### Agenda

1. Opening of the meeting
2. Adoption of the agenda
3. Review of relevant Commission Resolutions
4. Compliance with IATTC measures in 2005:
   a) Resolution on bycatch (C-04-05):
      i. release of live bycatch
      ii. full retention
   b) Resolution on fish-aggregating devices (C-99-07)
   c) Resolution on the conservation of tuna (C-04-09):
      i. Purse-seine closures
      ii. Limitation on longline catch
   d) Resolution on at-sea reporting (C-03-04)
   e) Resolution on fleet capacity (C-02-03)
   f) Resolution on data provision (C-03-05)
   g) National reports
5. Definition of fishing
6. Recommendations to the Commission
7. Other business
8. Adjournment

### Documents

- COM-7-04
- COM-7-05

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1. **Opening of the meeting**

   The meeting was called to order by the chairman, David Hogan of the United States.

2. **Adoption of the agenda**

   The provisional agenda was adopted as presented with one addition regarding an information item on transshipment proposed by Spain.

3. **Review of relevant Commission Resolutions and**

4. **Compliance with IATTC measures in 2005**

   The staff presented its report on compliance in 2005 (Document COM-7-04), beginning with the review of relevant Commission Resolutions under agenda item 3 and continuing with the review of possible violations under agenda item 4.
Regarding sea turtles, it was noted that in 2004 there were 1,350 sets involving 1,965 sea turtles, compared to 1,078 sets involving 1,299 turtles in 2004. Of the 1,965 turtles involved in 2005, 87% were released unharmed and 7% escaped, so 94% of the turtles involved suffered no adverse effects from the fishery, and only 7 turtle mortalities were recorded by observers. In 2005 a total of 13 violations were identified and reported to governments.

Regarding sharks, observers reported 2770 sets that involved 26,123 sharks. Of these, 1,060 were released alive.

Regarding the requirement for purse-seine vessels to retain on board all tuna caught, the staff reported that observers reported 14,849 sets with discards during 2001-2005, and that only 7% of the sets with discards have been properly documented by the captains since the resolution was implemented. Of the 14,849 sets, only 2,175 were recorded on the required *Tuna Discard Record*. Further, in 52% of those 2,175 sets, the captain recorded discards that are prohibited by the resolution.

Regarding at sea-reporting, the staff reported that the reporting rate of 89% in 2005 was an improvement from the 73% rate from 2004. The range of reporting rates varied from 68% to 100%.

Regarding compliance with the purse-seine closures, there were no reported violations.

Regarding the bigeye catch limits, none of the reported catches, except for the United States, exceeded the established limits.

Regarding the resolution on northern albacore tuna, the staff reported that four Parties and one cooperating fishing entity have submitted the reports called for in the resolution, and that one report from Japan was outstanding.

Regarding the resolution on fleet capacity, the staff reported that the Colombian vessel *Martha Lucia R* continued to fish in the EPO in 2005 without being on the Regional Vessel Register. The staff also reported that two other vessels, the *Atlantis IV* and the *Athena F*, fished in the EPO in 2006 while not on the Regional Vessel Register, and that one vessel, the *Daniela F*, has a well/hold capacity that is not reflected in its capacity recorded in the Regional Vessel Register.

The staff also presented information on compliance with the resolution on data provision, noting that although the provision is seeing good compliance from the purse-seine fleet, there is room for improvement for the catches of longline vessels.

The discussion of the compliance report touched on the lack of any information on the provisions of the IUU resolution, and although the Secretariat explained that it had not received any information on non-compliance, some could come forward in national reports. Several delegations highlighted the significance of compliance with these provisions, and that national reporting not only include information on compliance matters and responses to reports of illegal fishing, but also on what steps each CPC was taking to implement the various IATTC measures.

Compliance with the sea turtle measures was discussed, and Mexico noted that entanglement of sea turtles in FAD webbing remained a problem. The Chairman suggested that the topic of release of turtles from webbing could be raised during the Bycatch Working Group.

