



North Pacific Fisheries Commission

Unclassified - Non-Classifié

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[Updated on the screen](#)

Small Working Group Planning and Development

Proposal to establish a CMM on Minimum Standards for Port State Measures

Abstract

This working paper proposes minimum standards for Port State Measures for the NPFC, with several unresolved issues marked in red text. Square bracketed blue text reflects areas which may be updated following a pending decision on which data management and sharing technology will be adopted.

Note:

Rev. 1 reflects additional red text in square brackets in Paragraph 3c) on Page 5

Rev. 2 reflects the revisions in Paragraph 2.d and 3.c, and removed Paragraph 29.bis

Rev. 3 reflects choice of “GIES or notification to Secretariat,” which conforms Annexes to FAO GIES and deletes “such as” from paragraph 9, as well as deletes paragraph 2(d)

Proposal to establish a CMM on Minimum Standards for Port State Measures

Submitted by SWG PD

Explanatory Note

This proposal aims to establish minimum standards for Port State measures at the NPFC, developed pursuant to the outcome of COM 09 whereby “the Commission agreed to continue working intersessionally on this proposal through the SWG PD, with the aim of advancing it for consideration at the next Commission meeting.”

Consensus has yet to be reached on the following issues, which remain in square brackets and are included in **red text** for clarity.

- Paragraph 2d: Carrier vessel exemption
- Paragraph 9 & Annexes: removal of “such as” and fields of the annexes. This will depend on the technological solution chosen by the Commission.
- Paragraph 29bis: New co-lead's language to streamline/clarify meaning of the former paragraphs 27bis & 27ter, including addition of “to the extent possible” as potential compromise language.
- Paragraph 39: Implementation date. This will also depend on the technological solution to be used by the Secretariat.

The decision about which technological solution the NPFC will use for collecting and managing the data requirements under this measure is still to be decided upon by Members. The outcome of that decision will influence certain language throughout the measure, which the co-lead has put in square brackets and in **blue text** for clarity to support timely adjustments at the TCC.

CMM 2026-XX

**CONSERVATION AND MANAGEMENT MEASURE ON MINIMUM STANDARDS
FOR PORT STATE MEASURES**

The North Pacific Fisheries Commission (NPFC),

Deeply concerned about illegal, unreported and unregulated (IUU) fishing in the NPFC Convention Area and its detrimental effect upon fish stocks, marine ecosystems and the livelihoods of legitimate fishers;

Conscious of the role of the port State in the adoption of effective measures to promote the sustainable use and the long-term conservation of living marine resources;

Recognising that measures to combat IUU fishing should build on the primary responsibility of flag States and use all available jurisdiction in accordance with international law, including port State measures, coastal State measures, market related measures and measures to ensure that nationals do not support or engage in IUU fishing;

Recognising that port State measures provide a powerful and cost-effective means of preventing, deterring and eliminating IUU fishing;

Aware of the need for increasing coordination at the regional and interregional levels to combat IUU fishing through port State measures;

Acknowledging the rapidly developing communications technologies, databases, networks and global records that support port State measures;

Bearing in mind that, in the exercise of their sovereignty over ports located in their territory, Members and Cooperating non-Contracting Parties (CNCs) may adopt more stringent measures, in accordance international law;

Recalling the relevant provisions of the *United Nations Convention on the Law of the Sea of 10 December 1982*;

Recalling the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 December 1995, the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas of 24 November 1993, and the 1995 FAO Code of Conduct for Responsible Fisheries;

Recalling Article 7(2)(d) of the NPFC Convention which calls on the Commission to develop mechanisms to prevent, deter and eliminate IUU fishing, as well as Article 14(2)(a) requiring Contracting Parties to give effect of port state measures adopted by the Commission;

Recalling the 2009 FAO Port State Measures Agreement (PSMA);

Recalling the recommendation of the NPFC Performance Review Panel that the Commission adopt, as a matter of priority, a conservation and management measure specifying minimum standards for port inspections consistent with the PSMA;

Adopts the following conservation and management measure (CMM), in accordance with Articles 7(2)(d) and 14 of the Convention:

Scope and Application

1. In view to preventing, deterring and eliminating IUU fishing, as well as reinforcing the effective monitoring of compliance with NPFC CMMs, each Member and cooperating non-Contracting Party (CNCP) shall maintain through the implementation of this CMM an effective system of inspections in its ports with respect to vessels not entitled to fly their flags carrying fisheries resources managed by NPFC caught in the NPFC Convention Area and/or fish products originating from such species caught in the Convention Area that have not been previously landed. For the purposes of this measure, these vessels are hereinafter referred to as "foreign fishing vessels".
2. Each Member and CNCP may decide not to apply this CMM to:
 - a) foreign fishing vessels chartered by its nationals exclusively for fishing in areas under its jurisdiction and operating under its authority therein. Such chartered fishing vessels shall be subject to measures by that Member or CNCP which are as effective as measures applied in relation to vessels entitled to fly its flag
 - b) vessels of a neighbouring State that are engaged in artisanal fishing for subsistence, provided that the port State and the flag State cooperate to ensure that such vessels do not engage in IUU fishing or fishing related activities in support of such fishing;
 - c) container vessels that are not carrying fish or, if carrying fish, only fish that have been previously landed, provided that there are no clear grounds for suspecting that such vessels have engaged in fishing related activities in support of IUU fishing.
 - ~~d) [In terms of port inspection, regarding NPFC CMMs a carrier vessel that has a regional observer on board for the full trip]~~

Integration and Coordination at the National Level

3. Each Member and CNCP should, to the greatest extent possible:
 - a) integrate or coordinate fisheries related port State measures with the broader system of port State controls;
 - b) integrate port State measures with other measures to prevent, deter, and eliminate IUU fishing and fishing related activities in support of such fishing – taking into account, as appropriate, the 2001 FAO International Plan of Action to Prevent, Deter, and Eliminate Illegal, Unreported, and Unregulated Fishing;

- c) take measures to exchange information among relevant Members and CNCPs agencies and to coordinate the activities of such agencies in the implementation of this Agreement.

Contact Points

- 4. Each Member and CNCP shall:
 - a) designate a contact point for the purposes of receiving notifications pursuant to paragraph [9] of this CMM;
 - b) designate a contact point for the purpose of receiving inspection reports pursuant to paragraph [23.i)] of this CMM.
 - c) [if the contact points are not recorded in the FAO Global Information Exchange System \(GIES\)](#), transmit the name and contact information for its contact points to the NPFC Secretariat no later than 30 days following the entry into force of this CMM. For any subsequent changes, each Member and CNCP shall notify the NPFC Secretariat at least 7 days before such changes take effect.
- 5. The NPFC Secretariat shall establish and maintain a record of contact points based on the lists submitted by the Members and CNCPs [and the information collected through the GIES in line with paragraph \[36\]](#). The record and any subsequent changes shall be published promptly on the NPFC website.

Designated Ports

- 6. Each Member and CNCP shall designate its ports to which foreign fishing vessels may request entry pursuant to this CMM, no later than 30 days following the entry into force of this CMM ~~either through the GIES or by notification to the Secretariat. If a Member or CNCP cannot designate its ports by the deadline, that Member shall inform the Commission of the reason and the timeframe by which the designation will be completed, either through the GIES or by notification to the Secretariat.~~ [Any subsequent changes to port designations shall be reflected in the GIES or](#) the Member or CNCP shall notify the NPFC Secretariat of such a change at least 30 days before the change takes place.
- 7. Each Member and CNCP shall ensure that it has sufficient capacity to conduct inspections in every designated port pursuant to this CMM.
- 8. The NPFC Secretariat shall establish and maintain a record of designated ports based on the lists submitted by the Members and CNCPs [and the information of designated ports collected through the GIES in line with paragraph \[36\]](#). The Secretariat shall promptly publish the record and any subsequent changes to the NPFC website.

Advance Request for Port Entry

- 9. Each Member and CNCP shall require foreign fishing vessels seeking to use its ports for any purpose, to submit the information ~~[such as]~~ requested in Annex A, as a minimum standard. This information shall be provided to its contact point indicated on the record

Commented [AF1]: delete because the Annex will follow the GIES information requested

of contact points established under paragraph [5] of this CMM, at least 48 hours before the estimated time of arrival of the foreign fishing vessel at the port.

10. Each Member and CNCP may also request additional information as it may require to determine whether the foreign fishing vessel seeking to use its ports has engaged in IUU fishing, or related activities.

