or who are members of immediate family (e.g., spouse or partner, father, mother, son, daughter, brother, or sister) of any Secretariat staff member or of the persons identified in 4 (i), (ii), and (iii).

5. Exclusion from selection of individuals identified in paragraph 4 is to avoid a situation in which an individual may be in a position to derive personal benefit from actions or decisions made in their official capacity.

6. Exceptionally, in the best interests of meeting SIOFA objectives, where it is considered that a person identified in paragraph 4 would be the best possible professional consultant to conduct the work being required, approval from the SIOFA Meeting of the Parties may be sought. Only with the approval of the Meeting of the Parties can they be engaged as a consultant to undertake SIOFA activities.

Steps to support recruitment

Step	Responsibility

Recommendation from a SIOFA subsidiary body for work/activities that need to be conducted for the benefit of SIOFA	Subsidiary body Committee
Approval for the work to be conducted and associated budget. Allocation of a unique identification code for the project by the Secretariat (e.g., ALF2020-01 [Ageing of alfonsino]) to be used on all ToR, correspondence, contracts, reports, data requests, and data storage associated with the project.	Meeting of the Parties Secretariat
Terms of Reference (ToR) to be developed and approved. Project manager to be identified with the ToR	Chairperson(s) of the SC and <u>/or</u> other relevant Subsidiary body(ies), and Secretariat
Consultancy to be advertised on the SIOFA website for minimum 3 weeks and to be circulated to Official Contacts for additional distribution.	Secretariat
Candidates to submit an application containing the relevant information	Candidates
<p>Short listing and selection using an agreed set of selection criteria. The selection criteria will be developed by the evaluation panel along with the project manager, the Secretariat and the Chairpersons of the SC and/or other relevant subsidiary body(ies), and will appear in the ToR for the project.</p> <p>-Selection criteria will include <u>at least</u>: adequate submission of information to allow the panel to evaluate the candidate, evaluation of the proposal from the candidate and their ability to undertake and complete the analyses or work required in the ToR, the candidate's agreement with confidentiality provisions required for the project, acceptable conflict of interest statement, and agreement with the data submission and intellectual property terms required for a contract.</p>	<p>Project manager, Chairperson(s) of the SC and <u>/or</u> other relevant Subsidiary body(ies), and Secretariat.</p> <p>The evaluation panel shall be composed of at least 4 members. Each panel member shall declare any actual or potential conflicts of interest, including any personal or financial relationships in relation to any of the candidates.</p> <p>If, in the opinion of any other member of the evaluation panel, this creates an actual conflict of interest, that Member must withdraw from the panel. They will be replaced by another person from CCP delegations of the relevant subsidiary body, chosen by the remaining Members of the panel, who will also have the technical skills enabling them to judge the candidate's application.</p>

Meeting of the Parties approval if required in accordance with paragraph 6	Secretariat and Meeting of the Parties
Contract to be developed and approved.	Project manager, Chairperson(s) of the SC and/or other relevant Subsidiary body(ies), and Secretariat
Contract signed	Selected consultant and Secretariat

ANNEXES

I. Template for ToR

It should be noted here that an SC example has been used here, and the CC/Secretariat could use this to adapt TOR's where required for CC work.

II. Model Text for SIOFA Website Advertisement

III. Example criteria for selection process

IV. Template for Consultants Contract

V. Model text for email acknowledging receipt of an application for a consultancy work

VI. Model Acceptance Letter

VII. Model Rejection Letter

Annex 1 - TERMS OF REFERENCE (TOR) FOR THE PROVISION OF SCIENTIFIC SERVICES TO SIOFA [NAME OF RELEVANT SUBSIDIARY BODY OR WORKING GROUP]

[TITLE OF THE PROJECT]

Southern Indian Ocean Fisheries Agreement (SIOFA) calls for a short-term consultancy to implement Scoping Study for [Title of the Project].

1. INTRODUCTION

[Background to the project, report reference identifying an agreed requirement for the project, why the work is needed, what will the results be used for etc. Example follows]

SIOFA CMM2018/01 directs the Scientific Committee (SC) to provide advice and recommendations to the Meeting of Party (MoP) on the status of stocks of principal deep-sea fishery resources (orange roughy, alfonsino and Patagonian toothfish) by the end of SC 2019 (March 29, 2019). In 2018, SC03 completed advice on stock assessments for orange roughy. In 2018/2019, the SC needs to complete this work for alfonsino and Patagonian toothfish, as described in the SC Operational work plan 2018-2021 (Annex M, SC3). In this regard, SC03 adopted Scoping Study (*) to be conducted by Consultants to investigate available information for stock assessments and managements (alfonsino and Patagonian toothfish), so that suitable stock assessment models can be selected and consequently reliable advice on stock status and managements can be provided. This is Term of Reference (ToR) for a Consultant to do the Scoping Study for Patagonian toothfish.

2. TOR FOR [TITLE OF THE PROJECT]

[General Explanation of the work to be conducted followed by a list of precise objectives and outputs. Example follows]

The Consultant should **collect and compile available (historical) information** of Patagonian toothfish for the stock assessments and to inform the SERWG and SC considerations. This work should be done in conjunction with the SIOFA Secretariat, SC Chair person, Co-chair of the stock assessment in SERA-WG the project manager and parties to the extent possible. Fisheries-related information should cover not only commercial fisheries but also surveys, research cruises and other relevant activities. Information should be as detailed and at the finest spatial and temporal scale possible.

2.1 Fisheries information (SIOFA Area)

- Description of the fisheries (past and present) including number of fishing vessels operated by country, gear type, area, etc.; and
- Catch and bycatch by country, gear, area (log*lat), year, month, day, set etc.

2.2 Abundance related information (SIOFA Area)

- CPUE (catch and effort data) by country, gear, area (log*lat), year, month, day, set etc. Different types of effort need to be investigated.

2.3 Stock assessment information in CCAMLR

Collect CCAMLR stock assessment information relating to the SIOFA CA, including biological information, stock structure, harvest control rules, reference points, management measures and data poor method (CPUE by sea-bed area method).

