

## Annex R

# Proposed Amendments to the Scientific Committee Rules of Procedure

### INTRODUCTION

The Committee (initially through a working group chaired by DeMaster and comprising Brockington, Donovan, Double, Fortuna, Goodman, Moronuki, Muraki, Okazoe, Rendell and Rodríguez-Fonseca) considered a series of changes to the Scientific Committee's Rules of Procedure which were proposed through Resolution 2014-4.

*Inter alia*, this Resolution:

FORWARDS to the Scientific Committee the proposed amendments to the Rules of Procedures of the Scientific Committee in Annex III for their consideration, with a view to adopting amended rules at the Commission's next meeting after considering advice from the Scientific Committee.

In considering changes to the SC's Rules of Procedure, it was noted that changes to the Commission's Rules of Procedure relating to the Scientific Committee were also introduced through Resolution 2014-4. These changes to the Commission's Rule M.4 and to the Financial Regulations are as follows:

#### M. Committees

4. (a) The Scientific Committee shall review the current scientific and statistical information with respect to whales and whaling, shall review current scientific research programmes of Governments, other international organisations or of private organisations, shall review the scientific permits and scientific programmes for which Contracting Governments plan to issue scientific permits, ***shall review current and potential threats and methods to mitigate them in order to maintain cetacean populations at viable levels, shall provide conservation and management advice where appropriate***, shall consider such additional matters as may be referred to it by the Commission or by the Chair of the Commission, and shall submit reports and recommendations to the Commission.

(b) Any ad hoc committee, sub-committee or working group established to provide scientific advice shall report to the Scientific Committee, which shall review the report of such committee, sub-committee or working group, and, as appropriate, make its own recommendations on the subject matter.

#### Financial Regulations

#### C. General Financial Arrangements

1. There shall be established a Research Fund and a General Fund, and a Voluntary Fund for Small Cetaceans.

(a) The Research Fund shall be credited with voluntary contributions and any such monies as the Commission may allocate for research and scientific investigation and charged with specific expenditure of this nature. ***The Research Fund shall have a balanced distribution among activities, defined according to conservation priorities and the work of the Commission, including small cetaceans.***

(b) The General Fund shall, subject to the establishment of any other funds that the Commission may determine, be credited or charged with all other income and expenditure.

(c) The details of the Voluntary Fund for Small Cetaceans are given in Appendix 1.

The General Fund shall be credited or debited with the balance on the Commission's Income and Expenditure Account at the end of each financial year.

### COMMITTEE PROPOSALS

A clean version of the combined Commission and the Committee's proposals are set out below (only paragraphs with suggested changes are shown).

Modifications from the Commission's original suggestions are explained through track changes in Table 1.

### TERMS OF REFERENCE

The Scientific Committee, established in accordance with the Commission's Rule of Procedure M.1, has the general terms of reference defined in Rule of Procedure M.4.

In this regard, the duties of the Scientific Committee are the scientific investigation of cetaceans and their environment, leading to assessment of the status of stocks<sup>1</sup> and the impact of direct catches and any other human-induced mortality or threats upon them, and so to provide conservation and management advice on stocks and the regulation/mitigation of lethal and of non-lethal human activities. This can be defined in the following terms for the Scientific Committee to:

Encourage, recommend, or if necessary, organise studies and investigations related to whales and whaling [Convention Article IV.1(a)]

Collect and analyse statistical information concerning the current condition and trend of whale stocks and the effects of whaling activities on them [Article IV.1 (b)]

Study, appraise, and disseminate information concerning methods of maintaining and increasing the population of whale stocks [Article IV.1 (c)]

Provide scientific findings on which amendments to the Schedule shall be based to carry out the objectives of the Convention and to provide for the conservation, development and optimum utilisation of the whale resources [Article V.2 (a) and (b)]

Publish reports of its activities and findings [Article IV.2]  
Review current threats and methods to mitigate them in order to maintain populations at viable levels [i.e. Rule of Procedure M.4]

Provide conservation and management advice [i.e. Rule of Procedure M.4; Rep. int. Whal. Commn 31:30-31; ARIWC 1998:46; 2003:58]

Receive, review and comment on Special Permits issued for scientific research [i.e. Article VIII.3 and Schedule paragraph 30]

Review research programmes of Contracting Governments and other bodies [Rule of Procedure M.4]

### A. Membership and Observers

5. Any non-governmental organisation accredited by the Commission under its Rule of Procedure C.1(b) may nominate a scientifically qualified observer to be present at meetings of the Scientific Committee. Any such nomination should reach the Secretary 45 days before the meeting and should specify the scientific qualifications and relevant experience of the nominee. The Chair of the Scientific Committee shall decide upon

<sup>1</sup>The Scientific Committee takes the term 'stocks' herein to include *inter alia* populations and other units of conservation/management of interest.

the acceptability of any nomination but may reject it only after consultation with the Chair and Vice-Chair of the Commission. Observers admitted under this rule may submit documents in accordance with Rule E of the Scientific Committee, participate in discussion and have access to all meeting documents.

### C. Organisation

1. The Scientific Committee shall include standing sub-committees and working groups by area or species, or other subjects, and a standing sub-committee on small cetaceans. The Committee shall decide at each meeting on sub-committees for the coming year.
2. The sub-committees and working groups shall prepare the basic documents, *inter alia*, on the identification, status and trends of stocks, including biological parameters, threats, mitigation measures and related matters as necessary, for the early consideration of the full Committee.
3. The sub-committees shall concentrate their efforts on stocks which are currently exploited, or for which exploitation is under consideration, or for which there is concern over their status:
4. The Chair may appoint other sub-committees as appropriate.
5. The Committee shall elect from among its members a Chair and Vice-Chair who will normally serve for a period of three years. They shall take office at the conclusion of the annual meeting at which they are elected. The Vice-Chair shall act for the Chair in his/her absence.

