

REPUBLIC OF PANAMA
PANAMA WATER RESOURCES AUTHORITY

RESOLUTION ADM / ARAP No. 053
(From October 05, 2021)

That adopts the recommendations and resolutions of the Inter-American Tropical Tuna Commission (CIAT).

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 technical and administrative measures and 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, adopting measures that it deems appropriate for the organization and operation of the fishing and aquaculture sector.

That by Law 24 of February 16, 1954, the Republic of Panama approved the 1949 Convention between the United States of America and the Republic of Costa Rica for the establishment of the Inter-American Tropical Tuna Commission (CIAT),

That by means of Law 75 of November 10, 1998, Panama approved the Agreement on the International Program for the Conservation of Dolphins, made in Washington, D.C., on May 21, 1998.

That by Law 5 of January 20, 2003, the Republic of Panama approved the Protocol to Amend the 1949 Convention for the Establishment of an Inter-American Tropical Tuna Commission, adopted in Guayaquil, Ecuador, on June 11, 1999.

That through Law 11 of January 23, 2007, Panama approved the Convention for the Strengthening of the Inter-American Tropical Tuna Commission, established by the 1949 Convention between the United States of America and the Republic of Costa Rica ("Convention of Antigua"), made in Washington, November 14, 2003.

That the area of application of the Convention of the Inter-American Tropical Tuna Commission (IATTC), hereinafter "the Convention area", encompasses all the waters of the Eastern Pacific Ocean (EPO), including the adjacent seas.

That the Agreement on the Application of the Provisions of the United Nations Convention on the Law of the Sea 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 Article 18, on the duties of the flag State, establishes in its numeral 1 that every State whose vessels fish on high seas, will adopt the measures that are necessary for them to comply with the subregional or regional conservation and management measures and 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.

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Resuelto: TP 572 de 24 de Octubre 2005
Inglés al Español y Viceversa
Panamá, Rep. de Panamá.

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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 in order to be in accordance with the measures of the Inter-American Tropical Tuna Commission (CIAT), this Authority considers it essential to adopt the recommendations and resolutions issued by it, which shall be mandatory; in consequence,

RESOLVES:

Article 1. To adopt in all its parts the following recommendations and resolutions of the Inter-American Tropical Tuna Commission (CIAT):


Action No.	Title	Entry into Force
C-20-01	Rules of Procedure ad hoc for 95 meetings	December 2020
C-20-02	Pacific bluefin tuna (2021)	December 2020
C-20-03	Financing FY 2021	December 2020
C-20-04	Working group on rules of procedure for videoconference meetings	December 2020
C-20-05	Conservation and Management of Tropical Tunas 2021	December 2020
C-20-06	Conservation for tropical tunas in the EPO during 2021 in accordance with REs C-20-05	December 2020
C-19-01	Amends and replaces C-18-05 Planted	July 2019
C-19-02	Amends and replaces C-15-01 Fishing INN	July 2019
C-19-04	Amends and replaces C-07-03 and par. 4 of C-04-05 (rev. 2), except par. 4.d.ii	July 2019
C-19-05	Amends and replaces C-16-06 Silky Shark	July 2019
C-19-06	Whale sharks	July 2019
C-19-07	Workshops Evaluation of Management Strategies	July 2019
C-19-08	Amends and replaces C-11-08 Observers on tipping vessels	July 2019
C-18-02	Bluefin tuna (long term)	August 2018
C-18-03	Amendment to C-13-03 on the North Pacific albacore	August 2018
C-18-06	Amends and replaces C-14-01 Ship Registry	August 2018
C-18-07	Observer safety at sea	August 2018
C-17-04	Amendment to the Rules of Procedure	July 2017
C-17-05	Working Group on Resolutions	July 2017
C-16-02	Extraction control rules	July 2016
C-16-03	Pacific bluefin	July 2016
C-16-04	Amendment to C-05-03 Sharks	July 2016
C-16-05	Shark species management	July 2016
C-15-02	Interpretation of paragraph 6 of resolution C-02-03	July 2015
C-15-04	Conservation of Ray Mobulidae	July 2015
C-15-05	Amendment and replaces C-12-04 Financing FY 2013-2017 and later	July 2015
C-15-07	Amends and replaces C-13-05 Procedures for confidential data	July 2015
C-14-02	Amends and replaces C-04-063 Vessel tracking system	July 2014
C-14-03	Amends and replaces C-11-11 Capacity building	July 2014
C-14-05	Amends and replaces C-11-12 Capacity Peru	July 2014

