



February 11, 2011  
Good Morning Maylynn:

**North Atlantic Canada Swordfish Longline Fishery:  
Request for Variation in the Certification Methodology**

Moody Marine Ltd. (MML) is requesting a variation regarding the implementation of requirements defined in TAB D-033 “Condition Setting and Reporting” as issued on 19<sup>th</sup> January 2011.

A Peer Review Report for the North Atlantic Canada Swordfish Longline Fishery was provided to peer reviewers on January 17<sup>th</sup> 2011.

The report was also provided at the same time to the client who immediately started the development of a client action plan and consultation with agencies involved in meeting the conditions.

The report was prepared based on peer review requirements defined in FAM v.1 and Policy Advisory 17, neither of which required the client action plan to be reviewed by Peer Reviewers. Also, the conditions were written in accordance with TAB D-013 v1.1 and so do not, in every instance, include milestones for each year of the assessment, as required in Section 3.4.4. of TAB D-033.

Both peer review comments were received by 31<sup>st</sup> January 2011 and incorporated into the report.

The client provided their action plan on 27<sup>th</sup> January 2011 however; the assessment team requested further clarification on some points. This required the client to go back to the agencies involved with meeting the conditions. Owing to individual availability of key staff within these agencies the client was not able to provide the revised action plan until the 8<sup>th</sup> of February 2011.

The consequence of having to implement TAB D-033 is:

- The assessment team will have to revise and agree the conditions;
- The client will have to go back to the agencies to gain their endorsement of changes to the plan;
- Agency staff will have to provide further input;
- The revised action plan will have to go to the peer reviewers;
- There will be further costs to the client;
- There will be further, and possibly, considerable delay in providing the Public Comment Draft Report owing to the availability of key people in this process.

MML is therefore requesting an exemption from the condition writing requirements defined in TAB D-033 and approval for the development and implementation of conditions as defined in FAM v.1 and Policy Advisory 17.

Thank you for your time and consideration on this request, and I look forward to your response. Should you have any questions, or require any additional clarification, please do not hesitate to contact me.

Best Regards,  
Amanda Park