

**THE UNITED STATES OF AMERICA
DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION**

APPLICATION FOR DEALER PERMIT TO IMPORT and/or RE-EXPORT ANTARCTIC MARINE LIVING RESOURCES

Under the provisions of the Antarctic Marine Living Resources Convention Act 1984, the following persons(s) _____
_____ submit(s) this application to import/and re-export Antarctic Marine Living Resources.

(1) COMPANY(Business) NAME: _____
ADDRESS: _____
CITY: _____ ST: _____ ZIP CODE: _____
PHONE: _____ FAX: _____

(If Nonresident then Provide the Following Information about Registered Agent)

(1a) COMPANY(Business) NAME: _____
ADDRESS: _____
CITY: _____ ST: _____ ZIP CODE: _____
PHONE: _____ FAX: _____

(2) SPECIES: _____

(3) ESTIMATED ANNUAL TOTAL TONNAGE TO BE IMPORTED: _____

(4) Please check one of the following:

_____ I am applying for a re-export permit in addition to an import permit.

_____ I am applying for a re-export only.

(5) Signature: _____ Title: _____ Submitted Date : _____

Completion of this application is required to obtain a permit to import Antarctic marine living resources under provisions of the Antarctic Marine Living Resources Convention Act of 1984 (16 USC 2431 et seq). No permit will be issued without completion of this application. Permits to import AMLR enable NMFS to track all imports and ensure that all AMLR are being imported in compliance with all applicable regulations. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300 Subpart G of the Code of Federal Regulations. Annual measures are noticed in the *Federal Register* and are also available at CCAMLR website located at <http://www.ccamlr.org>.

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Notwithstanding any other provision of the law, no person is required to respond nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, inless that collection of information displays a currently valid OMB Control Number. Send Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to National Marine Fisheries Service, Office of International Affairs, 1315 East West Highway, Attention: CCAMLR Permit Office, Silver Spring, Maryland, 20910.

**INSTRUCTIONS FOR COMPLETING
APPLICATION FOR A DEALER PERMIT TO IMPORT AND/OR RE-EXPORT ANTARCTIC
MARINE LIVING RESOURCES (AMLR) UNDER THE CONVENTION ON THE CONSERVATION
OF ANTARCTIC MARINE LIVING RESOURCES (CCAMLR)**

No marine mammal may be imported into the United States unless authorized and accompanied by an import permit issued under the Marine Mammal Protection Act and/or the Endangered Species Act of 1983. Do not use this application to request authorization to import an Antarctic marine mammal.

1. Provide the name, company and business address of person applying for the dealer permit to import and/or re-export .
2. Describe the species to be imported and/or re-exported. Submit one application for each species.
3. Note the estimated tonnage amount for each species to be imported and/or re-exported. Amounts approved for importation and/or re-exportation on permits issued to applicants may not be exceeded.
4. Please check the box that applies to whether or not you are requesting a re-export permit along with a request for a permit to import, or whether you are requesting a permit to re-export only.
5. Dealer permits for importing and/or re-exporting are valid from its date of issuance to its date of expiration unless it is revoked or suspended.
6. Application must be signed, with title of person signing it for a company.

No resources may be imported in violation of conservation and management measures adopted by CCAMLR and adopted by the United States. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300, Subpart G of the Code of Federal Regulations. Annual measures are noticed in the Federal Register and are also available at CCAMLR website located at <http://www.ccamlr.org>.

In the event that modifications or amendments to this application become necessary, please submit a new application.

Return completed Application to:

NOAA/Office of International Affairs
1315 East-West Highway
Silver Spring, MD 20910
Attn: CCAMLR Permit Office

NOAA.National Seafood Inspection Laboratory
3209 Frederic Street
Pascagoula, MS 39567
Or fax to 228 762-7144

NOTE: The United States can only authorize imports of AMLR harvested by vessels licensed to fish by their flag states for AMLR and fishing consistent with measures adopted by the Commission for the Conservation of Antarctic Marine Living Resources for the conservation and management of the harvested species.

The Antarctic Marine Living Resources Act of 1984 is the U.S. statutory authority for requiring import permits. In addition, it addresses the activities of brokers and any U.S. entity in the market chain for Antarctic Marine Living Resources.

Section 306 (3) makes it unlawful to any person to ship, transport, offer for sale, sell, purchase, import, export, or have custody, control of, any Antarctic Marine Living Resource (or part thereof) which he knows or reasonably should have known, was harvested in violation of conservation measures in force with respect to the United States pursuant to Article IX of the Convention [i.e., CCAMLR] or in violation of any regulation promulgated under this title, without regard to the citizenship of the person that harvested, or vessel that was used in the harvesting of, the Antarctic Marine Living Resource (or part or product thereof). This is in addition to making it unlawful to import without a permit. Thus, this section applies to brokers and any other entity offering to sell Antarctic Marine Living Resources, whether that entity is an importer of record or not, and whether the resource enters the U.S. market or an overseas market.

Thus, in your contacts with brokers and with vessels that may be potential sources of AMLR, it is important that you inquire as to whether the vessel holds a currently valid license authorizing it to fish for AMLR species.

If you have any questions about the status of a vessel offering AMLR species, please contact the AMLR Permit Office of the National Marine Fisheries Service, Office of International Affairs, 1315 East West Highway, Silver Spring, Maryland 20910.

NMFS manages Antarctic fisheries and the importation of resulting products under the Antarctic Marine Living Resources Convention Act, codified at 16 U.S.C. 2431 et seq. NMFS implements CCAMLR conservation measures by regulations at 50 CFR part 300, subparts A and G. Changes to the existing regulations are necessary to incorporate new conservation measures and facilitate enforcement. Public reporting burden for this collection of information is estimated to average ½ hour per response, including the time reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to National Marine Fisheries Service, Office of International Affairs, 1315 East West Highway, Attention: CCAMLR Permit Office, Silver Spring, Maryland, 20910.

