

REPUBLIC OF PANAMA
PANAMA WATER RESOURCES AUTHORITY
RESOLUTION ADM / ARAP N ° 052
(From October 05, 2021)

That adopts the conservation and management measures of the Western and Central Pacific Fisheries Commission (WCPFC).

THE GENERAL ADMINISTRATOR
in use of their legal powers,

CONSIDERING:

That Law 44 of November 23, 2006, creates the Panama Water Resources Authority, hereinafter "the Authority", as the governing entity of the State to ensure compliance and application of national laws and policies on fishing and aquaculture.

That according to numerals 2 and 3 of Article 4 of Law 44 of 2006, the Authority has among its functions, to regulate, promote and apply the measures and technical and administrative processes for the national, sustainable and responsible use of aquatic resources, in order to protect the national aquatic heritage and to contribute to the protection of the environment, and to comply with and enforce the international agreements and conventions to which the Panamanian State is a signatory in matters of its competence.

That numeral 15 of Article 21 of Law 44 of 2006, provides that it is the function of the General Administrator of the Authority, to adopt the measures that it deems appropriate for the organization and operation of the fishing and aquaculture sector.

That the participation of the Republic of Panama as a cooperating Member, not a Contracting Party before the Western and Central Pacific Fisheries Commission (WCPFC), was approved for the first time during the annual meeting of the Commission held on 6 to December 10 in Honolulu, Hawaii, United States and has been renewed every year until the present.


That the area of application of the WCPFC Convention, hereinafter "the Convention area", encompasses all the waters of the Western and Central Pacific Ocean.

That the Agreement on the Application of the Provisions of the United Nations Convention on Maritime Law of December 10, 1982, relative to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, adopted in New York on August 4, 1995 and approved by the Republic of Panama through Law 64 of October 29, 2008, in its Article 18 on the duties of the flag State establishes in its numeral 1 that any State whose vessels fish on the high seas, will adopt the necessary measures so that they comply with the subregional or regional conservation and management measures and do not carry out any activity that may be detrimental to the effectiveness of those measures.

That Article 1 of Law 204 of March 18, 2021, which regulates fishing and aquaculture in the Republic of Panama and dictates other provisions, establishes that the scope of application of said Law also applies in marine areas located beyond from the jurisdiction of Panama to all nationals or foreigners on board a Panamanian vessel and to all Panamanian flag vessels engaged in fishing, activities related to fishing or related activities.

That the Authority recognizes that the vessels that appear registered in the WCPFC Regional Vessel Registry, under the Panama chapter, are those authorized to carry out activities related to fishing in the Convention area, according to the measures of management and conservation established by said Commission.

That in order to be in accordance with the measures of the Western and Central Pacific Fisheries Commission (WCPFC), this Authority considers it essential to adopt the conservation and management measures issued by it, which will be mandatory; in consequence,



Lic. Minerva González Bernal
Traductor Público Autorizado
Resuelto: TP 572 de 24 de Octubre 2005
Inglés al Español y Viceversa
Panamá, Rep. de Panamá.

12/30/2021

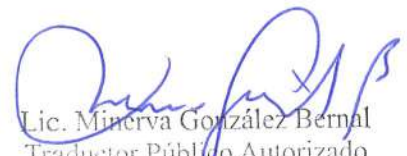
RESOLVES:

Article 1. Adopt in all its parts the following conservation and management measures of the Western and Central Pacific Fisheries Commission (WCPFC)

Action No.	Title	Entry into Force
CMM 2004-03	Specifications for the labeling and identification of fishing vessels	December 8th, 2004
CMM 2004-04	Resolution on conservation and management measures	December 8th, 2004
CMM 2006-04	Conservation and Management Measure for Striped Marlin in the Southwest Pacific	December 15th, 2006
CMM 2006-07	Conservation and management measure for the regional observer program	December 15th, 2006
CMM 2006-08	Boarding and inspection procedures of the Western and Central Pacific Fisheries Commission	December 15th, 2006
CMM 2008-04	Conservation and management measure to prohibit the use of large-scale driftnets on the high seas in the Convention area	December 12th, 2008
CMM 2009-02	Conservation and management measure on the application of FAD closures on the high seas and retention of catches	December 11th, 2009
CMM 2009-03	Conservation and management of swordfish	December 11th, 2009
CMM 2009-05	Conservation and management measure prohibiting fishing on data buoys: see pollution information packet	December 11th, 2009
CMM 2009-06	Conservation and Management Measure on Transshipment Regulation	December 11th, 2009
CMM 2009-09	Conservation and management measure for vessels without nationality	December 11th, 2009
CMM 2009-10	Conservation and management measure to monitor landings of seiners in ports to ensure reliable data on catches by species	December 11th, 2009
CMM 2010-01	Conservation and Management Measure for the North Pacific Striped Marlin	December 10th, 2010
CMM 2011-03	Conservation and management measure to address the impact of purse-seine activity on cetaceans	March 30th, 2012
CMM 2012-03	Conservation and management measure for the implementation of ROP by vessels fishing north of 20N	December 6th, 2012
CMM 2013-04	Conservation and management measure for the WCPFC implementation of a unique vessel identifier (UVI)	December 6th, 2013
CMM 2013-05	Conservation and management measure on daily catch and effort reports	December 6th, 2013
CMM 2013-06	Conservation and management measure on the criteria for the consideration of conservation and management proposals	December 6th, 2013
CMM 2013-07	Conservation and Management Measure on the Special Requirements of Small Island Developing States and Territories	December 6th, 2013
CMM 2014-02	Commission's Conservation and Management Measure for VMS	December 5th, 2014


