

**Abstract**

As requested by the Chair and discussed on the floor at TCC09, this document contains the list of obligations in Annex 2 of CMM 2025-13 with proposed updates identified as follows:

**Chapeau**

- Replace “wording” with “subject”

**ADDITIONS (These are shaded in yellow)**

**2024-09 HSBI**

**Para:**

- 34 (can be found on page 4 of this document)
- 37 (on page 5)

**2025-17 Transshipment Observer Program**

**Para:**

- 6 (page 18 – proposed footnote in comments)
- 20 (page 18)
- 21 (page 19)
- 22 (page19)
- 23 (page 20)
- 27 (page 20)
- 28 (page 20)
- 29 (page 21)

**DELETIONS (These are shaded in blue)**

**2025-03 Transshipments**

**Para:**

- 28 (page 14)
- 32 (page 14)
- 34 (page 15)

**Obligations to be Assessed**

As per Article 13(1) of the Convention, a Member shall take such measures as may be necessary to ensure that fishing vessels entitled to fly its flag abide by the CMMs and therefore, for the obligations listed below, it is the Member’s compliance that is being assessed regardless of the ~~wording~~ subject of a specific obligation.

| No.   | Paragraph to be Assessed | OBLIGATION   |
|---|--------------------------|--|
| <b>CMM 2023-01</b><br><b>INFORMATION REQUIREMENTS FOR VESSEL REGISTRATION</b>   |                          |  |
| For the purpose of the effective implementation of the Convention, each Commission member or Cooperating non-Contracting Party shall: |                          |  |
| 1   | 3                        | Promptly update the NPFC Vessel Registry with: <ul style="list-style-type: none"> <li>(a) any additions to the record; e.g., new vessel authorizations;</li> <li>(b) any modifications to this information with dates of such modifications; and</li> <li>(c) any deletions from the record, specifying which of the following reasons is applicable: <ul style="list-style-type: none"> <li>(i) the voluntary relinquishment of the fishing by the fishing vessel owner or operator;</li> <li>(ii) the withdrawal or non-renewal of the fishing authorization issued in respect of the fishing vessel under Article 13, paragraph 2 of the Convention;</li> <li>(iii) the fact that the fishing vessel concerned is no longer entitled to fly its flag;</li> <li>(iv) the scrapping, decommissioning or loss of the fishing vessel concerned; or</li> <li>(v) any other grounds, with a specific explanation provided.</li> </ul> </li> </ul> |
| 2   | 4                        | Provide to the Commission, as part of the annual report required pursuant to Article 16 of the Convention, the names of the fishing vessels entered in the record that conducted fishing activities during the previous calendar year.   |
| 3   | 5                        | Each Commission Member and Cooperating non Contracting Party shall ensure that every fishing vessel authorized to fly its flag bear markings that are readily identified in accordance with the <i>FAO Standard Specifications for the Marking and Identification of Fishing Vessels</i> , and recognize that non-compliance with these standards shall be considered a serious violation according to Article 17, paragraph 5 of the NPFC Convention and Article 21 Paragraph 11(f) of the United Nations Fish Stocks Agreement.  |
| 4   | 7                        | The Commission member or Cooperating non-Contracting Parties entering vessels identified in paragraph 2 on the NPFC Vessel Registry established under paragraph 1 shall attest that the vessel or vessels being added recommended are not vessels: <ul style="list-style-type: none"> <li>(a) with a history of illegal, unreported or unregulated (IUU) fishing, unless the ownership of the vessel has subsequently changed and the new owner has provided sufficient evidence demonstrating that the previous owner or operator has no legal, beneficial or financial interest in, or control of the vessels, or Commission members or Cooperating non-Contracting Parties concerned is satisfied that, having taken into account all relevant facts, the vessel is no longer</li> </ul>  |

| No.  | Paragraph to be Assessed | OBLIGATION  |
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|  |                          | engaged in or associated with IUU fishing; or<br><br>(b) that are currently listed on any of the IUU vessel lists adopted by regional fishery management organizations (RFMOs)  |
| <b>CMM 2024-02</b><br><b>TO ESTABLISH A LIST OF VESSELS PRESUMED TO HAVE CARRIED OUT ILLEGAL, UNREPORTED AND UNREGULATED ACTIVITIES IN THE CONVENTION AREA</b> |                          |   |
|  |                          | 24. Members/CNCPs shall take all necessary non-discriminatory measures under their applicable legislation, international law and each Members/CNCPs' international obligations, and pursuant to paras 56 and 66 of the IPOA-IUU to:   |
| 5  | (a)                      | Remove or withdraw vessels on the NPFC IUU Vessel List from the NPFC Vessel Registry;   |
| 6  | (b)                      | Ensure that fishing vessels, support vessels, mother ships or cargo vessels flying their flag do not participate in any transshipment or joint fishing operations with, support or re-supply vessels on the NPFC IUU Vessel List;   |
| 7  | (c)                      | Prohibit the entry into their ports of vessels included on the NPFC IUU Vessels List, except in the case of <i>force majeure</i> ;  |
| 8  | (d)                      | Prohibit the chartering of a vessel on the NPFC IUU Vessels List;   |
| 9  | (e)                      | Refuse to grant their flag to vessels on the NPFC IUU Vessel List, unless the ownership of the vessel has subsequently changed and the new owner has provided sufficient evidence demonstrating that the previous owner has no legal, beneficial or financial interest in, or control of the vessels, or the member concerned is satisfied that that, having taken into account all relevant facts, the vessel is no longer engaged in or associated with IUU fishing activities; |
| 10   | (f)                      | Prohibit commercial transactions, imports, landings and/or transshipment of species covered by the Convention from vessels on the IUU Vessel List.  |
| <b>CMM 2024-09</b><br><b>HIGH SEAS BOARDING AND INSPECTION PROCEDURES</b>  |                          |   |
| 11   | 7                        | Each Member of the Commission shall ensure that vessels flying its flag accept boarding and inspection by authorized inspectors in accordance with these procedures.  |

