

Conservation Measure 33-02 (2022)
Limitation of by-catch in Statistical Division 58.5.2
in the 2022/23 season

Species	by-catch
Area	58.5.2
Season	2022/23
Gear	all

1. There shall be no directed fishing for any species other than *Dissostichus eleginoides* and *Champscephalus gunnari* in Statistical Division 58.5.2 in the 2022/23 fishing season.
2. In directed fisheries in Statistical Division 58.5.2 in the 2022/23 season, the by-catch of *Channichthys rhinoceratus* shall not exceed 1 663 tonnes, the by-catch of *Lepidonotothen squamifrons* shall not exceed 80 tonnes, the by-catch of *Macrourus caml* and *Macrourus whitsoni* combined shall not exceed 409 tonnes, the by-catch of *Macrourus holotrachys* and *Macrourus carinatus* combined shall not exceed 360 tonnes, and the by-catch of skates and rays shall not exceed 120 tonnes. For the purposes of this measure ‘skates and rays’ should be counted as a single species.
3. The by-catch of any fish species not mentioned in paragraph 2, and for which there is no other catch limit in force, shall not exceed 50 tonnes in Statistical Division 58.5.2.
4. If, in the course of a directed fishery, the by-catch in any one haul¹ is equal to, or greater than, 5 tonnes for *Channichthys rhinoceratus*, 3 tonnes for all *Macrourus* spp. combined, or 2 tonnes for *Lepidonotothen squamifrons*, or 2 tonnes of *Somniosus* spp., or 2 tonnes of skates and rays, then the fishing vessel shall not fish using that method of fishing at any point within 5 n miles² of the location where the by-catch limit is exceeded for a period of at least five days³. The location where the by-catch limit is exceeded is defined as the path⁴ followed by the fishing vessel.
5. If, in the course of a directed fishery, the by-catch in any one haul¹ of any other by-catch species for which by-catch limitations apply under this conservation measure is equal to, or greater than, 1 tonne, then the fishing vessel shall not fish using that method of fishing at any point within 5 n miles² of the location where the by-catch exceeded 1 tonne for a period of at least five days³. The location where the by-catch exceeded 1 tonne is defined as the path⁴ followed by the fishing vessel.

¹ For the purposes of this conservation measure, for a longline, each haul applies to a single longline regardless of how contiguous sections of gear are connected.

² This provision concerning the minimum distance separating fishing locations is adopted pending the adoption of a more appropriate definition of a fishing location by the Commission.

³ The specified period is adopted in accordance with the reporting period specified in Conservation Measure 23-01, pending the adoption of a more appropriate period by the Commission.

⁴ For a trawl, the path is defined from the point at which the fishing gear was first deployed from the fishing vessel to the point at which the fishing gear was retrieved by the fishing vessel. For a longline or a pot line, the path is defined from the point at which the first anchor of a set was deployed to the point at which the last anchor of that set was deployed.