The election process shall be undertaken by the heads of national delegations who shall consult widely before nominating candidates. The Vice-Chair will become Chair at the end of his/her term (unless he/she declines), and a new Vice-Chair will then be elected. If the Vice-Chair declines to become Chair, then a new Chair must also be elected. If the election of the Chair or Vice-Chair is not by consensus, a vote shall be conducted by the Secretary and verified by the current Chair. A simple majority shall be decisive. In cases where a vote is tied, the Chair shall have the casting vote. If requested by a head of delegation, the vote shall proceed by secret ballot. In these circumstances, the results shall only be reported in terms of which nominee received the most votes and the vote counts shall not be reported or retained.

### E. Scientific Papers and Documents

4. Scientific and Working Papers.
  - (a) Any scientist may submit a scientific paper for consideration by the Committee. The format and submission procedure shall be in accordance with guidelines established by the Secretariat with the concurrence of the Committee. Papers published elsewhere may be distributed to Committee members for information as relevant to specific topics under consideration.

- (b) Scientific papers will be considered for discussion and inclusion in the papers of the Committee only if the paper is received by the Secretariat on or by the first day of the annual Committee meeting, intersessional meeting or any sub-group. Exceptions to this rule can be granted by the Chair of the Committee where there are exceptional extenuating circumstances.
- (c) Working papers will be distributed for discussion only if prior permission is given by the Chair of the committee or relevant sub-group. They will be archived only if they are appended to the meeting report.
- (d) The Scientific Committee may receive and consider unpublished scientific documents from non-members of the Committee (including observers) and may invite them to introduce their documents at a meeting of the Committee provided that they are received under the same conditions (with regard to timing etc.) that apply to members.
- (e) <sup>2</sup>[Papers submitted under Rule of Procedure 4(a) must be scientific in character and shall not contain statements that defame any participating organization or person, or cause serious offence to any government<sup>3</sup>] or [Papers submitted under the Rule of Procedure 4(a) must be based on science and facts and shall not contain disrespectful statements to any participating person, organisation or government] or [no insertion].

### G. Financial Support for Research Proposals

1. The Scientific Committee shall identify research needs.
2. It shall consider unsolicited research proposals seeking financial support from the Commission to address these needs. A sub-committee shall be established to review and rank research proposals received 4 months in advance of the Annual Meeting and shall make recommendations to the full Committee.
3. The Scientific Committee shall recommend priority research proposals for Commission financial support as it judges best meet Commission priorities as communicated in the Scientific Committee's workplan.

### H. Availability of data

#### 4. Accredited persons

Accredited persons are those scientists defined under sections A.1, 2, 3, 5 and 6 of the Rules of Procedure of the Scientific Committee. Invited participants are also considered as 'accredited' during the inter-sessional period following the meeting which they attend.

In addition, Annex 1 contains the list of specific topics of current concern to the Commission. The working group propose this list of topics be removed from the Rules of Procedure and placed instead at the start of the Committee's biennial workplan.

<sup>2</sup>Guidance sought from the Commission as to whether any sort of statement is needed, and if needed, whether the statement should be similar in nature to the Code of Conduct for non-governmental organisations.

<sup>3</sup>Same text as found in the Code of Conduct for non-governmental organisations.

Table 1

Explanation of proposed changes to the Scientific Committees Rules of Procedure.  
 The first column of Table 1 records changes proposed by the Commission through Resolution 2014-4.  
 The middle column presents consensus recommendations from the Committee in track changes.

Amendments to the Rules of Procedure proposed by the Commission through 2014-4	Amendments to the Rules of Procedure proposed by the Working Group following consideration of the Commission's proposals.	Comments
<p>The Scientific Committee, established in accordance with the Commission's Rule of Procedure M.1, has the general terms of reference defined in Rule of Procedure M.4.</p> <p>In this regard, the DUTIES of the Scientific Committee, can be seen as a progression from the scientific investigation of whales and their environment, leading to assessment of the status of the whale stocks and the impact of <i>direct</i> catches <b>and any other non-direct removal threats</b> upon them, and then to provision of <i>conservation and management advice on cetacean stocks and the regulation of lethal and non-lethal whaling activities</i>. This can be defined in the following terms for the Scientific Committee to:</p> <p>Encourage, recommend, or if necessary, organise studies and investigations related to whales and whaling [Convention Article IV.1(a)]</p> <p>Collect and analyse statistical information concerning the current condition and trend of whale stocks and the effects of whaling activities on them [Article IV.1 (b)]</p> <p>Study, appraise, and disseminate information concerning methods of maintaining and increasing the population of whale stocks [Article IV.1 (c)]</p> <p>Provide scientific findings on which amendments to the Schedule shall be based to carry out the objectives of the Convention and to provide for the conservation, development and optimum utilisation of the whale resources [Article V.2 (a) and (b)]</p> <p>Publish reports of its activities and findings [Article IV.2]</p> <p>In addition, specific FUNCTIONS of the Scientific Committee are to:</p> <p><i>Review current threats and methods to mitigate them in order to maintain cetacean populations at viable levels [Rule of Procedure M.4]</i></p> <p><i>Provide conservation and management advice [Rule of Procedure M.4; Rep. int. Whal. Commn 31:30-31; ARIWC 1998:46; 2003:58]</i></p> <p>Receive, review and comment on Special Permits issued for scientific research [Article VIII.3 and Schedule paragraph 30]</p> <p>Review research programmes of Contracting Governments and other bodies [Rule of Procedure M.4]</p>	<p>The Scientific Committee, established in accordance with the Commission's Rule of Procedure M.1, has the general terms of reference defined in Rule of Procedure M.4.</p> <p>In this regard, the <del>DUTIES</del> <i>duties</i> of the Scientific Committee, <del>can be seen as a progression from</del> <i>are</i> the scientific investigation of <del>whales</del> <i>cetaceans</i> and their environment, leading to assessment of the status of <del>the whale stocks</del><sup>4</sup> and the impact of <i>direct</i> catches <b>and any other human-induced mortality or non-direct removal threats</b> upon them, and <del>then so to provision</del> <i>provide</i> of <i>conservation and management advice on cetacean stocks and the regulation/mitigation of the regulation of lethal and of non-lethal whaling human activities</i>. This can be defined in the following terms for the Scientific Committee to:</p> <p>Encourage, recommend, or if necessary, organise studies and investigations related to whales and whaling [Convention Article IV.1(a)]</p> <p>Collect and analyse statistical information concerning the current condition and trend of whale stocks and the effects of whaling activities on them [Article IV.1 (b)]</p> <p>Study, appraise, and disseminate information concerning methods of maintaining and increasing the population of whale stocks [Article IV.1 (c)]</p> <p>Provide scientific findings on which amendments to the Schedule shall be based to carry out the objectives of the Convention and to provide for the conservation, development and optimum utilisation of the whale resources [Article V.2 (a) and (b)]</p> <p>Publish reports of its activities and findings [Article IV.2]</p> <p><del>In addition, specific FUNCTIONS of the Scientific Committee are to include:</del></p> <p><i>Review current threats and methods to mitigate them in order to maintain cetacean populations at viable levels [e.g. i.e. Rule of Procedure M.4]</i></p> <p><i>Provide conservation and management advice [e.g. i.e. Rule of Procedure M.4; Rep. int. Whal. Commn 31:30-31; ARIWC 1998:46; 2003:58]</i></p> <p>Receive, review and comment on Special Permits issued for scientific research [<del>e.g. i.e.</del> Article VIII.3 and Schedule paragraph 30]</p> <p>Review research programmes of Contracting Governments and other bodies [Rule of Procedure M.4]</p>	<p>The Committee proposed that this sentence is no longer necessary.</p>