| No. | Paragraph to be Assessed | OBLIGATION  |
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| 12  | 7                        | Such authorized inspectors shall comply with these procedures in the conduct of any such activities.  |
| 13  | 26                       | <p>During the conduct of a boarding and inspection, the master of the fishing vessel shall:</p> <ul style="list-style-type: none"> <li>(a) follow internationally accepted principles of good seamanship so as to avoid risks to the safety of authorized inspection vessels and inspectors;</li> <li>(b) accept and facilitate prompt and safe boarding by the authorized inspectors;</li> <li>(c) provide a boarding ladder. Annex A provides guidelines for a safe boarding ladder;</li> <li>(d) cooperate with and assist in the inspection of the vessel pursuant to these procedures;</li> <li>(e) not assault, resist, intimidate, interfere with, or unduly obstruct or delay the inspectors in the performance of their duties;</li> <li>(f) allow the inspectors to communicate with the crew of the inspection vessel, the authorities of the inspection vessel, any embarked observers, as well as with the authorities of the fishing vessel being inspected;</li> <li>(g) provide the inspectors onboard with reasonable facilities, including, where appropriate, food and accommodation; and</li> <li>(h) facilitate safe disembarkation by the inspectors</li> </ul> |
| 14  | 28                       | The authorities of the fishing vessel, unless generally accepted international regulations, procedures and practices relating to safety at sea make it necessary to delay the boarding and inspection, shall direct the master to accept the boarding and inspection. If the master does not comply with such direction, the Member shall suspend the vessel's authorization to fish and order the vessel to return immediately to port. The Member shall immediately notify the authorities of the inspection vessel and the Commission of the action it has taken in these circumstances.   |
| 15  | 31                       | Authorized inspectors shall prepare a full report on each boarding and inspection they carry out pursuant to these procedures in accordance with a format specified by the Commission. The authorities of the inspection vessel from which the boarding and inspection was carried out shall transmit a copy of the boarding and inspection report to the authorities of the fishing vessel being inspected, as well as the Secretariat, within 3 (three) full working days of the completion of the boarding and inspection. Where it is not possible for the authorities of the inspection vessel to provide such report to the authorities of the fishing vessel within this timeframe, the authorities of the inspection vessel shall inform the authorities of the fishing vessel and shall specify the time period within which the report will be provided.  |
|     | 34                       | 34. Upon receipt of a notification under paragraph 33, the authorities of the fishing vessels shall without delay:  |

| No.  | Paragraph to be Assessed | OBLIGATION  |
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|  |                          | <p>a) assume their obligation to investigate and, if the evidence warrants, take enforcement action against the fishing vessel in question and so notify the authorities of the inspection vessel, as well as the Commission; or</p> <p>b) authorize the authorities of the inspection vessel to complete investigation of the possible violation and so notify the Commission.</p>   |
|  | 37                       | 37. Upon receipt of a notification pursuant to paragraph 33, the authorities of the fishing vessel shall make best effort to respond without delay and in any case no later than within 3 (three) full working days.  |
| 16   | 41                       | Contracting Parties that authorize inspection vessels to operate under these procedures shall report annually to the Commission on the boarding and inspections carried out by its authorized inspection vessels, as well as upon possible violations observed.   |
| 17   | 42                       | Contracting Parties shall include in their annual statement of compliance within their Annual Report to the Commission under Article 16 of the Convention action that they have taken in response to boarding and inspections of their fishing vessels that resulted in observation of alleged violations, including any proceedings instituted and sanctions applied.  |
| <b>CMM-2025-05</b><br><b>BOTTOM FISHERIES AND PROTECTION OF VULNERABLE MARINE ECOSYSTEMS</b><br><b>IN THE NORTHWESTERN PACIFIC OCEAN</b> |                          |   |
|  |                          | 4. Members of the Commission shall take the following measures in order to achieve sustainable management of fish stocks and protection of VMEs in the western part of the Convention Area:   |
| 18   | A                        | Limit fishing effort in bottom fisheries on the western part of the Convention Area to the level agreed in February 2007 in terms of the number of fishing vessels and other parameters which reflect the level of fishing effort, fishing capacity or potential impacts on marine ecosystems.  |
| 19   | G                        | Further, considering accumulated information regarding fishing activities in the western part of the Convention Area, in areas where, in the course of fishing operations, cold water corals more than 50Kg or sponges more than 350Kg are encountered in one gear retrieval, Members of the Commission shall require vessels flying their flag to cease bottom fishing activities in that location. In such cases, the vessel shall not resume |