Port Entry, Authorisation or Denial

11. After receiving the relevant information pursuant to paragraphs [9] and [10] of this CMM, the Member or CNCP shall decide whether to authorise or deny the entry of the vessel into its port and shall communicate this decision to the fishing vessel or its representative as soon as possible.
12. Notwithstanding paragraph [11] of this CMM, when a Member or a CNCP has sufficient proof that a foreign fishing vessel seeking entry into its port has engaged in IUU fishing, fishing related activities in support of such fishing, or is identified on the NPFC IUU vessel list or that of another regional fisheries management organization (RFMO), the Member or the CNCP shall deny that foreign fishing vessel entry into its ports.
13. In the case of denial of entry, the Member or CNCP shall communicate its decision taken to the contact point of the flag State of the foreign fishing vessel and [upload the decision to the GIES \(including notification to the Secretariat via the GIES\)](#), or transmit it directly to the NPFC Secretariat, who shall promptly post this information on the NPFC members only secure website. The Member or CNCP shall also communicate its decision, as appropriate and to the extent possible, to relevant coastal States, regional fisheries management organizations and other relevant international organizations.
14. Notwithstanding paragraphs [12] and [13] of this CMM, a Member or CNCP may allow the entry into its ports of a foreign fishing vessel referred to in those paragraphs exclusively for the purpose of inspecting it and taking other appropriate actions in conformity with international law which are at least as effective as denial of port entry in preventing, deterring and eliminating IUU fishing and fishing related activities in support of such fishing.

Use of Ports

15. Where a foreign fishing vessel has entered one of its ports, a Member or CNCP shall deny, pursuant to its domestic laws and regulations and consistent with international law, that foreign fishing vessel the use of the port for landing, transshipping, packaging and processing of fishery resources that have not been previously landed, and the use of other port services, including, *inter alia*, refuelling and resupplying, maintenance and dry-docking, if:
 - a) the Member or CNCP finds that the foreign fishing vessel does not have a valid and applicable authorisation to engage in fishing or fishing related activities required by its flag State;

- b) the flag State of the foreign fishing vessel does not confirm within a reasonable period of time, on the request of the port State, that the fishery resources on board were taken in accordance with the NPFC CMMs;
- c) the Member or CNCP receives clear evidence that the fisheries resources on board were taken in contravention of NPFC conservation and management measures; or
- d) the Member or CNCP has reasonable grounds to believe that the foreign fishing vessel has otherwise engaged in IUU fishing or fishing related activities in support of such fishing as described in paragraph [12].

16. In the case of denial of port services, the Member or CNCP shall communicate its decision taken to the contact point of the flag State of the foreign fishing vessel and to the NPFC Secretariat, who shall promptly post this information on the NPFC Members-only secure website. The Member or CNCP should also communicate its decision, as appropriate, to relevant Coastal States, RFMOs, and other relevant international organizations.

17. A Member or CNCP shall withdraw its denial of the use of its ports referred to in paragraph [15] of this CMM, only if there is sufficient proof that the grounds on which use was denied were inadequate or erroneous or that such grounds no longer apply.

18. Where a Member or CNCP has withdrawn its denial pursuant to paragraph [17], it shall notify those to whom a notification was issued pursuant to paragraph [16].

Force majeure

19. Nothing in this CMM affects the entry of foreign fishing vessels to port in accordance with international law for reasons of force majeure or distress, or prevents a Member or CNCP from permitting entry into port to a foreign fishing vessel exclusively for the purpose of rendering assistance to persons or ships in danger or distress.

Port Inspections

20. Members or CNCPs shall ensure that inspections are carried out by the competent authority of the port Members or CNCPs.

21. Each year Members and CNCPs shall inspect at least 5% of landing and transshipment operations in their designated ports made by foreign fishing vessels providing notice under paragraph [9].

22. In determining which foreign fishing vessels to inspect, Members and CNCPs shall, in accordance with their domestic laws and regulations, give priority to:

- a) requests from other Members, CNCPs, or relevant RFMOs that a particular foreign fishing vessel be inspected, particularly where such requests are supported by evidence of IUU fishing or fishing related activities in support of such fishing by the foreign fishing vessel in question;

- b) foreign fishing vessels that have failed to provide complete information as required in paragraph [9 and/or 10] of this CMM;
- c) foreign fishing vessels that have been denied entry or use of a port in accordance with this CMM or another RFMOs provisions; or
- d) other foreign fishing vessels for which there are clear grounds for suspecting that they have engaged in IUU fishing activities or related fishing activities in support of such fishing.

