

INTERNATIONAL DOLPHIN CONSERVATION PROGRAM
PERMANENT WORKING GROUP ON TUNA TRACKING
39TH MEETING
Mexico City, Mexico
17 July 2017

DOCUMENT TT-39-04

**MATTERS RELATED TO THE TUNA TRACKING AND DOLPHIN SAFE
CERTIFICATION PROGRAMS**

This report provides information regarding the submission of Tuna Tracking Forms (TTFs) to the Secretariat as well as comparisons of dolphin safe certificates and their corresponding TTFs for trips that ended from 1 September 2016 through 30 April 2017. It also includes an overview of the historical rates of compliance of TTF submissions to the Secretariat since 2007, and provides updates regarding the special cases monitored by the Working Group.

1. SUMMARY OF THE DOLPHIN SAFE CERTIFICATION PROGRAM

The [*Procedures for AIDCP dolphin safe tuna certification*](#) establish the following criteria for issuing dolphin safe certificates:

1. The certificate is signed by a competent national authority whose signature is recognized by the Secretariat.
2. The certificate references a valid TTF (or TTFs) for dolphin safe tuna.
3. Tuna caught by vessels with DMLs is eligible for dolphin safe certification only if the fishing captain is on the List of Qualified Captains.
4. The competent national authority issuing the certificate has a tuna tracking system consistent with the AIDCP.

The Secretariat applies the following guidelines for queries about the authenticity of any dolphin safe certificate:

1. The Secretariat responds to questions about specific certificates from potential importing states or companies only.
2. If the certificate meets the four requirements above, the response is that the certificate is valid.
3. If the Secretariat does not have the information it needs to verify 1 or 2 above, it first asks the competent national authority to provide the information before replying.
4. Otherwise, the Secretariat replies that the certificate is not valid.

No other information is provided about the contents of the TTF.

2. ORIGINAL TTFs RECEIVED BY THE SECRETARIAT

Table 1 reflects compliance by national authorities with the deadline for the submission of TTFs to the Secretariat, established in the [*System for Tracking and Verifying Tuna*](#) (STVT), as amended in June 2015, which states that “*Within ten days of receipt of a TTF, the competent national authority shall transmit an electronic copy of the TTF to the Secretariat. The original TTFs received during a calendar month shall be transmitted to the Secretariat by the competent national authority at the latest 15 days after the end of that*

month”.

As indicated in the ‘Trips’ column in Table 1, at the time of drafting this report, the Secretariat has received 571 original TTFs from the 609 trips completed during the period of 1 September 2016 through 30 April 2017. For reference, Table 1 also shows the corresponding percentages presented at the working group’s previous three meetings (36 through 38).

Table 2 shows the historical percentages of original TTFs received by the Secretariat since 2007, and reflects the total number of TTFs received. The percentage in this table does not reflect the timing required in the section of the STVT cited above, and only includes original TTFs received at any time.

3. COPIES OF DOLPHIN-SAFE CERTIFICATES RECEIVED BY THE SECRETARIAT

Between 1 September 2016 and 5 June 2017, the Secretariat received 377 copies of dolphin-safe certificates. All the certificates, corresponding to 138 TTFs completed during 138 fishing trips, were considered valid. Figure 1 shows the comparison of estimated weights, as recorded by observers on the TTF-A¹, and the recorded scale weight for each TTF included in the 377 dolphin-safe certificates. The certified tonnage (19,734 t) represents 4.8% of the total of 411,153 t recorded as dolphin-safe on the TTFs of the 609 completed trips.

According to the [Procedures for AIDCP Dolphin Safe Tuna Certification](#), the national authority is notified of cases where the scale weight recorded for each TTF included in the dolphin safe certificates exceeds the estimated weight recorded by the observer in the RSA by 10% or more. In seven trips, the weight certificate exceeded the estimate in the corresponding TTF, but by no more than 9%, and therefore there were no notifications to the responsible authority.

