

CONSERVATION MEASURE 41-09 (2009)
Limits on the exploratory fishery for *Dissostichus* spp.
in Statistical Subarea 88.1 in the 2009/10 season

Species	toothfish
Area	88.1
Season	2009/10
Gear	longline

The Commission hereby adopts the following conservation measure in accordance with Conservation Measure 21-02:

- Access 1. Fishing for *Dissostichus* spp. in Statistical Subarea 88.1 shall be limited to the exploratory longline fishery by Argentina, Republic of Korea, New Zealand, Russia, Spain, UK and Uruguay. The fishery shall be conducted by a maximum in the season of one (1) Argentine, four (4) Korean, four (4) New Zealand, two (2) Russian, one (1) Spanish, two (2) UK and one (1) Uruguayan flagged vessels using longlines only.
- Catch limit 2. The total catch of *Dissostichus* spp. in Statistical Subarea 88.1 in the 2009/10 season shall not exceed a precautionary catch limit of 2 850 tonnes applied as follows:
- SSRU A – 0 tonnes
SSRUs B, C and G – 372 tonnes total
SSRU D – 0 tonnes
SSRU E – 0 tonnes
SSRU F – 0 tonnes
SSRUs H, I and K – 2 104 tonnes total
SSRUs J and L – 374 tonnes total
SSRU M – 0 tonnes.
- Season 3. For the purpose of the exploratory longline fishery for *Dissostichus* spp. in Statistical Subarea 88.1, the 2009/10 season is defined as the period from 1 December 2009 to 31 August 2010.
- Fishing operations 4. The exploratory longline fishery for *Dissostichus* spp. in Statistical Subarea 88.1 shall be carried out in accordance with the provisions of Conservation Measure 41-01, except paragraph 6.
- By-catch 5. The total by-catch in Statistical Subarea 88.1 in the 2009/10 season shall not exceed a precautionary catch limit of 142 tonnes of skates and rays, and 430 tonnes of *Macrourus* spp. Within these total by-catch limits, individual limits will apply as follows:
- SSRU A – 0 tonnes of any species
SSRUs B, C and G total – 50 tonnes of skates and rays, 40 tonnes of *Macrourus* spp., 60 tonnes of other species
SSRU D – 0 tonnes of any species
SSRU E – 0 tonnes of any species
SSRU F – 0 tonnes of any species
SSRUs H, I and K total – 105 tonnes of skates and rays, 320 tonnes of *Macrourus* spp., 60 tonnes of other species

SSRUs J and L – 50 tonnes of skates and rays, 70 tonnes of *Macrourus* spp., 40 tonnes of other species
SSRU M – 0 tonnes of any species.

The by-catch in this fishery shall be regulated as set out in Conservation Measure 33-03.

- Mitigation 6. The exploratory longline fishery for *Dissostichus* spp. in Statistical Subarea 88.1 shall be carried out in accordance with the provisions of Conservation Measure 25-02, except paragraph 5 (night setting), which shall not apply as long as the requirements of Conservation Measure 24-02 are met.
7. Any vessel catching a total of three (3) seabirds shall immediately revert to night setting in accordance with Conservation Measure 25-02.
- Observers 8. Each vessel participating in the fishery shall have at least two scientific observers, one of whom shall be an observer appointed in accordance with the CCAMLR Scheme of International Scientific Observation, on board throughout all fishing activities within the fishing period.
- VMS 9. Each vessel participating in this exploratory longline fishery shall be required to operate a VMS at all times, in accordance with Conservation Measure 10-04.
- CDS 10. Each vessel participating in this exploratory longline fishery shall be required to participate in the Catch Documentation Scheme for *Dissostichus* spp., in accordance with Conservation Measure 10-05.
- Research 11. Each vessel participating in this exploratory fishery shall conduct fishery-based research in accordance with the Research Plan and Tagging Program described in Conservation Measure 41-01, Annex B and Annex C respectively. The setting of research hauls (Conservation Measure 41-01, Annex B, paragraphs 3 and 4) is not required.
12. Toothfish shall be tagged at a rate of at least one fish per tonne green weight caught in each SSRU.
13. Skates shall be tagged at a rate of at least one skate per five skates caught (including those released alive), up to a maximum of 500 skates per vessel.
- Data: catch/effort 14. For the purpose of implementing this conservation measure in the 2009/10 season, the following shall apply:
- (i) the Daily Catch and Effort Reporting System set out in Conservation Measure 23-07;
 - (ii) the Five-day Catch and Effort Reporting System set out in Conservation Measure 23-01;

(iii) the Monthly Fine-scale Catch and Effort Reporting System set out in Conservation Measure 23-04. Fine-scale data shall be submitted on a haul-by-haul basis.

15. For the purpose of Conservation Measures 23-01 and 23-04, the target species is *Dissostichus* spp. and by-catch species are defined as any species other than *Dissostichus* spp.

Data:
biological 16. Fine-scale biological data, as required under Conservation Measure 23-05, shall be collected and recorded. Such data shall be reported in accordance with the CCAMLR Scheme of International Scientific Observation.

Environ-
mental 17. Conservation Measure 26-01 applies.

protection 18. Conservation Measures 22-06, 22-07 and 22-08 apply.

Additional
elements 19. Fishing for *Dissostichus* spp. in Statistical Subarea 88.1 shall be prohibited within 10 n miles of the coast of the Balleny Islands.