Inspection Procedure

23. Each Member and CNCP shall, in carrying out inspections of any foreign fishing vessel in its ports:

- a) ensure that inspections of any foreign fishing vessels are carried out by inspectors duly authorised, trained and familiar with the Convention and relevant CMMs adopted by the Commission, in accordance with Annex B.
- b) ensure that its inspectors carry an approved identity card issued by the Member or CNCP that identifies the inspector as authorised to carry out the inspection.
- c) ensure that as a minimum standard its inspectors carry out the functions listed in Annex C of this CMM.
- d) ensure that inspectors examine all relevant areas of the foreign fishing vessel, its license, gear, equipment, records (both physical and electronic), facilities, fish and fish products and any documents necessary to verify compliance with the Convention and CMMs in force. Inspectors may take copies (physical or electronic) of any documents considered relevant, and they may also question the master and any other person on the foreign fishing vessel being inspected.
- e) ensure that, in case the vessel is landing or transshipping NPFC species caught in the Convention Area, inspections involve the monitoring of the landing or transshipment and include a cross-check between any transshipment declarations, the estimated quantities by species notified in the prior notification message in paragraph [9] of this CMM above and those held on board the foreign fishing vessel.
- f) ensure that all efforts are made, to the extent possible, to avoid unduly delaying the foreign fishing vessel to minimize interference and inconvenience, and that degradation of the quality of the catch is avoided to the extent practicable.
- g) ensure that inspections are carried out thoroughly and in an expeditious manner, carried out in accordance with international law, and to the extent possible, conducted within 72 hours of port entry, but not later than 5 working days.¹

¹ For the purpose of this paragraph, the time of port entry triggering the timeframe for conducting a port inspection is the time at which the vessel has berthed in port and is physically available for the inspection.

- h) ensure that, on completion of the inspection, the port State inspector shall provide the master of the foreign fishing vessel a copy of the inspection report containing the findings of the inspection, to be signed by the inspector and the master. The master's signature shall serve only as acknowledgement of the receipt of a copy of the report. The master shall be given the opportunity to add any comments or objection to the report, and to contact the competent authority of the flag Member or CNCP.
 - i) transmit a copy of the inspection report to the contact point of the flag State of the inspected foreign fishing vessel and [upload the report to the GIES \(including notification to the Secretariat via the GIES\)](#) or transmit it directly to the NPFC Secretariat no later than 15 working days following the date of completion of the inspection, using the information in the Port Inspection Report in Annex D. If the inspection report cannot be transmitted within 15 working days, the port State shall notify the flag State and the NPFC Secretariat, prior to the end of the 15 working day time period, the reasons for the delay and when the report will be submitted.
 - j) make all possible efforts to facilitate communication with the master or senior crew members of the foreign fishing vessel, including where possible and where needed that the inspector is accompanied by an interpreter.
 - k) ensure that inspections are conducted in a fair, transparent and non-discriminatory manner, would not constitute harassment of any foreign fishing vessel and shall not interfere with the master's ability, in conformity with international law, to communicate with the authorities of the flag State.
24. Each port Member or CNCP may in accordance with its domestic laws and regulations, invite officials (such as inspectors) from the flag Member or CNCP to observe or take part in the inspection of a foreign fishing vessel of that flag based on appropriate agreements or arrangements.

Procedure in the Event of Potential Violations

25. If the information collected during the inspection provides evidence that a foreign fishing vessel has violated one or more NPFC CMMs, the Member or CNCP shall ensure that the inspector:
- a) records the alleged violation in the inspection report;
 - b) transmits the inspection report and the evidence collected to the port State competent authorities, who shall transmit the report to the NPFC Secretariat in accordance with paragraph 23(i); and
 - c) to the extent practicable, ensures safekeeping of the evidence pertaining to such alleged violation.
26. If an inspection report provides evidence that a foreign fishing vessel has committed a violation of a NPFC CMM, upon receiving the copy of the inspection report, the flag

Member or CNCP shall promptly investigate the potential violation and shall, upon sufficient evidence, take enforcement action without delay in accordance with its domestic laws and regulations and Article 17 of the NPFC Convention.