2.4 Biological information (SIOFA Area)

Following information need to be collected in SIOFA Area:

- Size/length data;
- Length and weight data;
- Sex data;
- Gonad/Maturity data;
- Fecundity information;
- Otoliths;
- Stock structure information (Genetic studies); and
- Other biological information

3. SOURCE OF INFORMATION (REFERENCES)

Following are important sources of information and references for the Consultant:

- SIOFA Parties are a key information source and the Secretariat and the Project Manager will help the Consultant contacting Parties and seek their inputs;
- [List all key sources of information]

4. SUBMISSION OF THE INFORMATION AND CONFIDENTIALITY

The Consultant should submit all the information collected to the SIOFA Secretariat (including that sourced from the Secretariat).

A copy of all electronic data files, analysis code, and methods shall be submitted to the SIOFA Secretariat before final payment of the contract is made to the consultant. The ownership, storage, or disposal of physical samples shall be a part of the consultant proposal and any arrangements for ownership, storage, or disposal of physical samples shall be agreed to the satisfaction of SIOFA as a part of the contract.

All Intellectual Property generated as a part of this contract shall become the property of SIOFA unless otherwise excluded in the proposal and agreed by SIOFA in the contract. In cases where SIOFA agrees that Intellectual Property rights are not passed to SIOFA, provision should be made for the use of any Intellectual Property for the purposes of scientific review and transparency following the conclusion of the contract.

The consultant shall not release confidential data provided for conducting this study to any person or any organisation, other than SIOFA Secretariat. Such information will remain the property of the SIOFA Secretariat, and subject to agreements by data providers and owners may be used for future SIOFA activities subject to SIOFA confidential rules in force.

The consultant shall return and delete all the confidential data obtained as a part of the contract once a copy of all data and analysis files has been submitted and accepted by SIOFA, and immediately after the conclusion of the contract.

5. REPORT

The Consultant shall make at least one report of the [Project Title] including followings points:

- Detail descriptions on the information collected;
- Data catalogue (inventory) of the information collected;
- Maps, Figures, Tables, Pictures, Diagrams and Illustrations as much as possible for anyone to understand contents easily;
- Methods and detailed descriptions of analyses in a manner that allows for scientific review and scientific reproducibility;
- Location and access for any data collections that are produced from this project;
- Advice and recommendations on future work; and
- Executive summary.

Refer to timeline (Table 1) on the submission schedule.

6. PAYMENTS (refer to the timeline, Table 1)

The SIOFA Secretariat will pay [amounts payable at identified milestones and any conditions of payment] in accordance with Payment Terms to be provided in the contract.

7. [ADDITIONAL POINTS AS REQUIRED]

8. SUBMISSION OF APPLICATION

Announcement of Call for the Consultant will be placed in the SIOFA home page during [date from – date to] and will be circulated to all Cooperating and Contacting Parties (CCPs).

The applicants should submit a proposal that contains the following:

- An up-to-date copy of their CV that summarises the candidate's relevant experience;
- A document outlining the proposed methods and analyses, including a description of how the objectives of the ToR will be achieved;
- Specification of the final report, and any other reports, presentations, or other project outputs that will be produced for the contract;
- Any proposed exclusions to the intellectual property clause;
- The arrangements for collection, storage, or disposal (as required) of any physical samples collected as a part of this study;
- Identification of any project risks and associated mitigation and management required to successfully complete the project;
- A statement that identifies any perceived, potential, or actual conflicts of interest of the candidate [including those described in para 4 of the SIOFA recruitment procedure](#); and
- Any additional information the candidate wishes to submit.

The proposal must be submitted to [ES name], Executive Secretary, [ES email contact] by [Closing Date]

9. TIMELINE

The consultant shall follow the timeline described in Table 1.

Table 1: Timeline of [Title of Project]

Activities

[to be adapted and amended as required]	
[Year]	
[Date from - Date to]	Call for the consultant through the SIOFA web site and also through the circulation to Cooperating and Contacting Parties (CCPs).
[Date from - Date to]	Selection of the Consultant by Secretariat in consultation with Project Manager and others included in the evaluation panel. After selection, the Secretariat will make a contract with the Consultant.
[Date from - Date to]	Working period of the Consultant and submission of the data and a draft report to Secretariat.
[Date from - Date to]	Review of the draft report by SC heads of delegations. Requests for additional works and/or revisions will be provided to the consultant by [date].
[Date from - Date to]	Following any requests for additional works/or revisions the consultant will complete the requests and submit the final report and all information/data to the Secretariat by [date].
[Date from - Date to]	The Secretariat and Project Manager will review the final draft and information/data submitted. If acceptable, the Secretariat will pay the consultant fees [EURO 4,000] by [date] and in accordance with Payment Terms provided in the contract.
[Date from - Date to]	Participation of the consultant to [relevant meeting] to present results of the study. [IF APPLICABLE]

11. EVALUATION CRITERIA FOR THE SELECTION OF CANDIDATES

The applicants will be evaluated in accordance with the following set of criteria :

To be completed for each ToR, in accordance with annex 3

10. CONTACT PERSONS

SIOFA Secretariat

[ES name], SIOFA Executive Secretary, [ES email]

Project Manager

[Name of Project Manager and contact email]

Annex 2 – MODEL TEXT FOR SIOFA WEBSITE ADVERTISEMENT

[Project Name]

SIOFA calls for a short-term consultancy to implement [Project Name] in the SIOFA Area.

Please see ToR attached for full details. Any questions should be directed to the Project Manager [Project Manager Name], [SIOFA WG name if applicable] [Project Manager email contact].

The applicants should submit a proposal that contains the following:

- A up-to-date copy of their CV that summarises the candidates relevant experience;
- A document outlining the proposed methods and analyses, including a description of how the objectives of the ToR will be achieved
- Specification of the final report, and any other reports, presentations, or other project outputs that will be produced for the contract;
- Any proposed exclusions to the intellectual property clause;
- The arrangements for collection, storage, or disposal (as required) of any physical samples collected as a part of this study;
- Identification of any project risks and associated mitigation and management required to successfully complete the project;
- A statement that identifies any perceived, potential, or actual conflicts of interest of the candidate; and
- Any additional information the candidate wishes to submit.

