|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Conservation Measure 10-03 (2019)1,2  Port inspections of fishing vessels3 carrying  Antarctic marine living resources | |  | | --- | | Species all | | Area all | | Season all | | Gear all | |

1. Contracting Parties shall undertake inspections of all fishing vessels carrying *Dissostichus* spp.4 which enter their ports. The inspection shall be for the purpose of determining that if the vessel carried out harvesting activities in the Convention Area, these activities were carried out in accordance with CCAMLR conservation measures, and that if it intends to land or tranship *Dissostichus* spp., the catch to be unloaded or transhipped is accompanied by a *Dissostichus* catch document (DCD) required by Conservation Measure 10-05 and that the catch agrees with the information recorded on the document.

2. Contracting Parties shall inspect at least 50% of fishing vessels that enter their ports carrying species other than *Dissostichus* spp. that were harvested in the Convention Area and that have not been previously landed or transhipped at a port. The purpose of the inspection will be to determine whether harvesting activities in the Convention Area were carried out in accordance with CCAMLR conservation measures.

3. In determining which fishing vessels carrying species other than *Dissostichus* spp. to inspect pursuant to paragraph 2, Contracting Parties shall take into account:

(i) whether a vessel has previously been denied entry or use of a port in accordance with this or any other conservation measure;

(ii) requests from other Contracting Parties that a particular vessel be inspected; and

(iii) whether clear grounds exist for suspecting that a vessel has engaged in illegal, unreported and unregulated (IUU) fishing5, or fishing-related activities6 in support of IUU fishing, including information derived from regional fisheries management organisations.

4. To facilitate the inspections referred to in paragraphs 1 and 2, Contracting Parties shall require vessels seeking entry to their ports to provide the information contained in the template in Annex 10-03/A and to convey a written declaration that they have not engaged in, or supported, IUU fishing in the Convention Area and have complied with relevant CCAMLR requirements. The Contracting Party shall require vessels seeking entry to their ports to provide the information contained in Annex 10-03/A at least 48 hours in advance to allow adequate time to examine the required information. Contracting Parties may designate ports to which fishing vessels may seek entry. Any such designations, and any subsequent changes, shall be notified to the Secretariat at least 30 days before they take effect. The Secretariat shall post information regarding designated ports on the CCAMLR website.

5. Inspections shall be carried out in accordance with international law, and shall be conducted within 48 hours of port entry7 and shall be carried out in an expeditious fashion. The inspection shall impose no undue burdens on the vessel or its crew and shall be guided by the relevant provisions of the CCAMLR System of Inspection. The collection of information during a port inspection shall be guided by the template provided in Annex 10‑03/B.

6. Consistent with the provisions of Conservation Measures 10-06 and 10-07, except for the purposes of inspection, enforcement action or emergency, Contracting Parties shall take all necessary measures, subject to, and in accordance with, their applicable laws and regulations and international law, to deny port access to fishing vessels not entitled to fly their flag that:

(i) are included in a list of IUU vessels adopted by CCAMLR in accordance with Conservation Measure 10-06 or 10-07;

(ii) declare that they have been involved in IUU fishing; or

(iii) fail to make a declaration or provide advance notice as required under paragraph 4.

Contracting Parties shall inspect any such fishing vessels that are granted port access for the purposes of inspection, enforcement action or emergency or that enter port without authorisation.

7. In the event that there is evidence that the vessel has fished in contravention of CCAMLR conservation measures, in particular when the fishing vessel is included in a list of IUU vessels adopted by CCAMLR in accordance with Conservation Measure 10‑06 or 10-07, the Contracting Party shall prohibit the vessel from landing or transhipping the catch, or take other monitoring, control, surveillance or enforcement action of equivalent or greater severity in accordance with international law. The Contracting Party shall inform the Flag State of the vessel of its inspection findings and shall cooperate with the Flag State in taking such appropriate action as is required to investigate the alleged infringement and, if necessary, apply appropriate sanctions in accordance with national legislation.

8. Contracting Parties shall provide the Secretariat with a report, including photographs and other supporting documentation as appropriate, on the outcome of each inspection conducted under this conservation measure within 30 days of the port inspection or as soon as possible where compliance issues have arisen8. The Secretariat shall promptly convey the report to the Flag State of the inspected vessel.

9. All port inspection reports shall consist of the completed template provided in Annex 10-03/A and, if it is determined that harvesting activities were conducted in the Convention Area, the port inspection report will include the completed template provided in Annex 10-03/B. The Secretariat shall promptly convey reports of any vessels denied port access or permission to land or tranship *Dissostichus* spp., or any other species harvested in the Convention Area, to all Contracting Parties and to any non-Contracting Party participating in the Catch Documentation Scheme for *Dissostichus* spp. (CDS) under Conservation Measure 10-05, Annex 10-05/C.

