

**Council**

**CNL(07)48**

***Resolution by NASCO Regarding a Performance Review of the Organization***

***Proposal by the United States***

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TAKING INTO ACCOUNT the fact that NASCO initiated an extensive and public performance review of the Organization in 2004, prior to the 2006 UN Resolution 61/105 which urges States through their participation in Regional Fisheries Management Organizations (RFMOs) to undertake, on an urgent basis, performance reviews of those RFMOs; and

NOTING the full engagement of NASCO and its Contracting Parties in implementing changes consistent with the recommendations of the “Next Steps” performance review process, and the need to proceed with full development of the Implementation Plans and Focus Area Reviews;

It is agreed that:

1. The Secretariat will provide the following information for consideration by the Council at the 2008 Annual Meeting:
  - a. a summary document that describes the Next Steps process, including identification of all components of the performance review, including the Task Force and use of public stakeholder meetings; and
  - b. available information on the process and results of performance reviews conducted by other RFMOs.
2. Prior to the 2009 Annual Meeting, the Secretariat will provide a comparison of the Next Steps performance review process and outcomes, with the attached provisional list of criteria developed more generally for reviews by RFMOs, including identification of gaps and areas where the NASCO review exceeds the attached criteria. In addition, any updates or new information on the process and results of performance reviews conducted by other RFMOs.
3. At the 2009 Annual Meeting, the Council will review the information provided in items 1 and 2 above and determine any areas that need additional attention, which could include the development of additional performance review criteria. The results of this analysis will inform the development of draft Terms of Reference for the next performance review.
4. At the 2010 Annual Meeting, NASCO will finalize the Terms of Reference for the next performance review. These Terms of Reference will take account of the comparison conducted in 2009 and the experience gained by having completed the three Focus Area reviews in 2010. The Terms of Reference will also assess the adequacy of human and financial resources allocated to the Secretariat to accomplish the work resulting from the decisions of the Council and the Commissions, and duties arising from the Convention.

5. At the 2010 Annual Meeting of NASCO, a Review Panel will be created composed of a representative from 3 Parties to NASCO, a representative from a NASCO NGO observer, and 3 external experts with scientific, fisheries management and legal experience. The external experts shall be internationally recognized, but not be involved with, or have experience of working with, NASCO.
  - a. The Review Panel will select a Chairperson.
  - b. The NASCO Secretariat will provide logistical support to the Review Panel and shall not be a member of the Panel.
  - c. Travel and accommodation costs for the participation in the Review Panel meetings and for external experts and the NASCO NGO representative shall be borne by NASCO. NASCO Parties shall bear the costs of their own representatives participating in the Review Panel proceedings.
  - d. The Report of the Review and assessment of the Review Panel shall be communicated by the Panel Chairperson in advance of the 2011 Annual Meeting to the President and Executive Secretary of NASCO. It shall be distributed to Parties and observers and shall be placed on the NASCO website.