| No. | Paragraph to be Assessed | OBLIGATION  |
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|     |                          | fishing activities until it has relocated a sufficient distance, which shall be no less than 1 nautical mile, so that additional encounters with VMEs are unlikely. All such encounters, including the location, gear type, date, time and name and weight of the VME indicator species, shall be reported to the Secretariat, through the Member, within one business day. The Executive Secretary shall, within one business day, notify the other Members of the Commission and at the same time implement a temporary closure in the area to prohibit fishing vessels from contacting the sea floor with their fishing gear. Members shall inform their fleets and enforcement operations within one business day of the receipt of the notification from the Executive Secretary. It is agreed that the VME indicator taxa include five groups of cold water corals, specifically black corals (Antipatharia), gorgonians, pennatulaceans, stony coral (Scleractinia), and soft corals. The VME indicator taxa also include the classes of Hexactinellida and Demospongiae in the phylum Porifera. |
| 20  | L                        | Limit annual catch of North Pacific armorhead consistent with the precautionary approach. In years when strong recruitment of North Pacific armorhead is not detected by the monitoring survey (Annex 6), Japan shall limit the catch of North Pacific armorhead by vessels flying its flag to 500 tons, and Korea shall limit its catch of North Pacific armorhead by vessels flying its flag to 200 tons. When a strong recruitment of North Pacific armorhead is detected by the monitoring survey (Annex 6), Japan shall limit its annual catch of North Pacific armorhead by vessels flying its flag to 10,000 tons, and Korea shall limit its annual catch of North Pacific armorhead by vessels flying its flag to 2,000 tons. The catch overages for any given year shall be subtracted from the applicable annual catch limit in the following year, and catch underages during any given year shall not be added to the applicable annual catch limit during the following year.  |
| 21  | 5                        | Members of the Commission shall submit to the SC their assessments of the impacts of fishing activity on marine species or any VMEs, including the proposed management measures to prevent such impact. Such submissions shall include all relevant data and information in support of any such assessment. Procedures for such reviews including procedures for the provision of advice and recommendations from the SC to the submitting Member are attached (Annex 3). Members will only authorize bottom fishing activity pursuant to paragraph 4 (C).  |
|     |                          | 6. To facilitate the scientific work associated with the implementation of these measures, each Member of the Commission shall undertake:   |
| 22  | A                        | Reporting of information for purposes of defining the footprint<br>Members of the Commission shall provide, for each year, the number of vessels by gear type, size of vessels (tons), number of fishing days or days on the fishing grounds, total catch by species, and areas fished (names of seamounts) to the Secretariat. The Secretariat shall circulate the information received to the other Members consistent with   |

| No. | Paragraph to be Assessed | OBLIGATION   |
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|     |                          | the approved Regulations for Management of Scientific Data and Information. To support assessments of the fisheries and refinement of conservation and management measures, Members of the Commission are to provide updated information on an annual basis.   |
| 23  | B                        | <p>Collection of information</p> <ul style="list-style-type: none"> <li>(i) Members shall ensure each bottom fishing vessel operating in the western part of the Convention Area collects the following scientific information. Members shall provide the scientific information to the Secretariat. <ul style="list-style-type: none"> <li>(a) Catch and effort data</li> <li>(b) Related information such as time, location, depth, temperature, etc.</li> </ul> </li> <li>(ii) As appropriate, Members should encourage the collection of information from research vessels operating in the western part of the Convention Area and provide updates to the Commission to the extent possible. <ul style="list-style-type: none"> <li>(a) Physical, chemical, biological, oceanographic, meteorological, etc.</li> <li>(b) Ecosystem surveys.</li> <li>(c) Seabed mapping (e.g. multibeam or other echosounder); seafloor images by drop camera, remotely operated underwater vehicle (ROV) and/or autonomous underwater vehicle (AUV).</li> </ul> </li> <li>(iii) Collection of observer data <p>Duly designated observers from the flag member shall collect information from bottom fishing vessels operating in the western part of the Convention Area. Observers shall collect data in accordance with Annex 5. Each Member of the Commission shall submit the reports to the Secretariat in accordance with Annex 4. The Secretariat shall compile this information on an annual basis and make it available to the Members of the Commission.</p> </li> </ul> |
| 24  | 8                        | <p>Members shall ensure that all vessels authorized to bottom fish in the western part of the Convention Area shall carry an observer on board. Members shall ensure that observers are independent, impartial, and qualified to fulfill the requirements of this measure and to enhance data collection. An observer is deemed to be independent, impartial, and qualified if the observer:</p> <ul style="list-style-type: none"> <li>(a) is deployed from a Commission Member's, or Cooperating non-Contracting Party's, national observer program, and familiar with NPFC fisheries resources, fishing activities, and CMMs;</li> <li>(b) is neither part of the crew, nor has any employment or family relationship to the ownership or operator of the fishing vessel; and</li> <li>(c) does not have any shared business interests with the owner or operator of the fishing vessel.</li> </ul>   |

| No.  | Paragraph to be Assessed | OBLIGATION  |
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|  |                          | An observer shall be provisioned, accommodated, and provided safe working conditions and access to independent communications in accordance with the Commission requirements and the Member's domestic laws and regulations.  |
| <b>CMM 2025-06</b><br><b>BOTTOM FISHERIES AND PROTECTION OF VULNERABLE MARINE ECOSYSTEMS IN THE NORTHEASTERN PACIFIC OCEAN</b> |                          |   |
| 25   | 8                        | The Members shall provide all available information as required by the Commission for any current or historical fishing activity by their flag vessels, including the number of vessels by gear type, size of vessels (tons), number of fishing days or days on the fishing grounds, total catch by species, areas fished (names or coordinates of seamounts), and information from scientific observer programmes (see Annexes 4 and 5) to the NPFC Secretariat as soon as possible and no later than one month prior to SC meeting. The Secretariat will make such information available to SC.   |
| <b>CMM 2025-07</b><br><b>CHUB MACKEREL</b>   |                          |   |
| 26   | 1                        | Members of the Commission and Cooperating non-Contracting Parties (CNCs) with substantial harvest of chub mackerel in the Convention Area shall refrain from expansion, in the Convention Area, of the number of fishing vessels entitled to fly their flags and authorized to fish for chub mackerel from the historical existing level.   |
| 27   | 3                        | <p>As a provisional measure, Members shall take necessary measures to ensure that the fishing activities for chub mackerel in the Convention Area shall be undertaken in accordance with the fishing season defined in paragraph 17 and the following provisions:</p> <ul style="list-style-type: none"> <li>(a) The annual total allowable catch of chub mackerel in the Convention Area, excluding the amount in paragraph 11, shall be set at 66,740 tones for the 2025 fishing season.</li> <li>(b) Of this annual total allowable catch, the catch for trawlers shall not exceed 7,940 tones for the 2025 fishing season.</li> <li>(c) Of this annual total allowable catch, the catch for purse seiners shall not exceed 58,800 tones for the 2025 fishing season.</li> <li>(d) China shall not authorize more than 3 trawlers to conduct fishing operations at the same time.</li> <li>(e) The EU shall not authorize more than 1 trawler to conduct fishing operations at the same time.</li> </ul> |
| 28   | 6                        | Members of the Commission and CNCs shall ensure that fishing vessels flying their flag that fish for chub mackerel in the Convention Area record their catches, including   |