UNITED STATES OF AMERICA
DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
ANTARCTIC MARINE LIVING RESOURCES

Application for Pre-Approval of Catch Documents of Toothfish

1. NAME OF IMPORTER (Contact Person): _____

COMPANY NAME (Business): _____

COMPANY ADDRESS: _____ CITY _____ ST _____ ZIP _____

PHONE NUMBER : _____ FAX NUMBER: _____

2. ESTIMATED DATE OF ARRIVAL: _____

3. PORT OF ARRIVAL (ALSO PORT OF UNLADING IF DIFFERENT THAN ARRIVAL): _____

4. CONSIGNEE(S) OF PRODUCT: _____

5. AMOUNT TO BE IMPORTED (in kgs): _____

6. U.S. CUSTOMS 7501 NUMBER :/...../...../...../...../...../...../...../...../...../.....
(MUST BE 11 DIGITS/CHARACTERS LONG)(TO BE SUPPLIED AT LEAST 3 WORKING DAYS PRIOR TO SHIPMENTS ARRIVAL)

8. SHIPPING LINE AND CONTAINER NUMBERS FOR EACH CONTAINER IN THIS SHIPMENT.

THE FOLLOWING ITEMS ARE FOUND ON THE DISSOSTICHUS CATCH DOCUMENT(S)

9. DOCUMENT NUMBER OF DCD(S): _____

10. FLAG STATE CONFIRMATION NUMBER: _____

11. EXPORT REFERENCE NUMBER: _____

11. INDICATE WHETHER A RE-EXPORT DOCUMENT IS ALSO ACCOMPANYING THIS SHIPMENT: Y or N

12. SIGNATURE: _____ TITLE: _____ DATE: _____

A fee for all shipments requiring pre-approval will be assessed at a rate of \$200 per application which includes staff time plus overhead with this function
Return this Application for Pre-Approval along with Catch Documents a minimum of 15 days prior to importing resource(s) (with the exception of the U.S. Customs 7501 number which can be supplied at a later date but at least 3 working days prior to the shipments arrival into port) to the address below via overnight mail:

National Seafood Inspection Laboratory /NOAA Fisheries
3209 Frederic Street
Pascagoula, MS 39567
Attention: CCAMLR Data Management

Completion of this application is required to obtain a permit to import Antarctic marine living resources under provisions of the Antarctic Marine Living Resources Convention Act of 1984 (16 USC 2431 et seq). No authorization to import will be issued without completion of this application. Pre-approval of toothfish imports enables NMFS to track all imports and ensure that all AMLR are being imported in compliance with all applicable regulations. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300, Subpart G of the Code of Federal Regulations. Annual measures are noticed in the Federal Register and are also available at CCAMLR website located at <http://www.ccamlr.org>.

Public reporting burden for completing this form is estimated to average 15 minutes per response, including the time reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Notwithstanding any other provision of the law, no person is required to respond nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number. Send Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to National Marine Fisheries Service, F/IA, 1315 East West Highway, Attention: CCAMLR Permit Office, Silver Spring, Maryland, 20910.

To the extent permitted under the Trade Secrets Act and the Freedom of Information Act, NMFS will maintain the confidentiality of information determined to be a trade secret or privileged and confidential commercial or financial information.

INSTRUCTIONS FOR COMPLETING APPLICATION FOR PRE-APPROVAL OF CATCH DOCUMENTS OF TOOTHFISH

No marine mammal may be imported into the United States unless authorized and accompanied by an import permit issued under the Marine Mammal Protection Act and/or the Endangered Species Act of 1983. Do not use this application to request authorization to import an Antarctic marine mammal.

1. Provide contact name, company name, business address, phone and fax numbers, and current AMLR permit number of entity applying for the pre-approval of catch documents prior to import .
2. Provide known or estimated date of arrival of shipment.
3. Provide port of arrival of shipment (also list port of unloading if different than port of arrival).
4. Provide company name of consignee of product, if consignee is the same as importer then place NA in space provided.
5. Provide amount (net weight in kgs) to be imported in shipment. Note: the amount must match amount listed on Catch Document export section (or amount listed on re-export document if re-export) within 10%.
6. Provide U.S. Customs 7501 Number to be used for shipment. Note: must be 11 digits/characters long. **NOTE: This can be provided at a later date but no later than 3 working days prior to the shipments arrival in port.**
7. Provide the shipping line information, ship name and container number(s) for each container.

Provide the following information that can be taken from the Catch Document(s):

8. Provide the Document Number of Dissostichus Catch Document(s).
9. Provide the Flag State Confirmation Number of the Dissostichus Catch Document(s).
10. Provide the Export Reference Number of the Dissostichus Catch Document(s).
11. If this shipment is a re-export then a re-export document will also be required for pre-approval. Please indicate whether there is such a re-export document provided for this shipment.
12. Application must be signed, with title of Person signing if for a company.

Return this Application for Pre-Approval along with Catch Documents a minimum of 14 days prior to importing resource(s) to the address below, or fax to (228) 762-7144: (Checks should be made out to NOAA Fisheries)

National Seafood Inspection Laboratory/NOAA Fisheries
3209 Frederic Street
Pascagoula, MS 39567
Attention: CCAMLR Data Management

No resources may be imported in violation of conservation and management measures adopted by CCAMLR and adopted by the United States. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300, Subpart G of the Code of Federal Regulations. Annual measures are noticed in the Federal Register and are also available at CCAMLR website located at <http://www.ccamlr.org>.

NOTE: The United States can only authorize imports of AMLR harvested by vessels licensed to fish by their flag states for AMLR and fishing consistent with measures adopted by the Commission for the Conservation of Antarctic Marine Living Resources for the conservation and management of the harvested species. No authorization to import will be granted for any product that has been harvested from FAO statistical area 51 or 57.