<sup>4</sup>The Scientific Committee takes the term 'stocks' herein to include *inter alia* populations and other units of conservation/management of interest.

<p>SPECIFIC TOPICS of current concern to the Commission include:</p> <p>Comprehensive Assessment of whale stocks [<i>Rep. int. Whal. Commn</i>34:30; 44:32; 45:48; <i>ARIWC 1999:55; 2000:57; 2001AnnexC:2; 2001AnnexC:4; 2003:103; 2004:66</i>]</p> <p>Implementation of the Revised Management Procedure [<i>Rep. int. Whal. Commn</i>42:47-48; 43:40; 45:43-44; 46:45-46; 47:51; 48:47; <i>ARIWC 1998:42; 1999:55</i>]</p> <p>Assessment of stocks subject to aboriginal subsistence whaling and <i>Aboriginal Subsistence Whaling Management Procedure</i> [Schedule paragraph 13(b); <i>Rep. int. Whal. Commn</i>45:42-43; <i>ARIWC 1998:42; 2004:66</i>]</p> <p>Development of the Aboriginal Subsistence Whaling Management Procedure [<i>Rep. int. Whal. Commn</i>45:42-3]</p> <p>Effects of environmental change on cetaceans [<i>Rep. int. Whal. Commn</i>32:37; 43:39-40; 44:35; 45:49; 47:52; 48:47; <i>ARIWC 1998:43-44; 1999:53; 1999:53-54; 2000:56-57; 2001AnnexC:5; 2003:103; 2009:95; 2012:77</i>]</p> <p>Scientific aspects of wWhale sanctuaries [<i>Rep. int. Whal. Commn</i>30:34; 33:21-2; 43:41; 45:63; <i>ARIWC 1998:42-43; 2002:89</i>]</p> <p>Scientific aspects of sSmall cetaceans [<i>Rep. int. Whal. Commn</i>31:31; 41:48; 42:48; 43:51; 44:31-32; 45:41-42; 47:49-50; 48:49; <i>ARIWC 1998:43-44; 1999:55-56; 2001AnnexC:2-3; 2001AnnexC:6; 2001AnnexC:7</i>]</p> <p>Scientific aspects of wWhalewatching [<i>Rep. int. Whal. Commn</i>45:49-50; 47:48]</p> <p><i>Human induced mortality</i> [<i>ARIWC 1998:42; 1998:43-44; 1999:55; 2001AnnexC:2-3</i>]</p> <p><i>Special permits</i> [<i>Rep. int. Whal. Commn</i>45:46; 46:46-47; <i>ARIWC 1998:43; 1999:52-53; 2003:103; 2005:66</i>]</p> <p><i>DNA</i> [<i>ARIWC 1999:55</i>]</p> <p><i>Stock definition</i> [<i>ARIWC 1999:55</i>]</p> <p>(...)</p> <p><b>A. Membership and Observers</b></p> <p>5. Any non-governmental organisation sending an accredited observer to a meeting of the Commission may nominate a scientifically qualified observer to be present at meetings of the Scientific Committee. <del>Any such nomination must reach the Secretary not less than 60 days before the start of the meeting in question and must specify the scientific qualifications and relevant experience of the nominee.</del> The Chair of the Scientific Committee shall decide upon the acceptability of any nomination but may reject it only after consultation with the Chair and Vice-Chair of the Commission. <del>Observers admitted under this rule shall not participate in discussions but the papers and documents of the Scientific Committee shall be made available to them at the same time as to members of the Committee. They may present and discuss documents and papers for consideration by the Scientific Committee, participate on sub-committees, and they shall receive all Committee documents and papers.</del></p> <p>(...)</p>	<p>SPECIFIC TOPICS of current concern to the Commission include:</p> <p>Comprehensive Assessment of whale stocks [<i>Rep. int. Whal. Commn</i>34:30; 44:32; 45:48; <i>ARIWC 1999:55; 2000:57; 2001AnnexC:2; 2001AnnexC:4; 2003:103; 2004:66</i>]</p> <p>Implementation of the Revised Management Procedure [<i>Rep. int. Whal. Commn</i>42:47-48; 43:40; 45:43-44; 46:45-46; 47:51; 48:47; <i>ARIWC 1998:42; 1999:55</i>]</p> <p>Assessment of stocks subject to aboriginal subsistence whaling <del>including development and implementations of the and Aboriginal Subsistence Whaling Management Procedure</del> [Schedule paragraph 13(b); <i>Rep. int. Whal. Commn</i>45:42-43; <i>ARIWC 1998:42; 2004:66</i>]</p> <p>Development of the Aboriginal Subsistence Whaling Management Procedure [<i>Rep. int. Whal. Commn</i>45:42-3]</p> <p>Effects of environmental change on cetaceans [<i>Rep. int. Whal. Commn</i>32:37; 43:39-40; 44:35; 45:49; 47:52; 48:47; <i>ARIWC 1998:43-44; 1999:53; 1999:53-54; 2000:56-57; 2001AnnexC:5; 2003:103; 2009:95; 2012:77</i>]</p> <p>Scientific aspects of wWhale sanctuaries [<i>Rep. int. Whal. Commn</i>30:34; 33:21-2; 43:41; 45:63; <i>ARIWC 1998:42-43; 2002:89</i>]</p> <p>Scientific aspects of sSmall cetaceans [<i>Rep. int. Whal. Commn</i>31:31; 41:48; 42:48; 43:51; 44:31-32; 45:41-42; 47:49-50; 48:49; <i>ARIWC 1998:43-44; 1999:55-56; 2001AnnexC:2-3; 2001AnnexC:6; 2001AnnexC:7</i>]</p> <p>Scientific aspects of wWhalewatching [<i>Rep. int. Whal. Commn</i>45:49-50; 47:48]</p> <p><del><i>Human induced mortality other than direct hunting</i></del> [<del><i>ARIWC 1998:42; 1998:43-44; 1999:55; 2001AnnexC:2-3</i></del>]</p> <p><del><i>Special permits</i></del> [<del><i>Rep. int. Whal. Commn</i>45:46; 46:46-47; <i>ARIWC 1998:43; 1999:52-53; 2003:103; 2005:66</i></del>]</p> <p><del><i>DNA</i></del> [<del><i>ARIWC 1999:55</i></del>]</p> <p><del><i>Stock definition</i></del> [<del><i>ARIWC 1999:55</i></del>]</p> <p>(...)</p> <p><b>A. Membership and Observers</b></p> <p>5. Any non-governmental organisation <del>sending an accredited observer to a meeting of the Commission</del> <u>accredited by the Commission under its Rule of Procedure C.1(b)</u> may nominate a scientifically qualified observer to be present at meetings of the Scientific Committee. Any such nomination <del>must</del> <u>should</u> reach the Secretary <del>not less than 60 days before the start of the meeting in question and</del> <u>45 days not less than 60 days before the start of the meeting in question and</u> <del>must</del> <u>should</u> specify the scientific qualifications and relevant experience of the nominee. The Chair of the Scientific Committee shall decide upon the acceptability of any nomination but may reject it only after consultation with the Chair and Vice-Chair of the Commission. <del>Observers admitted under this rule shall not participate in discussions but the papers and documents of the Scientific Committee shall be made available to them at the same time as to members of the Committee.