

**CONSERVATION MEASURE 118/XX**  
**Scheme to Promote Compliance by Non-Contracting Party**  
**Vessels with CCAMLR Conservation Measures**

The Commission,

Requesting non-Contracting Parties to cooperate fully with the Commission with a view to ensuring that the effectiveness of CCAMLR conservation measures is not undermined,

hereby adopts the following conservation measure in accordance with Article IX.2(i) of the Convention:

1. A non-Contracting Party vessel which has been sighted engaging in fishing activities in the Convention Area or has been denied landing or transshipment in accordance with Conservation Measure 147/XIX is presumed to be undermining the effectiveness of CCAMLR conservation measures. In the case of any transshipment activities involving a sighted non-Contracting Party vessel inside or outside the Convention Area, the presumption of undermining the effectiveness of CCAMLR conservation measures applies to any other non-Contracting Party vessel which has engaged in such activities with that vessel.
2. Information regarding such sightings or denial of landings or transshipments shall be transmitted immediately to the Commission in accordance with Article XXII of the Convention. The Secretariat shall transmit this information to all Contracting Parties, within one business day of receiving this information, and to the Flag State of the sighted vessel as soon as possible.
3. The Contracting Party which sights the non-Contracting Party vessel or denies it landing or transshipment under paragraph 1 shall attempt to inform the vessel it is presumed to be undermining the objective of the Convention and that this information will be distributed to all Contracting Parties and to the Secretariat, and to the Flag State of the vessel.
4. When the non-Contracting Party vessel referred to in paragraph 1 enters a port of any Contracting Party, it shall be inspected by authorised Contracting Party officials in accordance with Conservation Measure 147/XIX and shall not be allowed to land or tranship any fish until this inspection has taken place. Such inspections shall include the vessel's documents, logbooks, fishing gear, catch on board and any other matter, which may include information from a VMS, relating to the vessel's activities in the Convention Area.
5. Landing and transshipments of all fish from a non-Contracting party vessel which has been inspected pursuant to paragraph 4, shall be prohibited in all Contracting Party ports if such inspection reveals that the vessel has on board species subject to CCAMLR conservation measures, unless the vessel establishes that the fish were caught outside the Convention Area, or in compliance with all relevant CCAMLR conservation measures and requirements under the Convention.
6. Contracting Parties shall ensure that their vessels do not receive transshipments of fish from a non-Contracting Party vessel which has been sighted and reported as having engaged in fishing activities in the Convention Area and therefore presumed as having

undermined the effectiveness of CCAMLR conservation measures.

7. Information on the results of all inspections of non-Contracting Party vessels conducted in the ports of Contracting Parties, and on any subsequent action, shall be transmitted immediately to the Commission. The Secretariat shall transmit this information immediately to all Contracting Parties, and to the relevant Flag State(s).
8. At each annual meeting the Commission will identify those non-Contracting Parties whose vessels have been sighted engaging in fishing activities in the Convention Area or have been denied landing or transshipment under paragraph 1, or who are otherwise engaged in activities that threaten to undermine the effectiveness of CCAMLR conservation measures.
9. The Secretariat, in consultation with the Chair of the Commission shall request those non-Contracting Parties identified pursuant to paragraph 8, to immediately take steps to desist from activities undermining the effectiveness of CCAMLR conservation measures, and advise the Secretariat of the actions taken in this regard.
10. Contracting Parties shall jointly and/or individually request non-Contracting Parties identified pursuant to paragraph 8, to cooperate fully with the Commission in order to avoid undermining the effectiveness of conservation measures adopted by the Commission.
11. The Commission shall review, at subsequent annual meetings as appropriate, actions taken by those non-Contracting parties identified pursuant to paragraph 8 to which requests have been made pursuant to paragraphs 9 and 10.
12. The Commission shall annually review information accrued under paragraphs 8 to 11 to decide the appropriate measures to be taken so as to address these issues with those identified non-Contracting Party States. Such measures could include, but are not limited to, those measures set out in paragraph 68<sup>1</sup> of the FAO International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing.

<sup>1</sup> ‘... multilateral trade-related measures envisaged in regional fisheries management organizations may be used to support cooperative efforts to ensure that trade in specific fish and fish products does not in any way encourage IUU fishing or otherwise undermine the effectiveness of conservation and management measures which are consistent with the 1982 UN Convention.’