The Antarctic Marine Living Resources Act of 1984 is the U.S. statutory authority for requiring import permits. In addition, it addresses the activities of brokers and any U.S. entity in the market chain for Antarctic Marine Living Resources.

Section 306 (3) makes it unlawful to any person to ship, transport, offer for sale, sell, purchase, import, export, or have custody, control of, any Antarctic Marine Living Resource (or part thereof) which he knows or reasonably should have known, was harvested in violation of conservation measures in force with respect to the United States pursuant to Article IX of the Convention [i.e., CCAMLR] or in violation of any regulation promulgated under this title, without regard to the citizenship of the person that harvested, or vessel that was used in the harvesting of, the Antarctic Marine Living Resource (or part or product thereof). This is in addition to making it unlawful to import without a permit. Thus, this section applies to brokers and any other entity offering to sell Antarctic Marine Living Resources, whether that entity is an importer of record or not, and whether the resource enters the U.S. market or an overseas market.

Thus, in your contacts with brokers and with vessels that may be potential sources of AMLR, it is important that you inquire as to whether the vessel holds a currently valid license authorizing it to fish for AMLR species.

If you have any questions about the status of a vessel offering AMLR species, please contact the AMLR Permit Office of the National Marine Fisheries Service, 3209 Frederic Street, Pascagoula, MS 39567 (228)769-8964.

UNITED STATES OF AMERICA
DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
ANTARCTIC MARINE LIVING RESOURCES

Reporting Form for Catch Documents Accompanying Fresh, Air-shipped Shipments of Toothfish

1. NAME OF IMPORTER (Contact Person): _____

COMPANY NAME (Business): _____

COMPANY ADDRESS: _____ CITY _____ ST _____ ZIP _____

PHONE NUMBER : _____ FAX NUMBER: _____

2. DATE OF ARRIVAL: _____

3. PORT OF ARRIVAL (ALSO PORT OF UNLADING IF DIFFERENT THAN ARRIVAL): _____

4. CONSIGNEE(S) OF PRODUCT: _____

5. AMOUNT TO BE IMPORTED (in kgs): _____

6. U.S. CUSTOMS 7501 NUMBER :/...../...../...../...../...../...../...../...../...../.....
(MUST BE 11 DIGITS/CHARACTERS LONG)

7. AIRLINE AND FLIGHT NUMBER FOR THIS SHIPMENT:

THE FOLLOWING ITEMS ARE FOUND ON THE DISSOSTICHUS CATCH DOCUMENT(S)

8. DOCUMENT NUMBER OF DCD(S): _____

9. FLAG STATE CONFIRMATION NUMBER: _____

10. EXPORT REFERENCE NUMBER: _____

11. INDICATE WHETHER A RE-EXPORT DOCUMENT IS ALSO ACCOMPANYING THIS SHIPMENT: Y or N

12. SIGNATURE: _____ TITLE: _____ DATE: _____

A fee for all shipments requiring pre-approval will be assessed at a rate of \$200 per application which includes staff time plus overhead with this function
Return this form along with Catch Documents a minimum of 24 hours after importing resource(s) to the fax number below:
(228) 762-7144
Attention: CCAMLR Data Management

Completion of this application is required to obtain a permit to import Antarctic marine living resources under provisions of the Antarctic Marine Living Resources Convention Act of 1984 (16 USC 2431 et seq). No authorization to import will be issued without completion of this application. Pre-approval of toothfish imports enables NMFS to track all imports and ensure that all AMLR are being imported in compliance with all applicable regulations. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300, Subpart G of the Code of Federal Regulations. Annual measures are noticed in the Federal Register and are also available at CCAMLR website located at <http://www.ccamlr.org>.

Public reporting burden for completing this form is estimated to average 15 minutes per response, including the time reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Notwithstanding any other provision of the law, no person is required to respond nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number. Send Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to National Marine Fisheries Service, Office of International Fisheries, 1315 East West Highway, Attention: CCAMLR Permit Office, Silver Spring, Maryland, 20910.

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No marine mammal may be imported into the United States unless authorized and accompanied by an import permit issued under the Marine Mammal Protection Act and/or the Endangered Species Act of 1983. Do not use this application to request authorization to import an Antarctic marine mammal.

1. Provide contact name, company name, business address, phone and fax numbers, and current AMLR permit number of entity applying for the pre-approval of catch documents prior to import .
2. Provide known or estimated date of arrival of shipment.
3. Provide port of arrival of shipment (also list port of unloading if different than port of arrival).
4. Provide company name of consignee of product, if consignee is the same as importer then place NA in space provided.
5. Provide amount (net weight in kgs) to be imported in shipment. Note: the amount must match amount listed on Catch Document export section (or amount listed on re-export document if re-export) within 10%.
6. Provide U.S. Customs 7501 Number to be used for shipment. Note: must be 11 digits/characters long.
7. Provide the airline information, airline name and flight number for each shipment.

Provide the following information that can be taken from the Catch Document(s):

8. Provide the Document Number of Dissostichus Catch Document(s).
9. Provide the Flag State Confirmation Number of the Dissostichus Catch Document(s).
10. Provide the Export Reference Number of the Dissostichus Catch Document(s).
11. If this shipment is a re-export then a re-export document will also be required for pre-approval. Please indicate whether there is such a re-export document provided for this shipment.
12. Application must be signed, with title of Person signing if for a company.

**Return this form along with the Catch Document(s) a minimum of 24 hours after importing resource(s) to the fax below:
(228) 762-7144**

Attention: CCAMLR Data Management

No resources may be imported in violation of conservation and management measures adopted by CCAMLR and adopted by the United States. Continuing measures and U.S. regulations implementing them appear in Volume 50, Part 300, Subpart G of the Code of Federal Regulations. Annual measures are noticed in the Federal Register and are also available at CCAMLR website located at <http://www.ccamlr.org>.