</del> <u>Observers admitted under this rule may submit working documents in accordance with Rule E of the Scientific Committee, shall not participate in discussions and have access to all meeting documents.</u></p> <p>(...)</p>	<p>The Committee proposed that this section would be more effectively located in the introduction to the Committee's biennial work plan.</p> <p>A draft form of the text for inclusion in the work plan (with a unified set of references) is given at Annex 1 below.</p> <p>It is suggested that after each Commission meeting the Secretary should suggest text to update the list of relevant resolutions as listed in the work plan.</p>
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<p><b>C. Organisation</b></p> <p>1. The Scientific Committee shall include standing sub-committees and working groups by area or species, or other subjects, and a standing sub-committee on small cetaceans. The Committee shall decide at each meeting on sub-committees for the coming year.</p> <p>2. The sub-committees and working groups shall prepare the basic documents, <i>inter alia</i>, on the identification, status and trends of stocks, including biological parameters, <i>threats, mitigation measures</i> and related matters as necessary, for the early consideration of the full Committee.</p> <p>3. The sub-committees shall concentrate their efforts on stocks of large cetaceans, particularly those which are currently exploited, or for which exploitation is under consideration, or for which there is concern over their status. <del>but they may examine matters relevant to all cetaceans where appropriate.</del></p> <p>4. The Chair may appoint other sub-committees as appropriate.</p> <p>5. The Committee shall elect from among its members a Chair and Vice-Chair who will normally serve for a period of three years. They shall take office at the conclusion of the annual meeting at which they are elected. The Vice-Chair shall act for the Chair in his/her absence.</p> <p>The election process shall be undertaken by the heads of national delegations who shall consult widely before nominating candidates<sup>2</sup>. The Vice-Chair will become Chair at the end of his/her term (unless he/she declines), and a new Vice-Chair will then be elected. If the Vice-Chair declines to become Chair, then a new Chair must also be elected. If the election of the Chair or Vice-Chair is not by consensus, a vote shall be conducted by the Secretary and verified by the current Chair. A simple majority shall be decisive. In cases where a vote is tied, the Chair shall have the casting vote. If requested by a head of delegation, the vote shall proceed by secret ballot. In these circumstances, the results shall only be reported in terms of which nominee received the most votes and the vote counts shall not be reported or retained.</p> <p>(...)</p> <p><b>E. Scientific Papers and Documents</b></p> <p>(...)</p> <p>4. Scientific and Working Papers.</p> <p>(a) Any scientist may submit a scientific paper for consideration by the Committee. The format and submission procedure shall be in accordance with guidelines established by the Secretariat with the concurrence of the Committee. Papers published elsewhere may be distributed to Committee members for information as relevant to specific topics under consideration.</p> <p>(b) Scientific papers will be considered for discussion and inclusion in the papers of the Committee only if the paper is received by the Secretariat on or by the first day of the annual Committee meeting, intersessional meeting or any sub-group. Exceptions to this rule can be granted by the Chair of the Committee where there are exceptional extenuating circumstances.</p> <p>(c) Working papers will be distributed for discussion only if prior permission is given by the Chair of the committee or relevant sub-group. They will be archived only if they are appended to the meeting report.</p> <p>(d) The Scientific Committee may receive and consider unpublished scientific documents from non-members of the Committee (including observers) and may invite them to introduce their documents at a meeting of the Committee provided that they are received under the same</p>	<p><b>C. Organisation</b></p> <p>1. The Scientific Committee shall include standing sub-committees and working groups by area or species, or other subjects, and a standing sub-committee on small cetaceans. The Committee shall decide at each meeting on sub-committees for the coming year.</p> <p>2. The sub-committees and working groups shall prepare the basic documents, <i>inter alia</i>, on the identification, status and trends of stocks, including biological parameters, <i>threats, mitigation measures</i> and related matters as necessary, for the early consideration of the full Committee.</p> <p>3. The sub-committees shall concentrate their efforts on stocks of large cetaceans, particularly those which are currently exploited, or for which exploitation is under consideration, or for which there is concern over their status. <del>but they may examine matters relevant to all cetaceans where appropriate.</del></p> <p>4. The Chair may appoint other sub-committees as appropriate.