

24 April 2009

PORT STATE MEASURES AGREEMENT

Proposed Redraft of Article 17

(Co-sponsored by Australia, Canada, Iceland, New Zealand, Norway and USA)

Port State actions following inspection

1. Where, following an inspection, there are clear grounds for believing that a vessel has engaged in IUU fishing or fishing related activities related to such fishing, the inspecting Party shall:
 - (a) promptly notify the flag State of the vessel and, as appropriate, other relevant Parties, States and regional fisheries management organizations and other relevant organizations, and
 - (b) except in the case of minor violations, deny the vessel the use of its port for landing, transshipping, packaging or processing of fish or for other port services, including, inter alia refueling and resupplying, maintenance and drydocking, if these measures have not already been taken in respect of the vessel.
2. Notwithstanding paragraph 1 of this Article, a Party shall not deny a vessel referred to in that paragraph the use of port services essential to the safety and health of the crew or the safety of the vessel.