4. MONITORING OF SPECIAL CASES

During its 31st meeting in October 2012, the Working Group p discussed three cases of apparent forgery of TTFs. One of these cases was presented at the 30th meeting in June 2012, and the other two at the 31st meeting in October 2012. Subsequently, at the 36th meeting in October 2015, a fourth case of apparent forgery of TTFs, was presented and discussed. During its 37th meeting in June 2016, the Working Group discussed a case in which catches shared between two vessels were not documented on the TTF. Finally, during its 38th meeting in October 2016, the Working Group p discussed another case in which catches shared between two vessels were also not documented on the TTF.

The current situation regarding these cases is as follows:

a) CASE TTF-30, fishing trip terminated in December 2011

Information presented at the 30th meeting of the Working Group

In April and May 2012, letters were sent to both national authorities involved, the vessel’s flag State and the port State where the relevant catches were unloaded, indicating that the TTFs received differed in that one included non-dolphin safe fish and the other did not. During the meeting, Venezuela identified itself as the flag State, and indicated that it had received the original TTF and sent it to the Secretariat; there were no discrepancies with the document completed by the observer. The discrepancy was with the copy obtained by the national authority of the Party where the first partial unloading took place, and Venezuela therefore had no elements to continue an investigation because the guidelines for managing TTFs had been complied with in its territory.

The national authority of the Party where the catch was initially unloaded has not answered formally, but in late March 2013, it indicated unofficially that an investigation has started (Document TT-32-04). At the time this report was posted (5 June 2017), the Secretariat had not received any further information.

¹ Dolphin-safe tuna is recorded on the TTF-A, and non dolphin-safe tuna on the TTF-B

b) CASES TTF-31a, fishing trip terminated in July 2011; and TTF-31b, fishing trip terminated in November 2011

Information presented at the 31st meeting of the Working Group

As in the previous case, the flag of the vessels is different from the unloading flag. Trip TTF-31a unloaded completely, while TTF-31b landed only part of the catch. In July 2012, a letter was sent to both national authorities involved, indicating that the TTFs received differed because one included non-dolphin safe fish and the other did not.

The national authority of the Party where the catch was unloaded has not answered formally, but in late March 2013 it indicated unofficially that an investigation has started. At the time this report was posted (5 June 2017), the Secretariat had not received any further information.

The national authority of the flag State also indicated informally that the records it sent to the Secretariat did not differ as regards the information recorded by the observer, and therefore an investigation was not required.

In none of these 3 cases was a dolphin-safe certificate issued of which the Secretariat has a copy. These cases were included in Documents TT-32-04, TT-33-04, TT-34-04, TT-35-04, TT-36-05, TT-37-04, and TT-38-04; as of the date of posting this document, the Secretariat has not received any further information from the national authority of the Party where the catch was unloaded and that sent the presumably altered copy.

c) CASE TTF-32, fishing trip terminated in April 2010

Information presented at the 36st meeting of the working group

This case is similar to case TTF-31a. At the 36th meeting, the national authority of the Party where the catch was unloaded suggested to the national authority of the vessel's flag State a report of the investigation carried out on these cases of apparent forgery, and it was agreed that a letter asking for the updated information would be sent. As of the date of posting this document, the Secretariat has not received any further information in this regard.

d) CASE TTF-33, no documentation of catch sharing

Information presented at the 37th meeting of the Permanent Working Group on Tuna Tracking and at the 59th meeting of the International Review Panel.

Two vessels of different flags, both with an observer aboard, shared the catch from a set, but this was not documented in either observer's records or on a TTF. The event was recorded in the logbooks of both vessels. In June 2016, the Secretariat informed the national authorities of both vessels, and the observers were questioned by staff of their respective programs. One observer said that a vessel officer asked him not to document the event to avoid problems with the owner of the vessel, but that there was no intimidation or attempted bribe, while the other observer denied that the event occurred.