The proposal must be submitted to [ES Name], Executive Secretary, [ES email contact] by [Closing Date]

Annex 3 –CRITERIA FOR SELECTION PROCESS

The selection criteria are developed by the evaluation panel along with the project manager, the Secretariat and the Chairpersons of the other relevant subsidiary body(ies), and will appear in the ToR for the project (see paragraph 11 of the ToR). The selection grid will include at least the following criteria :

- adequate submission of information to allow the panel to evaluate the candidate ;
- evaluation of the proposal from the candidate and their ability to undertake and complete the analyses or work required in the ToR ;
- the candidate’s agreement with confidentiality provisions required for the project ;
- acceptable conflict of interest statement ; and
- agreement with the data submission and intellectual property terms required for a contract.Financial and resourcing considerations

Annex 4 – TEMPLATE FOR CONSULTANTS CONTRACT**CONTRACT FOR THE PROVISION OF SCIENTIFIC SERVICES*****PROJECT TITLE***

Date: XX XX 20XX

Client: The Southern Indian Ocean Fisheries Agreement (SIOFA)	Project Manager :	Consultant :
[ES Name] Executive Secretary APSOI/SIOFA c/o Bâtiment B, Parc de la Providence, 97489 Saint-Denis Cedex, La Réunion Office: +262 976 31 89 70 Mobile: +262 693 44 44 95 Email: [ES email]		
Details of Research		
Project	As per the attached Terms of Reference, the consultant will:	
Deliverables	<ol style="list-style-type: none"> 1. Date XX.XX.XX <i>Description of deliverable</i> 2. Date XX.XX.XX <i>Description of deliverable</i> 3. Date XX.XX.XX <i>Description of deliverable</i> 	
Materials	<ol style="list-style-type: none"> 1. ToR. Provided attached 2. Documents and Papers. <i>List documents and papers to be used and/or to be sourced by consultant</i> 3. Data. <i>Description of data and sources as applicable.</i> The data are confidential; thus, the consultant shall not release the data outside and shall delete all the data immediately after the termination of the contract. Attributes and 	

	specification of data (data types such as nominal catch, year, month, fleet, area, coverages etc.) and data sources need to be described as details as possible.
Return Instructions	Before the termination of the contract (by Date XX.XX.20XX), the consultant shall provide the Secretariat <i>complete as necessary</i>
Intellectual property exclusions	Intellectual property resulting from this project shall be the property of SIOFA, except the following: <i>complete as necessary</i>
Payments	
Total Payment (EUR)	XX,000.00

Additional Expenses	Not Applicable
Payment Terms <i>Add/delete deliverables as necessary</i>	XX,000 EUR upon delivery to the secretariat of deliverable 1: <i>short description of deliverable</i> XX,000 EUR upon delivery to the secretariat of deliverable 2: <i>short description of deliverable</i> XX,000 EUR final payment within 10 working days of confirmation provided by the Project Manager that tasks satisfactory completed
Payment Method	Payment to be made by Bank Transfer Consultant to provide SIOFA Executive Secretary with bank details to enable transfer of funds Our Reference: <i>Short version of project title</i>

This proposal to enter into agreement (which will consist of this cover page and any attachments) is valid for [60] day from the date shown on the first page. To accept this proposal sign below and return all of the pages to SIOFA Executive Secretary, [ES name] via email, [ES email contact] .

By signing below you confirm you have read and accepted the Agreement.

**Secretariat of the
Southern Indian Ocean
Fisheries Agreement** _____
(Signature)

By _____
(Print Name)

On XX XXX 20XX
(Date)

Consultant _____
(Signature)

By _____
(Print Name)

On XX XXX 20XX
(Date)

Annex 5 – MODEL TEXT FOR EMAIL ACKNOWLEDGING RECEIPT OF AN APPLICATION FOR CONSULTANCY WORK

Dear [Name],

Thank you for your interest and application for the short term consultancy [.....] for the Southern Indian Ocean Fisheries Agreement (SIOFA).

Applications close on [Date] at 23:59 Reunion time (UTC+4) and need to be sent electronically to this address. Following this date, all applications will be reviewed by a selection panel.

If you bear any of the following relationships to a Secretariat staff member or Official Contact of SIOFA you are required to disclose this information: father, mother, son, daughter, brother, or sister.

The selection process should be completed by [Date]. The selected candidate should be ready to commence this work from [Date].

Unsuccessful candidates will be notified that their applications have been unsuccessful.

Best regards

[name]

Executive Secretary

SIOFA

Annex 6 – MODEL TEXT FOR AN EMAIL ADVISING SUCCESSFUL CANDIDATES OF SELECTION

Dear [Name],

Thank you for your interest and application for the short term consultancy [.....] for the Southern Indian Ocean Fisheries Agreement (SIOFA).

The selection panel have completed their deliberations and I am pleased to be able to inform you that you have been selected for this consultancy.

I request that you confirm your acceptance of this work by signing and returning the attached contract by email.

Once a signed copy of your contract has been received you will receive further instruction and be provided with any initial data and information the Secretariat currently hold that will assist you with this work.

In addition to SIOFA Secretariat, your key contact for any questions relating to conducting this work is the Project Manager as identified in the ToR.

Best regards

[name]

Executive Secretary

SIOFA

Annex 7 – MODEL TEXT FOR AN EMAIL ADVISING UNSUCCESSFUL CANDIDATES NOT SELECTED

Dear [Name],

Thank you for your interest and application for the short term consultancy [.....] for the Southern Indian Ocean Fisheries Agreement (SIOFA).

The Selection Panel has completed its deliberations and I wish to advise that on this occasion your application has not been successful.

We thank you for your interest in SIOFA and wish you well in your future professional endeavours.

Best regards

[name]