| No.                                  | Paragraph to be Assessed | OBLIGATION   |
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|                                      |                          | incidental catches of other NPFC species, and any discards and report them to the relevant flag state authorities in accordance with their national data recording and reporting requirements.   |
| 29                                   | 13                       | Members of the Commission and CNCPs shall provide their data on chub mackerel separated by the Convention Area and the areas under national jurisdiction adjacent to the Convention Area in accordance with the data requirements adopted by the Commission in the Annual Report every year. The Commission shall review such information at the annual meeting of every year.   |
| <b>CMM 2025-08<br/>PACIFIC SAURY</b> |                          |  |
| 30                                   | 1                        | Members of the Commission, not described under Paragraph 2, and that are currently fishing for Pacific saury shall refrain from expansion, in the Convention Area, of the number of fishing vessels entitled to fly their flags and authorized to fish for Pacific saury from the historical existing level.   |
| 31                                   | 2                        | Members fishing for Pacific saury in areas of their jurisdiction that are adjacent to the Convention Area shall refrain from rapid expansion, in the Convention Area, of the number of fishing vessels entitled to fly their flags and authorized to fish for Pacific saury from the historical existing level.  |
| 32                                   | 9                        | As a provisional measure until the Commission decides allocation of the TAC, each Member of the Commission shall reduce the annual total catch of Pacific saury by the fishing vessels entitled to fly its flag in 2025 by 55% from its reported catch in 2018 (Annex II), and shall take necessary measures so that the total catch in the Convention Area will not exceed the TAC set out in paragraph 8. Members of the Commission and CNCPs shall ensure that discards of Pacific saury count against their catch limits.  |
| 33                                   | 10                       | <p>To comply with the TAC, the following measures shall be in place in 2025:</p> <ul style="list-style-type: none"> <li>(a) Members of the Commission shall report to the Executive Secretary, in the electronic format, weekly catches of Pacific saury in the Convention Area by fishing vessels flying their flags by Wednesday of the next week. The Executive Secretary shall make publicly available the compiled catch of Pacific saury in the Convention Area on the Commission's website as well as share each Member's catch of Pacific saury in the Convention Area on the Member's page of Commission's website without delay; and</li> <li>(b) In the event that the total reported catch of all Members reaches 90% of the TAC set out in paragraph 8, the Executive Secretary shall notify all Members without delay. Those Members with more than 10,000 mt of catch limits shall close the fishery within 72 hours from the receipt of the notification. Those Members with less than 10,000 mt of catch limits may continue operations,</li> </ul> |

| No.  | Paragraph to be Assessed | OBLIGATION   |
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|  |                          | <p>but their total catch shall not exceed 90% of their catch limits.</p> <p>(c) If any Members commit to reduce its annual total catch of Pacific Saury by fishing vessels entitled to fly its flag in 2025 by 65.5% from its reported catch in 2018, it shall be exempted from the requirements stipulated in Paragraph 10 (b). In case of that, the TAC for the rest of the member referred in the paragraph 10 (b) shall be 121,500 metric tons minus the catch limit of member(s) that make such commitment. Such commitment shall be submitted to the Secretariat no later than May 1st, 2025, and be circulated to all Members, as well as TAC applied to those Members subject to paragraph 10 (c).</p> |
| 34   | 11                       | Members of the Commission and CNCPs shall ensure that fishing vessels flying their flag that fish for Pacific saury in the Convention Area record their catches, including incidental catches of other NPFC species, and any discards and report them to the relevant flag state authorities in accordance with their national data recording and reporting requirements.  |
| 35   | 12                       | In the event that a Member reaches 70% of its catch limit set out in paragraph 9, the Executive Secretary shall inform that Member of that fact, with a copy to all other Members. That Member shall close the fishery for its flagged vessels when the total catch of its flagged vessels is equivalent to 100% of its catch limit. Such Member shall notify promptly the Executive Secretary of the date of the closure, except as described in paragraph 13. Upon receipt of the notification, the Executive Secretary shall circulate it to all the Members.   |
| 36   | 16                       | In order to prevent discards and contribute to the proper stock assessment, Members of the Commission shall take necessary measures to ensure that fishing vessels flying their flags in the Convention Area fishing for Pacific saury retain all the catch of Pacific saury on board.   |
| <b>CMM 2019-10</b><br><b>SABLEFISH</b>   |                          |  |
| 37   | 8                        | All vessels authorized to fish sablefish in the eastern part of the Convention Area shall have 100% observer coverage.   |
| <b>CMM 2025-11</b><br><b>JAPANESE SARDINE, NEON FLYING SQUID AND JAPANESE FLYING SQUID</b> |                          |  |
| 38   | 1                        | Members of the Commission and Cooperating non-Contracting Parties (CNCPs) with substantial harvest of any of Japanese sardine, neon flying squid and Japanese flying squid (hereinafter referred to as “the three Pelagic Species”) in the Convention Area shall refrain from expansion, in the Convention Area, of the number of fishing vessels entitled to fly their flags and authorized to fish for such species from the historical  |

