

# **Memorandum of Understanding between the American Institute in Taiwan and the Taipei Economic and Cultural Representative Office in the United States Concerning Cooperation in Fisheries and Aquaculture**

## **Basic Instrument**

The basic instrument establishing U.S.-Taiwan cooperation in fisheries and aquaculture is the Memorandum of Understanding (MOU) Between the American Institute in Taiwan (AIT) and the Taipei Economic and Cultural Representative Office (TECRO) in the United States Concerning Cooperation in Fisheries and Aquaculture. The MOU was originally signed by AIT and TECRO on July 30, 2002. Due to its five-year duration, it was renewed for on April 21, 2008. A third renewal of the MOU was signed in June 2013, again for a duration of five years.

## **Members**

The United States and Taiwan

## **Meetings**

The Parties (AIT and TECRO) agreed that their designated representatives will consult periodically, either in the United States or Taiwan.

## **U.S. Representation**

The designated representatives for AIT are the National Marine Fisheries Service (U.S. Department of Commerce), the U.S. Coast Guard (Department of Homeland Security), and the Bureau of Oceans and International Environmental and Scientific Affairs (U.S. Department of State).

## **Description**

The United States began negotiating the MOU between AIT and TECRO in July 2000 to address problems associated with (1) Taiwan's inability, due to its political status as a non-state, to become party to a number of international fisheries treaties and regional organizations, and (2) Taiwan fishermen's involvement in large-scale high seas driftnet fishing activities in the North Pacific Ocean.

Pursuant to the MOU, Taiwan committed to abide by the rules for sustainable fisheries set forth by the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 Relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks and the 1993 FAO Agreement on Promoting Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas. Taiwan also agreed to cooperate with the United States in the implementation of the 1995 FAO Code of Conduct for Responsible Fisheries; and the International Plans of Action for the Management of Fishing Capacity, for the Conservation and Management of Sharks, for Reducing Incidental Catch of Seabirds in Longline Fisheries, and for Preventing, Deterring and Eliminating Illegal, Unreported and Unregulated fishing as adopted by the FAO. Finally, Taiwan committed to continue to cooperate with the United States in the implementation of United Nations General Assembly Resolution 46/215, which calls for a global ban on the use of large-scale high seas driftnets. Taiwan will take action against individuals, corporations and vessels that may engage in large-scale high seas driftnet fishing operations in the North Pacific Ocean. In exchange for the above commitments from Taiwan, the United States agreed to assist Taiwan authorities to participate equitably in global, regional, and subregional fisheries organizations.

The two Parties, through their designated representatives, also agreed to (1) exchange information on fisheries and aquaculture research and relevant scientific reports and publications; (2) conduct joint studies and training programs on fisheries and aquaculture; (3) promote exchange visits of fisheries and aquaculture personnel; and (4) strengthen existing cooperation between fisheries enforcement representatives.

## **Recent Activities**

Representatives of the National Marine Fisheries Service, the U.S. Department of State, the U.S. Coast Guard, and Taiwan met on several occasions during 2012 and 2013 to negotiate renewal of the MOU, with official renewal occurring in June 2013. Ambassador David Balton, DOS, is the lead for the U.S. delegation and James Sha, Director-General of the Fisheries Agency of Taiwan, continues as Head of Delegation for Taiwan. Other negotiators for the U.S. delegation include Bill Gibbons-Fly, DOS, and DAS Russell F. Smith III, NOAA. For Taiwan, Dr. Grace Lih-Fang Lin, TECRO, is a key negotiator and contact. In November 2013, a small DOS and NOAA delegation visited Taiwan to formally recognize the MOU renewal, and in January of 2015 a small delegation again visited Taiwan for amplifying discussions..

The MOU addresses issues relevant to the International Commission for the Conservation of Atlantic Tunas (ICCAT), the Inter-American Tropical Tuna Commission (IATTC), the Western and Central Pacific Fisheries Commission (WCPFC) and the Asia-Pacific Economic Cooperation (APEC) Fisheries Working Group. Other topics include FAO port state measures, data collection, vessel monitoring, fisheries enforcement coordination and cooperation, sharks, seabirds, derelict fishing gear, measures to protect vulnerable marine ecosystems on the high seas, the eastern Taiwan Strait humpback dolphins, and exchange of fisheries personnel. Taiwan's participation in the South Pacific Regional Fisheries Management Organization (SPRFMO), the North Pacific Anadromous Fish Commission (NPAFC), the United Nations Food and Agriculture Organization (FAO), the Indian Ocean Tuna Commission (IOTC) and the North Pacific Ocean regional fisheries management organization is also included.

**Future Meetings:** The MOU is valid for 5 years after the latest signature. As such, the MOU will lapse on 18 June 2018, with renewal negotiations projected to be held throughout 2017 and early 2018. In the meantime, the U.S. and Taiwan will continue to collaborate on fisheries issues through international fora, periodic “report card” reviews covering progress on the MOU and Workplan, and other relevant discussions as determined by DOS and NOAA.

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