27. Flag Members or CNCPs shall notify the port State and the NPFC Secretariat of the status of the investigation and of any enforcement action that may have been taken, within 90 days of receipt of an inspection report notifying the flag Member or CNCP of a potential violation. If the flag Member or CNCP cannot provide the NPFC Secretariat this status report within 90 days of such receipt, the flag Member or CNCP should notify the NPFC Secretariat within the 90-day time period the reasons for the delay and when the status report will be submitted.
28. The Secretariat shall promptly circulate the information received under paragraph [27] to Members, and shall present an annual summary of the status of all investigations to the Technical Compliance Committee (TCC).
29. Members and CNCPs shall collaborate, in accordance with their domestic laws and regulations, in order to facilitate judicial or other proceedings arising from inspection reports as set out in this CMM.

Role of Members and CNCPs in relation to vessels flying their flags

30. Flag Members and CNCPs shall require their fishing vessels to cooperate with port State inspections carried out pursuant to this CMM and shall take necessary action to ensure that masters facilitate safe access to their fishing vessels, facilitate the inspection and communication and not obstruct, intimidate or interfere, or cause other persons to obstruct, intimidate or interfere with port State inspectors in the execution of their duties.
31. When a flag Member or CNCP has clear grounds to believe that one of its fishing vessels has engaged in IUU fishing or related activities in support of such fishing, and is seeking entry to or is in another Member's or CNCP's port, it shall, as appropriate, request that the Member or CNCP inspect the vessel or take other adequate measures.
32. Flag Members and CNCPs shall provide a report to each ordinary meeting of the TCC on any actions taken pursuant to paragraph [26].

General Provisions

33. Nothing in this CMM shall prejudice the rights, jurisdiction and duties of Members and CNCPs under international law. In particular, nothing in this CMM shall be construed to affect:
 - a) the sovereignty of Members or CNCPs over their internal, archipelagic, and territorial waters, or their sovereign rights over their continental shelves and/or exclusive economic zones;
 - b) the exercise by Members and CNCPs of their authority over their ports in accordance with international law, including their right to deny entry thereto as well as to adopt more stringent measures than those provided for in this CMM.

34. In the implementation of this CMM and in accordance with the Commission's Data Sharing and Data Security Protocol, and with their own domestic laws and regulations, Members and CNCPs shall cooperate and exchange information with the NPFC Secretariat, relevant States, international organisations, RFMOs and other entities, including, as appropriate, by:
- a) Requesting information from, and providing information to, relevant information systems; and
 - b) Requesting and providing cooperation to promote the effective implementation of this recommendation.
35. In order to facilitate the implementation of this CMM, Members and CNCPs shall, as appropriate, ensure that national information systems allow for the direct electronic exchange of information on port State measures between them and with the NPFC Secretariat, with due regard to appropriate confidentiality requirements.

36. Members and CNCPs may choose to use the GIES for the requirements under paragraphs [4(a), 4(b), 6, 13 and 23(i)]. These Members and CNCPs shall notify this choice to the NPFC Secretariat before the entry into force of this CMM. The NPFC Secretariat shall contact the GIES to collect this information and post it as indicated in the paragraphs referenced above. Members and CNCPs are encouraged to use the GIES to facilitate the information exchange requirements set out in this measure. If a Member or CNCP chooses to use the GIES after entry into force of this CMM, that Member or CNCP shall notify the NPFC Secretariat of its intent and the date it plans to start using the GIES.

~~36-37.~~ Members and CNCPs are encouraged to enter into bilateral agreements/arrangements that allow for joint inspections and an inspector exchange programme designed to promote cooperation, share information, and educate each participating Member's or CNCP's inspectors on inspection strategies and methodologies which promote compliance with NPFC CMMs.

~~37-38.~~ The NPFC Secretariat will report annually on the implementation of this CMM.

~~39.~~ This CMM shall enter into force on 1 April ~~[2027]~~[2028].

Commented [AF2]: still open.

~~38-40.~~ Notwithstanding paragraph 39, a Member or CNCP may implement this CMM before the entry into force on a voluntary basis.

