



EUROPEAN  
COMMISSION

Brussels, 24.4.2015  
COM(2015) 180 final

ANNEXES 1 to 13

## **ANNEXES**

**to the**

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE  
COUNCIL on a multiannual recovery plan for Bluefin tuna in the eastern Atlantic and  
the Mediterranean repealing Regulation (EC) No 302/2009**

## ANNEX I

### *Specific conditions applying to the fisheries referred to in Article 13(2)*

1. In addition to the provisions set out in Article 8(3), the maximum number of baitboats and trolling boats authorised to fish for Bluefin tuna in the Eastern Atlantic under the specific conditions applying to the derogation referred to in Article 13(2)(a) is set at the number of Union catching vessels participating in the directed fishery for Bluefin tuna in 2006.
2. In addition to the provisions set out in Article 8(3), the maximum number of catching vessels authorised to fish for Bluefin tuna in the Adriatic sea for farming purposes under the specific conditions applying to the derogation referred to in Article 13(2)(b) is set at the number of Union catching vessels participating in the directed fishery for Bluefin tuna in 2008.
3. In addition to the provisions set out in Article 8(3), the maximum number of baitboats, longliners and handliners authorised to fish for Bluefin tuna in the Mediterranean under the specific conditions applying to the derogation referred to in Article 13(2)(c) is set at the number of Union catching vessels participating in the directed fishery for Bluefin tuna in 2008.
4. The maximum number of catching vessels determined in accordance with points 1, 2 and 3 of this Annex shall be allocated among the Member States in accordance with the Treaty and in line with Article 16 of Regulation (EU) No 1380/2013.
5. No more than 7 % of the Union quota for Bluefin tuna between 8 kg or 75 cm and 30 kg or 115 cm shall be allocated among the authorised catching vessels referred to in Article 13(2)(a) and in point 1 of this Annex. The 7% of the Union quota shall be allocated among Member States in accordance with the Treaty and in line with Article 16 of Regulation (EU) No 1380/2013.
6. By way of derogation from Article 13(2)(a), within the 7% referred to in point 5 of this Annex, up to 100 tonnes may be allocated to the capture of Bluefin tuna of 6,4 kg or 70 cm by baitboats of less than 17 m.
7. The maximum allocation of the Union quota among Member States to fish under the specific conditions applying to the derogation referred to in Article 13(2)(b) and point 2 of this Annex shall be determined in accordance with the Treaty and in line with Article 16 of Regulation (EU) No 1380/2013.
8. No more than 2 % of the Union quota for Bluefin tuna between 8 kg or 75 cm and 30 kg or 115 cm shall be allocated among the authorised catching vessels referred to in Article 13(2)(c) and point 3 of this Annex. This quota shall be allocated among Member States in accordance with the Treaty and in line with Article 16 of Regulation (EU) No 1380/2013.
9. Each Member State whose baitboats, longliners, handliners and trolling boats are authorised to fish for Bluefin tuna in accordance with Article 13(2) and this Annex shall establish the following tail tag requirements:

- (a) tail tags are affixed on each Bluefin tuna immediately upon offloading;
- (b) each tail tag has a unique identification number and be included on Bluefin tuna statistical documents and written on the outside of any package containing tuna.

## **ANNEX II**

### ***LOGBOOK REQUIREMENTS***

#### **A – CATCHING VESSELS**

##### **Minimum specifications for fishing logbooks:**

1. the logbook shall be numbered by sheet;
2. the logbook shall be completed every day (midnight) or before port arrival;
3. the logbook shall be completed in case of at sea inspections;
4. one copy of the sheets shall remain attached to the logbook;
5. logbooks shall be kept on board to cover a period of one year of operation.

##### **Minimum standard information for fishing logbooks:**

1. master's name and address;
2. dates and ports of departure, dates and ports of arrival;
3. vessel name, register number, ICCAT number, international radio call sign and IMO number (if available).
4. fishing gear:
  - (a) type FAO code;
  - (b) dimension (e.g. length, mesh size, number of hooks);
5. operations at sea with one line (minimum) per day of trip, providing:
  - (a) activity (e.g. fishing, steaming);
  - (b) position: exact daily positions (in degree and minutes), recorded for each fishing operation or at noon when no fishing has been conducted during this day;
  - (c) record of catches including:
    - (1) FAO code
    - (2) round (RWT) weight in kg per day;
    - (3) number of pieces per day

For purse seiners this should be recorded by fishing operation including nil return

6. master's signature;
7. means of weight measure: estimation, weighing on board;
8. the logbook is kept in equivalent live weight of fish and mentions the conversion factors used in the evaluation.

##### **Minimum information for fishing logbooks in case of landing or transshipment:**

1. dates and port of landing/transshipment;
2. products:

- (a) species and presentation by FAO code;
- (b) number of fish or boxes and quantity in kg;
- 3. signature of the master or vessel agent;
- 4. in case of transshipment: receiving vessel name, its flag and ICCAT number.

