

ANNEX A

The Government of the United States of America and the Government of Canada (hereinafter referred to as a “Participant” individually and “Participants” collectively) have decided on the following:

1.
 - (a) **List of Licensed Canadian Vessels.** The Canadian Government intends to create and maintain a list of Canadian vessels with licenses permitting fishing for albacore tuna in the Exclusive Economic Zone (EEZ) of the United States (hereinafter referred to as the “USA68 list”). The USA68 list is intended to remain fixed as it exists on July 1, 2024. The Canadian Government does not expect to add or replace vessels and associated licenses on the USA68 list except as provided for paragraphs 1(e), 1(f) and 1(h), as appropriate.
 - (b) **List of Vessels to Fish Each Season.** Each Participant has decided to provide to the other Participant a list of its fishing vessels that propose to fish albacore tuna in the EEZ of the other Participant (hereinafter referred to as “Seasonal List”), as defined in Article I(b) of the Treaty between the Governments of the United States and Canada on Pacific Albacore Tuna Vessels and Port Privileges (the “Treaty”), for the 2024 fishing season. For Canada, any vessel on its Seasonal List should also be included in the USA68 list. Each Participant’s Seasonal List should include:
 - (i) Vessel name,
 - (ii) Home port,
 - (iii) Radio call sign or vessel identification marking that identifies the flag state of the vessel (“Vessel Identification Marking”),
 - (iv) Fishing vessel registration number,
 - (v) Captain or operator's name, if known, and
 - (vi) Vessel length.
 - (c) For Canada, the Seasonal List for the fishing season is expected to be transmitted to the United States by June 15, 2024. For the United States, the Seasonal List for the fishing season is expected to be transmitted to Canada by June 15, 2024. The list of U.S. vessels may be revised during those fishing seasons.
 - (d) With regard to Canada’s Seasonal List, the list is intended to remain fixed for each of the fishing seasons as defined in paragraph 2 of Annex C and thereafter. The Canadian

Government does not intend to add or replace vessels on its Seasonal List during the fishing season except as provided for in paragraph 1(e) or (f).

- (e) In the event of *force majeure* or other exceptional circumstances that occur during the 2024 fishing season, a captain or owner of a vessel on Canada's Seasonal List may make a request to the Canadian Government for the replacement of the captain or owner's vessel by another vessel in that season. If such a request is received by the Canadian Government, the Participants intend to refer the request to an *ad hoc* panel established based on the process in paragraph 1(f) that should approve the request provided that the replacement vessel meets the criteria set out in paragraph 1(f).
 - (f) If a request for vessel replacement by the owner of a Canadian vessel on Canada's Seasonal List is received by the Canadian Government prior to the commencement of the 2024 fishing season, the Participants to this Treaty plan to convene, in a timely manner, an *ad hoc* panel to review the request and determine whether the request is warranted and, if so, to grant the request consistent with the following criteria:
 - The replacement vessel has an enforcement record acceptable to the Participants;
 - The replacement vessel has a history of fishing for albacore tuna in the EEZ of the United States;
 - The replacement vessel is one of the 179 vessels listed on the USA68 list; and
 - The replacement vessel does not exceed the length overall of the original vessel it is replacing.
 - (g) As soon as possible after receipt of the other Participant's Seasonal List, and subject to paragraph 1(f), the receiving Participant is expected to determine whether the list received meets the criteria of paragraph 1(b) and so inform the other Participant in order to enable the albacore fishery to proceed pursuant to the Treaty.
 - (h) Should one Participant object to the inclusion of a particular vessel on the Seasonal List of the other Participant, the two Participants intend to consult. Such objection may be made on the basis that the vessel in question has been involved in serious or repeated fisheries violations or offenses. In the event of consultations, any actions pursuant to paragraph 1(e) with regard to other vessels should not be delayed. Following consultations, the relevant Participant is expected to notify its respective vessels of both Participants' decision that the vessel not be included on the Seasonal List.
2. Each vessel, prior to entering and leaving the EEZ of a Participant is expected, if so requested by that Participant, to inform the appropriate authorities and provide them with the

vessel name, radio call sign or Vessel Identification Marking, captain or operator's name, and the reason why the vessel is in that Participant's EEZ.