The discussion of the section on sharks included questions about information on the circumstances of retention of sharks. The staff noted that most sharks came on board vessels already dead. It was noted that this provision was not legally binding but advisory, citing the phrase “if practicable.”

Discussion of the full-retention requirements centered first on the new presentation of retention compliance by flag states, and many CPCs stated that the staff presentation was the first time that they had received this compliance information, and that it was surprising. Some Parties requested additional information on these cases.

The discussion also addressed on the effectiveness of the full retention measure, and whether it should be
renewed. The United States stated it was not effective, as compliance with the measure was poor, and suggested that it should not be renewed. Other delegations expressed the view that the measure could have some value both for the conservation of bigeye and also for scientific purposes, noting the value of data from sampling of fish that are retained. Other delegates noted that this information was available for scientific purposes regardless of the compliance rule. The discussion included contemplation of the extension of the measure with no exemptions, but in the end there was no consensus to recommend extension. Japan indicated that it would propose extension of the measure to the Commission.

The Working Group agreed that the cases of the Atlantis IV and the Athena F would be reviewed by the Commission.

El Salvador clarified the status of the resolution on trade measures, noting that it was not yet in effect.

Japan stated its interpretation of the provision of trade data required by paragraph 1 of the resolution, namely that the provision of such data would only be made in association with the identification process.

5. **Definition of fishing**

The working group next examined Document COM-7-05, prepared by the staff, regarding a definition of fishing, exploring the benefits of adopting the definition from the Antigua Convention. The adoption of the definition received considerable support. However, Spain and the EU stated that they would prefer bringing a more comprehensive set of concepts from the Antigua Convention into the Commission, and that; if possible, the Antigua Convention should be applied provisionally by all Parties. As a result of this discussion, the proposed definition of fishing was not adopted.

6. **Recommendations to the Commission**

No recommendations were agreed by the Working Group.

7. **Other business**

The EU presented a proposed resolution on transshipment that it explained would be presented to the Commission. Japan indicated that it would also bring forward a transshipment proposal to the Commission, and the two delegations agreed to discuss their proposals, with a view to bringing forward a consolidated proposal.

8. **Adjournment**

The meeting was adjourned.
Appendix 1.

ATTENDEES - ASISTENTES

COSTA RICA

ASDRÚBAL VÁSQUEZ
Ministerio de Agricultura, Ganadería y Pesca
vazquezal@ice.co.cr
BERNAL CHAVARRÍA
Asesor Jurídico
bchavarria@bufetel.com

KATHY TSENG CHANG
Cámara Nacional de la Industria Palangrera
tchkathy@hotmail.com

ECUADOR

BORIS KUSIJANOVIC
Ministerio de Comercio Exterior, Industrialización,
Pesca y Competitividad
subse01@subpesca.gov.ec
LÚIS TORRES
Ministerio de Comercio Exterior, Industrialización,
Pesca y Competitividad
Asesor01@subpesca.gov.ec

RAFAEL TRUJILLO
Cámara Nacional de Pesquería
dirojec@camaradepesqueria.com

EL SALVADOR

SONIA SALAVERRÍA
Ministerio de Agricultura y Ganadería
ssalaverria@mag.gob.sv

RAFAEL TRUJILLO
Cámara Nacional de Pesquería
dirojec@camaradepesqueria.com

JAVIER ARIZ
Instituto Español de Oceanografía
javier.ariz@ieo.es

ESPAÑA

ELISA BARAHONA
Secretaría General de Pesca Marítima
ebarahon@mapya.es
JULIO MORÓN
OPAGAC
opagac@arrakis.es

JAVIER ARIZ
Instituto Español de Oceanografía
javier.ariz@ieo.es

JAPAN - JAPÓN

KATSUMA HANAFUSA
Ministry of Agriculture, Forestry and Fisheries
Katsuma_hanafusa@nm.maff.go.jp

TAKAAKI SUZUKI
Fisheries Agency of Japan
Takaaki_suzuki@nm.maff.go.jp
TATSUSHI MATSUO
Fisheries Agency of Japan
Tatsushi_matsuo@nm.maff.go.jp
HIROAKI OKAMOTO
National Research Institute of Far Seas Fisheries
okamoto@affrc.go.jp