**Minimum information for fishing logbooks in case of transfer into cages:**

- 1. Date, time and position (latitude / longitude) of transfer
- 2. Products:
  - (a) Species identification by FAO code
  - (b) Number of fish and quantity in kg transferred into cages,
- 3. Name of towing vessel, its flag and ICCAT number
- 4. Name of the farm of destination and its ICCAT number
- 5. In case of joint fishing operation, in complement of information laid down in points 1 to 4, the master shall record in their logbook:
  - (a) as regards the catching vessel transferring the fish into cages:
    - amount of catches taken on board
    - amount of catches counted against its individual quota,
    - the names of the other vessels involved in the JFO;
  - (b) as regards the other catching vessels of the same JFO not involved in the transfer of the fish:
    - the name of those vessels, their international radio call signs and ICCAT numbers,
    - that no catches have been taken on board or transferred into cages,
    - amount of catches counted against their individual quotas,
    - the name and the ICCAT number of the catching vessel referred to in (a).

**B –TOWING VESSELS**

- 1. The master of a towing vessel shall record on his/her daily logbook, the date, time and position of transfer, the quantities transferred (number of fish and quantity in kg), the cage number, as well as the catching vessel name, flag and ICCAT number, the name of the other vessel(s) involved and their ICCAT number, the farm of destination and its ICCAT number, and the ICCAT transfer declaration number.
- 2. Further transfers to auxiliary vessels or to other towing vessel shall be reported including the same information as in point 1 as well as the auxiliary or towing vessel name, flag and ICCAT number and the ICCAT transfer declaration number.
- 3. The daily logbook shall contain the details of all transfers carried out during the fishing season. The daily logbook shall be kept on board and be accessible at any time for control purposes.

**C – AUXILIARY VESSELS**

1. The master of an auxiliary vessel shall record the activities daily in his/her logbook including the date, time and positions, the quantities of Bluefin tuna taken onboard, and the fishing vessel, farm or trap name he/she is operating in association with.
2. The daily logbook shall contain the details of all activities carried out during the fishing season. The daily logbook shall be kept on board and be accessible at any time for control purposes.

#### **D – PROCESSING VESSELS**

1. The master of a processing vessel shall report on his/her daily logbook, the date, time and position of the activities and the quantities transshipped and the number and weight of Bluefin tuna received from farms, traps or catching vessel where applicable. He/she should also report the names and ICCAT numbers of those farms, traps or catching vessel.
2. The master of a processing vessel shall maintain a daily processing logbook specifying the round weight and number of fish transferred or transshipped, the conversion factor used, the weights and quantities by product presentation.
3. The master of a processing vessel shall maintain a stowage plan that shows the location and the quantities of each species and presentation.
4. The daily logbook shall contain the details of all transshipments carried out during the fishing season. The daily logbook, processing logbook, stowage plan, original of ICCAT transshipment declarations shall be kept on board and be accessible at any time for control purposes.

### ANNEX III

**Document No.**

### **ICCAT Transhipment Declaration**

<b>Carrier vessel</b> Name of vessel and radio call sign: Flag: Flag State authorization No. National Register No. ICCAT Register No. IMO No.	<b>Fishing Vessel</b> Name of the vessel and radio call sign: Flag: Flag State authorization No. National register No. ICCAT Register No. External identification: Fishing logbook sheet No.	Final destination: Port: Country: State:

	Day	Month	Hour	Year	2_ 0_ _ _	F.V Master's name:	Carrier vessel Master's name:
Departure	_ _	_ _	_ _	From:	_ _ _ _		
Return	_ _	_ _	_ _	To:	_ _ _ _	Signature:	Signature:
Tranship.	_ _	_ _	_ _		_ _ _ _		

For transhipment, indicate the weight in kilograms or the unit used (e.g. box, basket) and the landed weight in kilograms of this unit: |\_|\_| kilograms.

#### LOCATION OF TRANSHIPMENT

<i>Port</i>	<i>Sea</i>		<i>Species</i>	<i>Number of unit of fishes</i>	<i>Type of product live</i>	<i>Type of product whole</i>	<i>Type of product gutted</i>	<i>Type of product head off</i>	<i>Type of product filleted</i>	<i>Type of product</i>	Further transhipments  Date: _____ Place/Position: _____ Authorization CP No. _____ Transfer vessel Master signature: _____  Name of receiver vessel: _____
<i>Lat.</i>	<i>Long.</i>										

											Flag
											ICCAT Register No.
											IMO No.
											Master's signature
											Date:                      Place/Position:
											Authorization CP No.
											Transfer vessel Master's signature:
											Name of receiver vessel:
											Flag
											ICCAT Register No.
											IMO No.
											Master's signature

Obligations in case of transshipment:

1. The original of the transshipment declaration shall be provided to the recipient vessel (processing/transport).
2. The copy of the transshipment declaration shall be kept by the correspondent catching vessel or trap.
3. Further transshipping operations shall be authorized by the relevant CPC which authorized the vessel to operate.
4. The original of the transshipment declaration has to be kept by the recipient vessel which holds the fish, up to the landing place.
5. The transshipping operation shall be recorded in the logbook of any vessel involved in the operation.