Executive Secretary

SIOFA

Annex T

Amendments to rule 17 of the Rules of Procedure

Part IX - Cooperating Non-Contracting Parties

Rule 17 – Participation of cooperating non-Contracting Parties

1. Each year, the Executive Secretary shall invite all non-Contracting Parties who undertake fishing activities in the Agreement Area to cooperate with the Meeting of the Parties by acceding to the Agreement or, as the case requires, by applying to the Meeting of the Parties for the status of a cooperating non-Contracting Party.
2. Any State or regional economic integration organisation may apply to the Meeting of the Parties to be admitted in the capacity of a cooperating non-Contracting Party. Any applications for such admission should be received by the Executive Secretary at least 60 days before the ordinary Meeting of the Parties.
3. A fishing entity may apply to the Meeting of the Parties to be admitted in the capacity of a cooperating non-participating fishing entity. Any applications for such admission should be received by the Executive Secretary at least 60 days before the ordinary Meeting of the Parties.
- ~~3.4.~~ 3bis States and regional economic integration organizations referred to in sub-paragraph 2, and fishing entities referred to in subparagraph 3, must annually apply for the status of cooperating non-Contracting Party or cooperating non-participating fishing entity as the case requires.
- ~~4.5.~~ When submitting an application for admission **or renewal** in the capacity of a cooperating non-Contracting Party or cooperating non-participating fishing entity, the applicant will give a formal written statement to the Meeting of the Parties of its commitment to:
 - a) carry out the objectives of the Agreement;
 - b) abide by conservation and management measures and all other decisions and resolutions adopted in accordance with the Agreement;
 - c) take appropriate action to ensure that its fishing activities do not diminish the effectiveness of conservation and management measures and all other decisions adopted in accordance with the Agreement; and
 - d) consult with the Meeting of the Parties to develop any other criteria for its admission in the capacity of a cooperating non-Contracting Party or cooperating non-participating fishing entity specific to its situation.
6. At each ordinary meeting, the Meeting of the Parties will determine whether any cooperating non-Contracting Parties and cooperating non-participating fishing entities qualify to retain their status. ~~In the event that a compliance monitoring system is~~

~~adopted by the Meeting of the Parties, c~~ Cooperating non-Contracting Parties and cooperating non- participating fishing entities will be subject to the ~~same~~ performance assessment ~~as Contracting Parties contained in the SIOFA Compliance Monitoring Scheme. Until such time as a compliance monitoring system is adopted, the Meeting of the Parties will evaluate the performance of the cooperating non-Contracting Party and cooperating non-participating fishing entity against the commitments referred to in Rule 17(4)(a)-(d)..~~

†

- ~~5.7.~~ At each ordinary meeting, the Meeting of the Parties may decide to set aside fishing opportunities for cooperating non-Contracting Parties or cooperating non-participating fishing entities in accordance with Article 17(4) of the Agreement.
- ~~6.8.~~ The commitments in paragraphs 4(a) to (c) of this Rule, and any specific criteria determined by the Meeting of the Parties in consultations with the applicant in accordance with paragraph 4(d), will be circulated to Official Contacts as soon as practicable by the Executive Secretary. These commitments will be reviewed by the Meeting of the Parties at its next ordinary meeting. The cooperating non-Contracting Party or cooperating non- participating fishing entity will reaffirm those commitments at ~~that~~ each meeting. The Meeting of the Parties will decide whether to admit ~~or renew~~ the applicant as a cooperating non-Contracting Party or cooperating non-participating fishing entity at that meeting.
- ~~7.9.~~ An applicant that is admitted by the Meeting of the Parties shall attend ordinary and extraordinary Meetings of the Parties as an observer. The Meeting of the Parties may decide to restrict the participation of a cooperating non-Contracting Party or cooperating non- participating fishing entity to a particular agenda item or items.

Annex U
Amendment to rule 5 of the SIOFA Rules of procedure

Rules of Procedure of Meetings of the Parties

Part I - Meetings

Rule 1 – Ordinary Meetings

1. Pursuant to Article 5 of the Southern Indian Ocean Fisheries Agreement (the Agreement), ordinary meetings shall be convened annually, unless the Meeting of the Parties otherwise decides, in order to consider matters relating to the implementation of the Agreement and to make decisions relevant thereto.
2. Every second ordinary Meeting of the Parties will be held in Mauritius. Other ordinary Meetings of the Parties shall normally be hosted by one of the Contracting Parties to the Agreement or as otherwise agreed. If no Contracting Party offers to host the Meeting of the Parties, it will be hosted at the Headquarters of the Secretariat.

Rule 2 – Extraordinary Meetings

1. In exceptional circumstances, extraordinary Meetings of the Parties may be held in accordance with this Rule.
2. Any Contracting Party or participating fishing entity or the Executive Secretary supported by any Contracting Party or participating fishing entity may request the Chairperson of the Meeting of the Parties to convene an extraordinary Meeting of the Parties. The request shall include a draft provisional agenda setting out the items proposed to be considered in the extraordinary Meeting of the Parties. The Executive Secretary shall immediately inform the Official Contacts of the request.
3. If two other Contracting Parties, or one Contracting Party and one participating fishing entity, support the request and after consulting the Executive Secretary, other Contracting Parties and participating fishing entities as may be feasible in the circumstances, the Chairperson shall determine the date and venue of the extraordinary Meeting of the Parties. To the extent practicable and unless the Meeting of the Parties agrees otherwise, a Contracting Party calling for or supporting the Executive Secretary's request for an extraordinary Meeting of the Parties shall offer to host that meeting.
4. The Executive Secretary shall notify the Official Contacts and observers referred to in Rule 18 of the date and venue and transmit at the same time, a provisional agenda for the extraordinary Meeting of the Parties as early as possible but not less than 30 days before the opening of the meeting. The provisional agenda for an extraordinary Meeting of the Parties shall include only those items proposed for consideration in the request for holding the extraordinary Meeting of the Parties.
5. Each Contracting Party or participating fishing entity shall submit any proposals to the Executive Secretary to be circulated for discussion at the extraordinary Meeting of the Parties 14 days before the meeting.

Part II - Representation and Official Contacts

Rule 3 – Representation

1. Each Contracting Party and participating fishing entity shall be represented at Meetings of the Parties by one designated representative who may be accompanied by alternate representatives, experts and advisers.
2. Observers referred to in Rule 18 may be represented by one designated representative who may be accompanied by alternate representatives, experts and advisers.
3. The names, positions and roles of representatives, alternate representatives, experts and advisers shall be submitted to the Executive Secretary in advance of any meeting.

Rule 4 – Official Contacts

1. Each Contracting Party shall, as soon as possible after the adoption of these Rules of Procedure, notify the Executive Secretary of at least two Official Contacts who shall, for the purposes of official communications about matters relating to the implementation of the Agreement, including all notifications, invitations and communications made pursuant to these Rules of Procedure, be the official points of contact for that Contracting Party.
2. As soon as possible after a fishing entity becomes a participating fishing entity, it shall notify the Executive Secretary of one or more Official Contacts who shall, for the purposes outlined in Rule 4(1), be the official points of contact for that participating fishing entity.
3. Contracting Parties and participating fishing entities shall, as soon as possible after their Official Contacts change, inform the Executive Secretary of these changes.
4. Any notifications, initiations and communications made pursuant to these Rules of Procedure or the Agreement are to be sent to nominated Official Contacts.