NOTE: The United States can only authorize imports of AMLR harvested by vessels licensed to fish by their flag states for AMLR and fishing consistent with measures adopted by the Commission for the Conservation of Antarctic Marine Living Resources for the conservation and management of the harvested species. No authorization to import will be granted for any product that has been harvested from FAO statistical area 51 or 57.

The Antarctic Marine Living Resources Act of 1984 is the U.S. statutory authority for requiring import permits. In addition, it addresses the activities of brokers and any U.S. entity in the market chain for Antarctic Marine Living Resources.

Section 306 (3) makes it unlawful to any person to ship, transport, offer for sale, sell, purchase, import, export, or have custody, control of, any Antarctic Marine Living Resource (or part thereof) which he knows or reasonably should have known, was harvested in violation of conservation measures in force with respect to the United States pursuant to Article IX of the Convention [i.e., CCAMLR] or in violation of any regulation promulgated under this title, without regard to the citizenship of the person that harvested, or vessel that was used in the harvesting of, the Antarctic Marine Living Resource (or part or product thereof). This is in addition to making it unlawful to import without a permit. Thus, this section applies to brokers and any other entity offering to sell Antarctic Marine Living Resources, whether that entity is an importer of record or not, and whether the resource enters the U.S. market or an overseas market.

Thus, in your contacts with brokers and with vessels that may be potential sources of AMLR, it is important that you inquire as to whether the vessel holds a currently valid license authorizing it to fish for AMLR species.

If you have any questions about the status of a vessel offering AMLR species, please contact the AMLR Permit Office of the National Marine Fisheries Service, 3209 Frederic Street, Pascagoula, MS 39567 (228)769-8964..

**UNITED STATES OF AMERICA
DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
ANTARCTIC MARINE LIVING RESOURCES**

IMPORT TICKET NO. _____

NAME OF IMPORTER (INDIVIDUAL CONTACT): _____

COMPANY NAME (BUSINESS): _____

COMPANY ADDRESS: _____ CITY _____ ST _____ ZIP _____

RESOURCE IMPORTED AND DATE:

QUANTITY OF RESOURCE:

1. _____

1. _____

2. _____

2. _____

3. _____

3. _____

HARVESTING VESSEL(S) NAME(S)

FLAG NATION

1. _____

1. _____

2. _____

2. _____

3. _____

3. _____

Signature _____ Title (Business) _____ DATE: _____

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including the time reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to National Marine Fisheries Service, Office of International Affairs, 1315 East West Highway, Attention: CCAMLR Permit Office, Silver Spring, Maryland, 20910.

Return this Import Ticket within 24 hours after importing resource(s) to the address below via overnight mail:

Toothfish Import Control Program
National Seafood Inspection Lab
National Marine Fisheries Service
3209 Frederic Street
Pascagoula, MS 39567
Attention: CCMALR Permit Office

OR

FAX : 228 762-7144
Attention CCAMLR Permit Officer

CONSERVATION MEASURE 10-05 (2009)
Catch Documentation Scheme for *Dissostichus* spp.

Species	toothfish
Area	all
Season	all
Gear	all

The Commission,

Concerned that illegal, unreported and unregulated (IUU) fishing for *Dissostichus* spp. in the Convention Area threatens serious depletion of populations of *Dissostichus* spp.,

Aware that IUU fishing involves significant by-catch of some Antarctic species, including endangered albatross,

Noting that IUU fishing is inconsistent with the objective of the Convention and undermines the effectiveness of CCAMLR conservation measures,

Underlining the responsibilities of Flag States to ensure that their vessels conduct their fishing activities in a responsible manner,

Mindful of the rights and obligations of Port States to promote the effectiveness of regional fishery conservation measures,

Aware that IUU fishing reflects the high value of, and resulting expansion in markets for and international trade in, *Dissostichus* spp.,

Recalling that Contracting Parties have agreed to introduce classification codes for *Dissostichus* spp. at a national level,

Recognising that the implementation of a Catch Documentation Scheme for *Dissostichus* spp. (CDS) will provide the Commission with essential information necessary to provide the precautionary management objectives of the Convention,

Committed to take steps, consistent with international law, to identify the origins of *Dissostichus* spp. entering the markets of Contracting Parties and to determine whether *Dissostichus* spp. harvested in the Convention Area that is imported into their territories was caught in a manner consistent with CCAMLR conservation measures,

Wishing to reinforce the conservation measures already adopted by the Commission with respect to *Dissostichus* spp.,

Further recognising the importance of enhancing cooperation with non-Contracting Parties to help prevent, deter and eliminate IUU fishing in the Convention Area,

Acknowledging that the Commission has adopted a policy to enhance cooperation between CCAMLR and non-Contracting Parties,

Inviting non-Contracting Parties whose vessels fish for *Dissostichus* spp. to participate in the CDS,

Acknowledging that all Contracting Parties have ceased using paper-format documentation and already issue and authorise all documents via the electronic system which has been trialled pursuant to Resolution 21/XXIII,

Recognising that when *Dissostichus* catch documents (DCDs) need to be provided, a printout of the electronic document shall be accepted,

hereby adopts the following conservation measure in accordance with Article IX of the Convention:

1. The following definitions are intended only for the purposes of the completion of CDS documents and shall be applied as stated regardless of whether such actions as landings, transshipments, imports, exports or re-exports constitute the same under any CDS participant's customs law or other domestic legislation:
 - (i) Port State: The State that has control over a particular port area or free trade zone for the purposes of landing, transshipment, importing, exporting and re-exporting and whose authority serves as the authority for landing or transshipment certification.
 - (ii) Landing: The initial transfer of catch in its harvested or processed form from a vessel to dockside or to another vessel in a port or free trade zone where the catch is certified by an authority of the Port State as landed.
 - (iii) Export: Any movement of a catch in its harvested or processed form from territory under the control of the State or free trade zone of landing, or, where that State or free trade zone forms part of a customs union, any other member State of that customs union.
 - (iv) Import: The physical entering or bringing of a catch into any part of the geographical territory under the control of a State, except where the catch is landed or transhipped within the definitions of 'landing' or 'transshipment' in this conservation measure.
 - (v) Re-export: Any movement of a catch in its harvested or processed form from territory under the control of a State, free trade zone, or member State of a customs union of import unless that State, free trade zone, or any member State of that customs union of import is the first place of import, in which case the movement is an export within the definition of 'export' in this conservation measure.
 - (vi) Transshipment: The transfer of a catch in its harvested or processed form from a vessel to another vessel or means of transport, and, where such transfer takes place within the territory under the control of a Port State, for the purpose of effecting its removal from that State. For the avoidance of doubt, temporarily placing a catch on land or an artificial structure to facilitate such transfer shall not prevent the transfer from being a transshipment where the catch is not 'landed' within the definition of 'landing' in this conservation measure.
2. Each Contracting Party shall take steps to identify the origin of *Dissostichus* spp. imported into or exported from its territories and to determine whether *Dissostichus* spp. harvested in the Convention Area that is imported into, or exported from, its territories was caught in a manner consistent with CCAMLR conservation measures.

3. Each Contracting Party shall require that each master or authorised representative of its flag vessels authorised to engage in harvesting of *Dissostichus eleginoides* and/or *Dissostichus mawsoni* complete a DCD for the catch landed or transhipped on each occasion that it lands or tranships *Dissostichus* spp.
4. Each Contracting Party shall require that each landing of *Dissostichus* spp. at its ports and each transhipment of *Dissostichus* spp. to its vessels be accompanied by a completed DCD. The landing of *Dissostichus* spp. without a catch document is prohibited.
5. Each Contracting Party shall, in accordance with their laws and regulations, require that their flag vessels which intend to harvest *Dissostichus* spp., including on the high seas outside the Convention Area, are provided with specific authorisation to do so. Each Contracting Party shall provide electronic DCD forms by the most rapid electronic means to each of its flag vessels authorised to harvest *Dissostichus* spp. and only to those vessels.
6. A non-Contracting Party seeking to cooperate with CCAMLR by participating in this scheme may issue electronic DCD forms, in accordance with the procedures specified in paragraphs 8 and 9, to any of its flag vessels that intend to harvest *Dissostichus* spp.
7. Non-Contracting Parties which are involved in the trade of *Dissostichus* spp. are encouraged to approach the CCAMLR Secretariat with requests for assistance. Proposals must demonstrate how any specific assistance requested will help to combat IUU fishing in the Convention Area. Such requests will be considered by the Commission at its annual meeting. The procedure regarding cooperation with CCAMLR in the implementation of the CDS by non-Contracting Parties involved in the trade of *Dissostichus* spp. is set out in Annex 10-05/C.
8. The DCD shall include the following information:
 - (i) the name, address, telephone and fax numbers of the issuing authority;
 - (ii) the name, home port, national registry number and call sign of the vessel and, if issued, its IMO/Lloyd's registration number;
 - (iii) the reference number of the licence or permit, whichever is applicable, that is issued to the vessel;
 - (iv) the weight of each *Dissostichus* species landed or transhipped by product type, and
 - (a) by CCAMLR statistical subarea or division if caught in the Convention Area; and/or
 - (b) by FAO statistical area, subarea or division if caught outside the Convention Area;
 - (v) the dates within which the catch was taken;

- (vi) the date and the port at which the catch was landed or the date and the vessel, its flag and national registry number, to which the catch was transhipped;
 - (vii) the name, address, telephone and fax numbers of the recipient(s) of the catch and the amount of each species and product type received.
9. Procedures for completing DCDs in respect of vessels are set forth in paragraphs A1 to A10 of Annex 10-05/A to this measure.
 10. Each Contracting Party shall require that each shipment of *Dissostichus* spp. imported into, or exported or re-exported from, its territory be accompanied by the export/re-export document. The import, export or re-export of *Dissostichus* spp. without an export/re-export document is prohibited.
 11. An export/re-export document issued in respect of a vessel is one that:
 - (i) includes all relevant information and signatures provided in accordance with paragraphs A1 to A11 of Annex 10-05/A to this measure;
 - (ii) includes a signed and stamped certification by a responsible official of the exporting State of the accuracy of the information contained in the document.
 12. The standard documents for catch, export and re-export documents are attached to Annex 10-05/A. Paper-based DCDs cannot be submitted from 1 June 2010.
 13. Each Contracting Party shall ensure that its customs government authorities or other appropriate government officials request and examine the documentation of each shipment of *Dissostichus* spp. imported into, or exported from, its territory to verify that it includes the export document and, where appropriate, validated re-export document(s) that account for all the *Dissostichus* spp. contained in the shipment. These officials may also examine the content of any shipment to verify the information contained in the catch document or documents.
 14. If, as a result of an examination referred to in paragraph 13 above, a question arises regarding the information contained in a DCD, export or re-export document, the exporting State whose government authority validated the document(s) and, as appropriate, the Flag State whose vessel completed the document are called on to cooperate with the importing State with a view to resolving such question.
 15. Each Contracting Party shall promptly provide by the most rapid electronic means, copies to the CCAMLR Secretariat of all export documents and, where relevant, validated re-export documents that it issued from, and received into, its territory.
 16. Each Contracting Party, and any non-Contracting Party that issues electronic DCDs in respect of its flag vessels in accordance with paragraph 6, shall inform the CCAMLR Secretariat of the government authority or authorities (including names, addresses, phone and fax numbers and email addresses) responsible for issuing and validating DCDs.
 17. Notwithstanding the above, any Contracting Party, or any non-Contracting Party participating in the CDS, may require additional verification of catch documents by

Flag States by using, *inter alia*, VMS, in respect of catches¹ taken on the high seas outside the Convention Area, when landed at, imported into or exported from its territory.