</p> <p>5. The Committee shall elect from among its members a Chair and Vice-Chair who will normally serve for a period of three years. They shall take office at the conclusion of the annual meeting at which they are elected. The Vice-Chair shall act for the Chair in his/her absence.</p> <p>The election process shall be undertaken by the heads of national delegations who shall consult widely before nominating candidates. The Vice-Chair will become Chair at the end of his/her term (unless he/she declines), and a new Vice-Chair will then be elected. If the Vice-Chair declines to become Chair, then a new Chair must also be elected. If the election of the Chair or Vice-Chair is not by consensus, a vote shall be conducted by the Secretary and verified by the current Chair. A simple majority shall be decisive. In cases where a vote is tied, the Chair shall have the casting vote. If requested by a head of delegation, the vote shall proceed by secret ballot. In these circumstances, the results shall only be reported in terms of which nominee received the most votes and the vote counts shall not be reported or retained.</p> <p>(...)</p> <p><b>E. Scientific Papers and Documents</b></p> <p>(...)</p> <p>4. Scientific and Working Papers.</p> <p>(a) Any scientist may submit a scientific paper for consideration by the Committee. The format and submission procedure shall be in accordance with guidelines established by the Secretariat with the concurrence of the Committee. Papers published elsewhere may be distributed to Committee members for information as relevant to specific topics under consideration.</p> <p>(b) Scientific papers will be considered for discussion and inclusion in the papers of the Committee only if the paper is received by the Secretariat on or by the first day of the annual Committee meeting, intersessional meeting or any sub-group. Exceptions to this rule can be granted by the Chair of the Committee where there are exceptional extenuating circumstances.</p> <p>(c) Working papers will be distributed for discussion only if prior permission is given by the Chair of the committee or relevant sub-group. They will be archived only if they are appended to the meeting report.</p> <p>(d) The Scientific Committee may receive and consider unpublished scientific documents from non-members of the Committee (including observers) and may invite them to introduce their documents at a meeting of the Committee provided that they are received under the same</p>	<p>The Committee agreed on the Commission proposed changes in this section.</p>
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<p>conditions (with regard to timing etc.) that apply to members.</p> <p>(...)</p> <p><b>G. Financial Support for Research Proposals</b></p> <p>1. The Scientific Committee shall identify research needs.</p> <p>2. It shall consider unsolicited research proposals seeking financial support from the Commission to address these needs. A sub-committee shall be established to review and rank research proposals received 4 months in advance of the Annual Meeting and shall make recommendations to the full Committee.</p> <p>3. The Scientific Committee shall recommend in priority order those research proposals for Commission financial support as it judges best meet its objectives, <i>giving priority to the conservation status of cetacean stocks.</i></p> <p>(...)</p> <p><b>H. Availability of data</b></p> <p>4. Accredited persons</p> <p>Accredited persons are those scientists defined under sections A.1, 2, 3, 5 and 6 of the Rules of Procedure of the Scientific Committee. Invited participants are also considered as ‘accredited’ during the inter-sessional period following the meeting which they attend.</p>	<p>conditions (with regard to timing etc.) that apply to members.</p> <p><u><i>e<sup>5</sup></i></u> <u><i>[Papers submitted under Rule of Procedure 4(a) must be scientific in character and shall not contain statements that defame any participating organization or person, or cause serious offence to any government<sup>6</sup>] or [Papers submitted under the Rule of Procedure 4(a) must be based on science and facts and shall not contain disrespectful statements to any participating person, organisation or government] or [no insertion]</i></u></p> <p>(...)</p> <p><b>G. Financial Support for Research Proposals</b></p> <p>1. The Scientific Committee shall identify research needs.</p> <p>2. It shall consider unsolicited research proposals seeking financial support from the Commission to address these needs. A sub-committee shall be established to review and rank research proposals received 4 months in advance of the Annual Meeting and shall make recommendations to the full Committee.</p> <p>3. The Scientific Committee shall recommend <del>in</del> priority order those research proposals for Commission financial support as it judges best meet <del>its</del> objectives <u><i>Commission priorities as communicated in the Scientific Committee’s workplan.</i></u></p> <p>(...)</p> <p><b>H. Availability of data</b></p> <p>4. Accredited persons</p> <p>Accredited persons are those scientists defined under sections A.1, 2, 3, 5 and 6 of the Rules of Procedure of the Scientific Committee. Invited participants are also considered as ‘accredited’ during the inter-sessional period following the meeting which they attend.</p>	<p>The Committee seeks guidance on a proposed new Rule E. 4 (e).</p> <p>This text is drawn, in part, from the NGO code of conduct.</p>
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<sup>5</sup>Guidance sought from the Commission as to whether any sort of statement is needed, and if needed, whether the statement should be similar in nature to the Code of Conduct for Non-Governmental Organisations.