| No.   | Paragraph to be Assessed | OBLIGATION  |
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|   |                          | existing level until the stock assessment for such species by the SC has been completed.  |
| 39  | 6                        | Members of the Commission and CNCPs shall ensure that fishing vessels flying their flag that fish for the three Pelagic Species in the Convention Area record their catches, including incidental catches of other NPFC species, and any discards and report them to the relevant flag state authorities in accordance with their national data recording and reporting requirements.   |
| 40  | 7                        | Members of the Commission and CNCPs shall provide their data on the three Pelagic Species in accordance with the data requirements adopted by the Commission in the Annual Report by the end of February, every year. The Commission shall review such information at the annual meeting of every year.   |
| <b>CMM 2025-12<br/>VESSEL MONITORING SYSTEM</b> |                          |   |
| 41  | 8                        | All Members or CNCPs shall ensure that its flagged vessels that are authorized under NPFC and present in the Convention Area transmit VMS data every hour to their FMC.   |
| 42  | 10                       | Each Member or CNCP shall ensure that their FMC automatically transmits VMS data to the Secretariat, which shall be received no later than 60 minutes upon receipt of the data at their FMC.  |
| 43  | 11                       | Each Member or CNCP shall ensure that its authorized NPFC fishing vessels conducting or planning to conduct fishing activities notify the Secretariat of their intention to enter and exit the Convention Area (Annex 2). The procedure used for such notification may be chosen by Members based on a list of options created by the Secretariat and approved by the Commission. Members shall inform the Secretariat of their preferred notification procedure. |
| 44  | 13                       | Each Member or CNCP shall provide the Secretariat with VMS contact points in their FMCs including the name, position, email address and phone number of their VMS contact points. The Secretariat will make a list of VMS contact points available to all Members and Cooperating non-Contracting Parties.  |
| 45  | 23                       | If a failure to transmit occurs more than two times within a period of one year, the flag Member or CNCP of the fishing vessel shall investigate the matter, including having an authorized official examine the MTU on board the vessel. The outcome of this investigation shall be forwarded to the Secretariat within fifteen (15) days of its completion.   |

| No.                                   | Paragraph to be Assessed | OBLIGATION   |
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| <b>CMM 2025-03<br/>TRANSSHIPMENTS</b> |                          |  |
| 46                                    | 4                        | A fishing vessel shall only engage in a transshipment, or other transfer activity in the Convention Area, if both the offloading and receiving vessel are duly authorized by its Flag State and included in the NPFC Vessel Registry   |
| 47                                    | 6                        | If a fishing vessel intends to engage in a transshipment in an area under national jurisdiction, including a port, the fishing vessel shall receive an authorization from the relevant coastal or port State before engaging in the transshipment.   |
| 48                                    | 8                        | All reporting shall comply with the procedures to be adopted by the Commission.  |
| 49                                    | 9                        | All reporting related to a transshipment shall include all marine species taken in the Convention Area, including bycatch and unregulated species, recorded by species using the FAO code.   |
| 50                                    | 10                       | A fishing vessel shall maintain an electronic or physical record on board the fishing vessel of each transshipment it has engaged in during the current trip. The record shall include each transshipment declaration and daily activity records, such as those in a navigation logbook.   |
| 51                                    | 12                       | A fishing vessel, or a Commission Member or Cooperating non-Contracting Party on behalf of the vessel, shall provide an advance notification to the authorities listed in paragraph 13 as soon as possible, and at least 24 hours in advance of the intended transshipment. The advance notification form is included in Annex I.  |
| 52                                    | 14                       | A receiving vessel, or a Commission Member or Cooperating non-Contracting Party on behalf of the receiving vessel, shall provide an advance notification to the authorities listed in paragraph 13 as soon as possible, and at least 24 hours in advance of the intended other transfer activity. The advance notification form is included in Annex I.                  |
| 53                                    | 15                       | If the transshipment does not start after 72 hours of the estimated start time, or within 50 nautical miles of the estimated start location, as contained in the advance notification, the fishing vessels involved in the transshipment, or Commission Members or Cooperating non-Contracting Parties on their behalf, shall modify the submitted advance notification. |

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| 54  | 16                       | If the other transfer activity does not start after 72 hours of the estimated start time, or within 50 nautical miles of the estimated start location, as contained in the advance notification, the receiving vessel, or Commission Member or Cooperating non-Contracting Party of the receiving vessel, shall modify the submitted advance notification.  |
| 55  | 18                       | If a transshipment is cancelled before it is undertaken, a fishing vessel intending to engage in the transshipment, or the Commission Member or Cooperating non-Contracting Party whose fishing vessel intended engage in the transshipment, shall notify the Secretariat of the cancellation as soon as possible.  |
| 56  | 20                       | If a Commission Member, or Cooperating non-Contracting Party, receives suitably documented information that its flagged fishing vessel is, or appears to be, non-compliant with the Convention, or a conservation and management measure, the Commission Member, or Cooperating non-Contracting Party, shall conduct an investigation.  |
| 57  | 21                       | <p>The investigating Commission Member, or Cooperating non-Contracting Party, shall provide a report on the progress of the investigation, including an attestation of the fishing vessel's status under paragraph 19, no later than 60 days after receiving the information, to:</p> <ul style="list-style-type: none"> <li>(a) The Secretariat</li> <li>(b) The Commission Member, or Cooperating non-Contracting Party that provided this information.</li> </ul> <p>Following the investigation process, information shall be provided about any appropriate enforcement action taken in line with its national laws.</p> |
| 58  | 22                       | If a fishing vessel receives catch from more than one offloading vessel, the fishing vessel shall ensure that the catch from each offloading vessel is stored separately and readily identifiable. The receiving vessel shall have a stowage plan available on board at all times.  |
|     | 23                       | Members and CNCPs shall ensure that observer rights and emergency procedures applicable to authorized observers on receiving vessels also apply to the authorized observers when they are fulfilling their obligations on offloading vessels during the transshipment, including while transferring on and off the offloading vessel.   |
| 59  | 24                       | A fishing vessel having engaged in, or a Commission Member or Cooperating non-Contracting Party whose fishing vessel has engaged in, a transshipment shall  |