1 Except for waters adjacent to the Kerguelen and Crozet Islands

2 Except for waters adjacent to the Prince Edward Islands

3 For the purposes of this conservation measure, ‘fishing vessel’ means any vessel of any size used for, equipped to be used for or intended for use for the purposes of fishing or fishing related activities, including support ships, fish-processing vessels, vessels engaged in transhipment and carrier vessels equipped for the transportation of fishery products except container vessels and excluding Members’ marine science research vessels. In relation to only carrier vessels equipped for transportation of fishery products, Contracting Parties shall conduct a preliminary assessment of the relevant documentation. If that assessment raises concerns regarding compliance with CCAMLR conservation measures, an inspection according to the provisions of this conservation measure shall be required.

4 Excluding by-catches of *Dissostichus* spp. by trawlers fishing outside the Convention Area. A by‑catch shall be defined as no more than 5% of total catch of all species and no more than 50 tonnes for an entire fishing trip by a vessel.

5For the purposes of this conservation measure, ‘IUU fishing’ refers to the activities described in Conservation Measure 10-06, paragraph 5, and Conservation Measure 10-07, paragraph 9.

6 For the purposes of this conservation measure, ‘fishing-related activities’ mean any operation in support of, or in preparation for, fishing, including the landing, packaging, processing, transhipping or transporting of fish that have not previously been landed at a port, as well as the provisioning of personnel, fuel, gear and other supplies at sea.

7 Unless weather conditions or other circumstances make accessing the vessel for inspection unsafe, in which case the inspection shall be carried out at the earliest opportunity and the inspection report shall note the reason for the delay.

8 Contracting Parties may elect not to submit to the Secretariat reports of inspections of their vessels if they determine that all fishing activity occurred in waters under their jurisdiction.

Annex 10-03/A

Part A: CCAMLR Port Inspection Report

**Port Entry Information**

|  |  |  |
| --- | --- | --- |
|  | **Master to complete**  (in advance) | **Inspector comments** (to be completed during or following inspection) |
| Intended port and State of call |  |  |
| Estimated date and time of arrival |  |  |
| Purpose (e.g. refuelling, unloading, transhipping) |  |  |
| Port and date of last port call |  |  |
| Name of the vessel |  |  |
| Flag State and home port |  |  |
| Type of vessel and fishing gear used |  |  |
| International radio call sign |  |  |
| Vessel contact information |  |  |
| Ship’s agent while in port (name and contact details) |  |  |
| Vessel owner and owner address |  |  |
| Beneficial owner and address |  |  |
| Vessel operator and address |  |  |
| Certificate of registry ID |  |  |
| IMO ship ID, if available |  |  |
| External ID, if available |  |  |

|  |  |  |  |
| --- | --- | --- | --- |
|  | **Master to complete** | | **Inspector comment** |
| VMS | No |  |  |
| Yes: National |  |
| Yes: CCAMLR |  |
| Type: |  |  |
| Official seal number(s), if any: |  |  |
| Vessel dimensions | Length (m) |  |  |
| Beam (m) |  |
| Draft (m) |  |
| Vessel master name and nationality |  | |  |
| Fishing master name and nationality |  | |  |
| Relevant fishing authorisation | Identifier |  |  |
| Issued by |  |
| Validity |  |
| Fishing areas (CCAMLR subarea/ division) |  |
| Species |  |
| Gear |  |
| If transhipped product on board, provide transhipment authorisation details and a list of all vessels toothfish and/or other specieswere received from, including IMO number(s) and DCD number(s),if applicable |  | |  |

|  |  |  |  |
| --- | --- | --- | --- |
|  | **Master to complete** | | **Inspector comment** |
| Total catch on board (kg) | Species (including by‑catch) |  |  |
| Product |  |
| Catch area (CCAMLR subarea/ division) |  |
| Quantity |  |
| Catch to be landed or transhipped (kg) | Quantity |  |  |
| If landing or transhipping toothfish, provide DCD number and Flag State confirmation number and provide a copy of the DCD to the Port State Authority |  | |  |
| Relevant documentary or photographic evidence, if any  (attach) |  | |  |
| Provision of written declarations (see below) |  | |  |

**CCAMLR Illegal, Unreported, or Unregulated Fishing Declaration**

I, …………………….……………..[*name*], Master of the ………………[*Flag State*] flagged vessel …………………………..….[*vessel name*] having declared my intention to enter …………..….[*name of port*], hereby declare that I and my vessel have NOT engaged in or supported any form of illegal, unregulated, or unreported fishing activity within the CAMLR Convention Area.

Signed: …………………………………………..