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Action No.	Title	Entry into Force
C-14-07	Procedure for the Implementation of Article XII, paragraph I, of the Old Convention.	July 2014
C-14-08	Modification of the IATTC Rules of Procedure	July 2014
C-13-03	North Pacific albacore complements C-05-02 North albacore tuna	June 2013
C-12-02	Administration and Finance Committee	June 2012
C-12-03	CIAT Rules of Procedure (amended by Res. C-14-08 and C-17-04)	June 2012
C-12-07	Amends and replaces C-11-09 Transshipments	June 2012
C-12-10	Recommendation on Best Available Science	June 2012
C-12-11	CIAT - WCPFC overlap area recommendation	June 2012
C-11-02	Sea birds	July 2011
C-11-03	Fishing ban on data buoys	July 2011
C-11-05	Amendment and replaces C-03-07 Positive list of longline vessels	July 2011
C-11-07	Compliance	July 2011
C-11-10	Oceanic shark conservation	July 2011
C-09-04	Resolution on the PICD	June 2009
C-07-02	Non-cooperative party quality	June 2007
C-05-02	Northern albacore tuna	June 2005
C-05-03	Sharks	June 2005
C-04-03	Ship sightings	June 2004
C-04-05	Consolidated resolution on bycatch (rev. 2)	June 2004
C-04-07	Conservation of sea turtles	June 2004
C-04-10	Capture reports	June 2004
C-03-01	Statistical document program for bigeye tuna	June 2003
C-03-04	Reports from the sea	June 2003
C-03-05	Data provision	June 2003
C-99-07	Planted	July 1999
C-51-01	Resolution on Confidentiality	February 1951
APICD		
A-19-01	Financing national programs	July 2019
A-18-01	Vessel fees and financing	August 2018
A-18-02	Observer safety at sea equipment	October 2018
A-18-03	Observer safety at sea action plan	October 2018
A-15-01	Review of the tuna monitoring and verification system	June 2015
A-14-01	Agreement Area Amendment	July 2014
A-09-02	Infringement reports	October 2009
A-04-01	Procedures for invalid Dolphin Safe certificates	June 2004
A-04-02	Captains with infractions for night sets	June 2004
A-04-03	Ship inspections	June 2004
A-04-07	INN vessels list	October 2004
A-04-08	Criteria not parties	October 2004


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A-03-02	Reports from the sea	June 2003
A-02-01	Vessels less than 363 capacity	October 2002
A-02-03	Definition of a pattern of fractions	October 2002

Action No.	Title	Entry into Force
A-99-01	Onboard Observer Program and captains' incentives	October 1999

Article 2. The conservation and management measures adopted by means of this resolution, as well as any other measure adopted by the Inter-American Tropical Tuna Commission (IATTC), are mandatory for all nationals or foreigners on board a Panamanian vessel and for any Panamanian flag vessel that is engaged in fishing, activities related to fishing or related activities operating in the Convention area, including those adopted by Administrative Resolution No. 036 of May 12, 2020.

Article 3. Any measure adopted by the IATTC in the future, that modifies or replaces any current management and conservation measure, will be considered automatically adopted by the Republic of Panama.

Article 4. Only those vessels that have a fishing license authorized to fish in the Convention zone and are duly registered in the IATTC regional register of fish are authorized to carry out fishing activities in said zone.

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 changes suffered by the present conservation and management measures.

Article 6. Failure to comply with the conservation and management measures adopted through this resolution will be sanctioned in accordance with the provisions of Law 204 of March 12, 2021.

Article 7. This resolution will become effective as of its promulgation in the Official Gazette.

LEGAL BASIS: Law 44 of November 23, 2000 (. Executive Decree 131 of April 14, 2020, Law 204 of March 18, 2021.


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Republic of Panama
General Secretary's Office
Water Resources Authority

SIGNATURE

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


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