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|     |                          | provide a transshipment declaration to the authorities listed in paragraph 25 as soon as possible, and no later than 10 days after the transshipment. The transshipment declaration form is included in Annex II.   |
| 60  | 26                       | The Commission shall establish a regional observer and/or electronic monitoring program no later than its 9 <sup>th</sup> Commission meeting. Until the Transshipment Observer Program enters into force, a Commission Member, or Cooperating non-Contracting Party, is responsible for the deployment of independent, impartial, and qualified observers to fulfill the requirements of this measure. Once this program enters into force, paragraphs 27, 28, 32-34 of this measure shall be superseded by the provisions of the new program.  |
| 61  | <del>28</del>            | <del>An observer shall be provisioned, accommodated, including access to independent communications, and provided safe working conditions by the receiving vessel in accordance with the Commission Member's, or Cooperating non-Contracting Party's, domestic laws and regulations.</del>  |
| 62  | 29                       | A Commission Member, or Cooperating non-Contracting Party, shall take necessary measures to ensure that its receiving vessels engaging in a transshipment have an observer on board.  |
|     | 30                       | Members and CNCPs shall take and implement necessary steps, as a matter of due diligence, to prevent incidents causing serious harm or death to observers on board vessels flying their flag, and, if appropriate, to sanction or punish those involved, including through criminal investigation and prosecution. The Members and CNCPs shall cooperate to that end and ensure results of investigations conducted and any actions taken related to observer assault or harassment will be provided promptly to the observer provider and the Secretariat, for transmission to all Members and the relevant CNCPs. |
| 63  | 31                       | A Commission Member or CNCP shall take necessary measures to ensure that a fishing vessel may only engage in one transshipment at a time for each observer that is available to monitor and report on the transshipment. If there are two vessels seeking to transship concurrently, but only one observer is present, one vessel must stand off and wait until the first vessel has finished. Only one offloading vessel may be secured to the receiving vessel unless a second observer is performing observer duties for a second transshipment.   |
| 64  | <del>32</del>            | <del>An observer shall have:</del>  |

| No. | Paragraph to be Assessed | OBLIGATION  |
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|     |                          | <p><del>(a) full, unobstructed, and safe access to each fishing vessel involved in the transshipment, including, inter alia, access to crew, gear, equipment, records, electronic means of communication, and fish holds; and</del></p> <p><del>(b) adequate and appropriate space to undertake their responsibilities pursuant to this measure.</del></p>  |
| 65  | 34                       | <p><del>An observer shall record an observer report immediately after each transshipment and keep the report onboard, and provide an observer transshipment report, as specified in Annex III, as soon as possible, but no later than 10 days from the disembarkation of the observer, to:</del></p> <p><del>(a) the Commission Member, or Cooperating non-Contracting Party, of the flags of the receiving vessel and the offloading vessel; and</del></p> <p><del>(b) the Secretariat</del></p>   |
| 66  | 35                       | <p>If an observer observes an activity or condition that is not consistent with conservation and management measures, the observer shall report the finding, and provide documented evidence, to the extent possible, without delay or upon disembarkation to the Secretariat. Once the Transshipment Observer Program enters into force, the observer will notify and transmit the report to the Observer service provider as well as the Secretariat. The Secretariat will then transmit the report to the authorities of the Commission Member or Cooperating non-Contracting Party of the flags of the receiving and offloading vessels.</p>  |
| 67  | 36                       | <p>Upon receipt of an observer report with documented evidence in particular Annex III indicating potential non-compliance, or instances of obstruction, intimidation, interference with, or otherwise prevention of the observer from performing their duties, concerning a vessel entitled to fly its flag, the Commission Member or Cooperating non-Contracting Party shall:</p> <ul style="list-style-type: none"> <li>a) treat the report with utmost sensitivity and discretion, in accordance with NPFC Data Sharing and Data Security Protocol</li> <li>b) make best efforts to respond to this notification through the Secretariat without delay and;</li> <li>c) undertake investigation on any condition or activity that is not consistent with conservation and management measures as per Article 17 of the Convention. The Commission Member or CNCP shall report any findings and/or relevant actions taken, in their Annual Report, and in the CMS Implementation Questionnaire (if applicable).</li> </ul> |
| 68  | 46                       | <p>In the case of force majeure, the fishing vessel, or Commission Member or Cooperating non-Contracting Party, shall:</p>  |