<sup>6</sup>Same text as found in the Code of Conduct for Non-Governmental Organisations.

## ANNEX 1. SPECIFIC TOPICS OF CURRENT CONCERN TO THE COMMISSION

The Scientific Committee recommends that the list of specific topics of current concern to the Commission is removed from its Rules of Procedure, and instead placed in its biennial work plan.

### SPECIFIC TOPICS OF CURRENT CONCERN TO THE COMMISSION INCLUDE:

#### Comprehensive Assessment of whale stocks

- International Whaling Commission. 1984. Chairman's Report of the Thirty-Fifth Annual Meeting, Appendix 2. Resolution on the framework of a comprehensive assessment of whale stocks. *Rep. int. Whal. Commn* 34:30.
- International Whaling Commission. 1994. Chairman's Report of the Forty-Fifth Annual Meeting, Appendix 5. Resolution on research related to conservation of large baleen whales in the southern oceans. *Rep. int. Whal. Commn* 44:32.
- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 13, IWC Resolution 1994-12. Resolution on promotion of research related to conservation of large baleen whales in the Southern Oceans. *Rep. int. Whal. Commn* 45:48.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 8. IWC Resolution 1999-7. Resolution on small populations of highly endangered whales. *Ann. Rep. Int. Whaling Comm.* 1999:55.
- International Whaling Commission. 2001. Chairman's Report of the Fifty-Second Annual Meeting, Appendix 1. Resolutions adopted during the 52nd annual meeting. IWC Resolution 2000-9. Resolution on conservation of freshwater cetaceans. *Ann. Rep. Int. Whaling Comm.* 2000:57.
- International Whaling Commission. 2002. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-3. Resolution on western North Pacific gray whales. *Ann. Rep. Int. Whaling Comm.* 2001:55.
- International Whaling Commission. 2002. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-4. Resolution on the incidental capture of cetaceans. *Ann. Rep. Int. Whaling Comm.* 2001:55-56.
- International Whaling Commission. 2004b. Chair's Report of the Fifty-Fifth Annual Meeting, Annex G. Resolution 2003-3 Adopted during the 55th Annual Meeting. Southern Hemisphere minke whales and Special Permit whaling. *Ann. Rep. Int. Whaling Comm.* 2003:103.
- International Whaling Commission. 2005. Chair's Report of the Fifty-sixth Annual Meeting, Annex C. Resolutions Adopted during the 56th Annual Meeting. Resolution 2004-1. Resolution on the Western North Pacific Gray Whale. *Ann. Rep. Int. Whaling Comm.* 2004:66.

#### Implementation of the Revised Management Procedure

- International Whaling Commission. 1992. Chairman's Report of the Forty-Third Meeting, Appendix 4. Resolution on the Revised Management Procedure. *Rep. int. Whal. Commn* 42:47-48.
- International Whaling Commission. 1993. Chairman's Report of the Forty-Fourth Meeting, Appendix 3. Resolution on the Revised Management Scheme. *Rep. int. Whal. Commn* 43:40.
- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 5. IWC Resolution 1994-5. Resolution on the Revised Management Scheme. *Rep. int. Whal. Commn* 45:43-44.
- International Whaling Commission. 1996. Chairman's Report of the Forty-Seventh Annual Meeting, Appendix 8. IWC Resolution 1995-7. Resolution on surveys intended to provide abundance estimates for the implementation of the revised management scheme. *Rep. int. Whal. Commn* 46:45-46.
- International Whaling Commission. 1997. Chairman's Report of the Forty-Eighth Annual Meeting, Appendix 6. IWC Resolution 1996-6. Resolution of provisions for completing the revised management scheme. *Rep. int. Whal. Commn* 47:51.
- International Whaling Commission. 1998. Chairman's Report of the Forty-Ninth Annual Meeting, Appendix 4. IWC Resolution 1997-4. Resolution on cetacean bycatch reporting and bycatch reduction. *Rep. int. Whal. Commn* 48:47.
- International Whaling Commission. 1999. Chairman's Report of the Fiftieth Annual Meeting, Appendix 3. IWC Resolution 1998-2. Resolution on Total Catches Over Time. *Ann. Rep. Int. Whaling Comm.* 1998: 42.

International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 8. IWC Resolution 1999-7. Resolution on small populations of highly endangered whales. *Ann. Rep. Int. Whaling Comm.* 1999:55.

