



DRAFT Comparative table of WTO Fish Subsidies proposals (2016-2017)

Note: The purpose of these table is to provide a general overview of proposals for policy makers. In many cases the language has been simplified in order to fit the purpose.

| | EU | ACP | Latins | LDCs | IC-NZ-PK | Indonesia | Norway |
|-----------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Scope | All proposals make reference to the need to address target 6 of SDG 14 by 2020 with a focus on marine catch | | | | | | |
| Prohibitions on: | No Member shall grant or maintain / the following types of subsidies are prohibited | | | | | | |
| Illegal, Unreported, Unregulated (IUU) | Subsidies in connection to IUU fishing Subsidies to operators if their fishing vessels are included in an IUU vessel list of the Member or <u>any</u> RFMO/As | Subsidies to vessels or operators engaged in IUU fishing Determination under national regulation, national and RFMOs IUU vessel lists | Subsidies to IUU fishing activities identified by the Member (*) or RFMOs subject to criteria (*) Including: a. Vessels flying the flag of that Member; or b. Vessels flying the flag of a third Member when those vessels have been found to engage in IUU fishing activities within waters under national jurisdiction of another Member If more than one vessel, only applicable to the fishing vessel engaged in IUU fishing | Subsidies to IUU fishing operators & vessels identified by the flag State; coastal State; subsidizing Member; or <u>any</u> RFMO All subsidies to vessels or operators engaged in illegal transshipment | Subsidies to IUU fishing, including: operators & vessels identified by <u>any</u> RFMO; or to fishing for stocks managed by an RFMO where the Member or flag State is not a Party | Subsidies relating to IUU fishing (<i>in law or on fact, whether solely or as part of conditions</i>) to any kind of fishing vessels including those flying "flags of convenience" | Subsidies to any kind of vessels or operators engaged in IUU fishing, including those in the IUU list of <u>any</u> RFMO or having operated jurisdictional waters of any Member without the permission during the preceding 5 years |



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| Overcapacity | <p>Subsidies that:</p> <p>a) increase marine fishing capacity or acquisition of equipment</p> <p>b) the construction, importation & transfer of vessels</p> <p>Fuel de- taxation is not covered</p> | <p>Subsidies that contribute to overfishing & overcapacity, provided:</p> <p>i. to Developing countries (DCs) large scale industrial fishing in ABNJ;</p> <p>ii. by developed Members.</p> | <p>Subsidies to increase or maintain capacity marine fishing capacity in ABNJ or where there is no RFMO quota or right</p> | <p>Capacity enhancing subsidies for large scale industrial fishing in ABNJ (does not cover programmers aimed at fulfill RFMO quotas);</p> <p>For the construction, modernization, importation & transfer of fishing vessels or equipment that increases capacity</p> | <p>Subsidies to all fishing related activities in ABNJ</p> | <p>Subsidies (<i>in law or on fact, whether solely or as part of conditions</i>) to construction, modernization, renovation, repair or upgrading of existing fishing vessels, including engine or gear acquisition, any technical or electronic equipment on-board the vessel</p> | |
| Overfishing/ Overfished stocks | <p>Subsidies to fishing <u>negatively affecting overfished & unassessed target stocks</u></p> <p>If insufficient data, stocks are presumed to be in overfished status</p> <p>Illustrative list of subsidies that <u>do not affect</u> targeted fish stocks in overfish conditions (i.e. improve fish management; health, safety of crew; contribute to IUU fishing fight; cessation & shift in activity)</p> | <p>Subsidies to fishing where target stocks are <u>in overfished condition</u> (without exceptions)</p> | <p>Subsidies to fishing <u>stocks that are in an overfished condition</u> (subject to small-scale artisanal provision)</p> <p>Subsidies granted to maintain vessels fishing in ABNJ (unless there is a RFMO quota or right), without returning after an (x) number of days after departure</p> | <p>Subsidies to fishing where stocks are <u>in overfished condition</u></p> | <p>Subsidies to all fishing related activities in ABNJ</p> <p>Subsidies to fishing where stocks are in <u>unassessed or in overfished or conditions</u> (without exceptions)</p> | <p>No reference</p> <p>S&DT exception condition: Member must have underexploited resources</p> | |



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| S&DT & exceptions | <p>LDCs: Exceptions from overcapacity for subsistence fishing</p> <p>DCs & LDCs: exceptions from overcapacity subject to management & sustainability conditions</p> <p>Developing countries with big share in capture to refrain using flexibilities</p> <p>Transitional periods</p> | <p>LDC exceptions from overfishing & overcapacity prohibitions</p> <p>DCs: exceptions for subsistence, small scale & artisanal fishing (SSSAF); exploiting stocks within EEZs or RFMO's quotas</p> <p>Transitional periods for countries not engaged in large scale industrial distant water fishing</p> | <p>Exception for small scale fishers under national jurisdiction</p> <p>Transitional periods</p> | <p>LDCs: exceptions from overfishing & overcapacity</p> <p>DCs: exceptions for overfishing & overcapacity for: artisanal, small scale, subsistence & livelihood; fish stocks exclusively within EEZ; RFMO quotas</p> <p>Disciplines do not impede LDCs ability to develop & diversify</p> <p>Transitional periods</p> | <p>Appropriate S&DT that does not undermine effectiveness of disciplines</p> | <p>DC exceptions from non-IUU prohibitions & ASCM:</p> <p>unconditional exception for artisanal fisheries;</p> <p>exception for small scale fisheries & fisheries within EEZs or RFMO quotas subject to management & sustainability conditions</p> | |
| Stand still | No | No | No | No | Yes | No | |
| Transparency | SCM plus. Enhanced notification for all Members | Notification of prohibited subsidies | SCM plus. Enhanced notification for all Members | SCM plus. Enhanced notification for non-LDCs | SCM plus. Enhanced notification for all Members | No reference | |
| Review | Review of S&DT after 10 years | No | Annual review of implementation | Annual review of implementation | Agreement review after 3 years & of implementation biannually | No | |
| Capacity Building | No reference | To DCs, SVEs and LDCs | To DCs and LDCs | DCs and LDCs upon request | Yes, provided it does not undermine disciplines | DCs and LDCs upon request | |
| Definitions | Subsidy, IUU, fishing, fishing vessel, fishing related activities, overfished, operator & subsistence fishing | Subsidy, IUU, fishing, operator, overfished; SSSAF ; large-scale industrial fishing | IUU, vessel, operator, fishing, overfished, SSSAF | IUU , fishing vessel, operator, overfished, SSSAF, aquaculture, EEZs | IUU , fishing, fishing related activity, operator & overfished | IUU , fishing related activities, subsidy, capture fisheries (marine & inland), SSSAF | |