| No.                           | Paragraph to be Assessed | OBLIGATION   |
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|                               |                          | <p>(a) notify the Secretariat prior to the completion of the transshipment, or other transfer activity, as well as the circumstances giving rise to the force majeure; and</p> <p>(b) provide a transshipment declaration on the transshipment as soon as possible, but within 10 days of the transshipment.</p>   |
| 69                            | 48                       | Each Commission Member, and Cooperating non-Contracting Party, shall provide an annual summary of the data and information collected from all authorized fishing vessels having undertaken a transshipment, including each year's transshipment declarations, to the Commission at the Technical and Compliance Committee meeting. The summary shall be included in the Annual Report, as per Article 16(3) of the Convention. The template for this summary is included in Annex V. |
| 70                            | 49                       | A Commission Member, or Cooperating non-Contracting Party, shall take all reasonable steps to verify the information received from fishing vessels having engaged in a transshipment.  |
| 71                            | 51                       | Commission Members and Cooperating non-Contracting Parties shall investigate instances of potential non-compliance with this measure, and report the results of those investigations to the Commission.  |
| <b>CMM 2023-14<br/>SHARKS</b> |                          |  |
| 72                            | 6                        | No fishing vessel shall engage in shark finning.   |
| 73                            | 7                        | <p>No fishing vessel shall:</p> <p>(a) retain on board, or otherwise possess or control, a shark fin that is not naturally attached to the corresponding shark; or</p> <p>(b) transship, or land, a shark fin that is not naturally attached to the corresponding shark unless the fishing vessel complies with paragraph 8.</p>   |
| 74                            | 8                        | <p>A fishing vessel may only remove a shark fin from the corresponding shark if the shark is incidentally caught, taken, or harvested, and if:</p> <p>(a) the shark fin and the corresponding shark can be readily identified; and</p> <p>(b) one of the following methods is used:</p> <p style="padding-left: 40px;">i the shark fin is stored in the same bag, preferably a biodegradable one,</p>  |

| No.                              | Paragraph to be Assessed | OBLIGATION  |
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|                                  |                          | <p>as the corresponding shark;</p> <ul style="list-style-type: none"> <li>ii the shark fin is bound to the corresponding shark using rope or wire; or</li> <li>iii the shark fin and the corresponding shark are identically, uniquely, and numerically tagged in a manner that an authorized inspector can readily identify the matching of the shark fin to the corresponding shark.</li> </ul> |
| 75                               | 9                        | A fishing vessel shall record, and maintain a record of, any shark catch in the Convention Area, to the extent possible by species, in its logbook on board the fishing vessel.   |
| 76                               | 10                       | A Commission Member, or Cooperating non-Contracting Party, shall annually report all shark catches, to the extent possible by species, from their fishing vessels to the Secretariat.   |
| <b>CMM 2024-15<br/>POLLUTION</b> |                          |   |
| 77                               | 4                        | No fishing vessel shall discard or abandon fishing gear at sea. A Commission Member, or Cooperating non-Contracting Party (Member or CNCP) shall take necessary measures to ensure that its fishing vessels do not discard or abandon fishing gear at sea.  |
| 78                               | 8                        | A Member or CNCP shall take necessary measures to ensure that its fishing vessels do not release any plastics, including synthetic ropes, synthetic fishing nets, plastic garbage bags, or incinerator ashes from plastics products, at sea   |
| 79                               | 11                       | <p>A Member or CNCP shall take necessary measures to ensure that its fishing vessels take all reasonable precautions to prevent:</p> <ul style="list-style-type: none"> <li>a) the abandonment, loss, or discard of fishing gear at sea; and</li> <li>b) the release of garbage, and plastics, at sea.</li> </ul>   |
| 80                               | 12                       | A Member or CNCP shall take necessary measures to ensure that its fishing vessels make every reasonable effort to retrieve any abandoned, lost, or discarded gear, garbage, or plastics that it has released as soon as possible and if safe to do so.  |
| 81                               | 16                       | A Member or CNCP shall take necessary measures to ensure that its fishing vessels, to the extent possible, safely store and retain on board all fishing gear, garbage, and plastics until they can be disposed of at an adequate port reception facility.   |

| No.   | Paragraph to be Assessed | OBLIGATION   |
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| <b>CMM 2024-16<br/>ANADROMOUS FISH</b>                |                          |  |
| 82  | 5                        | Members and CNCPs shall take necessary measures to ensure their fishing vessels do not retain on board or otherwise possess anadromous fish.   |
| 83  | 7                        | Members and CNCPs shall take necessary measures to ensure that if a fishing vessel incidentally captures anadromous fish, those fish shall be returned to the water without delay, in a manner that causes the least harm.   |
| 84  | 9                        | Members and CNCPs shall take necessary measures to ensure their fishing vessels maintain a record on board the vessel of incidentally caught and released anadromous fish in the Convention Area, to the extent possible by species. This record shall be made available to authorized inspectors. A species identification aid is in Annex 2.   |
| 85  | 11                       | Notwithstanding paragraph 10, a Commission Member or CNCP shall annually report all incidentally caught and released anadromous fish in the Convention Area to the Secretariat, to the extent possible by species.   |
| <b>CMM 2025-17<br/>TRANSSHIPMENT OBSERVER PROGRAM</b> |                          |  |
|   | 6 <sup>4</sup>           | Members and CNCPs shall accept the deployment of authorized observers to their receiving vessels as required by this CMM and ensure that their vessels which carry observers are outfitted with appropriate safety equipment for the entirety of each voyage and are compliant with relevant international standards.  |
|   | 20                       | To facilitate the performance of their duties specified in paragraph 15, and to ensure their safety, Members and CNCPs shall take necessary measures to ensure that the masters of the vessels to which authorized observers are deployed provide the authorized observer with: <ul style="list-style-type: none"> <li>a) full, unobstructed, and safe access to each fishing vessel involved in the transshipment, including, inter alia, <ul style="list-style-type: none"> <li>i. reasonable assistance from the crew;</li> <li>ii. gear;</li> <li>iii. equipment;</li> <li>iv. records, including electronic records;</li> <li>v. communication equipment;</li> <li>vi. fish holds;</li> <li>vii. satellite navigation equipment;</li> <li>viii. radar display viewing screens when in use;</li> </ul> </li> </ul> |

**Commented [JD1]:** Footnote: Assessment of this obligation will be limited to Members' actions taking place in the Convention Area