#### Assessment of stocks subject to aboriginal subsistence whaling including development and implementations of the Aboriginal Subsistence Whaling Management Procedure [Schedule paragraph 13(b)]

- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 4. IWC Resolution 1994-4. Resolution on a Review of Aboriginal Subsistence Management Procedures. *Rep. int. Whal. Commn* 45:42-43.
- International Whaling Commission. 1999. Chairman's Report of the Fiftieth Annual Meeting, Appendix 2. IWC Resolution 1998-1. Resolution on Norwegian Whaling. *Ann. Rep. Int. Whaling Comm.* 1998: 42.
- International Whaling Commission. 2005. Chair's Report of the Fifty-sixth Annual Meeting, Annex C. Resolutions Adopted during the 56th Annual Meeting, Resolution 2004-1. Resolution on the Western North Pacific Gray Whale. *Ann. Rep. Int. Whaling Comm.* 2004:66.

#### Effects of environmental change on cetaceans

- International Whaling Commission. 1982. Chairman's Report of the Thirty-Third Annual Meeting, Appendix 7. Resolution relating to pollutants in whales. *Rep. int. Whal. Commn* 32:37.
- International Whaling Commission. 1993. Chairman's Report of the Forty-Fourth Meeting, Appendix 2. Resolution on the need for research on the environment and whale stocks in the Antarctic region. *Rep. int. Whal. Commn* 43:39-40.
- International Whaling Commission. 1994. Chairman's Report of the Forty-Fifth Annual Meeting, Appendix 12. Resolution on research on the environment and whale stocks. *Rep. int. Whal. Commn* 44:35.
- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 14, IWC Resolution 1994-13. Resolution on research on the environment and whale stocks. *Rep. int. Whal. Commn* 45:49.
- International Whaling Commission. 1997. Chairman's Report of the Forty-Eighth Annual Meeting, Appendix 8. IWC Resolution 1996-8. Resolution on environmental change and cetaceans. *Rep. int. Whal. Commn* 47:52.
- International Whaling Commission. 1998. Chairman's Report of the Forty-Ninth Annual Meeting, Appendix 7. IWC Resolution 1997-7. Resolution on environmental change and cetaceans. *Rep. int. Whal. Commn* 48:47.
- International Whaling Commission. 1999. Chairman's Report of the Fiftieth Annual Meeting, Appendix 6. IWC Resolution 1998-5. Resolution on environmental changes and cetaceans. *Ann. Rep. Int. Whaling Comm.* 1998:43-44.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 5. IWC Resolution 1999-4. Resolution on health effects from the consumption of cetaceans. *Ann. Rep. Int. Whaling Comm.* 1999:53.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 6. IWC Resolution 1999-5. Resolution for the funding of high priority scientific research. *Ann. Rep. Int. Whaling Comm.* 1999:53-54.
- International Whaling Commission. 2001. Chairman's Report of the Fifty-Second Annual Meeting, Appendix 1. Resolutions adopted during the 52nd annual meeting. IWC Resolution 2000-7. Resolution on environmental change and cetaceans. *Ann. Rep. Int. Whaling Comm.* 2000:56-57.
- International Whaling Commission. 2002. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting, Resolution 2001-10. Resolution on the Stockholm Convention on persistent organic pollutants. *Ann. Rep. Int. Whaling Comm.* 2001:58.
- International Whaling Commission. 2004. Chair's Report of the Fifty-Fifth Annual Meeting, Annex G. Resolution 2003-3 Adopted during the 55th Annual Meeting. Southern Hemisphere minke whales and Special Permit whaling. *Ann. Rep. Int. Whaling Comm.* 2003:103.
- International Whaling Commission. 2010. Chairman's Report of the Sixty-First Annual Meeting, Annex F. IWC Resolution 2009-1. Consensus Resolution on Climate and Other Environmental Changes and Cetaceans. *Ann. Rep. Int. Whaling Comm.* 2009: 95.
- International Whaling Commission. 2013a. Chair's Report of the 64<sup>th</sup> Annual Meeting, Annex D. Resolutions Adopted at the 64<sup>th</sup> Annual Meeting, Resolution 2012-1. Resolution on the importance of continued scientific research with regard to the impact of the degradation of the marine environment on the health of cetaceans and related human health effects. *Ann. Rep. Int. Whaling Comm.* 2012:77.

### Scientific aspects of whale sanctuaries

- International Whaling Commission. 1980. Chairman's Report of the Thirty-First Annual Meeting, Appendix 2. Resolution to consider the implications for whales of management regimes for other marine resources. *Rep. int. Whal. Commn* 30:34.
- International Whaling Commission. 1993c. Chairman's Report of the Forty-Fourth Meeting, Appendix 4. Resolution on a Sanctuary in the Southern Hemisphere. *Rep. int. Whal. Commn* 43:41-48.
- International Whaling Commission. 1999c. Chairman's Report of the Fiftieth Annual Meeting, Appendix 4. IWC Resolution 1998-3. Resolution on the Southern Ocean Sanctuary. *Ann. Rep. Int. Whaling Comm.* 1998: 42-43.
- International Whaling Commission. 2003a. Chair's Report of the Fifty-Fourth Annual Meeting, Annex F. Resolution adopted during the 54th meeting. Resolution 2002-1. Guidance to the Scientific Committee on the Sanctuary review process. *Ann. Rep. Int. Whaling Comm.* 2002:89.

