



Food and Agriculture
Organization of the
United Nations



Indian Ocean Tuna Commission
Commission des Thons de l'Océan Indien

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A Proposed Approach for TCAC07 Meeting

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Chair TCAC



History & Background

- **TCAC created in 2010 with the objective to “discuss and recommend an allocation quota system, or any other relevant measures, for the management of tuna and tuna-like resources of the Indian Ocean”**
- **5 Meetings of TCAC**
(2011, 2013, 2016, 2018, 2019)
- **Work to date:**
6 Proposals now down to 2, several Information papers, Catch History 2050-2016 compendium for each CPC, Allocation Simulations based on 2 proposals...
- **TCAC influenced Alternative Conservation Measures (caps on stocks) by Commission**



Where do we stand today? *Ref: Previous Chair's 3 Column Table (April 8, 2019)*

No Consensus Text

Serious Differences of Views *(Very difficult to difficult degree of difficulty)*

- **Attribution of foreign catch in C.S. EEZs, including transition period**
- **Reference periods for historical catch**
- **Stability and Transition periods: for reducing average catch and burden of adjustment of allocation following reduction of TAC**

Potential for Convergence of Views *(Straightforward to medium degree of difficulty)*

- **Principles**
- **Eligibility, CNCPs and New Entrants**
- **Baseline/Historical Catch Allocation for each CPC**
- **Spatial Distribution of Historical Catch**
- **Approaches for Supplementary/Complementary Allocations and Correction Factors**
- **Special treatment of Developing States, including SIDS**
- **Transferability of Allocations**
- **Compliance Record as an element of allocation**



My work to date...

- **Appointed September 2019**
- **September 2019 – March 2020 reached out and engaged all delegations. Connected with 8 delegations**
- **Preparations for March 2020 Bangkok Meeting, including agenda, explanatory memorandum**
- **Covid19, meeting postponed...**
- **Renewed engagement for September 2020 TCAC06 video-conference meeting**



What I heard...

- **Clear wish to continue the work of the TCAC**
- **Frustration with lack of progress on one single consensus text**
- **Proposals are too complex**
- **Some feel their views are not being heard or considered**
- **Support for discussions to help develop convergence of views – Still room for compromises**
- **Most believe a different frame and structure of discussion is needed to facilitate this**



My Objectives Moving Forward

Factoring work to date...

- **Provide an open and transparent opportunity for all CPCs to express their views**
- **Work with delegations to further develop convergence of views and compromises towards a win-win outcome for an Allocation Regime for the IOTC**

...My proposed approach

- **Structure next F2F meeting on basis of themes derived from all proposals on table**



Proposed Themes for TCAC07 Meeting

1. General Principles	6. Weighting
2. Eligibility	7. Implementation
3. Scope	8. Transition
4. Allocation Structure	9. Final Clauses
5. Adjustments	

Note: some themes were proposed to be grouped together and in a different order for the Bangkok meeting



Theme 1

General Principles for Allocation Regime

- *Whether general principles are required*
- *Scope of principles, including*
 - *Establishment of TAC*
 - *Support Sustainability*
 - *Non-prejudice to rights and legal obligations*
 - *Social and economic dependency of Developing Coastal States (DCS) and Small Island Developing States SIDs*
 - *Special requirements of DCS and SIDs*



Theme 2

Eligibility for IOTC Allocations

Who should be eligible to IOTC allocations

- *Contracting Parties*
- *Cooperating Non-Contracting Parties*
- *New Entrants*
- *Non Contracting Parties*

Whether and what conditions should be imposed to be eligible to receive allocations from IOTC, such as

- *Commission fees paid in full*
- *Nominal catch data reported*
- *etc.*



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Theme 3

Scope of Allocation Regime

Spatial: IOTC Area of Competence

Species vs Stocks

Gear-types



Theme 4

Allocation Structure

No internationally agreed structure for fisheries allocations

Typically, allocations are set on the basis – in whole or in part – of catch history

A. Historical Catch

- *Catch Reference Period*
- *Impacts of past non-compliance on catch history*
- *Attribution: Spatial distribution of Catch; Mixed Areas and Apportioning Method (consider endorsement of IOTC-2019-TCAC05-R, Para, 37-38)*
 - *Foreign Catches in EEZ of IOTC Coastal States*
 - *Attribution*
 - *Phased Implementation*



