



7th Meeting of the Compliance Committee (CC7)

Ravenala Attitude Hotel, Balaclava, Mauritius

28-30 June 2023

CC-07-02

Draft SIOFA Compliance Report

SIOFA Secretariat

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| Document type | working paper <input checked="" type="checkbox"/> information paper <input type="checkbox"/> |
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| Abstract | <p>Pursuant to the SIOFA Compliance Monitoring Scheme, the Secretariat has prepared a Draft SIOFA Compliance Report, on the basis of CCPs Compliance Report, and other information submitted to the Secretariat. The Draft Compliance Report contains any potential compliance issues, and proposes provisional compliance status provided by the secretariat, based on the CCR, information available to the Secretariat, and the and feedback provided by the CCPs after the Secretariat has circulated the sections of the dSCR to the respective CCPs.</p> |

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² Documents available only to members invited to closed sessions.

Recommendations

CC7 to review the compliance status of each obligation and adopt a Provisional Compliance Report (pSCR) that:

- include an *agreed* provisional compliance status for each CCP in respect of each obligation assessed;
- identify technical impediments or CMMs ambiguities and provide proposals to address them
- identify other barriers to implementation or compliance, including capacity issues and how these may be addressed
- include recommendations for any other follow-up action by the Meeting of the Parties.

DRAFT SIOFA Compliance Report (dSCR) for Assessment Period January 2022-December 2022

The 2022 Draft SIOFA Compliance Report (dSCR) proposes a provisional assessment of the CCPs' compliance regarding the obligations set in the SIOFA Agreement and in the SIOFA Conservation and Management Measures, to be considered by the compliance Committee and to subsequently adopt a *provisional* SIOFA Compliance Report.

The report presents the CCPs' obligations and measures where:

- There are potential compliance issues (Non-Compliant, Critically Non-Compliant) identified;
- Secretariat could not propose a provisional compliance status due to CCPs not providing a preliminary self assessment, and there were insufficient information for the Secretariat to make a proposal. And ;
- Where clarity is required from the Compliance Committee from the interpretation and implementation of obligations.

The obligations are presented in a tabular format. The assessment of all obligations of all CCPs (including cases of non-applicability) are presented in Annex A.

This rev1 of the dSCR considers the feedback of 2 (two) CCPs that were received after the Secretariat had compiled and published the dSCR. It also considers supplementary feedback provided by 1 (one) CCP after the dSCR was compiled. These new changes are presented in yellow filled cells.

The Rev1 also considers comments from one CCP to further improve the presentation of the report to facilitate the work of the Compliance Committee.

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1. Compliance Assessment Period

January 2022-December 2022

2. CMMs assessed in accordance with this CMM

All CMMs in force during the Compliance Assessment Period

3. Proposals to amend or improve existing CMMs

(Raised during the draft compliance report assessment)

| CMM | Proposals |
|---------|-----------|
| 2020/01 | |
| 2021/02 | |
| 2016/04 | |
| 2016/05 | |
| 2018/06 | |
| 2019/07 | |
| 2020/08 | |
| 2018/09 | |
| 2020/11 | |
| 2019/12 | |
| 2019/13 | |
| 2021/14 | |
| 2021/15 | |

4. Priority obligations to be monitored and reviewed

(List, if applicable)

| CMM | Paragraph | Comments |
|-----|-----------|----------|
| | | |
| | | |
| | | |
| | | |

5. Additional obligations to be included within the scope of the CMS

(list if applicable):

| Obligations | Reference |
|-------------|-----------|
| | |
| | |

6. Compliance Committee Assessment

Table 1 Implementation of the Southern Indian Ocean Fisheries Agreement

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|-----------|--|--------------------------|--------------------------------------|---|--|---|
| Mauritius | 11.3 (c) Each Contracting Party shall in conformity with the rules determined by the Meeting of the Parties, make available to each annual Meeting of the Parties a report on its fishing activities in the Area | Critically Non-Compliant | Compliant | Assessment for this requirements concerns submissions made in 2022, with respect to activities conducted in 2021. Submission was made on the 27th of May and not 30 days prior to 21st March 2022 i.e. 19 Feb 2022. | Mauritius was claiming historical rights on the Saya de Malha Bank. However, this matter was resolved during May 2022 and no historical rights were further claimed by Mauritius. Subsequently, the report was prepared and submitted to the secretariat after the deadline. | Critically Non-Compliant |