## ANNEX IV

<b>Document No.</b>	<b>ICCAT Transfer Declaration</b>		
<b>1 - TRANSFER OF LIVE BFT DESTINATED FOR FARMING</b>			
Fishing vessel name:  Call sign: Flag: Flag State transfer authorisation no. ICCAT Register no. External identification: Fishing logbook no. JFO no.	Trap name:  ICCAT Register no.	Tug vessel name:  Call sign: Flag: ICCAT Register no: External identification:	Name of destination farm:  ICCAT Register no: Cage Number:
<b>2 - TRANSFER INFORMATION</b>			
Date: __/__/____	Place or position: Port: Lat: Long:		
Number of individuals:		Species:	
Type of product: Live <input type="checkbox"/> Whole <input type="checkbox"/> Gutted <input type="checkbox"/> Other (Specify):			
Master of fishing vessel / trap operator / farm operator name and signature:		Master of receiver vessel (tug, processing, carrier) name and signature:	Observer Names, ICCAT No. and signature:
<b>3 - FURTHER TRANSFERS</b>			
Date: __/__/____	Place or position: Port: Lat: Long:		
Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Farm State transfer authorisation no:	External identification:	Master of receiver vessel name and signature:	

Date: __/__/____	Place or position: Port:	Lat:	Long:
Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Farm State transfer authorisation no:	External identification:	Master of receiver vessel name and signature:	
Date: __/__/____	Place or position: Port:	Lat:	Long:
Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Farm State transfer authorisation no:	External identification:	Master of receiver vessel name and signature:	

#### 4 – SPLIT CAGES

Donor Cage no.	Kg:	Nbr of fish:	
Donor Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage no.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage no.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.
Receiving Cage no.	Kg:	Nbr of fish:	
Receiving Tug vessel name:	Call sign:	Flag:	ICCAT Register no.

## ANNEX V

<i>Catch report form</i>												
Flag	ICC AT Nu mbe r	Vesse l name	Repo rt start date	Rep ort end date	Repo rt durati on (d)	Catch date	Location of the catch		Caught			Attributed weight in case joint fishing operation (kg)
							Latitu de	Lon gitu de	Weig ht (kg)	Num ber of piece s	Average weight (kg)	

## ANNEX VI

<i>Joint fishing operation</i>								
Flag State	Vessel name	ICCAT No	Duration of the operation	Identity of the operators	Vessel's individual quota	Allocation key per vessel	Fattening and farming farm destination	
							CPC	ICCAT No

Date ...

Validation of the flag State ...

## **ANNEX VII**

### ***ICCAT REGIONAL OBSERVER PROGRAMME***

#### **ASSIGNMENT OF ICCAT REGIONAL OBSERVERS**

1. Each ICCAT regional observer shall have the following qualifications to accomplish their tasks:
  - (a) sufficient experience to identify species and fishing gear;
  - (b) satisfactory knowledge of the ICCAT conservation and management measures assessed by a certificate provided by the Member States and based on ICCAT training guidelines;
  - (c) the ability to observe and record accurately;
  - (d) a satisfactory knowledge of the language of the flag of the vessel or farm observed.

#### **OBLIGATIONS OF THE ICCAT REGIONAL OBSERVER**

2. The ICCAT regional observers shall:
  - (a) have completed the technical training required by the guidelines established by ICCAT;
  - (b) be nationals of one of the Member States and, to the extent possible, not of the farm or trap state or the flag state of the purse seine vessel. If however Bluefin tuna is harvested from the cage and traded as fresh products, the ICCAT regional observer that observes the harvest may be a national of the Member State responsible for the farm.
  - (c) be capable of performing the tasks set forth in point 3.
  - (d) be included in the list of ICCAT regional observers maintained by ICCAT;
  - (e) not have current financial or beneficial interests in the Bluefin tuna fishery.

#### **ICCAT REGIONAL OBSERVER TASKS**

3. The ICCAT regional observer tasks shall be in particular:
  - (a) as regards observers on purse-seine vessels, to monitor the purse-seine vessels' compliance with the relevant conservation and management measures adopted by ICCAT. In particular the observer shall:
    - (1) In cases where the ICCAT regional observer observes what may constitute non-compliance with ICCAT recommendation he/she shall submit this information without delay to the ICCAT regional observer implementing company who shall forward it without delay to the flag state authorities of the catching vessel.
    - (2) record and report upon the fishing activities carried out;