3. When in the EEZ of the other Participant, each vessel should have its name and radio call sign or Vessel Identification Marking prominently displayed where they are clearly visible both from the air and from a surface vessel.
4. Each Participant is expected to ensure that its vessels maintain accurate and complete records of catch, effort and other data on report forms provided by their respective governments while fishing pursuant to this Treaty. Each Participant intends to develop a real-time data protocol to report catches by the vessels of one Participant fishing in the EEZ of the other Participant. Any logbooks and related databases maintained by a Participant should be made available to the other Participant regularly for verification purposes, subject to the Participants' respective rules on data confidentiality.
5. In order to obtain better information concerning the stocks of albacore tuna that migrate off the west coasts of the United States and Canada, each vessel engaged in fishing pursuant to the Treaty is expected to provide to its government statistics and other scientific information on its operations in the EEZ of the other Participant. Each Participant intends to provide to the other Participant such information and in particular the amount (weight) and a sampling of biological data of albacore tuna caught by its vessels in the EEZ of the other Participant. Each Participant should provide this information at least 30 days prior to the consultations referred to in paragraph 6. The Participants intend to decide on other specific information to be provided, as well as the forms and procedures for providing such information.
6. The Participants intend to consult, *inter alia*, to:
 - (a) discuss data and information exchanged on albacore tuna fisheries under paragraph 5; and
 - (b) exchange information on their respective conservation and management measures for albacore tuna and on implementation of internationally agreed conservation and management measures applicable to the Participants related to fisheries covered under the Treaty.

Each Participant is expected to also notify the other of the conservation and management laws and regulations applicable to vessels fishing in its EEZ pursuant to Article I(b) of the Treaty.

ANNEX C

1. Each Participant has decided to limit fishing by its respective vessels engaged in fishing for albacore tuna in the EEZ of the other Participant, which is defined in Article I(b) of the Treaty, consistent with the limitation regime (the “Regime”) below. The Regime is defined to include the “fishing seasons” as set out in paragraph 2 and the “port access seasons” as set out in paragraph 3.
2. During the term of the Regime, a “fishing season” is defined as the period of fishing.
3. During the term of the Regime, a “port access season” is defined as the period in which fishing vessels fishing pursuant to the Treaty and this arrangement are authorized to enter the Canadian or American ports as listed in Annex B of the Treaty.
4. For the United States, the fishing season commences, on June 15, 2024 and ends on October 31 of that same year. The port access season commences on June 15, 2024 and ends on December 31 of that same year.
5. For Canada, the fishing season commences on June 15, 2024 and ends on September 15 of that same year. The port access season commences on June 15, 2024 and ends on September 15 of that same year.
6. During the term of the Regime, Canada intends to limit fishing for albacore tuna by its vessels in the EEZ of the United States to 45 troll vessels. The United States intends to limit fishing for albacore tuna by its vessels in the EEZ of Canada to a number of vessels reflective of historical levels.
7.
 - (a) A Participant may discontinue the Regime by providing written notice to the other Participant that during the period of June 15, 2024 to December 31, 2024:
 - (i) an international fisheries management organization with competence over highly migratory species, such as the Inter-American Tropical Tuna Commission, has adopted a fisheries conservation and management measure for North Pacific albacore that requires one or both Participants to adopt a domestic management regime, structure or measure that may not be consistent with or may undermine the implementation of the Regime, or
 - (ii) as a result of domestic fisheries management requirements, regulation or laws, a Participant must put in place measures for managing fisheries on albacore or

associated species that may not be consistent with, or may undermine, the implementation of the Regime.

- (b) Upon such notification, and unless discontinuation of the Regime occurs within 2024, the Regime discontinues 30 days after notification and the Participants intend to consult to consider re-establishment of a reciprocal fishing regime for a subsequent year.
- (c) Unless a Participant notifies the other Participant of its intention to discontinue the Regime consistent with paragraph 7(a), the Regime discontinues on December 31, 2024.

End text