Table 2 Implementation of CMM 2020/01 and CMM 2019/01 (Interim Management of Bottom Fishing)

No Compliance issue to report and no clarification from CC required.

Table 3 Implementation of CMM 2022/02 and CMM 2021/02 (Data Standards)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|-----------|--|------------------------|--------------------------------------|---|---|---|
| Australia | 6. CCPs shall report to the Secretariat, by 31 May each year, the data collected under paragraphs 4 and 5 for the previous calendar year, in accordance with the format prescribed in the corresponding annexes. | Compliant | Non-Compliant | Data was submitted after the 31 May 2022 | Australia has provided both logbook and observer data to the SIOFA Secretariat. However, the 2022 data submission (2021 data) was late due to database issues. Australia has now resolved the database issues and the 2023 data submission (2022 data) has been completed on time. We accept the assessment of non-compliant. | Non-Compliant |
| Australia | 7. CCPs shall provide to the Secretariat, by 31 May each year, annual catch summaries for all species/groups caught in the Agreement Area during the previous calendar year. The catch summaries shall include the following information: a. Calendar year (e.g. 2015), b. FAO statistical area (e.g. FAO87), c. Species/group name (common name and scientific name), d. Species/group code (FAO3-alpha code 19, EG ORY) (if available), e. Annual catch total - tonnes raised to 'live' weight | Compliant | Non-Compliant | Data was submitted after the 31 May 2022 | Australia has provided both logbook and observer data to the SIOFA Secretariat. However, the 2022 data submission (2021 data) was late due to database issues. Australia has now resolved the database issues and the 2023 data submission (2022 data) has been completed on time. We accept the assessment of non-compliant. | Non-Compliant |

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|--------------|--|--------------------------|--------------------------------------|--|---|---|
| Mauritius | 9. Following the entry into force of this CMM, CCPs shall provide to the Scientific Committee, at least 30 days prior to the commencement of each ordinary meeting, an annual National Report of their fishing, research and management activities in accordance with the following: b. For all reports thereafter: the National Report shall include details of activities of the previous calendar year; and c. In either case, the National Report shall take into account the guidelines prepared by the Scientific Committee for the preparation of such reports | Critically Non-Compliant | Compliant | The National Report was submitted after the compliance committee | Mauritius was claiming historical rights on the Saya de Malha Bank. However, this matter was resolved on May 2022 and no historical rights were further claimed by Mauritius. Subsequently, the CCR was prepared and submitted to the secretariat after the deadline. | Critically Non-Compliant |
| Mauritius | 12. All CCPs shall implement national scientific observer programs to collect from activities undertaken by vessels flying their flag: | Critically Non-Compliant | | No preliminary compliant status provided. Statement implies technical impediment to implement CMM. Mauritius to confirm and if so substantiate statement | No observer program is at present being implemented due to shortage of staff and existing observers being promoted or retired. However, a new observer program is being envisaged and the recruitment of a pool of observers is ongoing. | Critically Non-Compliant |
| Mauritius | 14. CCPs shall, through their National Report, provide to the Scientific Committee an annual observer programme implementation report which should include summary sections covering: observer training, program design and coverage, type of data collected, and any problems encountered during the previous calendar year. | Not Applicable | Not Applicable | | No observer program is at present being implemented due to shortage of staff and existing observers being promoted or retired. However, a new observer program is being envisaged and the recruitment of a pool of observers is ongoing. | Critically Non-Compliant |
| Australia | 15. CCPs shall, for all observed trips, collect observer data in accordance with the relevant sections of Annex B. All observer data collected by CCPs shall be reported to the Secretariat by 31 May each year for the previous calendar year. | Compliant | Compliant | Data was submitted after the 31 May 2022 | Australia has provided both logbook and observer data to the SIOFA Secretariat. However, the 2022 data submission (2021 data) was late due to database issues. Australia has now resolved the database issues and the 2023 data submission (2022 data) has been completed on time. We accept the assessment of non-compliant. | Non-Compliant |
| Cook Islands | 18. CCPs shall: a. ensure that fishery data are verified through an appropriate system of data verification mechanisms; | Compliant | Compliant | 2022 data submission for 2021 tow data had many consistency issues (colliding tows, tows over 100Km long, etc.), the data verification | The Cook Islands are currently working with industry to correct these inconsistencies and note the overlapping gaps. | Non-Compliant |

