



SOUTH EAST ATLANTIC FISHERIES ORGANISATION

REPORT OF THE 11<sup>TH</sup> ANNUAL MEETING OF THE COMPLIANCE COMMITTEE  
(CC) - 2018

**27, 28 November 2018**  
**Swakopmund**  
**NAMIBIA**

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## REPORT OF THE 11<sup>TH</sup> ANNUAL MEETING OF THE COMPLIANCE COMMITTEE (CC)

Swakopmund, Namibia 27 November 2018

### 1. Opening of the meeting

The 11th Annual Meeting of the SEAFO Compliance Committee (CC) was convened on 27 November 2018 in Swakopmund, Namibia. The Chairperson, Mr Luis Molledo from the European Union (EU), opened the meeting and welcomed the delegates.

### 2. Appointment of Rapporteur

Dr Hannes Holtzhausen was appointed as rapporteur for the 11th SEAFO CC meeting.

### 3. Adoption of agenda and meeting arrangements

The agenda, see [Appendix I](#), was reviewed and adopted with no amendments.

### 4. Introduction of Parties Delegations

Delegations introduced their members. See the delegate list in [Appendix II](#).

### 5. Introduction and admission of observers

Observers were introduced and their participation confirmed.

### 6. Executive Secretary's Report on Compliance

The Compliance Review Report was presented by the Executive Secretary ([DOC/CC/03/2018](#)). It was noted that in 2018 two vessels from two Contracting Parties fished in the Convention Area (CA). While the number of sets and fishing days have increased compared to 2017 and the catches in 2018 were the highest since 2013.

The CC commended the Executive Secretary for the quality of the report. Some Contracting Parties suggested a reflection on ways to attract more fishing activity.

As the SEAFO and the ICCAT Convention Areas overlap, a question was raised concerning data on by-catches of SEAFO managed species by ICCAT fishing vessels. The CC meeting agreed that in order to manage the SEAFO CA under the ecosystem approach, all the harvested biomass should be recorded. Therefore, further cooperation with ICCAT should be explored to ensure that any ICCAT data of by-catches of SEAFO species is incorporated by SEAFO and used for managing the SEAFO Convention Area.

**ACTION:** The CC agreed to recommend to the Commission to task the ES to liaise with the ICCAT Secretariat with the aim of concluding a MoU between SEAFO and ICCAT. The ES shall provide Contracting Parties with a draft MoU between SEAFO and ICCAT by the

end of February 2019, to be agreed by SEAFO inter-sessionally and sent to ICCAT for endorsement at ICCAT's next Commission meeting in November 2019.

When addressing the individual Contracting Parties' compliance, Japan provided explanations on the late submission of logbook reports and suggested amendments to the SYSTEM to further clarify compliance obligations regarding lost gear (see point 7 below).

Namibia clarified that their inability to submit timely VMS data was due to technical difficulties and that SEAFO Observer forms were not complete due to unqualified observers aboard the vessel.

A request for further SEAFO training for observers (Angola (4 observers) and Namibia (6 observers)) and SEAFO landing procedures (South Africa) was supported by the CC.

**ACTION:** CC supported the training needs identified. ES to indicate an approximate amount to address the identified training needs for its consideration by SCAF.

#### **7. Annual Review of the "SYSTEM"**

The "SYSTEM" ([DOC/CC/04/2018](#)) was reviewed and the following points and recommendations were noted:

Following the discussions on Contracting Parties' compliance and the suggestion from Japan to clarify obligations arising from the SYSTEM concerning lost gear, the CC agreed to amend Article 8 of the SYSTEM.

**ACTION:** CC recommended the amendment of Article 8 of the SYSTEM to the Commission as in ([Appendix III](#)).

#### **8. Consideration of the provisional SEAFO IUU Vessel list *cf.* SEAFO "SYSTEM"**

SEAFO has a joint listing agreement with NEAFC, NAFO, SIOFA and CCAMLR and the PROVISIONAL IUU Vessel list contains the latest updates ([DOC/CC/05/2018](#)).

The CC noted that there were no proposals to include new vessels on the SEAFO IUU vessel list and that the EU had submitted a number of technical amendments to the SEAFO IUU vessel list mostly to reflect changes in names and flag.

**ACTION:** The CC recommended to update the SEAFO IUU vessel list with the technical amendments contained in [DOC/CC/05/2018](#).

The Executive Secretary presented background information regarding the Bolivian flagged FV Cape Flower for which a request has been received by Bolivia to remove the vessel from the SEAFO IUU vessel list ([DOC/CC/06/2018](#)). It was recalled that the FV Cape Flower is on the SEAFO IUU vessel list because there was evidence that the vessel fished in the SEAFO CA

despite the fact that Bolivia is neither a Part of the SEAFO Convention nor the vessel was included in the SEAFO Record of authorised vessels.