HIROAKI OKAMOTO
National Research Institute of Far Seas Fisheries
okamoto@affrc.go.jp

YOSHITSUGU SHIKADA
Fisheries Agency of Japan
Yoshitsugu-shikada@nm.maff.go.jp

HISAO MASUKO
Japan Tuna Fisheries Co-operative Association
Section1@intldiv.japantuna.or.jp

KOREA - COREA

HYUN WOOK KNOW
Ministry of Maritime Affairs and Fisheries
hwkwansh@yahoo.com

YEAN-HEE RYU
Ministry of Maritime Affairs and Fisheries
jryu20@yahoo.co.kr
SOONYO JEONG
Ministry of Maritime Affairs and Fisheries
haha9944@momaf.go.kr

DOO HAE AN
National Fisheries Research & Development Institute
dham@mfrdi.re.kr
YUN JEONG BHU
Ministry of Maritime Affairs and Fisheries
bhuyunjong@yahoo.co.kr
<table>
<thead>
<tr>
<th>Country</th>
<th>Names</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>MEXICO</strong></td>
<td>MARIO AGUILAR&lt;br&gt;Comisión Nacional de Acuicultura y Pesca&lt;br&gt;<a href="mailto:mariogaguilars@aol.com">mariogaguilars@aol.com</a></td>
</tr>
<tr>
<td>RICARDO BELMONTES</td>
<td>Comisión Nacional de Acuicultura y Pesca&lt;br&gt;<a href="mailto:rbelmontesa@conapesca.sagarpa.gob.mx">rbelmontesa@conapesca.sagarpa.gob.mx</a></td>
</tr>
<tr>
<td>GUILLERMO COMPEAN</td>
<td>Instituto Nacional de la Pesca&lt;br&gt;<a href="mailto:compean@correo.inp.sagarpa.gob.mx">compean@correo.inp.sagarpa.gob.mx</a></td>
</tr>
<tr>
<td><strong>PANAMA</strong></td>
<td>DAVID SILVA&lt;br&gt;Autoridad Marítima de Panamá&lt;br&gt;<a href="mailto:davidsilvat@yahoo.com">davidsilvat@yahoo.com</a></td>
</tr>
<tr>
<td><strong>UNITED STATES OF AMERICA – ESTADOS UNIDOS DE AMÉRICA</strong></td>
<td>DAVID HOGAN&lt;br&gt;Department of State&lt;br&gt;<a href="mailto:hogandf@state.gov">hogandf@state.gov</a></td>
</tr>
<tr>
<td>CLAYTON STANGER</td>
<td>Department of State&lt;br&gt;<a href="mailto:stangercm@state.gov">stangercm@state.gov</a></td>
</tr>
<tr>
<td>RODNEY MCINNIS</td>
<td>NOAA/National Marine Fisheries Service&lt;br&gt;<a href="mailto:Rod.Mcinnis@noaa.gov">Rod.Mcinnis@noaa.gov</a></td>
</tr>
<tr>
<td>OTHA EASLEY</td>
<td>NOAA/National Marine Fisheries Service&lt;br&gt;<a href="mailto:Otha.Easley@noaa.gov">Otha.Easley@noaa.gov</a></td>
</tr>
<tr>
<td>JUDSON FEDER</td>
<td>NOAA/National Marine Fisheries Service&lt;br&gt;<a href="mailto:Judson.Feder@noaa.gov">Judson.Feder@noaa.gov</a></td>
</tr>
<tr>
<td>JESSICA KONDEL</td>
<td>NOAA/National Marine Fisheries Service&lt;br&gt;<a href="mailto:Jessica.Kondel@noaa.gov">Jessica.Kondel@noaa.gov</a></td>
</tr>
<tr>
<td>PAUL ORTIZ</td>
<td>NOAA/National Marine Fisheries Service&lt;br&gt;<a href="mailto:Paul.Ortiz@noaa.gov">Paul.Ortiz@noaa.gov</a></td>
</tr>
<tr>
<td>CHRISTOPHIE EMELEE</td>
<td>Commissioner&lt;br&gt;<a href="mailto:tunafishing@vanuatu.com.vu">tunafishing@vanuatu.com.vu</a></td>
</tr>
<tr>
<td>CARLOS MILANO</td>
<td>Instituto Nacional de Pesca y Acuacultura&lt;br&gt;<a href="mailto:presidencia@inapesca.gov.ve">presidencia@inapesca.gov.ve</a></td>
</tr>
<tr>
<td>ALVIN DELGADO</td>
<td>PNOV/Fundatun&lt;br&gt;<a href="mailto:fundatunpno@cantv.net">fundatunpno@cantv.net</a></td>
</tr>
<tr>
<td>ANGELO MOUZOUROPOULOS</td>
<td>Internacional Merchant Marine Registry&lt;br&gt;<a href="mailto:angelom@immarbe.com">angelom@immarbe.com</a></td>
</tr>
</tbody>
</table>