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|---------|--|------------------------|--------------------------------------|--|--|---|
| | b. develop, implement, and improve data verification mechanisms | | | mechanisms did not capture these issues. | | |
| Comoros | | Not Applicable | Not Applicable | No Preliminary Self Assessment provided. | Comoros do not have a proper data verification system. | Non-Compliant* |
| China | 18. (c) CCPs shall provide to the Scientific Committee, through their National Report, an annual data verification report which should provide information regarding their development and implementation of data verification mechanisms. | Not Applicable | Compliant | Applicability of this provision extends to all CCPs, irrespective if flagged vessels are fishing in SIOFA area or not. As such, Annual Verification Report should be included in the Annual National Report (Ref: Para 1 of CMM 2022/02). <i>China provided to the SC07, through their National Report, an annual data verification report which should provide information regarding their development and implementation of data verification mechanisms. CC to advise on Applicability</i> | In "Application", Article 2, CMM 2022/02, it states that the CMM " prescribes the standards for the collection, reporting, verification, and exchange of data related to fishing activities by vessels fishing in the SIOFA Area of Application (the Agreement Area) that are flying the flag of a CCP". As such verification mechanism for data not collected in the Competence Area shall not be included. | Compliant |

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|---------------------|--|------------------------|--------------------------------------|--|---|---|
| Korea (Republic of) | | | Not Applicable | Obligation does not limit reporting related to data verification report to CCPs that are actively fishing in the Agreement Area. As such, reporting of observer program, from the Secretariat's view should be mandatory for all CCPs. <i>No Data Verification Report included in Annual report to SC07. CC to advise on Applicability</i> | Korea is of the view that this paragraph is not applicable to CCPs with no fishing activities as they have no data collected previous year to verify. If the Secretariat's view is that all CCPs should provide the mechanism mentioned in this particular paragraph, Korea can provide its data verification mechanism as follows: "The revision of the Act on Fisheries Information and Data Reporting was put into effect in December 2012. Such revision includes requirements for data collection and reporting which was recently adopted by the RFMOs regarding especially ecologically important species, discards/release and bycatch mitigation, etc. Since September 2014, the Act on Fisheries Information and Data Reporting has obliged fishers to report the catch statistics to NIFS every week, and again revised on 1st September 2015, that fishers make a daily reporting through an electronic reporting system (ERS) in order to manage and/or cross-check the data in real time. Catch statistics of Korean fishing vessels are obtained from two sources of data reporting. Korea Overseas Fisheries Association (KOSFA) collects monthly catch by species and vessels from fishery industries, and NIFS collects haul by haul data from vessels which are filled out by the captain onboard. Korea also established Fisheries Monitoring Center (FMC) in March 2014 to monitor and/or manage the Vessel Monitoring System (VMS) data so that the data are cross-checked with fishing position from the logbook. Catch data are cross-checked between those of NIFS (which originate from the logbook) and those of National Fishery Products Quality Management Service (NFQS), prior to issuing Catch Documentation Scheme (CDS) as well. " | Non-Compliant |
| Mauritius | | Non-Compliant | Compliant | Assessment for this requirements concerns submissions made in 2022, with respect to activities conducted in 2021. Secretariat could not confirm if | Mauritius was claiming historical rights on the Saya de Malha Bank. However, this matter was resolved on May 2022 as no historical rights were further claimed by Mauritius. | Critically Non-Compliant |