The observers from Bolivia made a case for the vessel to be removed from the IUU vessel list.

The CC concluded that due to a lack of clarity in the case presented by the Bolivian observers, the FV Cape Flower shall remain on the SEAFO IUU vessel list until more concrete evidence is presented, notably on the fulfillment of the criteria to remove the vessel from the IUU vessel list under Article 27, paragraph 23, of the SYSTEM. The CC noted that this decision does not preclude Bolivia from presenting their case again in the future with supporting documentation to sustain their claims. The CC also invited Bolivia to become a Party to the SEAFO Convention.

**ACTION:** The CC recommended to reject the Bolivian request for the removal of the FV Cape Flower from the SEAFO IUU vessel list.

#### **9. Recommendation on additional Measures of Compliance**

There were no additional items

#### **10. Feedback on Workshop**

The Executive Secretary gave feedback on the workshop on the implementation of deep sea fishing instruments in legislation and the MCS workshop followed by exchanges with Namibia, Angola and South Africa regarding participation in the workshops.

#### **11. Election of new Chair and Vice-Chair**

The Compliance Committee has decided to continue the past practice that the Chair serves a second term. Thus, the Chair and Vice-chair will continue to be EU and Japan respectively until 2020. The name of the chairperson and vice-chairperson will be provided to the Secretariat by those Delegations by the end of February 2019 at the latest.

#### **12. Any other matters**

There were no additional points to discuss.

#### **13. Venue and date of next meeting**

The next Compliance Committee meeting will coincide with the next Commission meeting and will therefore be decided in the Commission plenary session.

#### **14. Adoption of the Compliance Committee Report**

The meeting reviewed and adopted the Compliance Committee report to be presented by the Chair to the Commission.

**15. Closure of meeting**

The Chair closed the meeting at 9:46 on 28 November 2018 and adjourned the meeting in good faith.

## APPENDIX I: List of Documents, Agenda and Annotated Agenda of the 11<sup>th</sup> Compliance Committee Meeting – 2018

DOC/CC/00/2018



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South East Atlantic Fisheries Organisation (SEAFO)

### LIST OF DOCUMENTS FOR THE 11<sup>TH</sup> ANNUAL MEETING OF THE COMPLIANCE COMMITTEE (CC) - 2018

**CHAIR:** Mr. L Molledo (EU)

**Venue:** Strand Hotel, Swakopmund

**VICE-CHAIR:** Mr. Ryo Omori (JAPAN)

**Date:** 27 November 2018

Document Ref. Number	Agenda Item	Document Title	Provider	Availability of Document
DOC/CC/00/2018		List of Documents	Secretariat	Available before meeting
DOC/CC/01/2018	All	Provisional agenda for the 11 <sup>th</sup> Annual Meeting of the Compliance Committee	Secretariat	Available before meeting
DOC/CC/02/2018	All	Provisional Annotated agenda for the 11 <sup>th</sup> Annual Meeting of the Compliance Committee	Secretariat	Available before meeting
DOC/CC/03/2018	6	Executive Secretary's Report on Compliance	Secretariat	Available before meeting
DOC/CC/04/2018	7	SEAFO "SYSTEM 2017"	Secretariat	Available before meeting
DOC/CC/05/2018	8	SEAFO provisional IUU Vessel list 2018	Secretariat	Available before meeting
DOC/CC/06/2018	8	Cape Flower Correspondence	Secretariat	Available before meeting

**Circulation Date:** 27 October 2018



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South East Atlantic Fisheries Organisation (SEAFO)

**PROVISIONAL AGENDA FOR THE 11<sup>TH</sup> ANNUAL MEETING OF THE COMPLIANCE COMMITTEE (CC) - 2018**

**CHAIR:** Mr. L Molledo (EU)

**Venue:** Strand Hotel, Swakopmund

**VICE-CHAIR:** Mr. Ryo Omori (JAPAN)

**Date:** 27 November 2018

	Agenda Item	Working Document
1	Opening of Meeting by Chairperson	
2	Appointment of Rapporteur	
3	Adoption of the Agenda and Meeting Arrangements	DOC/CC/00/2018 DOC/CC/01/2018 DOC/CC/02/2018
4	Introduction of Delegations	
5	Introduction and Admission of Observers	
6	Executive Secretary's Report on Compliance	DOC/CC/03/2017
7	Annual review of the "SYSTEM"	DOC/CC/04/2018
8	Consideration of the provisional SEAFO IUU Vessel list	DOC/CC/05/2018 DOC/CC/06/2018
9	Recommendations on additional Measures of Compliance	
10	Feedback on Workshops	
11	Any other Matters	
12	Election of New Chair and Vice-Chair	
13	Venue and date of next meeting	
14	Adoption of the Compliance Committee Report	
15	Closure of meeting	