Part III - Chairperson and Vice-Chairperson

Rule 5 – Elections

1. ~~[New para 1] From the adoption the report of the seventh Meeting of the Parties and unless otherwise decided by the Meeting of the Parties, candidates for the office of the Chairperson shall in succession be proposed by the Contracting Parties in the reverse order of their names arranged alphabetically in the English language, commencing with Thailand with Thailand. From the conclusion of the seventh Meeting of the Parties, candidates for the office of the Vice-Chairperson shall in succession be proposed by the Contracting Parties in the reverse order of their names arranged alphabetically in the English language, commencing with Seychelles. The taking of offices of the Chairperson and Vice-Chairperson by the proposed candidates shall be subject to the confirmation of the Meeting of the Parties. The term of the Chairperson and Vice-Chairperson shall be one year. The Chairperson and Vice-Chairperson shall be from different Contracting Parties.~~

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~~2. ^{2[1bis]} [Notwithstanding paragraph 1, Contracting Parties may, by bilateral agreement, trade places in the rotational system provided the Chairperson and Vice-Chairperson are from different Contracting Parties in any given year. Such agreement shall be notified to the Meeting of the Parties in writing prior to the confirmation of the candidate by the Meeting of the Parties, and prior to the start of that Contracting Party's term in the rotation. It shall not be possible to trade places during a term that has already commenced.]~~

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1. ~~Subsidiary bodies of~~ the Meeting of the Parties shall elect ~~a~~ ^{their} Chairperson and Vice-Chairperson ~~of the Meeting of the Parties~~ from among the representatives, alternate representatives and advisers of the Contracting Parties, each of whom shall serve for a maximum of two years and shall be eligible for re-election for one additional term of two years. The Chairperson and Vice-Chairperson shall be from different Contracting Parties ~~and the Chairperson shall be from a different Contracting Party to the Chairperson of the Meeting of the Parties unless otherwise decided by the Meeting of the Parties.~~ The Chairperson and Vice-Chairperson shall take office at the conclusion of the meeting at which they are elected, ~~with the exception of the first ordinary Meeting of the Parties where they will take office immediately upon their election.~~

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2. While holding ~~that~~ office, a ~~person who is elected as~~ Chairperson ~~even when despite~~ remaining designated as the representative of a Contracting Party, shall not perform the duties of a representative, alternate representative, expert or adviser of a Contracting Party.

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3. Whenever the Chairperson is unable to act, the Vice-Chairperson shall exercise the powers and duties of the Chairperson. The Vice-Chairperson shall act as Chairperson until the Chairperson resumes his or her duties. Whilst acting as Chairperson at a meeting, the Vice-Chairperson will not act as representative, alternate representative, expert or adviser of a Contracting Party.

4. In the event that the office of Chairperson ~~of the Meeting of the Parties~~ falls vacant due to resignation or permanent inability to act, the Vice-Chairperson shall act as Chairperson until the ~~conclusion of the~~ next ordinary meeting. ~~At the conclusion of the meeting, the Vice-Chairperson acting as Chairperson shall take office as Chairperson for a term of one year, and a new Vice-Chairperson shall assume that office for a term of one year, in accordance with the annual rotation process set out in paragraph 1 of this rule. Meeting of the Parties on which occasion a new Chairperson shall be elected.~~

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5. ~~In the event that the office of Chairperson of a subsidiary body falls vacant due to resignation or permanent inability to act, the Vice-Chairperson shall act as Chairperson until the next ordinary meeting of that body, on which occasion a new Chairperson shall be elected.~~

6. ~~The Meeting of the Parties shall review the process in 2026 and again once each Contracting Party has assumed the role of Chairperson at least once.~~

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Rule 6 – Functions of the Chairperson

1. In addition to exercising the powers conferred upon him or her elsewhere in these Rules of Procedure, the Chairperson shall:
 - a) convene extraordinary Meetings of the Parties in accordance with Rule 2;
 - b) declare the opening and closing of each meeting;
 - c) preside at meetings;

- d) ensure observance of these Rules of Procedure;
 - e) rule on points of order;
 - f) call for and announce the result of votes;
 - g) approve, after consultation with the Executive Secretary, the provisional agenda for a meeting called pursuant to Part I of these Rules of Procedure;
 - h) sign, on behalf of the Meeting of the Parties, a report of the proceedings of each meeting convened pursuant to Part I, for transmission to all Official Contacts and to any State, entity, inter-governmental or non-governmental organisation which has attended the meeting;
 - i) make such decisions and give such directions to the Executive Secretary as will ensure that the business of implementing the Agreement is carried out effectively and in accordance with the decisions of the Meeting of the Parties; and
 - j) perform any other functions as may be assigned to him or her by the Meeting of the Parties.
2. The Chairperson, in the exercise of his or her functions, remains under the authority of the Meeting of the Parties.

3. The Vice-Chairperson acting as Chairperson shall have the same powers and duties as the Chairperson.

Part IV - Secretariat

Rule 7 – Arrangements for the carrying out of secretariat services

1. The Meeting of the Parties may establish a Secretariat consisting of an Executive Secretary and such staff appointed by him or her and under his or her supervision, on such terms as the Meeting of the Parties may determine in accordance with the Agreement, with due regard to principles of economy and efficiency. The Executive Secretary shall hold office for a period of four years from the date of appointment and shall be eligible for re-appointment by the Meeting of the Parties for one additional term. In the event the Executive Secretary is elected by vote, secret ballot shall be conducted unless otherwise decided by the Meeting of the Parties.
2. The Meeting of the Parties shall designate staff positions to be filled through appointments made by the Executive Secretary. The Meeting of the Parties shall fix the terms and conditions of employment for members of the Secretariat.
3. An interim Secretariat, as agreed by the Meeting of the Parties, shall act as Secretariat until the Secretariat or the first Executive Secretary is appointed.