### Scientific aspects of small cetaceans

- International Whaling Commission. 1981. Chairman's Report of the Thirty-Second Annual Meeting, Appendix 8. Resolution concerning extension of the Commission's responsibility for small cetaceans. *Rep. int. Whal. Commn* 31:31.
- International Whaling Commission. 1991. Chairman's Report of the Forty-Second Meeting, Appendix 3. Resolution on small cetaceans. *Rep. int. Whal. Commn* 41:48.
- International Whaling Commission. 1992. Chairman's Report of the Forty-Third Meeting, Appendix 5. Resolution on small cetaceans. *Rep. int. Whal. Commn* 42:48.
- International Whaling Commission. 1993. Chairman's Report of the Forty-Fourth Meeting, Appendix 9. Resolution on small cetaceans. *Rep. int. Whal. Commn* 43:51.
- International Whaling Commission. 1994. Chairman's Report of the Forty-Fifth Annual Meeting, Appendix 4. Resolution on addressing small cetaceans in the IWC. *Rep. int. Whal. Commn* 44:31-32.
- International Whaling Commission. 1995. Chairman's report of the forty-sixth annual meeting, Appendix 2. IWC Resolution 1994-2. Resolution on small cetaceans. *Rep. int. Whal. Commn* 45:41-42.
- International Whaling Commission. 1997. Chairman's Report of the Forty-Eighth Annual Meeting, Appendix 4. IWC Resolution 1996-4. Resolution on small cetaceans. *Rep. int. Whal. Commn* 47:49-50.
- International Whaling Commission. 1998. Chairman's Report of the Forty-Ninth Annual Meeting, Appendix 8. Resolution 1997-8. Resolution on Small Cetaceans. *Ann. Rep. Int. Whaling Comm.* 1997: 49.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 10. IWC Resolution 1999-9. Resolution on Dall's porpoise. *Ann. Rep. Int. Whaling Comm.* 1999:55-56.
- International Whaling Commission. 2002. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-12. Resolution on Dall's porpoise. *Ann. Rep. Int. Whaling Comm.* 2001:59.
- International Whaling Commission. 2002. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-13. Resolution on small cetaceans. *Ann. Rep. Int. Whaling Comm.* 2001:60.

### Scientific aspects of whalewatching

- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 15, IWC Resolution 1994-14. Resolution on whalewatching. *Rep. int. Whal. Commn* 45:49-50.
- International Whaling Commission. 1997. Chairman's Report of the Forty-Eighth Annual Meeting, Appendix 2. IWC Resolution 1996-2. Resolution on whalewatching. *Rep. int. Whal. Commn* 47:48.

### Other human induced mortality in addition to direct catches

- International Whaling Commission. 1999. Chairman's Report of the Fiftieth Annual Meeting, Appendix 3. IWC Resolution 1998-2. Resolution on Total Catches Over Time. *Ann. Rep. Int. Whaling Comm.* 1998: 42.
- International Whaling Commission. 1999. Chairman's Report of the Fiftieth Annual Meeting, Appendix 3. IWC Resolution 1998-2. Resolution on total catches over time. *Ann. Rep. Int. Whaling Comm.* 1998: 42.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 8. Resolution 1999-7. Resolution on small populations of highly endangered whales. *Ann. Rep. Int. Whaling Comm.* 1999: 55.
- International Whaling Commission. 2002. Chair's Report of the Fifty-Third Annual Meeting, Annex C. Resolution 2001-4. Resolution on the incidental capture of cetaceans. *Ann. Rep. Int. Whaling Comm.* 2001: 55.

### Scientific aspects of special permits

- International Whaling Commission. 1995. Chairman's Report of the Forty-Sixth Annual Meeting, Appendix 9. IWC Resolution 1994-8. Resolution on scientific permits. *Rep. int. Whal. Commn* 45:46.
- International Whaling Commission. 1996. Chairman's Report of the Forty-Seventh Annual Meeting, Appendix 10. IWC Resolution 1995-9. Resolution on whaling under special permit. *Rep. int. Whal. Commn* 46:46-47.
- International Whaling Commission. 1998. Chairman's Report of the Forty-Ninth Annual Meeting, Appendix 6. IWC Resolution 1997-6. Resolution on special permit catches in the North Pacific by Japan. *Rep. int. Whal. Commn* 48:48.
- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 4. IWC Resolution 1999-3. Resolution on Whalig Under Special Permit. *Ann. Rep. Int. Whaling Comm.* 1999: 52-53.
- International Whaling Commission. 2004. Chair's Report of the Fifty-Fifth Annual Meeting, Annex G. Resolution 2003-3 Adopted during the 55th Annual Meeting. Southern Hemisphere minke whales and Special Permit whaling. *Ann. Rep. Int. Whaling Comm.* 2003:103.

### DNA

- International Whaling Commission. 2000f. Chairman's Report of the Fifty-First Annual Meeting, Appendix 9. IWC Resolution 1999-8. Resolution on DNA testing. *Ann. Rep. Int. Whaling Comm.* 1999:55.

### Stock definition

- International Whaling Commission. 2000. Chairman's Report of the Fifty-First Annual Meeting, Appendix 8. IWC Resolution 1999-7. Resolution on small populations of highly endangered whales. *Ann. Rep. Int. Whaling Comm.* 1999:55.
- International Whaling Commission. 2002b. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-4. Resolution on the incidental capture of cetaceans. *Ann. Rep. Int. Whaling Comm.* 2001:55-56.
- International Whaling Commission. 2003b. Chair's Report of the Fifty-Fourth Annual Meeting, Annex H. Report of the finance and administration committee. *Ann. Rep. Int. Whaling Comm.* 2002:95-112.
- International Whaling Commission. 2004a. Chair's Report of the Fifty-Fifth Annual Meeting, Annex C. Resolution 2003-1 adopted during the 55th Annual Meeting. The Berlin Initiative on strengthening the conservation agenda of the International Whaling Commission. *Ann. Rep. Int. Whaling Comm.* 2003:58-77.
- International Whaling Commission. 2002a. Chair's Report of the 53rd Annual Meeting, Annex C. Resolutions Adopted During the 53rd Annual Meeting. Resolution 2001-2. Resolution on whale killing methods. *Ann. Rep. Int. Whaling Comm.* 2001:54-55.