

**FAO/FFA REGIONAL WORKSHOP TO PROMOTE THE FULL AND EFFECTIVE
IMPLEMENTATION OF PORT STATE MEASURES TO COMBAT IUU FISHING**

28 August – 1 September 2006

**Mocambo Hotel
Nadi, Fiji**

TEMPLATE FOR REPORTING TO THE WCPFC

Manu Tupou-Roosen
Legal Officer
FFA, Solomon Islands

Model Port Scheme	Port State Measures	(Insert name of country X eg.NZ) requirement for Foreign flagged vessels taking fish outside of (Insert name of country X eg.NZ) fisheries waters	(Insert name of country X eg.NZ) requirement for Foreign Flagged vessels fishing under a charter arrangement for a (Insert name of country X eg.NZ) company within (Insert name of country X eg.nZ) Fisheries Waters	(Insert name of country X eg.NZ) requirement for foreign flagged vessels fishing pursuant to a foreign fishing licence within (Insert name of country X eg.NZ) fisheries waters.	(Insert name of country X eg.NZ) Requirement for (Insert name of country X eg.NZ) Vessels fishing pursuant to High Seas Authorization	(Insert name of country X eg.NZ) Requirement for (Insert name of country X eg.NZ) Vessels fishing within (Insert name of country X eg.NZ) fisheries waters
2.3 Designate and publicise ports to which access can be permitted						
2.4 Requirement that prior to allowing port access that the vessel provides reasonable advance notice prior to entry to port or its EEZ for the purpose of port access, which includes, with due regard to confidentiality requirements, vessel identification, the authorisation(s) to fish, information on its fishing trip and vessel monitoring systems, quantities of fish on board and other documentation as described in Annex A						
2.5 not allow a vessel to use its ports for landing, transshipping or processing fish if the vessel is flagged to a state that is not a contracting party or cooperating party of a RFMO or has been sighted as being engaged in, or supporting, IUU fishing activities in the area of that particular RFMO or in the waters under the jurisdiction of a relevant coastal state, unless the vessel can establish that the catch was taken in a manner consistent with the relevant conservation and management measures						

2.6 Where there are clear grounds for believing that a fishing vessel has engaged in or supported IUU fishing in waters beyond the limits of its fisheries jurisdiction, refusal to allow the vessel to use ports for landing, transshipping, refuelling or re-supplying						
2.7 Not allow a vessel to use its ports for landing or transshipment where it has been established that the vessel is identified by a RFMO as engaging in, or supporting, fishing activities in contravention with its conservation and management measures.						
2.8 Ensure that port inspections take place in accordance with Annex B and Annex C						
2.9 Consult, cooperate and exchange information with [other states] in order to facilitate the implementation of this model scheme						
3.1 Carries out inspections of foreign vessels in its ports for the purpose of monitoring compliance with relevant conservation and management measures						
3.2 Ensures that inspections are carried out by properly qualified persons authorised for that purpose						
3.3 Ensures that, prior to an inspection, inspectors are required to present to the master of the vessel an appropriate identity document						
3.4 Ensure that an inspector can examine any areas of the fishing vessel that is required etc to verify compliance with relevant conservation and management measures						

3.5 Ensure that the master of the vessel is required to give the inspector all necessary assistance and information, to present relevant material and documents as may be required, or certified copies thereof.						
3.6 Subject to appropriate arrangements with the flag State of a vessel, invite the flag State to participate in the inspection						
3.7 Make all possible efforts to avoid unduly delaying a vessel and ensure the vessel suffers the minimum interference and inconvenience and that degradation of the quality of the fish is avoided						
3.8 Ensure that an inspector is accompanied, where possible and where needed, by an interpreter of the language of the inspected foreign fishing vessel						
3.9 Ensure that inspections are not conducted in a manner that would constitute harrassment of any fishing vessel						
3.10 Ensure that the result of a port inspection is presented to the master of the vessel and that the report is completed and sign by the inspector and the master. The master should be given the opportunity to add any comment to the report and to contact the relevant authorities of the the flag State, in particular when they have serious difficulties in understanding the contents of the report.						

<p>4 When following an inspection an inspector finds there is reasonable evidence for believing that a foreign fishing vessels has engaged in , or supported IUU fishing activities which include but are not limited to [lists Article 21(11) UNFSA plus an additional VMS violation] then the port State should promptly notify the flag State of the vessel and, where appropriate, the relevant coastal States and RFMOS</p>						
--	--	--	--	--	--	--