Rule 8 – Secretariat's functions and duties

1. The Secretariat shall perform such functions and duties as are prescribed by the Meeting of the Parties including:
 - a) receiving and transmitting the official communications of the Meeting of the Parties;
 - b) facilitating the collection of data necessary to accomplish the objectives of the Agreement;
 - c) making all necessary arrangements for each ordinary and extraordinary Meeting of the Parties and any subsidiary bodies where required;
 - d) preparing administrative and other reports for the Meeting of the Parties, the Scientific Committee and any other subsidiary bodies established;
 - e) having the custody and proper preservation of the documents in the archives of the Meeting of the Parties;
 - f) administering and reporting to each ordinary Meeting of the Parties on financial and staffing resources; and
 - g) preparing a report on the Secretariat's activities for the ordinary Meeting of the Parties.

Rule 9 – Executive Secretary's functions and duties

1. The Executive Secretary shall assist the Meeting of the Parties and its subsidiary bodies in fulfilling their respective tasks.
2. The Executive Secretary shall:
 - a) have full power and authority over the Secretariat subject to the general supervision of the Meeting of the Parties and within the provisions of any staff regulations;
 - b) receive notifications of the designated representatives, alternate representatives, experts and advisers at meetings and report thereon to the Meeting of the Parties as required;
 - c) maintain a list of the Official Contacts;
 - d) perform all duties assigned to him or her in the Financial Regulations;
 - e) delegate to Secretariat staff any administrative duties as he or she may consider necessary for the effective implementation of his or her responsibilities in accordance with any staff regulations to be agreed by the Meeting of the Parties;
 - f) manage the collection and sharing of data and information in accordance with standards, rules and procedures determined by the Meeting of the Parties pursuant to Article 6(1)(f) of the Agreement;
 - g) keep the Meeting of the Parties informed of any issues or matters which may be of interest to them;
 - h) communicate with other relevant regional fisheries management organisations / arrangements; and
 - i) perform such other functions as may be assigned to him or her by the Meeting of the Parties.
3. While holding this position, an Executive Secretary shall not perform the duties of a representative, alternate representative, expert or adviser of a Contracting Party or a participating fishing entity.

Part V - Preparation for Meetings

Rule 10 – Preparation for Ordinary Meetings

1. The Executive Secretary shall issue invitations to all ordinary meetings to Contracting Parties and participating fishing entities and to observers referred to in Rule 18 no less than 60 days prior to an ordinary Meeting of the Parties;
2. The Executive Secretary shall prepare, in consultation with the Chairperson, a provisional agenda for an ordinary Meeting of the Parties. The provisional agenda shall be transmitted no less than 60 days prior to the meeting by the Executive Secretary to all Official Contacts and to observers referred to in Rule 18.

3. The provisional agenda of an ordinary Meeting of the Parties shall include:
 - a) items which have been requested by the Meeting of the Parties at an earlier meeting;
 - b) items proposed by a Contracting Party or participating fishing entity;
 - c) items associated with the budget of the Meeting of the Parties for the next financial year, the report on the accounts for the last financial year and the auditors' report;
 - d) recommendations of the Scientific Committee pursuant to Article 7(1) of the Agreement;
 - e) recommendations of any subsidiary bodies established by the Meeting of the Parties;
 - f) any other items which the Chairperson or the Executive Secretary considers are necessary to put before the Meeting of the Parties; and
 - g) consideration of the special requirements of developing States bordering the Area, in particular the least developed among them and small-island developing States, pursuant to Article 13 of the Agreement.
4. A Contracting Party, participating fishing entity, the Chairperson or Executive Secretary may, at least 50 days before the date fixed for the opening of an ordinary meeting, request the inclusion of supplementary items in the agenda. Such a request shall be accompanied by a written explanation of the proposed supplementary item. The Executive Secretary will circulate a revised provisional agenda to all Official Contacts and observers referred to in Rule 18 at least 40 days before the opening of the ordinary meeting.
5. Proposals to be discussed at an ordinary Meeting of the Parties shall be submitted to the Executive Secretary no less than 30 days before the date fixed for the opening of the meeting. The Executive Secretary shall make proposals and amendments available to Official Contacts as soon as possible after receipt but no later than 25 days before the beginning of the meeting.
6. Any other document to be discussed at an ordinary meeting shall be submitted to the Executive Secretary no less than 14 days before the date fixed for the opening of the meeting. The Executive Secretary shall make such documents available to Official Contacts as soon as possible after receipt but no later than 10 days before the start of the meeting.

Part VI - Conduct of Meetings

Rule 11 – Adoption of the Agenda

At the beginning of the meeting, the Meeting of the Parties shall adopt its agenda on the basis of the provisional agenda and any supplementary items. The Meeting of the Parties may decide to place additional items of an important or urgent character on the agenda at any time during the meeting.

Rule 12 – Procedures for taking decisions

1. Decisions of the Meeting of the Parties and its subsidiary bodies shall be taken in accordance with Article 8 of the Agreement except where the Agreement expressly provides otherwise.
2. Each Contracting Party and each participating fishing entity shall be entitled to one vote.
3. Two thirds of Contracting Parties and participating fishing entities, taken together, shall constitute a quorum. Whether a quorum has been reached is to be assessed at the time a decision is taken.
4. Decisions adopted by the Meeting of the Parties shall become binding on all Contracting Parties and participating fishing entities 90 days after the date the decision was transmitted by the Executive Secretary in accordance with Rule 16 unless otherwise decided by the Meeting of the Parties.

Votes shall be taken by show of hands unless a Contracting Party or participating fishing entity requests that the vote be taken by a roll call or secret ballot and this request is supported by at least one other Contracting Party or participating fishing entity.

Rule 13 - Intersessional decision making

1. The Meeting of the Parties may take decisions intersessionally by electronic means (e.g. email, secure website) or by other means of communication in accordance with this Rule.
2. The Chairperson may propose that the Meeting of the Parties take a decision intersessionally. Normally, the Meeting of the Parties shall only take intersessional decisions on matters of procedure. However, in exceptional circumstances, where an urgent decision is necessary, the Meeting of the Parties may take intersessional decisions on matters of substance.
3. When the Chairperson proposes that a decision is to be taken intersessionally, the Executive Secretary shall transmit the proposed decision including any explanatory notes electronically to Official Contacts.
4. Official Contacts shall promptly acknowledge receipt of any proposed decision by electronic means. If no acknowledgment is received within seven (7) calendar days of the date of transmittal, the Executive Secretary shall retransmit the proposed decision to the Official Contact who did not acknowledge receipt and shall use all reasonable additional means available to ensure that it has been received.
5. Contracting Parties and participating fishing entities shall have thirty (30) days to respond from the date of first transmittal, unless a different deadline is specified by the Executive Secretary.
6. If a Contracting Party or participating fishing entity requests additional time for consideration, all Contracting Parties and participating fishing entities shall be allowed a further fifteen (15) days from the expiration of the initial thirty (30) day period to respond.

