



Serial No. N 6245

NAFO/FC Doc. 13/14
(Adopted)**35th ANNUAL MEETING – SEPTEMBER 2013****Fishing operations under a chartering arrangement**Preamble

The Article 26 of the NAFO CEM allows chartering arrangements between Contracting Parties. One associated conditions, specified in paragraph 2 (c), limits the charter to 6 months in any calendar year. It is intended that the purpose of this condition is to limit the time spent by the chartered vessel in conducting its fishing operations under the chartering arrangement to a maximum duration of 6 months in a calendar year.

It is proposed to redraft the text of paragraphs 2, 5 and 7 to 9 of Article 26 to clarify the difference between the contract that constitutes the chartering arrangement and the fishing operations that are conducted under that chartering arrangement.

Proposed amendment:

In Article 26, to replace paragraphs 2, 5 and 7 to 9 by the following text:

2. A Contracting Party may authorize all or part of its allocation to be harvested using a chartered authorized vessel entitled to fly the flag of another Contracting Party, subject to the following conditions:

- (a) the flag State Contracting Party has consented in writing to the chartering arrangement;
- (b) the chartering arrangement is limited to one fishing vessel per flag State Contracting Party in any calendar year;
- (c) the duration of the fishing operations under the chartering arrangement does not exceed six months cumulatively in any calendar year; and
- (d) the authorized vessel is not a vessel that has previously been identified as having engaged in IUU fishing activities.

5. The flag State Contracting Party shall not authorize the chartered vessel, when conducting fishing operations under the chartering arrangement, to fish any of the flag State Contracting Party's allocations or under another chartering arrangement at the same time.

7. The chartering Contracting Party shall, before the date the chartering arrangement is effective, provide the following information in writing to the Executive Secretary:

- (a) the name, registration, and flag State of the vessel;
- (b) previous name(s) and flag State(s) of the vessel, if any;
- (c) the name and address of the owner(s) and operators of the vessel;
- (d) a copy of the chartering arrangement and any fishing authorization or licence it has issued to the vessel; and
- (e) the allocation assigned to the vessel.

8. The flag State Contracting Party shall notify the Executive Secretary in writing prior to the start of the chartering arrangement of its consent to the chartering arrangement and provide to the chartered vessel a copy of the notice sent by the Executive Secretary pursuant to paragraph 14.

9. The chartering Contracting Party and the flag State Contracting Party shall both notify the Executive Secretary immediately upon the occurrence of the following events:

- (a) start of fishing operations under the chartering arrangement;
- (b) suspension of fishing operations under the chartering arrangement;
- (c) resumption of fishing operations under a chartering arrangement that has been suspended;
- (d) end of fishing operations under the chartering arrangement.