18. If, following an examination under paragraph 13, questions under paragraph 14 or requests for additional verification of documents under paragraph 17, it is determined, after consultation with the States concerned, that a catch document is invalid, the import, export or re-export of *Dissostichus* spp. being the subject of the document is prohibited.
19. If a Contracting Party participating in the CDS has cause to sell or dispose of seized or confiscated *Dissostichus* spp., it may issue a Specially Validated *Dissostichus* Catch Document (SVDCD) specifying the reasons for that validation. The SVDCD shall include a statement describing the circumstances under which confiscated fish are moving in trade. To the extent practicable, Parties shall ensure that no financial benefit arising from the sale of seized or confiscated catch accrue to the perpetrators of IUU fishing. If a Contracting Party issues a SVDCD, it shall immediately report all such validations to the Secretariat for conveying to all Parties and, as appropriate, recording in trade statistics.
20. A Contracting Party may transfer all or part of the proceeds from the sale of seized or confiscated *Dissostichus* spp. into the CDS Fund created by the Commission or into a national fund which promotes achievement of the objectives of the Convention. In addition, Contracting Parties may offer voluntary contributions to support the CDS Fund and its related activities. A Contracting Party may, consistent with its domestic legislation, decline to provide a market for toothfish offered for sale with a SVDCD by another State. Provisions concerning the uses of the CDS Fund are found in Annex 10-05/B.

¹ Excluding by-catches of *Dissostichus* spp. by trawlers fishing on the high seas outside the Convention Area. A by-catch shall be defined as no more than 5% of total catch of all species and no more than 50 tonnes for an entire fishing trip by a vessel.

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- A1. Each Flag State shall ensure that each DCD form that it issues includes a specific identification number consisting of:
 - (i) a four-digit number, consisting of the two-digit International Standards Organization (ISO) country code plus the last two digits of the year for which the form is issued;
 - (ii) a four-digit sequence number (beginning with 0001) to denote the order in which catch forms are issued.
- A2. The DCD shall be sent from the Flag State authority to the master of the fishing vessel by the most rapid electronic means available.
- A3. The master of the vessel shall ensure that this document is filled and returned to the Flag State by the most rapid electronic means available.

- A4. The master of a vessel who has been issued a DCD form or forms shall adhere to the following procedures prior to each landing or transshipment of *Dissostichus* spp.:
- (i) the master shall ensure that the information specified in paragraph 8 of this conservation measure is accurately recorded on the DCD form;
 - (ii) if a landing or transshipment includes catch of both *Dissostichus* spp., the master shall record on the DCD form the total amount of the catch landed or transhipped by weight of each species;
 - (iii) if a landing or transshipment includes catch of *Dissostichus* spp. taken from different statistical subareas and/or divisions, the master shall record on the DCD form the amount of the catch by weight of each species taken from each statistical subarea and/or division and indicating whether the catch was caught in an EEZ or on the high seas, as appropriate;
 - (iv) the master shall convey to the Flag State of the vessel by the most rapid electronic means available, the DCD number, the dates within which the catch was taken, the species, processing type or types, the estimated weight to be landed and the area or areas of the catch, the date of landing or transshipment and the port and country of landing or vessel of transshipment and shall request from the Flag State, a Flag State confirmation number.
- A5. If, for catches¹ taken in the Convention Area or on the high seas outside the Convention Area, the Flag State verifies, by the use of a VMS (as described in paragraph 1 of Conservation Measure 10-04), the area fished and that the catch to be landed or transhipped as reported by its vessel is accurately recorded and taken in a manner consistent with its authorisation to fish, it shall convey a unique Flag State confirmation number to the vessel's master by the most rapid electronic means available. The DCD will receive a confirmation number from the Flag State, only when it is convinced that the information submitted by the vessel fully satisfies the provisions of this conservation measure.
- A6. The Flag State confirmation number shall be automatically included on the DCD form when it is authorised by the Flag State.
- A7. The master of a vessel that has been issued a DCD form or forms shall adhere to the following procedures immediately after each landing or transshipment of *Dissostichus* spp.:
- (i) in the case of a transshipment, the master shall confirm the transshipment obtaining the signature on the DCD of the master of the vessel to which the catch is being transferred;
 - (ii) in the case of a landing, the master or authorised representative shall confirm the landing by obtaining a signed and stamped certification on the DCD by a responsible official of the Port State of landing or free trade zone who is acting under the direction of either the customs or fisheries authority of the Port State and is competent with regard to the validation of DCDs;

- (iii) in the case of a landing, the master or authorised representative shall also obtain the signature on the DCD of the individual that receives the catch at the port of landing or free trade zone;
 - (iv) in the event that the catch is divided upon landing, the master or authorised representative shall present a copy of the DCD to each individual that receives a part of the catch at the port of landing or free trade zone, record on that copy of the catch document the amount and origin of the catch received by that individual and obtain the signature of that individual.
- A8. In respect of each landing or transshipment, the master or authorised representative shall immediately sign and convey by the most rapid electronic means available a copy, or, if the catch landed was divided, copies, of the signed DCD to the Flag State of the vessel and shall provide a copy of the relevant document to each recipient of the catch.
- A9. The Flag State of the vessel shall immediately convey by the most rapid electronic means available a copy or, if the catch was divided, copies, of the signed DCD to the CCAMLR Secretariat to be made available by the next working day to all Contracting Parties.
- A10. The master or authorised representative shall retain the original copies of the signed DCD(s) and return them to the Flag State no later than one month after the end of the fishing season.
- A11. The master of a vessel to which catch has been transhipped (receiving vessel) shall adhere to the following procedures immediately after each landing of such catch in order to complete each DCD received from transshipping vessels:
- (i) the master of the receiving vessel shall confirm the landing by obtaining a signed and stamped certification on the DCD by a responsible official of the Port State of landing or free trade zone who is acting under the direction of either the customs or fisheries authority of the Port State and is competent with regard to the validation of DCDs;
 - (ii) the master of the receiving vessel shall also obtain the signature on the DCD of the individual that receives the catch at the port of landing or free trade;
 - (iii) in the event that the catch is divided upon landing, the master of the receiving vessel shall present a copy of the DCD to each individual that receives a part of the catch at the port of landing or free trade zone, record on that copy of the catch document the amount and origin of the catch received by that individual and obtain the signature of that individual.
- A12. In respect of each landing of transhipped catch, the master or authorised representative of the receiving vessel shall immediately sign and convey by the most rapid electronic means available a copy of all the DCDs, or if the catch was divided, copies, of all the DCDs, to the Flag State(s) that issued the DCD, and shall provide a copy of the relevant document to each recipient of the catch. The Flag State of the receiving vessel shall immediately convey by the most rapid electronic means available a copy of the