**BELIZE - BELICE**

**COM-7 Minutes Jun 2007**
BOLIVIA

ADALID RAMÍREZ
Ministerio de Defensa Nacional
Mquiroram@hotmail.com

BLAIR HODGSON
Fisheries and Oceans Canada
hodgsonb@dfo-mpo.gc.ca

CORY PATERSON
Fisheries and Oceans Canada
patersone@dfo-mpo.gc.ca

CHINESE TAIPEI – TAIPEI CHINO

TZU-YAW TSAY
Fisheries Agency
tzuyaw@ms1.fa.gov.tw

KUO-PING LIN
Fisheries Agency
kuoping@ms1.fa.gov.tw

TED TIENT-HSIANG TSAI
Fisheries Agency
ted@ms1.fa.gov.tw

BRYAN CHEN-CHUN YEN
Oversea Fisheries Development Council
bryanyen@ofdc.org.tw

LI FANG HUANG
ifhuang@mofa.gov.tw

CANADA

BLAIR HODGSON
Fisheries and Oceans Canada
hodgsonb@dfo-mpo.gc.ca

CORY PATERSON
Fisheries and Oceans Canada
patersone@dfo-mpo.gc.ca

CHINESE TAIPEI – TAIPEI CHINO

SHUN-LUNG WANG
Taiwan Tuna Association
tuna@tuna.org.tw

ANNE WANG-LING CHANG
Taiwan Tuna Association
Anne@tuna.org.tw

HUANG-CHIH CHIANG
National Taiwan University
hcchiang@ntu.edu.tw

HENRY YANG
Ying Jen Fishery Co.
Yingtenfishery505@hotmail.com

COLOMBIA

ALFREDO RAMOS
Ministerio de Comercio, Industria y Turismo
alfredorg@mincomercio.gov.co

ARMANDO HERNÁNDEZ
INCODER / Programa Nacional de Observadores
observadores@incoder.gov.co

DIEGO CANELOS
Seatech International, Inc.
dcanelos@col3.telecom.com.co

EUROPEAN UNION - UNIÓN EUROPEA

STAFFAN EKWALL
European Commission
staffan.ekwall@cec.eu.int

ALAN GRAY
European Commission
alan.gray@cec.eu.int

INTERNATIONAL ORGANIZATIONS - ORGANIZACIONES INTERNACIONALES

LARA K. MANARANGI-TROTT
Pacific Islands Forum Fisheries Agency
Lara.manarangi-trott@ffa.int

NON GOVERNMENTAL ORGANIZATIONS - ORGANIZACIONES NO GUBERNAMENTALES

REBECCA REGNERY
The Humane Society of the U.S.
rregnery@hsus.org

STAFF – PERSONAL

ROBIN ALLEN, Director
rallen@iattc.org

MÓNICA GALVÁN
mgalvan@iattc.org

BRIAN HALLMAN
bhallman@iattc.org

NICHOLAS WEBB
nwebbs@iattc.org

ALEJANDRA FERREIRA
aferreira@iattc.org