

units and information on abundance and distributions of coho as available for the upcoming season;

- 2) review exploitation rates which result from application of pre-defined rules to determine if impacts for agreed boundary area fisheries are excessive given the status of affected management units;
- 3) review target total exploitation rates provided by the Parties for key management units and stocks of conservation concern which originate within their respective jurisdictions;
- 4) oversee the timely exchange of the technical basis underlying identification of critical stocks;
- 5) review any requests for additional constraints on fisheries conducted by another Party in response to conservation needs for those critical stocks pursuant to paragraph 5(e);
- 6) oversee the exchange of information regarding the conduct of selective fisheries and interceptions of mass marked hatchery fish;

(f) beginning in the year 2001, complete an annual post-season assessment by February 1 for the most recent year for which necessary data are available to:

- (1) estimate exploitation rates on key management units for the agreed boundary area fisheries;
- (2) determine the accuracy of pre-season expectations of status for key management units; and
- (3) estimate total exploitation rates (by all fisheries combined) experienced by natural stocks; and

(g) undertake specific assignments as described in the Appendix to this Chapter.

7. The Parties shall appoint a Working Group to facilitate collaborative development of the coho management regime and assessment tools associated with the development and initial implementation of the fishery regime established by paragraphs 4 and 5. The Working Group shall develop mechanisms to address circumstances where annual limits on exploitation rates for boundary area fisheries are exceeded. Such mechanisms may include provisions for management error and penalties for overages, but shall not create catch entitlements for any fishery or Party.

8. Technical disputes which may arise relating to paragraphs 3 through 7 above shall be resolved in accordance with Article XII of the Treaty. Policy disputes regarding implementation of this regime will be referred to the full Southern Panel for resolution. Such issues, if unresolved by the Southern Panel or the technical dispute resolution mechanism, will be referred to the Commission, which may elect to resolve the matter itself, or refer the issue to appropriate processes to ensure timely and expeditious resolution.

9. During initial development of the coho regime established by paragraphs 4 through 6, the Southern Panel will annually review performance and recommend modifications as necessary to accomplish the management objectives set forth in paragraph 4. In response to recommendations resulting from the annual reviews, the Parties agree to develop modifications for implementation as soon as practicable thereafter.

10. Beginning in 2003 and every 3 years thereafter, the Southern Panel will review the performance of the coho regime established by this Chapter and may recommend modifications as necessary to accomplish the management objectives set forth in paragraph 4. The reviews shall include recommendations as to whether or not limitations on fisheries in the Strait of Georgia or the interception