

CMM 3.04

Conservation and Management Measure Relating to Boarding and Inspection Procedures in the SPRFMO Convention Area

The Commission of the South Pacific Regional Fisheries Management Organisation;

MINDFUL of Article 27 of the Convention and the obligations therein to establish appropriate cooperative procedures to ensure compliance with the Convention and the conservation and management measures adopted under the Convention;

NOTING that in accordance with Article 27(3) of the Convention, if the Commission has not adopted at sea inspection procedures Articles 21 and 22 of the 1995 Agreement shall apply from 24 August 2015;

NOTING that it has not yet been possible for the Commission to adopt an at sea inspection measure specifically for the SPRFMO Convention Area;

CERTAIN that a procedure for inspection of vessels at sea will greatly assist in furthering the objective of the Convention, and committed to on-going work towards the adoption of a specific SPRFMO at sea inspection measure;

RECALLING the explicit commitments given by Cooperating non-Contracting Parties in accordance with the Rules for Cooperating non-Contracting Parties (Decision 1.02) paragraph 3(c);

ADOPTS the following interim conservation and management measure in accordance with Articles 8 and 27 of the Convention:

- 1 The Commission's procedures on at sea inspection in the SPRFMO Convention Area shall be those contained in Articles 21 and 22 of the 1995 Agreement (UN Fish Stocks Agreement).
- 2 Consistent with the commitments given by Cooperating non-Contracting Parties, Contracting Parties may conduct at sea inspections following the procedures contained in Articles 21 and 22 of the 1995 Agreement in respect of a vessel flying the flag of a Cooperating non-Contracting Party.
- 3 This measure shall be effective from 24 August 2015 until such time as the Commission adopts a specific SPRFMO at sea inspection regime.