Date: …………………

**CCAMLR Compliance Declaration**

I, …………………….……………..[*name*], Master of the ………………[*Flag State*] flagged vessel …………………………..….[*vessel name*] having declared my intention to enter ………….[*name of port*], hereby declare that all fishing activities undertaken in the CAMLR Convention Area were fully compliant with the relevant CCAMLR requirements.

Signed: …………………………………………..

Date: …………………

Annex 10-03/B

Part B: CCAMLR Port Inspection Report

**Results of CCAMLR Port Inspection**

|  |  |
| --- | --- |
| Vessel name |  |
| Home port and Flag State of vessel |  |
| Port and State of inspection |  |
| Date and time of inspection |  |
| Name of inspector(s) |  |
| Inspecting authority |  |

**A. Confirmation of advance notification information**

Confirm information provided in advance notification. See Part A CCAMLR Port Inspection Report.

**B. Compliance with CCAMLR Conservation Measures**

|  |  |  |
| --- | --- | --- |
| **Ref.** | **Requirement** | **Detail/comment** |
| **CM 10‑02** | **CCAMLR licence details** |  |
| Licence number |  |
| Area of authorisation |  |
| Authorised species |  |
| Period of permit/ authorisation |  |
| Name of issuing authority |  |
| Country of issuing authority |  |
| **CM 10‑04** | **Operational Vessel Monitoring System** |  |
| Make |  |
| Model |  |
| Serial number |  |
| Tamper-proof official seals, if used, are in place |  |
| Time and position of inspection (lat/long) |  |

|  |  |  |  |
| --- | --- | --- | --- |
| **Ref.** | **Requirement** | | **Detail/comment** |
| **CM 10‑05 (for toothfish only)** | **CCAMLR Catch Document** (note: section D covers unloaded product) | |  |
| Quantity (kg) of target and by-catch species and process state | |  |
| Location(s), time(s) and date(s) of harvest | |  |
| Valid DCD (Yes/No) | |  |
| GRT and net RT tonnage | |  |
| Conversion factor used to convert processed fish to whole weight | |  |
| **Area CMs** | **Fishing gear on board** | |  |
| Longline: Type of system, e.g. Spanish, autoline | |  |
| Longline length (m) | |  |
| Length of branch lines (m) | |  |
| Number of hooks | |  |
| Spacing of branch lines | |  |
| Type of bait | |  |
| Other characteristics | |  |
| Trawl gear:  Net type (pelagic or bottom trawl) | |  |
| Manufacturer or design reference | |  |
| Single or double twine | |  |
| Net material | |  |
| Condition of net (rigging, wet/dry) | |  |
| **Ref.** | | **Requirement** | **Detail/comment** |
| **Area CMs** | | Trawl gear (continued) Mesh size (mm) |  |
| Other gear: General description |  |
| **CM 10‑01** | | **Vessel markings** comply with the specifications and requirements set out in CM 10-01 |  |
| Marker buoys and similar objects marked with the letter(s) and/or number(s) of the vessel to which they belong |  |
| **CM 24‑02** | | **Line sink rate trials**  Bottle tests or time-depth recorders used to monitor line sink rate? |  |
| System on board to weight lines, i.e. either weights to attach to lines or weight-integrated backbone? |  |
| **CM 25‑02** | | **Streamer line** meets specifications |  |
| **CM 10‑08** | | **Crew details** Names, nationalities and function (Attach copy of ship’s crew list separately) |  |

**C. Catch landed or transhipped in port from vessel (if relevant):**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Species** | **Code\*** | **Declared weight (kg)** | **Verified weight (kg)** | **Difference (kg)** | **Destination** |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |

\* Product codes:

|  |  |
| --- | --- |
| Description | CCAMLR code |
| Whole | WHO |
| Gutted | GUT |
| Head and tail removed | HAT |
| Mealed | MEA |
| Filleted | FLT |
| Headed and gutted | HAG |
| Headed, gutted and tail removed | HGT |

**D. Catch retained on board (if relevant):**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Species** | **Code\*** | **Declared weight (kg)** | **Verified weight (kg)** | **Difference (kg)** | **Destination** |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |

**E. Additional comments/instructions/highlight areas of non‑compliance**

Examination of logbook(s) and other documentation: Yes No Comments

Inspector’s findings:

|  |
| --- |
|  |
|  |
|  |
|  |

Master’s statement:

|  |
| --- |
|  |
|  |
|  |
|  |

**F. Completion of inspection**

|  |
| --- |
| Inspecting Officer  Full name………………………………………… Signature………………………………  Date……………………………… |

Acknowledgement and receipt of report

I, the undersigned, Master of the vessel…………………………, hereby confirm that a copy of this report has been delivered to me on this date. My signature does not constitute acceptance of any part of the contents of the report.

Vessel Master

Full name………………………………………… Signature………………………………

Date………………………………