No additional extensions of time shall be permitted. In the event of such an extension, the Executive Secretary shall inform all Official Contacts of the final date by which responses must be received.

7. If no reply is received from a Contracting Party or participating fishing entity within thirty (30) calendar days of the original transmittal, or by the extended deadline, that Contracting Party or participating fishing entity shall be recorded as having abstained.
8. A quorum is constituted by responses from two thirds of all Contracting Parties and participating fishing entities, taken together.
9. Consistent with article 8 of the Agreement, intersessional decisions adopted by the Meeting of the Parties on matters of substance shall be taken by consensus and intersessional decisions on other matters shall be taken by a simple majority.
10. At the end of the decision period, the Executive Secretary shall promptly inform Official Contacts of the outcome of the process. If any explanations of views are received, these shall also be transmitted to all Official Contacts. In accordance with Rule 12(4) of the Rules of Procedure, if the decision is adopted, it shall be binding ninety (90) calendar days after the date of transmittal, unless otherwise specified in the decision.
11. A proposal that has been rejected by intersessional decision shall not be reconsidered until the following Meeting of the Parties.
12. Where any decision is taken intersessionally, the Executive Secretary shall include an agenda item on decisions taken intersessionally at the following Meeting of the Parties.

Part VII - Suspension of Voting or Participation Rights

Rule 14 – Suspension of the exercise of voting or participation rights

1. A contributor to the budget of the Meeting of the Parties which is in arrears in the payment of its financial contributions to the Meeting of the Parties shall not participate in the taking of decisions by the Meeting of the Parties if, at the time of the meeting, the amount of its arrears equals or exceeds the amount of the contributions due from it for the preceding two full years. The Executive Secretary shall announce to the Meeting of the Parties a list of contributors to the budget of the Meeting of the Parties who do not have the right to vote prior to the commencement of the voting.
2. The Meeting of the Parties may, nevertheless, permit such a contributor to participate in the taking of decisions if it is satisfied that the failure to pay is due to conditions beyond the control of the contributor.

Part VIII - Reports of Meetings and Notifications

Rule 15 – Reports of Meetings

1. The Chairperson, with assistance from the Secretariat, shall present a draft report of each Meeting of the Parties to the Meeting of the Parties prior to the close of each meeting. The Meeting of the Parties will adopt the official report prior to the close of each meeting. The Executive Secretary shall circulate the official report to all Official Contacts within 7 working days of the close of the meeting.
2. Reports of the meetings of all subsidiary bodies of the Meeting of the Parties shall be circulated to Official Contacts by the Executive Secretary. All such subsidiary bodies will adopt an official report prior to the close of each meeting.

Rule 16 – Notification of Decisions

The Executive Secretary shall circulate the text of all decisions adopted by the Meeting of the Parties pursuant to Article 8 of the Agreement to all Official Contacts and observers referred to in Rule 18 within 7 working days following the adoption of such a decision.

Part IX - Cooperating Non-Contracting Parties

Rule 17 – Participation of cooperating non-Contracting Parties

1. Each year, the Executive Secretary shall invite all non-Contracting Parties who undertake fishing activities in the Agreement Area to cooperate with the Meeting of the Parties by acceding to the Agreement or, as the case requires, by applying to the Meeting of the Parties for the status of a cooperating non-Contracting Party.
2. Any State or regional economic integration organisation may apply to the Meeting of the Parties to be admitted in the capacity of a cooperating non-Contracting Party. Any applications for such admission should be received by the Executive Secretary at least 60 days before the ordinary Meeting of the Parties.
3. A fishing entity may apply to the Meeting of the Parties to be admitted in the capacity of a or cooperating non-participating fishing entity. Any applications for such admission should be received by the Executive Secretary at least 60 days before the ordinary Meeting of the Parties.
4. When submitting an application for admission in the capacity of a cooperating non-Contracting Party or cooperating non-participating fishing entity, the applicant will give a formal written statement to the Meeting of the Parties of its commitment to:
 - a) carry out the objectives of the Agreement;
 - b) abide by conservation and management measures and all other decisions and resolutions adopted in accordance with the Agreement;
 - c) take appropriate action to ensure that its fishing activities do not diminish the effectiveness of conservation and management measures and all other decisions adopted in accordance with the Agreement; and

- d) consult with the Meeting of the Parties to develop any other criteria for its admission in the capacity of a cooperating non-Contracting Party or cooperating non-participating fishing entity specific to its situation.
5. At each ordinary meeting, the Meeting of the Parties may decide to set aside fishing opportunities for cooperating non-Contracting Parties or cooperating non-participating fishing entities in accordance with Article 17(4) of the Agreement.
6. The commitments in paragraphs 4(a) to (c) of this Rule, and any specific criteria determined by the Meeting of the Parties in consultations with the applicant in accordance with paragraph 4(d), will be circulated to Official Contacts as soon as practicable by the Executive Secretary. These commitments will be reviewed by the Meeting of the Parties at its next ordinary meeting. The cooperating non-Contracting Party or cooperating non-participating fishing entity will reaffirm those commitments at that meeting. The Meeting of the Parties will decide whether to admit the applicant as a cooperating non-Contracting Party or cooperating non-participating fishing entity at that meeting.
7. An applicant that is admitted by the Meeting of the Parties shall attend ordinary and extraordinary Meetings of the Parties as an observer. The Meeting of the Parties may decide to restrict the participation of a cooperating non-Contracting Party or cooperating non-participating fishing entity to a particular agenda item or items.
8. At each ordinary meeting, the Meeting of the Parties will determine whether any cooperating non-Contracting Parties and cooperating non-participating fishing entities qualify to retain their status. In the event that a compliance monitoring system is adopted by the Meeting of the Parties, cooperating non-Contracting Parties and cooperating non-participating fishing entities will be subject to the same performance assessment as Contracting Parties. Until such time as a compliance monitoring system is adopted, the Meeting of the Parties will evaluate the performance of the cooperating non-Contracting Party and cooperating non-participating fishing entity against the commitments referred to in Rule 17(4)(a)-(d).