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|------------|--|------------------------|--------------------------------------|--|--|---|
| | | | | submission was made 30 days prior to the commencement of SC07 (30 days prior to 21st March 2022 i.e. 19 Feb 2022). | Subsequently, the CCR was prepared and submitted to the secretariat after the deadline. | |
| Seychelles | | Not Applicable | Not Applicable | Obligation does not limit reporting related to data verification to CCPs that are actively fishing in the Agreement Area. As such, reporting of observer program, from the Secretariats view should be mandatory for all CCPs. | | Non-Compliant |
| Comoros | | Not Applicable | Not Applicable | Obligation does not limit reporting of data verification to CCPs that are actively fishing in the Agreement Area. As such, reporting of data verification, from the Secretariats view should be mandatory for all CCPs. CC to provide guidance on same. | our observer program depends on the OCCUP program <i>Secretariat: Obligation relates to data verification mechanism, and observer program, contrary to provided feedback.</i> | |
| India | | | Compliant | No Scientific report submitted to SC07 | | Non-Compliant |

Table 4 Implementation of CMM 2016/04 (Vessels Without Nationality)

No Compliance issue to report and no clarification from CC required.

Table 5 Implementation of CMM 2016/05 (Pelagic Driftnets and Deepwater Gillnets)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|-------|--|------------------------|--------------------------------------|--|---|---|
| China | 1. The use of all large-scale pelagic driftnets in the Agreement Area is prohibited for any vessel flying the flag of a Contracting Party, cooperating non-Contracting Party (CNCP) or participating fishing entity (PFE). | Compliant | Compliant | China answer to the assessment is stated as "No". However, the explanation provided explains that the use of large-scale driftnet is banned by "NO. (1990) NONG (YU ZHENG) 18", which would qualify as a measure in place. CC to advise | The kind comment and reminding from the Secretariat are appreciated. The large-scale pelagic driftnets have already been banned and no chinese-flagged are authorized to operate this kind of fishing. As such "yes" shall be the answer to the question. | Compliant |

Table 6 Implementation of CMM 2022/06 and 2018/06 (IUU Vessel List)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|----------------|---|------------------------|--------------------------------------|--|---|---|
| European Union | 3. Prior to, or at the same time as, transmitting the information referred to in paragraph 2 to the Secretariat, the notifying Contracting Party, CNCP or PFE shall provide, either directly or through the Executive Secretary, to the relevant flag State a copy of the pertinent suitably documented information and notification of its relevance to the Draft SIOFA IUU Vessel List. The notifying Contracting Party, CNCP or PFE shall request that the flag State promptly acknowledge receipt of this notification. | Not Applicable | Not Assessed | Provision overlaps with Para 8 of CMM 07, that places no obligation for the notifying party to notify the flag state when there are evidences of Non-Authorized Vessels fishing in the Agreement Area. Compliance Committee to provide guidance on implementation of this provision, noting these conflicting provisions. Secretariat is of the view that the notification to the flag state was done through the Secretariat, therefore satisfying obligation under this paragraph. CC to provide necessary guidance on these overlapping provisions | The EU agrees with the comments of the SIOFA Secretariat. | Compliant |
| India | 31. Relevant agencies of Contracting Parties, CNCPs and PFEs shall designate a contact point through which information on reported activities described in sub-paragraphs 30 (a) and (b) | | | No Preliminary Self Assessment provided. No Contact designated pursuant to this obligation | | Non-Compliant |
| Japan | 32. To assist with the implementation of this CMM, Contracting Parties, CNCPs and PFEs shall include in their annual implementation reports of the actions and measures taken in accordance with this CMM. | Compliant | | No Preliminary Self Assessment provided. | | |
| Comoros | | Compliant | | No Preliminary Self Assessment provided. | | |
| India | | | | No Preliminary Self Assessment provided. | | |

