

TCAC05: Chair's informal comparison between the revised proposals from a Group of Coastal States (GCS) and the European Union (EU)

**Context: Areas of common ground reached at TCAC04**

Areas of common ground that were reached among the participants at TCAC04:

- i. All CPCs should be afforded a baseline allocation and an additional allocation(s) that takes account of other criteria, including catch history, in a manner that considers the interests both of DWFN and coastal States.
- ii. Any final and adopted allocation scheme should provide language that is inclusive of a long-term participating fishing fleet.
- iii. Some provision on transferability should be contained in a final resolution and the process for the transfers should be fully transparent.
- iv. Elements must be developed on a weighted approach in allocation that clearly considers the size of an EEZ of the Coastal State, developing States, Small Island Developing States, and that differentiates between States of low, middle and high income. Sponsors should seek a system that is clear and not overly complex.
- v. There is merit to considering separate reference periods per species.
- vi. There is merit in considering a compliance component but such a provision should not unduly remove access to fishing due to minor infractions or place undue burden on States who have demonstrated their commitment to comply with management schemes but are faced with technical or capacity challenges in enforcement and/or compliance.
- vii. Language regarding special rights of developing States, a differentiation between States of varying income, and artisanal fisheries needs to be better defined and delineated.
- viii. There is merit to considering the highly migratory nature of the tuna resources.

**Chair's informal comparison between proposals from a Group of Coastal States (GCS) and the European Union (EU)**

**Eligibility:**

**GCS and EU** allocation amongst CPCs only

**Allocation components:**

**GCS and EU** baseline allocation plus supplementary/complementary allocations

**Baseline allocation:**

**GCS and EU** each CPC to receive a baseline allocation

**Percentage of TAC going to baseline allocation:**

**GCS** baseline allocation is [95% – 97.5%] \* of TAC

**EU** baseline allocation is [85%] of TAC

**Baseline allocation components:**

**GCS** comprises Baseline Coastal State allocation (BCSA) which is [25%-45%] of TAC, and Baseline historical catch allocation (BHCA) which is [50%-70%] of TAC

Baseline Coastal State allocation (BCSA) is for each Coastal State CPC with species catch history, to receive an entitlement ("status weighting") based on:

- [20-40%] of BCSA shared equally amongst Coastal State CPCs;
  - [30%-70%] of BCSA shared amongst Developing Coastal State CPCs based on development status;
  - [10%-20%] of BCSA shared based on sizes of EEZs in IOTC Area
  - [?] of BCSA shared based on relative abundance of species being allocated, in individual EEZs
- Coastal State CPCs without species catch history may request Coastal State allocation (CSA)

Baseline historical catch allocation (BHCA) is based on catch within the EEZ and on the high seas

**EU** comprises Initial baseline allocation (IBA) based on historical catch within EEZ and on the high seas

**Reference periods for calculating historical catch:**

**GCS** 3 options: 5 year average (2012-16), 15 year average (2002-16), and best 5 years averaged from within period 1950-2016

**EU** based on period [2000-2016]

**Historical catch attribution:**

**GCS and EU** historical catch on high seas to be attributed to flag State

**GCS** historical catch within EEZs to be 100% attributed to Coastal State  
 - contains formula for spatial separation of historical catches between EEZs and high seas

**EU** historical catch within EEZs to be [10%] attributed to Coastal State, [90%] to flag State  
 - gradual phase in over transitional period of [10 years]

**Supplementary/complementary/additional allocations:**

**GCS** comprises (1) Supplementary high seas allocation which is [2.5%-7%] of the TAC equally shared amongst all CPCs with species catch history anywhere in IOTC Area  
 - Other CPCs may request an allocation  
 - Gradual transfer of this allocation over 5 years from DWFNs to Developing Coastal States and SIDS

**EU** (1) Complementary allocation which is [8%] of the TAC, to LDCs (1/2), SIDS (1/4) and other Coastal Developing States (1/4):  
 - No entitlement where individual allocation already exceeds [5%-10%] of TAC  
 - Confirmation required of consistency with Fleet Development Plan

(2) "Correction factors" which is [6%] of TAC, can provide an increase for a CPC depending on its contribution to the effective conservation and management of fishery resources, various development and social factors, and various fishery-related and trade factors, as specified

**New Entrants:**

**GCS** Coastal State new entrants eligible for allocation, DWFN new entrants not eligible unless approved by Commission [share of TAC not specified]

**EU** New entrants' allocation to be shared equally: [1%] of TAC in total

**Other factors include:**

**GCS** Temporary transferability of allocations allowed between CPs, none to/from CNCPs

**EU** Transferability of allocations not allowed unless authorised by Commission

**GCS allocations** Principle of compliance to be taken into account; over catch to be deducted from future

**EU** A CPCs with compliance score of less than [60%] each year, for two consecutive years without any real progress in compliance is not eligible temporarily to receive a TAC allocation. Failure to report nominal catch data may also impact on temporary eligibility

**GCS** Any overall reduction in TAC to be borne in reduced proportion by DCS and SIDS ( $\frac{1}{4}$  -  $\frac{1}{3}$  that of other CPCs)

**EU** Any overall reduction in TAC to be borne proportionally

**EU** Where initial allocation is a decrease of more than 10% of allocation for preceding period for any CPC, it shall be progressively implemented over the following 10 year period

**GCS** No CNCP allocation to exceed 50% of lowest equivalent CP allocation

**EU** CNCP eligible for maximum of 80% of its TAC as calculated

\* All figures extrapolated from the range that has been submitted for simulation