- (3) observe and estimate catches and verify entries made in the logbook;
  - (4) issue a daily report of the purse-seine vessels' transfer activities;
  - (5) sight and record vessels which may be fishing in contravention to ICCAT conservation and management measures;
  - (6) record and report upon the transfer activities carried out;
  - (7) verify the position of the vessel when engaged in transfer;
  - (8) observe and estimate products transferred, including through the review of video recordings;
  - (9) verify and record the name of the fishing vessel concerned and its ICCAT number;
  - (10) carry out scientific work such as collecting Task II data when required by the Commission, based on the directives from the SCRS;
  - (11) register and verify the presence of any type of tag, including natural marks, and notify any sign of recent tag removals.
- (b) as regards ICCAT regional observers in farms and traps, to monitor their compliance with the relevant conservation and management measures adopted by ICCAT. In particular the ICCAT regional observer shall:
- (1) verify the data contained in the transfer declaration and caging declaration and BCD, including through the review of video records;
  - (2) certify the data contained in the transfer declaration and caging declaration and BCDs;
  - (3) issue a daily report of the farms' and traps' transfer activities;
  - (4) countersign the transfer declaration and caging declaration and BCDs only when he/she agrees that the information contained within them are consistent with his/her observations including a compliant video record as per that requirements in Articles 33(1) and 42(1);
  - (5) carry out such scientific work, for example collecting samples, as required by the Commission, based on the directives from the SCRS.
- (c) establish general reports compiling the information collected in accordance with this point and provide the master and farm operator the opportunity to include therein any relevant information;
- (d) submit to the Secretariat the aforementioned general report within 20 days from the end of the period of observation;
- (e) exercise any other functions as defined by the ICCAT Commission.
4. The ICCAT regional observer shall treat as confidential all information with respect to the fishing and transfer operations of the purse seiners and of the farms and accept this requirement in writing as a condition of appointment as an ICCAT regional observer.
  5. The ICCAT regional observer shall comply with requirements established in the laws and regulations of the flag or farm State which exercises jurisdiction over the vessel or farm to which the ICCAT regional observer is assigned.

6. The ICCAT regional observer shall respect the hierarchy and general rules of behaviour which apply to all vessel and farm personnel, provided such rules do not interfere with the duties of the ICCAT regional observer under this programme, and with the obligations of vessel and farm personnel set out in point 7 and Article 49(6).

#### **OBLIGATIONS OF THE FLAG MEMBER STATES TOWARDS ICCAT REGIONAL OBSERVERS**

7. Member States responsible for the purse seine vessel, the farm or the trap, shall ensure that ICCAT regional observers shall be :
- (a) allowed access to the vessel and farm personnel and to the gear, cages and equipment
  - (b) allowed access, upon request, to the following equipment, if present on the vessels to which they are assigned, in order to facilitate the carrying out of their duties set out in point 3 of Annex VI :
    - (1) satellite navigation equipment;
    - (2) radar display viewing screens when in use;
    - (3) electronic means of communication;
  - (c) provided with accommodation, including lodging, food and adequate sanitary facilities, equal to those of officers;
  - (d) provided with adequate space on the bridge or pilot house for clerical work, as well as space on deck adequate for carrying out observer duties.

#### **COSTS ARISING FROM THE ICCAT REGIONAL OBSERVER PROGRAMME**

8. All costs arising from the operation of ICCAT regional observers shall be borne by each farm operator or owner of purse seiners



## **ANNEX VIII**

### ***ICCAT SCHEME OF JOINT INTERNATIONAL INSPECTION***

ICCAT agreed at its Fourth Regular Meeting (Madrid, November 1975) and at its Annual Meeting in 2008 in Marrakesh that:

Pursuant to paragraph 3 of Article IX of the Convention, the ICCAT Commission recommends the establishment of the following arrangements for international control outside the waters under national jurisdiction for the purpose of ensuring the application of the Convention and the measures in force thereunder:

#### **I. SERIOUS VIOLATIONS**

1. For the purposes of these procedures, a serious violation means the following violations of the provisions of the ICCAT conservation and management measures adopted by the ICCAT Commission:
  - (a) fishing without a license, permit or authorisation issued by the flag CPC;
  - (b) failure to maintain sufficient records of catch and catch-related data in accordance with the ICCAT Commission's reporting requirements or significant misreporting of such catch and/or catch-related data
  - (c) fishing in a closed area;
  - (d) fishing during a closed season;
  - (e) intentional taking or retention of species in contravention of any applicable conservation and management measure adopted by ICCAT;
  - (f) significant violation of catch limits or quotas in force pursuant to ICCAT rules;
  - (g) using prohibited fishing gear;
  - (h) falsifying or intentionally concealing the markings, identity or registration of a fishing vessel;
  - (i) concealing, tampering with or disposing of evidence relating to investigation of a violation;
  - (j) multiple violations which taken together constitute a serious disregard of measures in force pursuant to ICCAT;
  - (k) assault, resist, intimidate, sexually harass, interfere with, or unduly obstruct or delay an authorised inspector or observer;
  - (l) intentionally tampering with or disabling the VMS;
  - (m) such other violations as may be determined by the ICCAT, once these are included and circulated in a revised version of these procedures;
  - (n) fishing with assistance of spotter planes;
  - (o) interference with the satellite monitoring system and/or operation of a vessel without a VMS system;
  - (p) transfer activity without transfer declaration;

- (q) transhipment at sea.
2. In the case of any boarding and inspection of a fishing vessel during which the authorised inspector observe an activity or condition that would constitute a serious violation, as defined in point 1, the authorities of the flag State of the inspection vessels shall immediately notify the flag State of the fishing vessel, directly as well as through the ICCAT Secretariat. In such situations, the inspector shall also inform any inspection ship of the flag State of the fishing vessel known to be in the vicinity.
  3. The ICCAT inspector shall register the inspections undertaken and any infringements detected, in the fishing vessel's logbook.
  4. The flag Member State shall ensure that, following the inspection referred to in point 2 of this Annex, the fishing vessel concerned ceases all fishing activities. The flag Member State shall require the fishing vessel to proceed within 72 hours to a port designated by it, where an investigation shall be initiated.
  5. If the vessel is not called to port; the flag Member State shall provide due justification in a timely manner to the European Commission which forwards the information to the ICCAT Secretariat, who shall make it available on request to other Contracting Parties.