document to the CCAMLR Secretariat to be made available by the next working day to all Contracting Parties.

A13. For each shipment of *Dissostichus* spp. to be exported or re-exported from the country of landing or import, the exporter shall adhere to the following procedures to obtain the necessary export or re-export document for all the *Dissostichus* spp. contained in the shipment:

- (i) the exporter/re-exporter shall enter on each *Dissostichus* export/re-export document the reference number of the corresponding DCD, the amount of each *Dissostichus* spp. reported on the document that is contained in the shipment;
- (ii) the exporter/re-exporter shall enter on each DCD the name and address of the importer of the shipment and the point of import;
- (iii) the exporter/re-exporter shall enter on each export/re-export document the exporter/re-exporter's name and address, and shall sign the document;
- (iv) the exporter/re-exporter shall obtain a signed and stamped validation of the export/re-export document (including the attachments if provided) by a responsible official of the exporting/re-exporting State;
- (v) the exporter/re-exporter shall indicate the transport details as appropriate:

if by sea

container(s) number(s) if appropriate, or
vessel name, and
bill of lading number, date and place of issue;

if by air

flight number, airway bill number, place and date of issue;

if by other means (ground transportation)

truck registration number and nationality,
railway transport number, date and place of issue.

¹ Excluding by-catches of *Dissostichus* spp. by trawlers fishing on the high seas outside the Convention Area. A by-catch shall be defined as no more than 5% of total catch of all species and no more than 50 tonnes for an entire fishing trip by a vessel.

ANNEX 10-05/A, ATTACHMENT 1

STANDARD CATCH AND EXPORT/RE-EXPORT DOCUMENTS
TO BE USED FROM 1 JUNE 2009

DISSOSTICHUS CATCH DOCUMENT

V 1.6

Document Number:		Flag State Confirmation Number:				
1. Issuing Authority of Document						
		Address:		Telephone:		Fax:
2. Fishing Vessel						
Name:		Home Port:		Registration Number:	Call Sign:	IMO/Lloyd's Number (if issued):
3. Licence Number (if issued)			Fishing dates for catch under this document			
			4. From:		5. To:	
6. Description of fish (Landed/Transhipped)						7. Description of Fish Sold
Species	Type	E E Z	Area Caught *	Estimated Weight to be Landed (Kg)	Verified Weight Landed (Kg)	Net Weight Sold (Kg)
Species: TOP (<i>Dissostichus eleginoides</i>), TOA (<i>Dissostichus mawsoni</i>)						
Type: WHO Whole, HAG Headed and gutted, HAT Headed and tailed, FLT Fillet, HGT Headed, gutted, tailed, OTH Other (Specify)						
7. Description of fish sold						
Name of Recipient:				Signature:		
Address:		Telephone:		Fax:		
8. Landing/Transhipment information: I certify that the above information is complete, true and correct, and that any <i>Dissostichus</i> spp. was taken in the Convention Area, I certify that it was taken in a manner which is consistent with CCAMLR conservation measures.						
Master of Fishing Vessel or Authorised Representative: (print in block letters)		Date:	Signature:	Landing/Transhipment Port and Country /Area:		Landing/Transhipment Date:
9A1. Certificate of Transhipment: I certify that the above information is complete, true and correct to the best of my knowledge.						
Master of Receiving Vessel:		Signature:	Vessel Name:		Call Sign:	IMO/Lloyd's Number:
9B1. Transhipment within a Port Area (countersignature by port authority if appropriate)						
Name:		Authority:		Signature:		Seal (stamp):
9A2. Certificate of Transhipment: I certify that the above information is complete, true and correct to the best of my knowledge.						
Master of Receiving Vessel:		Signature:	Vessel Name:		Call Sign:	IMO/Lloyd's Number:
9B2. Transhipment within a Port Area (countersignature by port authority if appropriate)						
Name:		Authority:		Signature:		Seal (stamp):
10. Certificate of Landing: I certify that the above information is complete, true and correct to the best of my knowledge.						
Name:		Signature:		Authority:		

* Report FAO Statistical Area/Subarea/Division where catch was taken and indicate the catch was taken on the high seas or within an EEZ.