Table 7 Implementation of CMM 2022/07 and 2019/07 (Vessel Authorisation)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|-----------|---|------------------------|--------------------------------------|---|--|---|
| Australia | 4.(Para 3 of CMM 2019/07) CCPs shall inform the Executive Secretary of any modification regarding the vessel data, including authorisation status of current fishing vessels and any new vessels, within 15 days after such modification. | Not Applicable | Non-Compliant | | One Australian fishing vessel, the <i>Atlas Cove</i> , was sold to a French company in December 2022, however, owing to an administrative oversight the SIOFA secretariat was notified in April, 2023. | Non-Compliant |

Table 8 Implementation of CMM 2020/08 (Port Inspection)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|----------------|---|------------------------|--------------------------------------|--|--|---|
| Seychelles | 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. | Compliant | Non-Compliant | Current notification provided by Seychelles indicates that there are 2 applicable notification Periods, i.e. 24hrs and 48hrs for licensed and non licensed vessels respectively. https://siofa.org/sites/default/files/files/SIOFA-Designated-Ports-updated-2022-08-17.pdf . Seychelles to confirm if there has been any changes in those notification periods, as implied in CCR. | | Non-Compliant |
| European Union | 25. The inspection report shall be forwarded to the competent authority of the inspected vessel and to the Secretariat within 30 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 period, the port State shall notify the Secretariat within that same time period of the reasons for the delay and when the report will be submitted. | Compliant | Non Compliant | | | Non-Compliant |
| Mauritius | the inspection report cannot be transmitted within that time period, the port State shall notify the Secretariat within that same time period of the reasons for the delay and when the report will be submitted. | Compliant | Non-Compliant | Several EU (IBSA QUINTO) trips ended in Mauritius in 2022 (some with Dissostichus catch), but no PIRs were submitted to the SIOFA Secretariat as required by this obligation. All 2022 Inspection reports were submitted on the 26th May 2023. | All port inspection reports have already been submitted to the SIOFA Secretariat | Non-Compliant |
| India | 26. Each Contracting Party, CNCP and PFE shall require its vessels to cooperate with the port State in inspections carried out pursuant to this CMM. | | Compliant | India has indicated that this obligation is not applicable to them, while providing a "Compliant" Self Assessment. However, the secretariat is of the view that this obligation is mandatory for all flag state CPP, for all vessels flying its flag. | | Non-Compliant |

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|------------|--|------------------------|--------------------------------------|---|-------------------|---|
| Seychelles | 27. 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. | Compliant | Compliant | Seychelles reponded "No to this obligation, while suggesting a "Compliance Status" as Preliminary Self Assessment. Suggest to review as failure to implement this obligation may indicate a Non-Compliance Assessment | | Non-Compliant |