## **II. CONDUCT OF INSPECTIONS**

6. Inspections shall be carried out by inspectors designated by the Contracting Parties. The names of the authorised government agencies and each inspector designated for that purpose by their respective governments shall be notified to the ICCAT Commission.
7. Ships carrying out international boarding and inspection duties in accordance with this Annex shall fly a special flag or pennant approved by the ICCAT Commission and issued by the ICCAT Secretariat. The names of the ships so used shall be notified to the ICCAT Secretariat as soon as practical in advance of the commencement of inspection activities. The ICCAT Secretariat shall make information regarding designated inspection vessels available to all CPCs, including by posting on its password-protected website;
8. Each inspector shall carry appropriate identity document issued by the authorities of the flag State, which shall be in the form shown in point 21 of this Annex;
9. Subject to the arrangements agreed under point 16 of this Annex, a vessel flagged to a Contracting Party and fishing for tuna or tuna-like fishes in the Convention area outside the waters within its national jurisdiction shall stop when given the appropriate signal in the International Code of Signals by a ship flying the ICCAT pennant described in point 7 and carrying an inspector unless the vessel is actually carrying out fishing operations, in which case it shall stop immediately once it has finished such operations. The master of the vessel shall permit the inspection party, as specified in point 10 of this Annex, to board it and shall provide a boarding ladder. The master shall enable the inspection party to make such examination of equipment, catch or gear and any relevant documents as an inspector deems necessary to verify the compliance with the ICCAT Commission's recommendations in force in relation to the flag State of the vessel being inspected. Further, an inspector may ask for any explanations that are deemed necessary.


10. The size of the inspection party shall be determined by the commanding officer of the inspection vessel taking into account relevant circumstances. The inspection party shall be as small as possible to accomplish the duties set out in this Annex safely and securely.
11. Upon boarding the vessel, the inspector shall produce the identity documentation described in point 8 of this Annex. The inspector shall observe generally accepted international regulations, procedures and practices relating to the safety of the vessel being inspected and its crew, and shall minimize interference with fishing activities or stowage of product and, to the extent practicable, avoid action which would adversely affect the quality of the catch on board;

Each Inspector shall limit his/her enquiries to the ascertainment of the observance of the ICCAT Commission's recommendations in force in relation to the flag State of the vessel concerned. In making the inspection an inspector may ask the master of the fishing vessel for any assistance he/she may require. He/She shall draw up a report of the inspection in a form approved by the ICCAT Commission. He/She shall sign the report in the presence of the master of the vessel who shall be entitled to add or have added to the report any observations which he/she may think suitable and shall sign such observations.
12. Copies of the report shall be given to the master of the vessel and to the government of the inspection party, which shall transmit copies to the appropriate authorities of the flag State of the inspected vessel and to the ICCAT Commission. Where any infringement of ICCAT recommendations is discovered the inspector shall, where possible, also inform any inspection ship of the flag State of the fishing vessel known to be in the vicinity.
13. Resistance to an inspector or failure to comply with his/her directions shall be treated by the flag State of the inspected vessel in a manner similar to such conduct committed with respect to a national inspector.
14. The inspector shall carry out his/her duties under these arrangements in accordance with the rules set out in this Regulation, but they shall remain under the operational control of their national authorities and shall be responsible to them.
15. Contracting Parties shall consider and act on inspection reports, sighting information sheets as per recommendation 94-09 and statements resulting from documentary inspections of foreign inspectors under these arrangements on a similar basis in accordance with their national legislation to the reports of national inspectors. The provisions of this point shall not impose any obligation on a Contracting Party to give the report of a foreign inspector a higher evidential value than it would possess in the inspector's own country. Contracting Parties shall collaborate in order to facilitate judicial or other proceedings arising from a report of an inspector under these arrangements.
16. (a) Contracting Parties shall inform the ICCAT Commission by 15 February each year of their provisional plans for conducting inspection activities under this Regulation in that calendar year and the ICCAT Commission may make suggestions to Contracting Parties for the coordination of national operations in this field, including the number of inspectors and ships carrying inspectors.

(b) The arrangements set out in this Regulation and the plans for participation shall apply between Contracting Parties unless otherwise agreed between them, and such agreement shall be notified to the ICCAT Commission. Provided however, that

implementation of the scheme shall be suspended between any two Contracting Parties if either of them has notified the ICCAT Commission to that effect, pending completion of such an agreement.