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| No. | Paragraph to be Assessed | OBLIGATION   |
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|     |                          | <ul style="list-style-type: none"> <li>ix. VMS; and</li> <li>x. scale used for weighing transshipped product.</li> <li>b) accommodations on the receiving vessel, including lodging, food, potable water, medical facilities and adequate sanitary facilities, equal to those of officers;</li> <li>c) adequate space on the bridge or pilot house of the receiving vessel for clerical work, as well as space on deck adequate for the performance of their duties;</li> <li>d) the ability to determine the most advantageous location and method for viewing transshipment operations and estimating species and quantities transshipped. The master of the receiving vessel, giving due regard to safety and practical concerns, shall accommodate the needs of the authorized observer, including, upon request, temporarily placing product on the receiving vessel deck for inspection by the observer and providing adequate time for the observer to perform their duties. Observations shall be conducted in a manner that minimizes interference and avoids compromising the quality of the products transshipped;</li> <li>e) freedom from physical, psychological, or sexual abuse or harm, assault, resistance, opposition, impedance, harassment, sexual harassment, intimidation, interference with, influence, bribery or attempted bribery;</li> <li>f) freedom from undue obstruction in the discharge of their duties as specified under this measure;</li> <li>g) freedom from performing duties normally performed by crew members;</li> <li>h) access to verify safety equipment on board the receiving vessel (through a safety orientation tour provided by officers or crew) before the vessel leaves the dock;</li> <li>i) access to communicate at any time the occurrence of safety issues to the vessel captain, service provider, the Secretariat, and flag Member or CNCP, as appropriate;</li> <li>j) internet connectivity, when available;</li> <li>k) observer data, records, documents, equipment and belongings not being accessed, harmed, or destroyed; and</li> <li>l) notification at least 1 hour prior to a transshipment that is scheduled to commence to allow sufficient time for the observer to be prepared.</li> </ul> |
| 21  |                          | <p>Members and CNCPs shall ensure that an authorized observer be allowed to visit the offloading vessel in a transshipment and have access to the offloading vessel in accordance with paragraph 22 in this CMM.</p>   |
| 22  |                          | <p>Members and CNCPs shall ensure that the master of the offloading vessel and master of the receiving vessel provide all necessary assistance to an authorized observer to ensure safe transport between the receiving and offloading vessel. Should conditions present an unacceptable risk to the welfare of the observer such</p>  |

| No. | Paragraph to be Assessed | OBLIGATION   |
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|     |                          | that a visit to the offloading fishing vessel is not feasible prior to the start of a transshipment operation, the transshipment may still be carried out.   |
| 23  |                          | Members and CNCPs shall ensure that observer rights and emergency procedures applicable to authorized observers on receiving vessels also apply to the authorized observers when they are fulfilling their obligations on offloading vessels during the transshipment, including while transferring on and off the offloading vessel.  |
| 27  |                          | <p>If an observer is missing or is presumed to have fallen overboard, the Member or CNCP whose flag the receiving vessel is flying shall ensure that the vessel:</p> <ul style="list-style-type: none"> <li>a) immediately ceases fishing operations and commences search and rescue and searches for at least 72 hours, unless the observer is found sooner, or unless instructed by the Member whose flag the vessel is flying to continue searching longer;</li> <li>b) immediately notifies the flag Member or CNCP and observer service provider;</li> <li>c) immediately alerts other vessels in the vicinity by using all available means of communication;</li> <li>d) cooperates fully in any search and rescue operation;</li> <li>e) whether or not the search is successful, returns to the nearest port, as requested by the Member or CNCP whose flag the vessel is flying, for further investigation;</li> <li>f) provides a report to the Secretariat, observer provider and appropriate authorities on the incident; and</li> <li>g) cooperates fully in any and all official investigations, and preserves any potential evidence and the personal effects and quarters of the missing observers before the new observer is on board.</li> </ul> |
| 28  |                          | <p>In the event that an observer suffers from a serious illness or injury that threatens his or her health or safety, the Member or CNCP whose flag the receiving vessel is flying shall take necessary measures to require that the receiving vessel:</p> <ul style="list-style-type: none"> <li>a) immediately ceases fishing operations, as long as practicable, and takes all reasonable actions to care for the observer and provide any medical treatment available and possible on board the vessel;</li> <li>b) immediately notifies the flag Member or CNCP and observer provider of the situation, including to advise if a medical evacuation is warranted, and where appropriate seeks external medical advice;</li> <li>c) facilitates the disembarkation and transport of the observer to a medical facility equipped to provide the required care, as soon as practicable; and</li> </ul>   |

| No. | Paragraph to be Assessed | OBLIGATION   |
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|     |                          | d) cooperates fully in any and all official investigations into the cause of the illness or injury.  |
| 29  |                          | <p>In the event that an observer dies, the Member or CNCP whose flag the receiving vessel is flying shall ensure that the receiving vessel:</p> <ul style="list-style-type: none"> <li>a) immediately ceases fishing operations;</li> <li>b) immediately notifies the flag Member or CNCP and the observer service provider;</li> <li>c) immediately returns to the nearest port, as requested by the Member or CNCP whose flag the vessel is flying, for further investigation;</li> <li>d) provides a report to the Secretariat, observer service provider and appropriate authorities on the incident; and</li> <li>e) cooperates fully in any and all official investigations, and preserves any potential evidence and the personal effects and quarters of the deceased observer before the new observer is on board.</li> </ul> |
| 30  |                          | <p>Members and CNCPs shall take and implement necessary steps, as a matter of due diligence, to prevent incidents causing serious harm or death to observers on board vessels flying their flag, and, if appropriate, to sanction or punish those involved, including through criminal investigation and prosecution. The Members and CNCPs shall cooperate to that end and ensure results of investigations conducted and any actions taken related to observer assault or harassment will be provided promptly to the observer provider and the Secretariat, for transmission to all Members and the relevant CNCPs.</p>   |
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