Table 9 Implementation of CMM 2022/09 (Control)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|-----------|---|------------------------|--------------------------------------|--|--|---|
| India | 2. Contracting Parties, CNCs and PFEs shall designate the competent authority or authorities which shall act as the Contact Point for the purposes of receiving reports and notifications and issuing authorisations in accordance with the relevant SIOFA CMMs. Each Contracting Party, CNC or PFE shall send to the Secretariat the name, telephone number, e-mail address and fax number of at least two designated contact points before 30 days have passed following the adoption of this CMM. Any subsequent changes to the list shall be notified to the Secretariat without delay. The Secretariat shall put the details of the Contact Points and any changes thereto on the SIOFA website without delay. | | Compliant | The Secretariat does not have any designated competent authority or authorities which shall act as the Contact Point for the purposes of receiving reports and notifications and issuing authorisations in accordance with the relevant SIOFA CMMs, as required by this obligation for India. | | Non-Compliant |
| China | 8. The discharge into the sea of all plastics , including but not limited to synthetic ropes, synthetic fishing nets, plastic garbage bags and incinerator ashes from plastic products by vessels flying the flag of Contracting Parties, CNCs or PFEs shall be prohibited. | Not Applicable | Compliant | Secretariat is of the view that this obligation is applicable to all vessels flagged to CCPs. China answered "No" to assessment, while stating that <i>"There have been no authorized Chinese fishing vessels by Chinese fisheries authorities in SIOFA Area to harvest SIOFA species since China joined SIOFA in 2019. But China required the authorized vessels not to discard any garbage into the sea."</i> CC to advise on applicability | The kind comment and reminding from the Secretariat are appreciated. As there have been no authorized Chinese-flagged vessels to operate in the Competence Area, "Not Applicable" is more suitable to describe the status. | Compliant* |
| Mauritius | 13. Each Contracting Party, CNC or PFE shall submit this information to the Secretariat as soon as practical. The Secretariat shall forward this information to all Contracting Parties, CNCs and PFEs for information and for consideration of further action as required by Article 17 of the Agreement at the next ordinary Meeting of the Parties. | | 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. As there were no such indication in the supporting statement for this obligation, Mauritius may wish to reconsider status for preliminary self assessment. | It is to be noted that Mauritius is compliant under this CMM, as measures for inspection of vessels at sea are undertaken to combat illegal fishing Secretariat: <i>Obligation does not relate to inspections of vessels at sea.</i> | |

Table 10 Implementation of CMM 2019/10 (Monitoring)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|----------------|--|--------------------------|--------------------------------------|---|---|---|
| China | 4. & 5. Each CCP shall ensure that all fishing vessels flying its flag that are operating in the Agreement Area are fitted with an operational automatic location communicator (ALC) unit reporting back to its competent authority and that ALC units on vessels flying their flag remain operational at all times while in the Agreement Area. | Not Applicable | Compliant | China has indicated that the obligation is not applicable to them. Secretariat is of view that this obligation applies to all vessels flying the flag of a CCP. Irrespective if they are authorized or not, as there are no such limitations in the scope of application for this obligation (applies to all vessels operating in the area). CC to Advise | All the authorized Chinese-flagged overseas vessels are required to install MTUs or ALCs onboard when they operate on the high seas. Since there have been no authorized Chinese-flagged vessels to operate in the Competence Area, "Not Applicable" is more suitable to describe the status. | Compliant |
| Mauritius | 14. CCPs shall require their vessels or relevant authorities to notify the Secretariat, by email or other means, within 24 hours, in the format provided in Annex I, of each entry to or exit from the Agreement Area of vessels authorised to fish for species managed by SIOFA flying its flag, in accordance with CMM 2022/07. | Critically Non-Compliant | Compliant | Some reports were received much after the 24hrs prescribed by this obligation. | Some outstanding reports were transmitted after the required time as Mauritius was claiming historical rights on the Saya de Malha Bank. Subsequently, the entry/exits reports were prepared and submitted to the secretariat after the deadline. | Critically Non-Compliant |
| Chinese Taipei | 16. Each CCP shall ensure, for each vessel flying its flag undertaking an at sea transshipment operation in accordance to Para 16 | Critically Non-Compliant | Critically Non-Compliant | Competent Authority has failed to submit the observer data on the Transshipment Logsheet referred to in sub-paragraph f. to the Secretariat, no later than 15 days from debarkation of the observer. | | Critically Non-Compliant |