17. (a) The fishing gear shall be inspected in accordance with the regulations in force for the subarea in which the inspection takes place. The inspector shall state the subarea for which the inspection took place, and a description of any violations found in the inspection report.  
(b) The inspector shall be entitled to inspect all fishing gear in use or on board.
18. The inspector shall affix an identification mark approved by the ICCAT Commission to any fishing gear inspected which appears to be in contravention of the ICCAT Commission recommendations in force in relation to the flag State of the vessel concerned and shall record this fact in the inspection report.
19. The inspector may photograph the gears, equipment, documentation and any other element he/she consider necessary in such a way as to reveal those features which in his/her opinion are not in conformity with the regulation in force, in which case the subjects photographed shall be listed in the report and copies of the photographs shall be attached to the copy of the report to the flag State.
20. The inspector shall, as necessary, inspect all catch on board to determine compliance with ICCAT recommendations.
21. The model Identity Card for inspectors is as follows:

<p><b>INTERNATIONAL COMMISSION FOR THE CONSERVATION OF ATLANTIC TUNA</b></p>		 <p><b>ICCAT</b></p>	
<p><b>Inspector Identity Card</b></p>		<p>The holder of this document is an ICCAT inspector duly appointed under the terms of the Scheme of Joint International Inspection and Surveillance of the International Commission for the Conservation of the Atlantic Tuna and has the authority to act under the provision of the ICCAT Control and Enforcement measures.</p>	
<div style="border: 1px solid black; width: 60px; height: 60px; margin: 0 auto; text-align: center; line-height: 60px;">             Photograph           </div>	<p><b>Contracting Party:</b></p>		
	<p><b>Inspector Name:</b></p>		
	<p><b>Card n°:</b></p>		
<p><b>Issue Date:</b></p>	<p>Valid five years</p>	<p>..... ICCAT Executive Secretary Issuing Authority</p>	<p>..... Inspector</p>

## **ANNEX IX**

### **Minimum standards for video recording procedures**

#### **Transfer operations**

- (1) The electronic storage device containing the original video record shall be provided to the ICCAT regional observer as soon as possible after the end of the transfer operation who shall immediately initialize it to avoid any further manipulation.
- (2) The original recording shall be kept on board the catching vessel or by the farm or trap operator where appropriate, during its entire period of authorisation.
- (3) Two identical copies of the video record shall be produced. One copy shall be transmitted to the ICCAT regional observer present and one to the national observer on board the towing vessel, the latter of which shall accompany the transfer declaration and the associated catches to which it relates. This procedure shall only apply to national observers in the case of transfers between towing vessels.
- (4) At the beginning and/or the end of each video, the ICCAT transfer authorisation number shall be displayed.
- (5) The time and the date of the video shall be continuously displayed throughout each video record.
- (6) Before the start of the transfer, the video shall include the opening and closing of the net/door and footage showing whether the receiving and donor cages already contain Bluefin tuna.
- (7) The video recording shall be continuous without any interruptions and cuts and cover the entire transfer operation.
- (8) The video record shall be of sufficient quality to estimate the number of Bluefin tuna being transferred.
- (9) If the video record is of insufficient quality to estimate the number of Bluefin tuna being transferred, then a new transfer shall be requested by the control authorities. The new transfer shall include all the Bluefin tuna in the receiving cage into another cage which must be empty.

#### **Caging operations**

- (1) The electronic storage device containing the original video record shall be provided to the ICCAT regional observer as soon as possible after the end of the caging operation who shall immediately initialize it to avoid any further manipulation.
- (2) The original recording shall be kept by the farm where applicable, during their entire period of authorisation.
- (3) Two identical copies of the video record shall be produced. One copy shall be transmitted to the ICCAT regional observer deployed on the farm.
- (4) At the beginning and/or the end of each video, the ICCAT caging authorisation number shall be displayed.
- (5) The time and the date of the video shall be continuously displayed throughout each video record.

- (6) Before the start of the caging, the video shall include the opening and closing of the net/door and whether the receiving and donor cages already contain Bluefin tuna.
- (7) The video recording shall be continuous without any interruptions and cuts and cover the entire caging operation.
- (8) The video record shall be of sufficient quality to estimate the number of Bluefin tuna being transferred.
- (9) If the video record is of insufficient quality to estimate the number of Bluefin tuna being transferred, then a new caging operation shall be requested by the control authorities. The new caging operation shall include all the Bluefin tuna in the receiving farm cage into another farm cage which shall be empty.

## **ANNEX X**

### **Standards and procedures for the programmes and reporting obligations referred to in Articles 44(2)-(7) and 45(1)**

#### **A. Use of stereoscopic cameras systems**

The use of stereoscopic cameras systems in the context of caging operations, as required by Article 44 of this Regulation, shall be conducted in accordance with the following:

1. The sampling intensity of live fish shall not be below 20% of the amount of fish being caged. When technically possible, the sampling of live fish shall be sequential, one-in every five specimens being measured; such a sample shall be made up of fish measured at a distance between 2 and 8 meters from the camera.
2. The dimensions of the transfer gate connecting the donor cage and the receiving cage shall be set at maximum width of 10 meters and maximum height of 10 meters.
3. When the length measurements of the fish present a multi-modal distribution (two or more cohorts of distinct sizes), it shall be possible to use more than one conversion algorithm for the same caging operation; the most up to date algorithm(s) established by SCRS shall be used to convert fork lengths into total weights, according to the size category of the fish measured during the caging operation.
4. Validation of the stereoscopic length measurements shall be undertaken prior to each caging operation using a scale bar at a distance of between 2 and 8 m.
5. When the results of the stereoscopic programme are communicated, the information shall indicate the margin of error inherent to the technical specifications of the stereoscopic camera system, which shall not exceed a range of +/- 5 percent.
6. The report on the results of the stereoscopic programme shall include details on all the technical specifications above, including the sampling intensity, the way of sampling methodology, the distance from the camera, the dimensions of the transfer gate, and the algorithms (length-weight relationship). SCRS shall review these specifications, and if necessary provide recommendations to modify them.
7. In cases where the stereoscopic camera footage is of insufficient quality to estimate the weight of Bluefin tuna being caged, a new caging operation shall be ordered by the Member State authorities responsible for the catching vessel, the trap or the farm.