In February 2017, the Secretariat received a response from one vessel's national authority informing that this case is still under investigation. No response has been received from the second vessel's national authority. Both observers have been suspended while the investigation by the competent authorities is pending, and both TTFs were declared invalid.

e) CASE TTF-34, no documentation of catch sharing

Information presented at the 38th meeting of the Permanent Working Group on Tuna Tracking and at the 59th and 60th meeting of the International Review Panel.

This case is similar to case TTF-33, because the tuna catch was shared but not documented on the TTF, but in this case both vessels were of the same flag. Also, the vessel that caught the fish did not have an AIDCP observer aboard because it is of less than 363 t carrying capacity, so is not required to do so. The observer

of the receiving vessel did not record the alleged tuna transfer.

The catching vessel's logbook refers to 'maneuvers' between the two vessels, and the vessel crew confirmed verbally that tuna was transferred from one vessel to the other.

The staff of the observer program interviewed the observer, who denied that the tuna transfer had occurred.

In September 2016, a communication was sent to the vessels' national authority. In February 2017, the vessels' national authority informed the Secretariat that this case is still under investigation.

As in the previous case, the observer has been suspended from his duties until the end of the investigation by the authorities, and the TTF is considered invalid.

5. TABLES AND FIGURES

TABLE 1. Original TTFs received by the Secretariat, in accordance with paragraph 3.6 of the System for Tracking and Verifying Tuna, by national authority:

| Trips ² | | | % of originals received, reported by meeting | | | | |
|--------------------|-------|---------------|--|-------------------|-------------------|-------------------|-----------|
| National authority | Trips | TTFs received | TT-39 Jul 2017 | TT-38 Oct 2016 | TT-37 Jun 2016 | TT-36 Oct 2015 | |
| Colombia | COL | 24 | 23 | 96 | 100 | 100 | 95 |
| Costa Rica | CRI | 12 | 8 | 67 | 100 | 86 | 100 |
| Ecuador | ECU | 362 | 355 | 98 | 91 | 95 | 93 |
| El Salvador | SLV | 18 | 16 | 89 | 100 | 100 | 100 |
| European Union | EUR | 1 | 1 | 100 | - | - | 100 |
| Guatemala | GTM | 15 | 13 | 87 | 86 | 75 | 50 |
| Mexico | MEX | 141 | 123 | 87 | 100 | 100 | 100 |
| Panama | PAN | 0 | - | - | - | - | - |
| Peru | PER | 28 | 24 | 86 | 91 | 54 | 29 |
| United States | USA | 8 | 7 | 88 | 100 | 94 | - |
| Venezuela | VEN | 0 | - | - | 67 | 50 | 0 |
| Total | | 609 | 570 | 94 | 94 | 94 | 93 |

²Trips that ended from 1 September 2016 through 30 April 2017.

TABLE 2. Number of original TTFs received by the Secretariat since 2007, and the percentage (in parenthesis) of the total that it represents, by year in which the trip began.