Table 11 Implementation of CMM 2020/11 (Compliance Monitoring Scheme)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|--------------|--|--------------------------|--------------------------------------|--|---|---|
| Cook Islands | 12. Each CCP shall prepare a CCP Compliance Report on 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 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. | Compliant | | No preliminary self assessment provided. CCR was submitted after the deadline of the 5th May 2022, i.e. the 6th of May 2022. (Received by the Secretariat on the 7th May 2022) | Compliant. Initially CCR was submitted on the date of deadline (4th May) however, it was submitted on the wrong template. We re-submitted with the updated template on the 13th May noting changes could be made prior to 3rd June 2023. | Non-Compliant |
| Mauritius | | Critically Non-Compliant | Compliant | CCR was submitted after deadline of the 5th May 2022, on the 16th of May 2022 | Mauritius was claiming historical rights on the Saya de Malha Bank. However, this matter was resolved during May 2022 and no historical rights were further claimed by Mauritius. Subsequently, the CCR was prepared and submitted to the secretariat after the deadline. | Critically Non-Compliant |
| Seychelles | | Compliant | Compliant | CCR was submitted after the deadline of the 5th May 2022, on the 6th May 2022 | | Non-Compliant |

Table 12 Implementation of CMM 2022/12 and 2019/12 (Sharks)

No Compliance issue to report and no clarification from CC required.

Table 13 Implementation of CMM 2022/13 and 2019/13 (Mitigation of Seabirds Bycatch)

No Compliance issue to report and no clarification from CC required.

Table 14 Implementation of CMM 2021/14 (High Seas Boarding and Inspection Procedures)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|----------------|---|------------------------|--------------------------------------|---|---|---|
| European Union | 8. Each CCP shall provide this measure or a translation of it to vessels flying its flag and ensure that vessels flying its flag accept boarding and inspection by Authorised Inspectors in accordance with these procedures. | Compliant | Compliant | Statement related to this obligation indicates that these measures are translated to all official EU languages, but does not clearly indicate if these measures are provided to vessels flying the flag of an EU member state. EU to provide further clarity on same. | The EU has reviewed its implementation of this obligation again following receipt of the dSCR. Although the fishing licence issued to the EU (Spain) vessel that operated in the SIOFA Area in 2022 requires it to comply by all SIOFA CMMs and all EU Member States are notified of all SIOFA CMMs after their adoption, the measure was not provided to the vessel by the competent authorities. Corrective action has been taken and the measure was provided to the EU vessel operating in the SIOFA Area in 2023. The EU accepts a status of 'not compliant' in relation to its implementation of this obligation in 2022. | Non-Compliant |
| India | 10. Each CCP shall, by 1 September 2019 (or, for CCPs that acquire their status after that date, within 60 days of acquiring their status), notify the Executive Secretary of two contact points (including name, telephone, fax number and e-mail address) for the purposes of receiving and sending notifications and reports to and from its Authorities of the Fishing Vessel pursuant to this CMM. Each Contracting Party intending to carry out boarding and inspection pursuant to this measure shall provide the same information for the purposes of receiving and sending notifications and reports to its Authorities of the Inspection Vessel pursuant to this CMM. | | Compliant | India has indicated that this obligation is not applicable to them. Obligation mandatory for all CCPs. Secretariat has not been notified of two contact points for the purposes of received and sending notifications and reports to and from its of the fishing vessel pursuant to this CMM. | | Non-Compliant |

Table 15 Implementation of CMM 2021/15 (Management of Demersal Stocks)

| CCP | Obligation (include paragraph number, summary description) | 2021 Compliance Status | 2022 CCP Preliminary Self Assessment | Secretariat Comments (including any Potential Compliance Issue) | Feedback from CCP | 2022 Proposed Provisional Compliance Status |
|----------------|--|------------------------|--------------------------------------|---|-------------------|---|
| European Union | 18. Longlines shall not exceed 3000 hooks per line and shall be set at minimum 3 nautical miles from each other. | Compliant | Compliant | Compliance Committee to provide guidance for the time period between two sets of long lines that shall not be within 3nm of each other. (during fishing trip, fishing season, calendar year, indefinite etc.) | | Compliant |