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Action No.	Title	Entry into Force
CMM 2014-03	Standards, specifications and procedures for the Registration of Fishing Vessels of the Western and Central Pacific Fisheries Commission	December 5th, 2014
CMM 2014-06	Conservation and management measures to develop and implement a harvest strategy approach for fisheries and key populations in the WCPO	December 5th, 2014
CMM 2015-02	Conservation and management measure for albacore tuna in the South Pacific	December 8th, 2015
CMM 2015-06	Conservation and Management Measurement on a Target Reference Point for WCPO Skipjack Tuna	December 8th, 2015
CMM 2016-02	Conservation and Management Measure for the Eastern High Seas Pocket Special Management Area	December 9th, 2016
CMM 2017-02	Conservation and management measure on minimum standards for port State measures	December 7th, 2017
CMM 2017-03	Conservation and Management Measure for the Protection of WCPFC Regional Observer Program Observers	December 7th, 2017
CMM 2017-04	Conservation and management measure on marine pollution	December 7th, 2017
CMM 2018-03	Conservation and management measure to mitigate the impact of fishing for highly migratory fish populations on seabirds	December 14th, 2018
CMM 2018-04	Conservation and management measure for sea turtles	December 14th, 2018
CMM 2018-05	Conservation and management measure for the regional observer program	December 14th, 2018
CMM 2018-06	Conservation and Management Measure for WCPFC Fishing Vessel Registration and Authorization to Fish	December 14th, 2018
CMM 2019-01	Cooperating Non-Members	December 11th, 2019
CMM 2019-03	Conservation and management measure of the northern Pacific albacore	December 11th, 2019
CMM 2019-04	Conservation and management measure for sharks	December 11th, 2019
CMM 2019-05	Conservation and management measure on Mobulid rays caught in association with fisheries in the WCPFC Convention Area	December 11th, 2019
CMM 2019-06	Conservation and management measure for the compliance monitoring system	December 11th, 2019
CMM 2019-07	Conservation and management measure to establish a list of vessels that have allegedly carried out illegal, unreported and unregulated fishing activities in the WCPO	December 11th, 2019
CMM 2019-08	Conservation and management measure for the Charter Notification scheme	December 11th, 2019
CMM 2020-01	Conservation and management measure for bigeye, yellowfin and skipjack tuna in the western and central Pacific Ocean	December 15th, 2020
CMM 2020-02	Conservation and management measure for Pacific bluefin tuna	December 15th, 2020



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Article 2. The conservation and management measures adopted by means of this resolution, as well as any other measure adopted by the Western and Central Pacific Fisheries Commission (WCPFC) are mandatory for all nationals or foreigners aboard a Panamanian vessel and any Panamanian flag vessel engaged in fishing, activities related to fishing or related activities operating in the Convention area.

Article 3. Any measure adopted by the Western and Central Pacific Fisheries Commission (WCPFC) in the future, that modifies or replaces any current conservation management measure, will be considered automatically adopted by the Republic of Panama.

Article 4. Only vessels that have a fishing license authorized to fish in the Convention area and are duly registered in the WCPFC regional register of vessels. They are authorized to carry out fishing activities in that area.

Article 5. The Authority is the institution with exclusive competence in the Republic of Panama, to carry out the registrations of the vessels before the Commission and to communicate the charges suffered by the present conservation and management measures.

Article 6. Failure to comply with the conservation and management measures adopted without regard to this resolution will be sanctioned in accordance with the provisions of Law 204 of March 18, 2021.

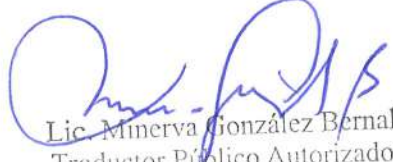
Article 7. This resolution shall come into force as of its promulgation in the Gazette.

LEGAL BASIS: Law 44 of November 23, 2006, Executive Decree 131 of April 14, 2020, Law 204 of March 18, 2021.

LET IT BE PUBLISHED AND ENFORCED.

[stamp]
Republic of Panama
General Secretary's Office
Water Resources Authority

[SIGNATURE]
FLOR TORRIJOS ORO
General Administrator
[stamp]
PANAMA WATER RESOURCES AUTHORITY
True copy to the original
[signature]
General Secretary Date: 11/10/21


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