| National authority | | Originals received from competent national authority in previous years (%) | | | | | | | | | | |
|--------------------|-----|--|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|---|
| | | 2016 | 2015 | 2014 | 2013 | 2012 | 2011 | 2010 | 2009 | 2008 | 2007 | |
| Bolivia | BOL | - | - | - | - | - | - | - | - | - | - | - |
| Colombia | COL | 35 (95) | 44 (92) | 40 (100) | 45 (96) | 43 (100) | 54 (100) | 44 (100) | 46 (90) | 59 (87) | 66 (99) | |
| Costa Rica | CRI | 16 (89) | 12 (86) | 20 (95) | 16 (94) | 18 (95) | 18 (100) | 7 (41) | 2 (17) | 20 (87) | 30 (100) | |
| Ecuador | ECU | 387 (83) | 474 (97) | 420 (99) | 409 (99) | 385 (99) | 360 (99) | 307 (100) | 352 (100) | 399 (100) | 338 (100) | |
| El Salvador | SLV | 22 (100) | 13 (100) | 19 (90) | 21 (91) | 24 (92) | 28 (97) | 16 (70) | 35 (92) | 37 (97) | 41 (98) | |
| European Union | EUR | 1 (100) | 5 (63) | 9 (64) | 5 (71) | 17 (100) | 5 (50) | 3 (60) | 4 (100) | 5 (100) | 1 (100) | |
| Guatemala | GTM | 19 (95) | 15 (100) | 17 (100) | 18 (95) | 16 (94) | 14 (100) | 25 (100) | 16 (94) | 7 (70) | 14 (100) | |
| Mexico | MEX | 234 (98) | 227 (100) | 188 (100) | 187 (100) | 207 (99) | 205 (100) | 180 (100) | 189 (100) | 192 (97) | 201 (100) | |
| Nicaragua | NIC | - | - | - | - | - | - | - | 1 (50) | 0 (0) | 0 (0) | |
| Panama | PAN | - | - | 1 (50) | - | - | 1 (100) | 2 (100) | 3 (75) | 3 (100) | 4 (67) | |
| Peru | PER | 40 (87) | 12 (48) | 12 (100) | 10 (100) | 2 (100) | 9 (90) | 9 (82) | 4 (67) | 0 (0) | 3 (100) | |
| United States | USA | 26 (96) | 9 (90) | 1 (100) | - | 2 (100) | 3 (100) | - | 2 (100) | 1 (100) | 2 (100) | |
| Venezuela | VEN | 2 (29) | 7 (100) | 6 (100) | 11 (92) | 20 (100) | 28 (82) | 31 (100) | 35 (92) | 21 (62) | 26 (100) | |
| Total | | 782 (88) | 818 (96) | 733 (98) | 722 (98) | 734 (99) | 725 (98) | 624 (97) | 689 (96) | 744 (95) | 726 (99) | |

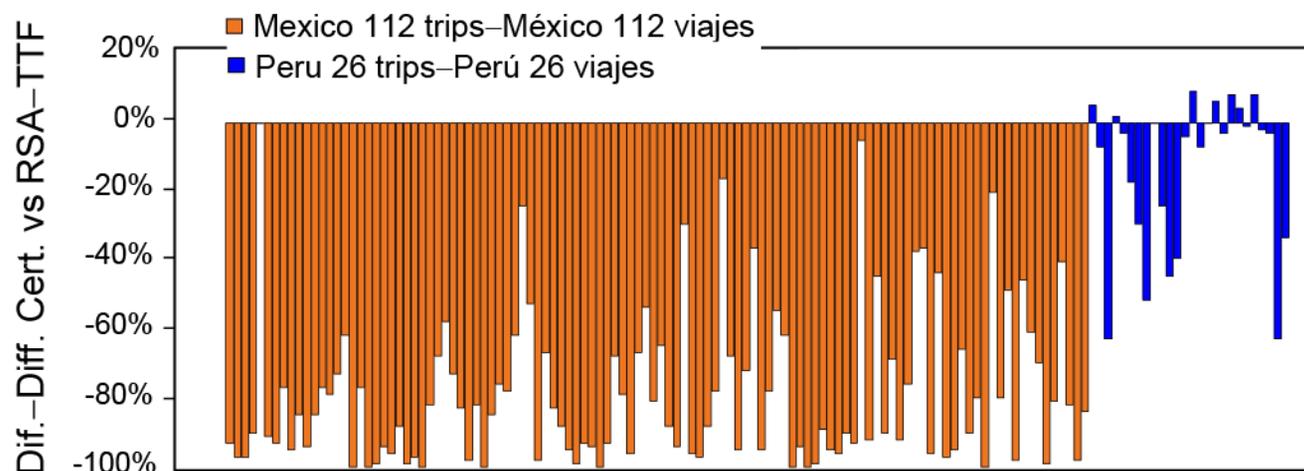


FIGURE 1. Comparison of the estimated weights recorded by observers on the TTF-A and the scale weight recorded for each TTF included in the dolphin-safe certificates received. Updated to 5 June, 2017.