#### **B. Presentation and use of the results of the programmes**

1. Decisions regarding differences between the catch report and the results from the stereoscopic system programme shall be taken at the level of the Joint Fishing Operation (JFO) or total trap catches, for JFOs and trap catches destined to a farm facility involving a single CPC and/or Member State. The decision regarding differences between the catch report and the results from the stereoscopic system programme shall be taken at the level of the caging operations for JFO's involving more than one CPC and/or Member State, unless otherwise agreed by all the flag CPC/Member State authorities of the catching vessels involved in the JFO.



2. The Member State responsible for the farm shall provide a report to the Member State or CPC responsible for the catching vessel or the trap and to the Commission, including the following documents:

(a) Technical stereoscopic system report including:

- general information: species, site, cage, date, algorithm;
- sizing statistical information: average weight and length, minimum weight and length, maximum weight and length, number of fish sampled, weight distribution, size distribution.

(b) Detailed results of the programme, with the size and weight of every fish that was sampled.

(c) Caging report including:

- general information on the operation: number of the caging operation, name of the farm, cage number, BCD number, ITD number, name and flag of the catching vessel or trap, name and flag of the towing vessel, date of the stereoscopic system operation and footage file name;
- algorithm used to convert length into weight;
- comparison between the amounts declared in the BCD and the amounts found with the stereoscopic system, in number of fish, average weight and total weight (the formula used to calculate the difference shall be:  $(\text{Stereoscopic System} - \text{BCD}) / \text{Stereoscopic System} * 100$ );
- margin of error of the system;
- for those caging reports relating to JFOs/traps, the last caging report shall also include a summary of all information in previous caging reports.

3. When receiving the caging report, the Member State authorities of the catching vessel or trap shall take all the necessary measures according to the following situations.

(a) The total weight declared by the catching vessel or trap in the BCD is within the range of the stereoscopic system results:

- no release shall be ordered;
- the BCD shall be modified both in number (using the number of fish resulting from the use of the control cameras or alternative techniques) and average weight, while the total weight shall not be modified.

(b) The total weight declared by the catching vessel or trap in the BCD is below the lowest figure of the range of the stereoscopic system results:

- a release shall be ordered using the lowest figure in the range of the stereoscopic system results;
- the release operations shall be carried out in accordance with the procedure laid down in Article 32(2) and Annex XI;
- after the release operations took place, the BCD shall be modified both in number (using the number of fish resulting from the use of the control cameras, minus the number of fish released) and average weight, while the total weight shall not be modified.

- (c) The total weight declared by the catching vessel or trap in the BCD exceeds the highest figure of the range of the stereoscopic system results:
- no release shall be ordered;
  - the BCD shall be modified for the total weight (using the highest figure in the range of the stereoscopic system results), for the number of fish (using the results from the control cameras) and average weight accordingly.
4. For any relevant modification of the BCD, the values (number and weight) entered in Section 2 shall be consistent with those in Section 6 and the values in Sections 3, 4 and 6, shall be not higher those in Section 2.
5. In case of compensation of differences found in individual caging reports across all cagings from a JFO/trap, whether or not a release operation is required, all relevant BCDs shall be modified on the basis of the lowest range of the stereoscopic system results. The BCDs related to the quantities of Bluefin tuna released shall also be modified to reflect the weight/number released. The BCDs related to Bluefin tuna not released but for which the results from the stereoscopic systems or alternative techniques differ from those reported caught and transferred shall also be amended to reflect these differences.

The BCDs relating to the catches from where the release operation took place shall also be modified to reflect the weight/number released.

## **ANNEX XI**

### **Release Protocol**

1. The release of Bluefin tuna from transport/farming cages into the sea shall be recorded by video camera and observed by an ICCAT regional observer, who shall draft and submit a report together with the video records to the ICCAT Secretariat.
2. When a release order has been issued, the farm operator shall request the deployment of an ICCAT regional observer.
3. The release of Bluefin tuna from traps into the sea shall be observed by a National Observer, who shall draft and submit a report to the responsible Member State control authorities.
4. Before a release operation takes place, Member State control authorities might order a control transfer using standard and/or stereoscopic cameras to estimate the number and weight of the fish that need to be released.
5. Member State authorities might implement any additional measures they consider necessary to guarantee that the release operations take place at the most appropriate time and place in order to increase the probability of the fish going back to the stock. The operator shall be responsible for the fish survival until the release operation has taken place. These release operations shall take place within 3 weeks of the completion of the caging operations.
6. Following completion of harvesting operations, fish remaining in a farm and not covered by an ICCAT Bluefin catch document shall be released in accordance with the procedures described in 32(2) and this Annex.