**Circulation Date:** 27 October 2018



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South East Atlantic Fisheries Organisation (SEAFO)

**PROVISIONAL ANNOTATED AGENDA FOR THE 11<sup>TH</sup> ANNUAL MEETING OF THE COMPLIANCE COMMITTEE (CC) - 2018**

**CHAIR:** Mr. L Molledo (EU) **Venue:** Strand Hotel, Swakopmund  
**VICE-CHAIR:** Mr. Ryo Omori (JAPAN) **Date:** 27 November 2018

- 1. Opening of the meeting**  
The Chairperson will open the meeting and welcome delegates.
- 2. Appointment of Rapporteur**  
The Chairperson will ensure the appointment of rapporteurs who would take the minutes for the Compliance Committee meeting.
- 3. Adoption of agenda and meeting arrangements**  
The Meeting will review and adopt the agenda of the Compliance Committee meeting.  
Delegates will be informed of any practical arrangements for the meeting by the Executive Secretary ([DOC/CC/00/2018](#)), ([DOC/CC/01/2018](#)) & ([DOC/CC/02/2018](#)).
- 4. Introduction of Parties Delegations**  
The Chairperson will allow delegations to introduce themselves.
- 5. Introduction and admission of observers**  
The Chairperson will announce observers present.
- 6. Executive Secretary's Report on Compliance**  
The Executive Secretary will present a report on compliance for 2018. The Committee will discuss the Compliance Report and make recommendation on issues emanating from the report ([DOC/CC/03/2018](#)).
- 7. Annual Review of the "SYSTEM"**  
The SYSTEM was adopted in 2013. The "SYSTEM" ([DOC/CC/04/2018](#)) is a living document and there is a need to review its content annually.
- 8. Consideration of the provisional SEAFO IUU Vessel list *cf.* SEAFO "SYSTEM"**  
SEAFO has a joint listing agreement with NEAFC, NAFO, SIOFA and CCAMLR and the PROVISIONAL IUU Vessel list contains the latest updates ([DOC/CC/05/2018](#)).  
  
The Committee shall adopt the provisional IUU Vessel list.  
  
Further Correspondence regarding the Bolivia Registered vessel, FV Sea Flower case can be seen in [DOC/CC/06/2018](#). The matter will be discussed further with a case made by two observers from Bolivia.
- 9. Recommendation on additional Measures of Compliance**  
The Committee will consider any other compliance-related measures for recommendation to the Commission if needed.



**10. Feedback on Workshop**

The Executive Secretary will give feedback on the workshop on the implementation of deep-sea fishing instruments in legislation (DEEP-FLIP) (Oct 2018) and on MCS workshop (December 2018). If delegates are present who attended the workshops, they will share their experience.

**11. Election of new Chair and Vice-Chair**

The meeting will elect the new Chair and Vice-Chair for the 2019-2020 period.

**12. Any other matters**

The meeting will discuss additional points as raised during the adoption of the agenda.

**13. Venue and date of next meeting**

The meeting will agree on a venue and date for the 2018 meeting.

**14. Adoption of the Compliance Committee Report**

The Committee will review and adopt the report that will be presented by the Chair to the Commission.

**15. Closure of meeting**

The Chair will close and adjourn the meeting.

## APPENDIX II: Attendance List

### Chairperson

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### Appendix III: Amendments to Article 8 of SEAFO System

#### Article 8 – Retrieval of lost or abandoned fishing gear

Each Contracting Party shall ensure that:

- (a) vessels operating with any gear shall have equipment on board to retrieve lost or abandoned gear;
- (b) a vessel that has lost or abandoned a major part of the gear shall make every reasonable attempt to retrieve it as soon as possible;
- (c) no vessel shall deliberately abandon fishing gear, except for safety reasons, notably vessels in distress and/or life in danger; and
- (d) if the lost gear cannot be retrieved the vessel shall notify the competent authorities of its flag State within 24 hours of the following:
  - i. the name and call sign of the vessel;
  - ii. the type of lost gear;
  - iii. the quantity of gear lost;
  - iv. the time when the gear was lost;
  - v. the position where the gear was lost; and
  - vi. measures taken by the vessel to retrieve lost gear.