

Vanuatu Proposal Regarding Article 21

8 November 2009

2. When the Commission establishes a total allowable catch or total allowable fishing effort for any fishery resource pursuant to Article 20 paragraph 4 (a) (ii) or (iii), it may, with the express consent of the coastal State Contracting Party or Parties concerned, also take decisions regarding participation in fishing for that resource throughout its relevant range.

3. In taking decisions under paragraph 2, including on allocation of the portion of the total allowable catch or total allowable effort that may be taken in the Convention Area, the Commission shall take into account the historic catch and past and present fishing patterns and practices throughout the relevant range of the fishery resource concerned and the criteria listed in paragraph 1(b) – (j).