THE USE OF THE CDS FUND

- B1. The overall objective of the CDS Fund ('the Fund') is to provide a mechanism which enables the Commission to enhance its capacity to prevent, deter and eliminate IUU fishing in the Convention Area, by *inter alia*, improving the effectiveness of the CDS.
- B2. The Fund will be operated according to the following provisions:
- (i) The Fund shall be used for special projects, or special needs of the Secretariat if the Commission so decides, aimed at enhancing the Commission's capacity to contribute to the prevention, deterrence and elimination of IUU fishing in the Convention Area. The Fund may also be used for assisting the development and improving the effectiveness of the CDS and for other such purposes as the Commission may decide.
 - (ii) The Fund shall be used primarily for projects conducted by the Secretariat, although the participation of Members in these projects is not precluded. While individual Member projects shall be considered, this shall not replace the normal responsibilities of Members of the Commission. The Fund shall not be used for routine Secretariat activities.
 - (iii) Proposals for special projects may be made by Members, by the Commission or the Scientific Committee and their subsidiary bodies, or by the Secretariat. Proposals shall be submitted to the annual meeting of the Commission as working papers and be accompanied by an explanation of the proposal and an itemised statement of estimated expenditure.
 - (iv) The Commission will, at each annual meeting, designate six Members to serve on a Review Panel to review proposals and to make recommendations to the Commission on whether to fund special projects or special needs. The Review Panel will meet during the first week of the Commission's annual meeting.
 - (v) The Commission shall review all proposals and decide on appropriate projects and funding as a standing agenda item at its annual meeting.
 - (vi) The Fund may be used to assist Acceding States and non-Contracting Parties that wish to cooperate with CCAMLR by contributing to the prevention, deterrence and elimination of IUU fishing in the Convention Area, so long as this use is consistent with provisions (i) and (ii) above. Such assistance shall be provided within the scope of the CCAMLR Cooperation Enhancement Program contained in the Policy to Enhance Cooperation between CCAMLR and non-Contracting Parties. Acceding States and non-Contracting Parties may submit proposals for consideration by the Commission at its annual meeting, if the proposals are sponsored by, or in cooperation with, a Member or the Secretariat.
 - (vii) The Financial Regulations of the Commission shall apply to the Fund, except in so far as these provisions provide or the Commission decides otherwise.

- (viii) The Secretariat shall report to the annual meeting of the Commission on the activities of the Fund, including its income and expenditure. Annexed to the report shall be reports on the progress of each project being funded by the Fund, including details of the expenditure on each project. The report will be circulated to Members in advance of the annual meeting.
- (ix) Where an individual Member project is being funded according to provision (ii), that Member shall provide an annual report on the progress of the project, including details of the expenditure on the project. The report shall be submitted to the Secretariat as a working paper to be circulated to Members in advance of the annual meeting. When the project is completed, that Member shall provide a final statement of account certified by an auditor acceptable to the Commission.
- (x) The Commission shall review all ongoing projects at its annual meeting as a standing agenda item and reserves the right, after notice, to cancel a project at any time should it decide that it is necessary. Such a decision shall be exceptional, and shall take into account progress made to date and likely progress in the future, and shall in any case be preceded by an invitation from the Commission to the project coordinator to present a case for continuation of funding.
- (xi) The Commission may modify these provisions at any time.

ANNEX 10-05/C

**PROCEDURE REGARDING COOPERATION WITH CCAMLR IN THE
IMPLEMENTATION OF THE CDS BY NON-CONTRACTING PARTIES
INVOLVED IN THE TRADE OF *DISSOSTICHUS* SPP.**

- C1. Prior to the annual meeting of the Commission, the Executive Secretary shall contact all non-Contracting Parties which are known to be involved in the trade with *Dissostichus* spp. to urge them to become a Contracting Party to CCAMLR or to attain the status of a non-Contracting Party cooperating with CCAMLR by participating in the Catch Documentation Scheme for *Dissostichus* spp. (CDS) in accordance with the provisions of Conservation Measure 10-05 and produce a summary paper for consideration by the Commission. The Executive Secretary shall provide copies of this conservation measure and any related resolutions adopted by the Commission.
- C2. The Executive Secretary shall also establish contact with any non-Contracting Party during the intersessional period, as soon as possible after it was known the non-Contracting Party was engaged in the trade with *Dissostichus* spp. The Executive Secretary shall immediately circulate any written responses to the Members of the Commission.
- C3. The Executive Secretary shall encourage non-Contracting Parties to approach the CCAMLR Secretariat with requests for assistance. Proposals must demonstrate how any specific assistance requested will help to combat IUU fishing in the Convention Area. Such requests will be considered by the Commission at its annual meeting.

- C4. Any non-Contracting Party that seeks to be accorded the status of non-Contracting Party cooperating with CCAMLR by participating in the CDS shall apply to the Executive Secretary requesting such status. Such requests must be received by the Executive Secretary no later than ninety (90) days in advance of an annual meeting of the CAMLR Commission in order to be considered at that meeting.
- C5. Any non-Contracting Party requesting the status of a non-Contracting Party cooperating with CCAMLR by participating in the CDS shall fulfil the following requirements in order to have this status considered by the Commission:
- (i) Information requirements:
 - (a) communicate the data required under the CDS.
 - (ii) Compliance requirements:
 - (a) implement all the provisions of Conservation Measure 10-05;
 - (b) inform CCAMLR of all the measures taken to ensure compliance by its vessels used for the transshipments of *Dissostichus* spp. and its operators, including *inter alia*, and as appropriate, inspection at sea and in port, CDS implementation;
 - (c) respond to alleged violations of CCAMLR measures by its vessels transshipping *Dissostichus* spp. and its operators, as determined by the appropriate bodies, and communicate to CCAMLR the actions taken against operators.
- C6. An applicant for the status of a non-Contracting Party cooperating with CCAMLR by participating in the CDS shall also:
- (i) confirm its commitment to implement Conservation Measure 10-05; and
 - (ii) inform the Commission of the measures it takes to ensure compliance by its operators with Conservation Measure 10-05.
- C7. The Standing Committee for Implementation and Compliance (SCIC) shall be responsible for reviewing requests for the status of non-Contracting Party cooperating with CCAMLR by participating in the CDS and for recommending to the Commission whether the applicants should be granted such status.
- C8. Annually the Commission shall review the status granted to each non-Contracting Party and may revoke this status if the non-Contracting Party concerned has not complied with the criteria for attaining such status established by this measure.