Part X - Observers

Rule 18 – Observers

1. In accordance with Article 14 of the Agreement and these Rules of Procedure, the following may participate as observers to Meetings of the Parties and its subsidiary bodies:
 - a) Coastal States with waters under national jurisdiction adjacent to the Area who are not Contracting Parties;
 - b) cooperating non-Contracting Parties, cooperating non-participating fishing entities and non-Contracting Parties;

- c) the Food and Agriculture Organization of the United Nations and other relevant United Nations bodies;
 - d) the South West Indian Ocean Fisheries Commission;
 - e) regional fisheries management organisations with competence over high seas waters adjacent to or overlapping the Agreement Area; and
 - f) other intergovernmental organisations and regional economic integration organisations concerned with matters relevant to the implementation of this Agreement.
2. A non-governmental organisation concerned with matters relevant to the implementation of this Agreement who wishes to participate as an observer shall notify the Executive Secretary at least 60 days in advance of the meeting, together with an explanation of its interest in the work of the Meeting of the Parties. The Executive Secretary shall promptly notify Official Contacts of the request. Any such non-governmental organisation shall be invited to participate as an observer unless a simple majority of the Meeting of the Parties objects to the request by notifying the Executive Secretary in writing at least 20 days before the opening of the meeting. Observer status shall remain in effect for future meetings unless the Meeting of the Parties decides otherwise. The Meeting of the Parties may review and reconsider whether an observer retains its status.
 3. Observers may participate in the deliberations of the ordinary and extraordinary Meetings of the Parties and its subsidiary bodies at the discretion of the Meeting of the Parties but shall not be entitled to participate in the taking of decisions.
 4. Observers may submit relevant documents to the Executive Secretary for distribution to the Meeting of the Parties or its subsidiary bodies as information papers at the discretion of the Meeting of the Parties and shall be given timely access to all documents subject to any Rules relating to the confidentiality of certain data and commercially sensitive information that the Meeting of the Parties may decide.

Part XI - Participation by Fishing Entities

Rule 19 – Participation by fishing entities

A fishing entity which has expressed its commitment to be bound by the terms of the Agreement and decisions of the Meeting of the Parties by written instrument at Annex I of these Rules of Procedure will be a participating fishing entity 30 days from the receipt by the Chairperson of the Meeting of the Parties of that written instrument. In accordance with Article 15(2) of the Agreement, a participating fishing entity may then participate in the Meeting of the Parties and its subsidiary bodies and in decision making in accordance with these Rules of Procedure.

Part XII - Transparency

Rule 20 – Open and Closed meetings

1. Consistent with Article 14 of the Agreement, ordinary and extraordinary Meetings of the Parties and its subsidiary bodies shall be open to observers unless the Meeting of the Parties or the subsidiary body concerned decides that exceptional circumstances require that a meeting, or part thereof, be held in closed session.
2. Notwithstanding paragraph 1 of this Rule, meetings of any subsidiary body established to consider financial matters shall be restricted to budget contributors and discussions concerning the selection and appointment of the Executive Secretary shall ordinarily be conducted in a closed meeting.
3. The outcomes of a closed ordinary or extraordinary Meeting of the Parties or part thereof shall be announced at the next opportunity - either at the next open session or at the next open Meeting of the Parties as appropriate. At the end of a closed meeting of a subsidiary body, the Chairperson of the subsidiary body may issue a communiqué through the Executive Secretary outlining any recommendations made at that closed meeting.

Part XIII - Rules of Procedure of Subsidiary Bodies

Rule 21 – Subsidiary Bodies

1. The Meeting of the Parties may determine the composition and terms of reference of any subsidiary body it may establish.
2. Subject to the provisions of the Agreement, each subsidiary body of the Meeting of the Parties may formulate and submit for approval by the Meeting of the Parties such rules as may be necessary for the efficient conduct of its functions.
3. Except as otherwise provided in the Agreement or specific provisions made in these Rules of Procedure, these Rules of Procedure apply, mutatis mutandis, to the proceedings of subsidiary bodies.

Part XIII - Language

Rule 22 - Working Language

1. The Agreement is written in English and French; both texts being equally authentic.
2. English shall be the working language of the Meeting of the Parties and its subsidiary bodies, however, French may be used on the condition that an interpretation or translation is available. Each Contracting Party hosting a Meeting of the Parties may consider providing

translation or interpretation at that meeting as a courtesy.

3. Official texts of the Agreement, Rules of Procedure, Financial Regulations shall be produced in English and French. Any other document as the Meeting of the Parties may decide shall also be produced in English and French.

Part XIV - Amendment of the Rules of Procedure

Rule 23 – Method of amendment

These Rules of Procedure shall be amended by a decision of the Meeting of the Parties in accordance with Article 5(3) of the Agreement.

ANNEX I of the Rules of Procedure

INSTRUMENT FOR THE PARTICIPATION OF A FISHING ENTITY

Considering that the *Southern Indian Ocean Fisheries Agreement* (the 'Agreement') was signed in Rome on 29 December 2006, and entered into force on 21 June 2012;

Noting that Article 15 of the Agreement permits a fishing entity to deliver a written instrument to the Chairperson of the Meeting of the Parties expressing its firm commitment to be bound by the terms of the Agreement;

The Meeting of the Parties to the Agreement **HEREBY INVITES** [*name of fishing entity*], as a fishing entity, and [*name of fishing entity*] **HEREBY DECLARES**:

- (a) its firm commitment to be bound by the terms of the Agreement, and to participate in ordinary and extraordinary Meetings of the Parties and its subsidiary bodies, in accordance with the Agreement and the Rules of Procedure;
- (b) that all domestic legal requirements have been fulfilled to enable [*name of fishing entity*] to implement its obligations under the Agreement;

IN WITNESS WHEREOF, the undersigned, being duly authorised to that effect, have appended their signature hereto.

DONE at [*insert place*] this [*insert date*] day of [*insert month, year*]. The original text of this instrument shall be delivered to the Chairperson of the Meeting of the Parties and then provided to, and stored by, the Secretariat. The Chairperson will direct that a certified copy of this instrument be circulated to [*name of fishing entity*] and to all Contracting parties to the Agreement.

For [fishing entity]:

For the Chairperson of the Meeting of the Parties to the Southern Indian Ocean Fisheries Agreement: