

TUNA TRACKING & VERIFICATION PROGRAM (TTVP)

PURPOSE

- Ensure the integrity of dolphin-safe tuna products for our U.S. Consumers
- Track and verify the dolphin-safe status of all frozen and/or processed imported tuna products

TTVP COMPLIANCE

Federal regulations* require submission of the Fisheries Certificate of Origin (FCO), also known as the 'NOAA Form 370', to track frozen and/or processed tuna imported into the U.S. The FCO form is submitted to Customs and Border Protection at the time of importation. In addition, **the Importer is legally responsible** for submitting a copy of each FCO, with correct 11-digit Entry Number, Date of Entry, and other applicable documents to NOAA Fisheries within 10 days of importation.

* If there is any discrepancy between the regulations and this Guide, the regulations take precedence (50 CFR 216.24 (f) and 50 CFR Part 216 Subpart H).

FREQUENTLY ASKED QUESTIONS

- Q: WHO is responsible for submitting a Fisheries Certificate of Origin (FCO) 'NOAA Form 370' to NOAA Fisheries?**
- A:** The Importer is legally responsible. However, a Customs Broker may submit the form on behalf of the Importer.
- Q: WHERE do I obtain the mandatory Entry Number?**
- A:** Once the Customs Broker assigns an Entry Number, it must be written or typed on the FCO form. If illegible or missing, the form is unacceptable.
- Q: WHAT additional paperwork might be required?**
- A:** A Captain's Statement, IDCP Member Nation Certification, or High Seas Driftnet Certification may be required as well, depending on the gear type, ocean area of harvest, and country of origin.
- Q: Are there any EMBARGOES?**
- A:** Yes, tuna embargoes apply specifically to yellowfin tuna or products derived from yellowfin tuna harvested in the Eastern Tropical Pacific, ETP, by purse seine vessels of, or exported from, the following nations: Belize, Bolivia, Colombia, Honduras, Nicaragua, Panama, Peru, Vanuatu, Venezuela.
(see: <http://swr.nmfs.noaa.gov/psd/embargo2.htm>)
- Q: WHAT will happen if I do not submit the form?**
- A:** Failure to comply with the requirements and deadlines is a violation of federal law with potential for significant penalties. Violations are referred to the NOAA Office of Law Enforcement for appropriate action.



Mail FCO copies (within 10 days) to:

NOAA Fisheries
Tuna Tracking & Verification Program
P.O. Box 32469
Long Beach, CA 90832-2469



www.DolphinSafe.gov (562) 980-4088

ATTENTION: TUNA IMPORTERS & CUSTOMS BROKERS



Reference Guide



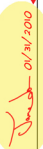
Dolphin-safe tuna requirements & the
Fisheries Certificate of Origin (FCO)
'NOAA Form 370'



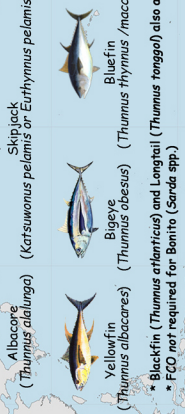
U.S. IMPORT OF
FROZEN AND PROCESSED
TUNA PRODUCTS

OCTOBER 2011

How to complete an FCO form:

NOAA Form 320 2006-01-01 U.S. DEPARTMENT OF COMMERCE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION NATIONAL FISHERIES SERVICE		Fisheries Certificate of Origin 		1. Current Entry Identification XXX-###-###-###-##-# Customs Form # MM/DD/YYYY Date of Entry	
2. Exporter (Name and Address) ABC Inc. 1400 E. Lane Bala, Indonesia Telephone Number: +62-21-1234567		3. Importer (Name and Address) ABC Inc. 34 Lane Rd. Los Angeles, CA 90210 Telephone Number: (562) 980-4088		Vessel Name Trip Dates Begin-End Vessel Flag Fishing Gear Ocean Area Weight (kg)	
4. DESCRIPTION OF FISH U.S. Trawl Schedule Number Species Description and Product Form 1604-14-1091 1000 kg WP LL TAIWAN 01 Jan- 2009- 15 Jan- 2009 ALBACORE (THUNNUS ALALUNGA) CANNED TUNA, IN OIL		Vessel Flag Fishing Gear Ocean Area Weight (kg)		Trip Dates Begin-End Vessel Flag Fishing Gear Ocean Area Weight (kg)	
5. DOLPHIN SAFE STATUS - check the statement that applies.					
A. The tuna or tuna products described herein are NOT certified to be dolphin safe and contain no marks or labels that indicate otherwise.					
B. The tuna or tuna products described herein are certified to be dolphin safe.					
X (1) Tuna not harvested with a purse seine net, and not harvested in any fishery that has been identified by the Assistant Administrator as causing a singular and significant mortality or serious injury to dolphins.					
(2) Tuna harvested in the ETP by a purse seine net that has voluntarily employed an 80 or 85 minute dolphins during the fishing trip. Captain's statement attached.					
(3) Tuna harvested by purse seine vessel outside the ETP in a fishery in which there is a regular and significant association occurring between marine mammals and tuna, with valid documentation by an authorized observer and the captain of the vessel, certifying that the tuna were not taken from the same area as the marine mammals and are not taken from the same time or area as the marine mammals. Observer's and captain's statements attached.					
(4) Tuna harvested in the ETP by a purse seine vessel having a carrying capacity of 400 short tons (362.87 mt) or less.					
(5) Tuna harvested in the ETP by a purse seine vessel of more than 400 short tons (362.87 mt) carrying capacity with valid documentation by a representative of the appropriate IDCP member nation certifying that: (1) there was an IDC-approved observer on board the vessel; (2) the vessel was not fishing in the ETP; and (3) the tuna were caught; (3) listing the numbers for the tuna. Tuna Tracking forms which contain the captain's and observer's certifications. IDCP Member Nation Certification attached.					
6. EXPORTER CERTIFICATION - I certify that the above information is complete, true, and correct to the best of my knowledge and belief.					
ABC Inc. (Name and Address) 34 Lane Rd. Los Angeles, CA 90210		Signature and Date:  01/01/2010		Signature and Date:  01/01/2010	
7. HIGH SEAS OBTAINERS CERTIFICATION - For fish or fish products harvested in the high seas, the fish or fish products described herein were not harvested by a large-scale drift net in the high seas.		Signature and Date: _____		Signature and Date: _____	
8. IMPORTER PROCESSING INFORMATION - I certify that the above information is complete, true, and correct to the best of my knowledge and belief.		Signature and Date: _____		Signature and Date: _____	

Submit FCO to Customs at time of entry AND send a copy to NOAA within 10 days:



NOAA Fisheries Tuna Tracking & Verification Program
 P.O. Box 32469
 Long Beach, CA 90832-2469
 NOAA Fisheries verifies documentation and dolphin-safe claims

Section 1: Entry Number obtained from US Customs Broker
 The 11-digit Entry Number is mandatory and must be legible.

Section 5: Dolphin-safe status

A Tuna is NOT certified as dolphin-safe. Applies only to nations with Affirmative Finning. (<http://www.enrfs.noaa.gov/pdf/embargos2.htm>)
 B1 Tuna not harvested by purse-seine. No additional documentation required.

B2 Tuna harvested by purse-seine outside the ETP. Captain's Statement must be attached.

B3 Tuna harvested by purse-seine outside the ETP, where there is a regular association between marine mammals and tuna. Currently not applicable.

B4 Tuna harvested by purse-seine in the ETP by a vessel ≤ 400 short tons. No additional documentation required.

B5 Tuna harvested by purse-seine in the ETP by a vessel > 400 short tons. IDC Certification must be attached.

Section 8: The Importer signs & dates

An FCO is required for all frozen and/or processed tuna products including samples (see fish species above).
 An FCO is NOT required for any fresh tuna products.