ANNEX A

INFORMATION TO BE PROVIDED IN NOTIFICATIONS BY FOREIGN VESSELS REQUESTING PORT ENTRY

INSTRUCTIONS

As per paragraph [9] of the CMM on Port State Measures, each Member or CNCP shall require foreign fishing vessels seeking to use its ports for any purposes, to submit the information requested in this Annex as a minimum standard. The foreign fishing vessel shall provide this information to the contact point indicated on the record of contact points established under paragraph 5 of this CMM, at least 48 hours before the estimated time of arrival of the foreign fishing vessel at the port. In completing the advance notification, the fishing vessel shall ensure that:

1. the information is as **accurate** as possible, and legible; and
2. the information is provided in **clear, legible print** in accordance with the clarifications below.

CLARIFICATIONS

To assist in the accurate and clear completion of this notification:

- Throughout the form:
 - For “Validity,” state the date by which the relevant fishing authorization will expire (date format: YYYY-MM-DD). ;
 - For “Species,” utilize the FAO 3-alpha codes found at www.npfc.int/priority-species, or Fisheries and Aquaculture - All Information Collections - ASFIS List of Species for Fishery Statistics Purposes (fao.org);
 - all species, including bycatch, must be recorded by species, using their specific FAO code.
 - the Codes for major NPFC species are; SAP (Pacific saury), MAS (chub mackerel), MAA (blue mackerel), JAP (Japanese sardine), OFJ (neon flying squid) and SQJ (Japanese flying squid).
 - For “Quantity,” state the number and type of units, ~~weight per unit (mt) and the total weight (mt);~~
 - ~~E.g., 20 boxes / 800 mt]~~
 - For “Catch area,” state “National waters” or the “NPFC Convention Area”
- For question 3, use the YYYY-MM-DD format to specify the date (e.g. 2022-11-02) and the HH:MM format, and the 24-hour clock (UTC, or specify time zone) to specify the time (e.g. 23:15);
- For question 15, for “RFMO ID,” state the NPFC Vessel Registry Number; For question 20, for “Identifier,” include all NPFC Transshipment Event IDs;
- For question 21, “donor vessels,” is synonymous with “offloading vessels;”

Commented [AF3]: Delete to align with PSMA

**INFORMATION TO BE PROVIDED IN ADVANCE NOTIFICATIONS BY FOREIGN VESSELS
REQUESTING PORT ENTRY**

[format indicative]

1. Intended port of call						
2. Port State						
3. Estimated date and time of arrival						
4. Purpose(s)						
5. Port and date of last port call						
6. Name of the vessel						
7. Flag State						
8. Type of vessel						
9. International Radio Call Sign						
10. Vessel contact information						
11. Vessel owner(s)						
12. Certificate of registry ID						
13. IMO ship ID, if available						
14. External ID, if available						
15. NPFC ID, if applicable						
16. VMS	No	Yes: National	Yes: NPFC	Type:		
17. Vessel dimensions	Length		Beam		Draft	

18. Vessel master name and nationality								
19. Relevant fishing authorisation(s)								
<i>Identifier</i>	<i>Issued by</i>	<i>Validity</i>	<i>Fishing area(s)</i>	<i>Species</i>	<i>Gear</i>			
20. Relevant transshipment authorisation(s)								
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>				
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>				
21. Transshipment [information] [authorisations] concerning [offloading] [donor vessels]								
<i>Date</i>	<i>Location</i>	<i>Name</i>	<i>Flag State</i>	<i>ID no.</i>	<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity</i>
22. Total catch onboard						23. Catch to be offloaded		
<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity</i> [Conversion factor and Live weight] <i>[Number of Units, Type of Units, Weight per unit (mt) and Total weight (mt)]</i>			<i>Quantity</i> [Number of Units, Type of Units, Weight per unit (mt) and Total weight (mt)] <i>[Number of Units, Type of Units, Weight per unit (mt) and Total weight (mt)]</i>		

Commented [AF4]: as in PSMA annex

Commented [AF5]: as in PSMA Annex

ANNEX B

GUIDELINES FOR INSPECTORS' TRAINING

Training programs for port State inspectors should include at least the following elements:

1. Ethics;
2. Health, safety and security issues;
3. Applicable domestic laws and regulations, area of competence and conservation and management measures of NPFC, and applicable international law;
4. Collection, evaluation and preservation of evidence;
5. General inspection procedures, including reporting and interview techniques;
6. Analysis of information sources, such as logbooks, electronic documentation and vessel history (name, ownership and flag State), required for the validation of information provided by the master of the fishing vessel inspected;
7. Fishing vessel boarding and inspection, including hold inspections and calculation of vessel hold volumes;
8. Verification and validation of information related to landings, transshipments, processing and fishery resources remaining onboard, including utilizing conversion factors for the various species and products;
9. Identification of fish species, and the measurement of length and other biological parameters;
10. Identification of vessels and gear, and techniques for the inspection and measurement of gear;
11. Equipment and operation of VMS and other electronic tracking systems; and
12. Actions to be taken following an inspection.

ANNEX C

PORT STATE INSPECTION PROCEDURES

During port inspections inspectors shall:

- a) verify, to the extent possible, that the vessel identification documentation onboard and information relating to the owner of the vessel is true, complete and correct, including through appropriate contacts with the flag State or international records of vessels if necessary;
- b) verify that the vessel's flag and markings (e.g. name, external registration number, International Maritime Organization (IMO) ship identification number, international radio call sign and other markings, main dimensions) are consistent with information contained in the documentation;
- c) verify, to the extent possible, that the authorisations for fishing and fishing related activities are true, complete, correct and consistent with the information provided in accordance with Annex A;
- d) review all other relevant documentation and records held onboard, including, to the extent possible, those in electronic format and vessel monitoring system (VMS) data from the flag State, NPFC and where relevant other RFMOs. Relevant documentation may include logbooks, catch, transshipment and trade documents, crew lists, stowage plans and drawings, descriptions of holds, and documents required pursuant to the Convention on International Trade in Endangered Species of Wild Fauna and Flora;
- e) examine, to the extent possible, all relevant areas, fishing gear onboard, including any gear stowed out of sight as well as related devices, and to the extent possible, verify that they are in conformity with the conditions of the authorisations. The fishing gear shall, to the extent possible, also be checked to ensure that features such as the mesh and twine size, devices and attachments, dimensions and configuration of nets, pots, dredges, hook sizes and numbers are in conformity with applicable regulations and that the markings correspond to those authorised for the vessel;
- f) determine, to the extent possible, whether the fishery resources on board were harvested in accordance with the applicable authorisations;
- g) examine the fishery resources, including by sampling, to determine their quantity and composition. In doing so, inspectors may open containers where the fishery resources have been pre-packed and move the catch or containers to ascertain the integrity of holds. Such examination may include inspections of product type and determination of nominal weight;
- h) evaluate whether there is evidence of any potential contraventions of the NPFC Convention or CMMs
- i) provide the master of the vessel with the report containing the result of the inspection, including possible measures that could be taken, to be signed by the inspector and the master. The master's signature on the report shall serve only as acknowledgment of the

receipt of a copy of the report. The master shall be given the opportunity to add any comments or objection to the report, and, as appropriate, to contact the relevant authorities of the flag State in particular where the master has serious difficulties in understanding the content of the report. A copy of the report shall be provided to the master;

- j) transmit the inspection report and the evidence collected to the port State competent authorities as per paragraph [23.i) and 25.b) of the CMM; and
- k) arrange, where necessary and possible, for translation of relevant documentation.

ANNEX D

TEMPLATE FOR PORT INSPECTION REPORTS

INSTRUCTIONS

As per paragraph [23(i)] of the CMM on Port State Measures, each Member and CNCP conducting a port inspection of a foreign vessel shall transmit a copy of the inspection report to the contact point of the flag State of the inspected foreign fishing vessel and upload the report to the GIES with notification to the NPFC Secretariat, or transmit it directly to the NPFC Secretariat, no later than 15 working days following the date of completion of the inspection. If the inspection report cannot be transmitted within 15 working days, the port State shall notify the flag State and the NPFC Secretariat, prior to the end of the 15 working day time period, the reasons for the delay and when the report will be submitted. In completing the inspection report, the port State shall ensure that:

1. the information is as **accurate** as possible, and legible; and
2. the information is provided in **clear, legible print** in accordance with the clarifications below.