Theme 4

Allocation Structure

B. Supplementary/Complementary Allocation

TCAC Discussions to date suggest an Allocation Structure that contains more than consideration of catch history

- *Support for inclusion of a specific portion of the TAC to be dedicated to Coastal States, including Coastal Developing Coastal States in recognition of their status, needs, interests and aspirations*
- *Support for a portion of the catch history by non-Coastal States to be transferred to Coastal Developing States in recognition of, and to address, their status, needs, interests and aspirations*



Theme 4

Allocation Structure

Allocation Factors for Coastal States

- ***Eligibility: Coastal States; Coastal Developing States; Coastal States with catch history***
- ***CS dependence and needs (imports and exports)***
- ***CS development and social status(WDI, GNI, SIDs)***
- ***CS interests and aspirations (active fleet; Fleet Development Program/Utilisation Plan)***
- ***CS status to IOTC & Relative Abundance of stocks in National jurisdictions***



Theme 4

Allocation Structure

Other Possible Allocation Factors

- *Contributions to conservation and management of stocks and provision of accurate data (if not addressed as eligibility criteria)*
- *CPC Contribution to scientific research*
- *Set aside allocation for science surveys*
- *Others*



Theme 4

Allocation Structure

C. Correction Factors for Allocations to Developing Coastal States

- *Possibility to increase total allocation to accommodate overwhelming dependence on fishery (fishing, transformation, exports) to help address social and economic development needs*
- *Need elaboration on how to quantify and operationalize this concept*



Theme 5

Adjustments

A. Non-Compliance Adjustments

- *Consider endorsement of IOTC-2019-TCAC05-R, para 30-31, and Appendix 5*
- *Work that the Commission may wish to refer to the Compliance Committee*

B. Adjustment for Stock Declines

- *Phased implementation*
- *Role of Science Committee and the Commission, and work that the Commission may wish to consider assigning to another body of the IOTC*
- *Threshold for Developing Coastal States*



Theme 6

Weighting

- ***% of TAC to be attributed to each component of the allocation components***
 - *Historical catch*
 - *Supplementary Allocation*
 - *Set aside for Science*
 - *New Entrants*
- ***Consider the timing of developing this: whether this needs to be fleshed out now, or whether it can be done in a second phase of the work of the TCAC, after the allocation structure has been agreed to***
- ***Consider whether the weight % could be different by species***



Theme 7

Implementation

A. Catch Reconciliation Mechanism

- *General views on linkages to the Allocation Regime*
- *Work that the Commission may wish to consider assigning to the Compliance Committee*

B. Transferability of Allocations

- *Whether to allow transfers of allocations and under what Terms and Conditions*

C. Term of Allocations

- *5 years, Annual allocations or terms aligned with stock assessments for each stock*



Theme 7

Implementation

D. Availability of Data and Information

- *Consider data and information requirements and current availability. If not currently available, consider feasibility and costs, and consider possible phased implementation*

E. Roles of Implementation bodies

- *Secretariat; Scientific Committee, Technical Committees, Compliance Committee*

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Theme 8

Transition

Consider how to move from the current state of play to a Commission with an allocation regime

- ***Consider a gradual or phased approach to establishing allocations***
 - ***Priority list of species/stocks***
 - ***Data collection needs***
 - ***1st Set of Draft Allocations for CPCs review***
- ***Consider phased transfer from Non-Coastal States to Coastal States, as a transition to attributing foreign catch to Coastal States' for historical catch allocations***
 - ***Need to mitigate destabilizing effects, including on economies, jobs, markets and market access, etc.***



Theme 9

Final Clauses

- *Duration of Allocation Regime*
- *Review and Amendments*
- *Safeguards for legal positions regarding ongoing disputes*
- *Others*



Preparing for our next F2F meeting...

- **Come prepared to discuss your delegations' views regarding each theme**
 - **Consider how current proposals reflect and support, or not, the views of all CPCs at the table**
 - **Do not feel constrained by how I've defined the themes or the examples I've provided. You may reference current proposals or text therein in your interventions, or propose new ones, in support of your views on the themes**
- **Consider what preparatory work you may wish for me to do that would help facilitate the discussion during the next f2f meeting**



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**I look forward to meeting you Face-to-Face
and continuing our important work**





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