

Purpose of this Terms of Reference	To describe and ensure a collective understanding of the, role, scope, expectations, membership of the Southern Scallop Working Group (SSWG).
Date created	11 June 2018
Context	<p>The Southern Scallop fishery (SCA7) comprises Tasman Bay (TB), Golden Bay (GB), and the Marlborough Sounds (MS), which for the purpose of these Terms of References will be defined by the Marlborough District Council (MDC) boundaries and includes Okiwi Bay and Port Underwood. TB and GB have had no significant commercial harvest for a number of years due to low biomass. The MS fishery to which the main commercial and recreational effort has been directed has also experienced declining biomass. The entire SCA7 fishery has been closed or predominantly closed since 2016 due to low scallop biomass levels.</p> <p>As the MS fishery rebuilds, there is a need to develop integrated research and management plans, including an opening regime that allows for utilisation while ensuring the rebuild is not compromised.</p> <p>As a regionally important fishery, fished by all sectors prior to its closure, effective input of all sectors is required so that decision making is robust, transparent and understood by the wider fishing public.</p> <p>Fisheries New Zealand operates a generic process for consulting and obtaining advice on statutory decisions. For SCA7 this generic process is overlaid with a fishery-specific process managed by the Challenger Scallop Enhancement Company pursuant to a 1998 Memorandum of Understanding. The intention is that the SSWG overarches these processes, providing a Fisheries New Zealand - supported opportunity for consensus and sector-agreed recommendations on management of the fishery.</p>
SSWG role	<p>To support Fisheries New Zealand to develop recommendations on:</p> <ul style="list-style-type: none"> <li>- integrated research and management plans</li> <li>- an agreed opening regime that allows for utilisation while ensuring the rebuild in the MS is not compromised</li> <li>- on statutory decisions relating to SCA7</li> <li>- proposals made by sectors, including the Challenger Scallop Company and the recreational fishing sector.</li> </ul> <p>Where an agreed position on recommendations relating to statutory or other decisions cannot be reached, alternative options can be put forward for consideration by decision makers (such as the Minister) or for consultation.</p> <p>The group's recommendations should be developed keeping</p>

	<p>in mind the information principles set out in section 10 of the Fisheries Act 1996.</p> <p>The SSWG is recognised as part of the statutory consultation process, but does not preclude Fisheries New Zealand consulting more widely (as required by section 12 of the Fisheries Act 1996) or providing independent advice to decision makers. Sectors represented on the SSWG can make independent submissions in any wider consultation processes that occur.</p> <p>The overall intent is to ensure that the SSWG follows a process that delivers, is inclusive, and mindful of timely implementation requirements.</p>
Group scope	<p><b>In Scope:</b> SCA 7, recognising an immediate focus on the creation of an objective based management plan for the rebuild of the Marlborough Sounds component of the fishery. Once formulated this will be reviewed at regular intervals by the SSWG.</p> <p>Recommendations on management of the fishery including research and development projects and on statutory decisions, including catch limits, regulatory and other management actions that apply specifically to the fishery, noting the SSWG will function in conjunction with current Fisheries New Zealand processes for consulting and obtaining advice on statutory decisions.</p> <p><b>Out of Scope:</b> Delivery of operational work and undertaking research or development projects (as opposed to provision of advice to support such work). The Chair will be responsible for circulating to members of the Group a record of decisions reached at each meeting in a timely manner.</p>
Term of operation	The SSWG will commence its work in June 2018. There is no predetermined end date for the group.
Group review	The group's role, scope, membership and performance will be reviewed by Fisheries New Zealand every 24 months following its commencement.
Expectations of the group	<p>The SSWG will meet:</p> <ul style="list-style-type: none"> <li>· when annual research results, such as that from biomass surveys, become available and annual management recommendations are to be developed</li> <li>· more frequently to develop an integrated research and management plan that may span more than an annual cycle.</li> </ul> <p>SSWG members are responsible for:</p> <ul style="list-style-type: none"> <li>-attending meetings regularly;</li> <li>- engaging constructively;</li> <li>-showing a willingness to negotiate and work to build</li> </ul>

	<p>consensus;</p> <ul style="list-style-type: none"> <li>- having the capacity to engage and understand basic scientific and technical literature;</li> <li>-reflecting cultural, recreational, commercial or community views;</li> <li>-disseminating and collecting information from the wider community;</li> <li>-showing leadership for the fishing and wider community;</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>-acting in a constructive and respectful manner to other members and their views.</li> </ul> <p>At times sensitive information may be shared with the SSWG. Members will be expected to ensure the confidentiality of such information.</p> <p>SSWG members will be responsible for ensuring 'works in progress' are not shared outside the SSWG without the prior agreement of the SSWG or Fisheries New Zealand.</p> <p>Individual members will refrain from communicating SSWG draft articles, communications and statements through media and the internet without prior agreement of the SSWG Chair.</p> <p>Individuals will refrain from speaking for the SSWG without prior approval of the SSWG Chair. They can of course speak on behalf of their constituency.</p>
<p>Deliverables</p>	<ul style="list-style-type: none"> <li>-a vision and goals for the fishery and in particular the MS component of SCA7;</li> <li>-integrated research and management plans;</li> <li>-an opening regime that allows for sustainable utilisation while ensuring the rebuild in the MS is not compromised;</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>-recommendations to the Minister and/ or Fisheries New Zealand on statutory decisions.</li> </ul>
<p>Group Structure/Operating Costs</p>	<p>The SSWG will comprise representatives from tangata whenua, CSEC and recreational stakeholders. From time to time membership of the group will be reviewed, with members added, removed or substituted by Fisheries New Zealand following discussion with the SSWG.</p> <p>Fisheries New Zealand will support and be responsible for appointing a chair and providing secretariat support including the preparation and circulation of minutes. It is anticipated that attendance costs for industry members will be met by the Challenger Scallop Enhancement Company with Fisheries New Zealand covering the same for recreational stakeholder members.</p>

Group members		<b>Group role</b>	<b>Name</b>	<b>Organisation/Role</b>
	1	Chair	Allen Frazer	Fisheries New Zealand
	2	Facilitator	Hannah Charan-Dixon	Fisheries New Zealand
	3	Science Advisor	Martin Cryer	Fisheries New Zealand
	4	Member	Andrew Caddie	KCSRA
	5	Member	Des Boyce	Recreational
	6	Member	Michael Connolly	Recreational
	7	Member	Doug Saunders-Loder	CSEC
	8	Member	Michael Arbuckle	CSEC
	9	Member	Chris West	CSEC
	10	Member	Fred te Miha	Iwi
	11	Member	Peter van Kampen	Te Ohu Kaimoana (iwi advisor)
	12	Member	Kim Drummond	Te Ohu Kaimoana (iwi advisor)
13	Science Advisor	James Williams	NIWA	