CLARIFICATIONS

To assist in the accurate and clear completion of this notification:

- Throughout the form:
 - For “Validity,” state the date by which the relevant fishing authorization will expire (date format: YYYY-MM-DD);;
 - For “Species,” utilize the FAO 3-alpha codes found at www.npfc.int/priority-species, or Fisheries and Aquaculture - All Information Collections - ASFIS List of Species for Fishery Statistics Purposes (fao.org);
 - all species, including bycatch, must be recorded by species, using their specific FAO code.
 - the Codes for major NPFC species are; SAP (Pacific saury), MAS (chub mackerel), MAA (blue mackerel), JAP (Japanese sardine), OFJ (neon flying squid) and SQJ (Japanese flying squid).
 - For “Quantity” state the number and type of units ~~to the unit weight (mt) and total weight (mt);~~
 - ~~E.g., 20 boxes / 800 mt]~~
 - For “Catch area,” state “National waters” or the “NPFC Convention Area”
- For question 17, for “External ID,” state the NPFC Vessel Registry number; For question 28, for “Identifier,” use include all NPFC Transshipment Event IDs;
- For question 29, “donor vessels,” is synonymous with “offloading vessels;”
- For question 32, “Examination of logbook(s), and other documentation” should include electronic or paper catch records and transshipments records.

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TEMPLATE FOR PORT INSPECTION REPORTS

[format indicative]

1. Inspection report no		2. Port State			
3. Inspecting authority					
4. Name of principal inspector		ID			
5. Port of inspection					
6. Start of inspection		<i>YYYY</i>	<i>MM</i>	<i>DD</i>	<i>HH</i>
7. Completion of inspection		<i>YYYY</i>	<i>MM</i>	<i>DD</i>	<i>HH</i>
8. Advanced notification received		<i>Yes</i>		<i>No</i>	
9. Purpose(s)	<i>LAN</i>	<i>TRX</i>	<i>PRO</i>	<i>OTH (specify)</i>	
10. Port and State and date of last port call				<i>YYYY</i>	<i>MM</i>
11. Vessel name					
12. Flag State					
13. Type of vessel					
14. International Radio Call Sign					
15. Certificate of registry ID					

16. IMO ship ID, if available	
17. External ID , if available	
18. Port of registry	
19. Vessel owner(s)	
20. Vessel beneficial owner(s), if known and different from vessel owner	
21. Vessel operator(s), if different from vessel owner	
22. Vessel master name and nationality	
23. Fishing master name and nationality	
24. Vessel agent	

25. VMS	<i>No</i>	<i>Yes: National</i>	<i>Yes: NPFC</i>	Type:
26. Status in NPFC area (if applicable) where fishing has been undertaken, including any IUU vessel listing				
<i>Vessel identifier</i>	<i>NPFC</i>	<i>Flag State status</i>	<i>Vessel on authorised vessel list</i>	<i>Vessel on IUU vessel list</i>

27. Relevant fishing authorisation(s)					
Identifier	Issued by	Validity	Fishing area(s)	Species	Gear

28. Relevant transshipment authorisation(s)					
Identifier		Issued by		Validity	
Identifier		Issued by		Validity	

29. Transshipment information concerning offloading donor vessels						
Name	Flag State	ID no.	Species	Product form	Catch area(s)	Quantity

30. Evaluation of offloaded catch (quantity)					
Species	Product form	Catch area(s)	Quantity declared	Quantity offloaded	
			{Number of Units, Type of Units, and Total weight (mt)}	{Number of Units, Type of Units, and Total weight (mt)}	Difference between quantity declared and quantity determined, if any

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31. Catch retained onboard (quantity)						
<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity declared</i> <i>{Number of Units, Type of Units, and Total weight (mt)}</i>	<i>Quantity retained</i> <i>{Number of Units, Type of Units, and Total weight (mt)}</i>	<i>Difference between quantity declared and quantity determined, if any</i>	
32. Examination of logbook(s) and other documentation				Yes	No	<i>Comments</i>
33. Compliance with applicable catch documentation scheme(s)				Yes	No	<i>Comments</i>
34. Compliance with applicable trade information scheme(s)				Yes	No	<i>Comments</i>
35. Type of gear used						
36. Gear examined in accordance with paragraph e) of Annex C			Yes	No	<i>Comments</i>	
37. Findings by inspector(s)						
38. Apparent violation(s) noted including reference to relevant legal instrument(s)						

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39. Comments by the master
40. Action taken
41. Master's signature
42. Inspector's signature