## **ANNEX XII**

### **Treatment of dead fish**

During fishing operations by purse seiners, the quantities of fish found dead in the seine shall be recorded on the fishing vessel logbook and shall be deducted from the Member State quota accordingly.

#### **Recording/treating of dead fish during 1<sup>st</sup> transfer**

- 1) The BCD shall be provided to the operator of the towing vessel with Section 2 (Total Catch), Section 3 (Live fish trade) and Section 4 (Transfer – including “dead” fish) completed.

The total quantities reported in Sections 3 and 4 shall be equal to the quantities reported in Section 2. The BCD shall be accompanied by the original ICCAT Transfer Declaration (ITD) in accordance with the provisions of this Regulation. The quantities reported in the ITD (transferred live), shall be equal to the quantities reported in Section 3 in the associated BCD.

- 2) A split of the BCD with Section 8 (Trade information) shall be completed and given to the operator of the auxiliary vessel which transports the dead BFT to shore (or retained on the catching vessel if landed directly to shore). This dead fish and split BCD shall be accompanied with a copy of the ITD.
- 3) The quantities of dead fish shall be recorded in the BCD of the catching vessel which made the catch or, in the case of JFOs, in the BCD of the catching vessels or of a vessel flying another flag participating in the JFO.

## ANNEX XIII

### Correlation table

<b>Regulation (EC) No 302/2009</b>	<b>This Regulation</b>
Article 1	Articles 1 and 2
Article 2	Article 3
Article 3	Article 4
Article 4(1)	Article 5(1)
Article 4(2)	Article 6(1)(a)
Article 4(3) and (5)	Article 7
Article 4(4),second subparagraph	Article 6(1)(a) and 6(2)
Article 4(6)(a) and(b) and second subparagraph	Article 52
Article 4(6), third subparagraph	Article 20(2)
Article 4(7),(8),(9),(10),(11) and (12)	-
Article 4(13)	Article 5(3)
Article 4(15)	Article 17
Article 5(1)	Article 6(1)(b)
Article 5(2),(3),(4),(5) and (6)	Article 8(1)(2)(3)(4)(5)(6)
Article 5(7),(8),(9),first subparagraph	-
Article 5(9) second subparagraph	Article 6(2)
Article 6	Article 9
Article 7	Article 10 and 11
Article 8	Article 16
Article 9(1) and (2)	Article 13(1) and (2)
Article 9(3),(4),(5),(7),(8),(9) and (10)	Annex I
Article 9(6)	-
Article 9(11)	Article 13(3)
Article 9(12),(13),(14)(15)	Article 14
Article 10	-
Article 11	Article 15(2),(3) and (5)
Article 12(1),(2),(3) and (4)	Article 18
Article 12(5)	-
Article 13(1),(2) and (3)	Article 18
Article 13(4)	-
Article 14(1),(2),(3) and (5)	Article 19
Article 14(4)	Article 20(1)
Article 15	Article 21
Article 16	Article 27(1),(3),(4)
Article 17	Article 28
Article 18(1)	Article 23
Article 18(2)	Annex II
Article 19	Article 22(1)(2)(3)
Article 20(1) and (2)	Article 24(1)(2)(3)
Article 20(3) and (4)	Article 25
Article 21	Article 29(1)(2)(3)(4)(6)(7)
Article 22(1) and (2), first subparagraph	Article 31 (1),(3) and (5)
Article 22(2) second subparagraph	Article 32(1)

<b>Regulation (EC) No 302/2009</b>	<b>This Regulation</b>
Article 22(3)	Article 32(2)
Article 22(4)	Article 36(1),(2),(3)
Article 22(5)	Annex II
Article 22(6)	Article 31(6)
Article 22(7)	Article 33(1) and Annex IX
Article 22(8) and (9), first subparagraph	Article 34
Article 22(9), second subparagraph	-
Article 22(10)	Article 37
Article 23	Article 30
Article 24(1)	Article 45(1)
Article 24(2),(4) and (6)	Article 38(2),(3),(4) and (5)
Article 24(3)	Article 39(1) and (2)
Article 24(5)	Article 40
Article 24(7)	Article 42(1) and Annex IX
Article 24(8), first subparagraph	Article 43(1) and (2)
Article 24(9)	-
Article 24(10)	Article 46
Article 24a	Annex X
Article 25	Article 47
Article 26(1)	Article 24(4)
Article 26(2)	Article 25(1)
Article 26(3)	Article 24(5)
Article 27(1)	Article 29(5)
Article 27(2)	Article 41
Article 27(3)	Article 3(24)
Article 28	Article 53
Article 29	Article 50
Article 30	Article 48
Article 31(1) and (2)(a),(b),(c) and (h)	Article 51(2),(3),(4),(5) and (6)
Article 31(2)(d),(e),(f),(g)	Annex VII
Article 31(3) and (4)	Annex VII
Article 32	Article 33(2),(3) and (4) Article 42(2),(3) and (4)
Article 33	-
Article 33a	Article 51
Article 34	Article 54
Article 35	-
Article 36	-
Article 37	Article 55
Article 38	Article 56
Article 38a	Article 59(1)(2)
Article 39	Article 61
Article 40	-
Article 41	Article 62