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COMM 11 – Report ANNEX 9g

Russian Federation’s statement on jack mackerel

We adhere to the position that the proposal provided by EU and than presented at the Commission on distribution of shares in the total allowable catch of *Trachurus murphyi* between the countries totally ignored relevant provisions of the Article 21 of the Convention.

When taking decisions regarding participation in fishing for any fishery resource, including the allocation of a total allowable catch or total allowable fishing effort, 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) of the Article 21 of the Convention.

Instead, the EU has proposed a proportional reduction in the share of the catch of some countries without taking into account the relevant criteria.

This approach is based on the fact that *Trachurus murphyi* was caught as a result of the transfer of quotas between members, which, according to paragraph 9 of the CMM 01-2022, that could not be the basis for future agreements on the allocation of fishing opportunities. At the same time, the reduction in the *Trachurus murphyi* quota affects countries that were actively fishing since 2017 until current time and, according to most criteria in accordance with Article 21 of the Convention, could have increased their share in percentage.

Once again, it is important to emphasize that such an approach is inconsistent with paragraph 9 of the CMM 01-2022 and the provisions of Article 21 of the Convention.

Russia cannot agree with such an approach, and does not agree to a reduction in the share of its *Trachurus murphyi* quota.

Reduction of the percentage related to *Trachurus murphyi* quota of one member of the Commission without his consent and without taking in to consideration provisions of Article 21 of the Convention in favor of another member demonstrates unjustifiable discrimination in form and in fact, and is inconsistent with the provisions of the Convention.