Agreement on the Conservation of Albatrosses and Petrels

ACAP Review of Mitigation Measures and Best Practice Advice for Reducing the Impact of Pelagic and Demersal Trawl Fisheries on Seabirds

Reviewed at the Fourteenth Meeting of the Advisory Committee
Lima, Peru, 12 - 16 August 2024

INTRODUCTION

The incidental mortality of seabirds in trawl fisheries continues to be a serious global concern, especially for threatened albatrosses and petrels. In trawl fisheries, birds foraging on discards or offal may be injured or killed on collision with net monitoring and warp cables, dragged underwater and drowned when their wings become entangled around the warp, or become entangled in nets during shooting and hauling.

There have been considerable efforts internationally to develop mitigation measures to avoid or minimise the risk of incidental catch of seabirds in trawl fisheries. Although the focus of efforts to mitigate seabird bycatch was initially directed at longline fisheries, trawl fleets have also now been shown to incidentally kill large numbers of seabirds. The FAO Best Practice Guidelines for IPOA/NPOA-Seabirds were amended in 2009 to include trawl fisheries in addition to longline fisheries (FAO 2009), demonstrating increased serious concern and awareness of seabird mortality in global trawl fisheries. Although most mitigation measures are broadly applicable, the application and specifications of some will vary with local methods and gear configurations. ACAP has comprehensively reviewed the scientific literature dealing with seabird bycatch mitigation in trawl fisheries (see review section below) and this document is a summary of the advice informed by the review.

This document provides advice about best practices for reducing the impact of trawl fishing on seabirds. The ACAP review process recognises that factors such as safety, practicality and the characteristics of the fishery should also be taken into account when considering the efficacy of seabird bycatch mitigation measures and consequently in the development of advice and guidelines on best practice.

This document also provides information regarding measures that are currently under active development, and which show promise as future best practices in trawl fisheries. ACAP will continue to monitor the development of these practices and the results of scientific research about their effectiveness.

The document comprises two components. The first component provides a summary of ACAP's advice regarding best practice measures for reducing seabird bycatch in pelagic and demersal trawl fisheries, and the second component outlines the review of mitigation measures that have been assessed for these fisheries.

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ACAP 2024 Summary Advice for Reducing the Impact of Pelagic and Demersal Trawl Fisheries on Seabirds

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BEST PRACTICE MEASURES

Seabird mortality in trawl fisheries occurs when birds collide with cables as they feed on fish processing waste (offal) and discards or are entangled in trawl nets as they attempt to forage on captured fish or fish parts. Cable strikes, including collisions with net monitoring cables[1], warp cables[2] and paravanes are a ssociated with the discards and fish waste discharged by vessels. It is recognized that larger seabirds (albatrosses and giant petrels) with long wingspans are most vulnerable to cable strike mortalities; however, smaller seabirds can also suffer cable strike mortalities. Although in many fisheries vessels are required to discard prohibited fish species whole and unprocessed, vessels that catch fish for delivery for shoreside processing (catcher vessels) and do not produce offal, are in general are less associated with cable strikes. Seabird net mortalities can occur in catcher-processor (vessels that catch and process fish on board) and catcher vessels trawl operations.

Trawl fisheries are extremely diverse and encompass pelagic trawling for schooling off-bottom species and demersal trawling for fish species on the sea floor. In general, trawl fisheries range from high volume fisheries that land and process hundreds of tonnes of fish 24 hours a day continuously for weeks, to lower volume fisheries that fish for shorter time periods producing little to no waste. Because fish waste drives cable strikes, and can attract birds that may then interact with the net, management of offal discharge and discards[3] is considered the primary means to reduce cable strikes and net entanglements. However, fishery and vessel characteristics dictate the extent to which offal can be managed and the method that might be employed. Where the opportunity for fish waste management is limited or impractical, cable strikes can be prevented by protecting trawl cables with mitigation devices. Birds can also be attracted to the net during hauling by fish in the net, creating risk of net entanglement. Net entanglements can be prevented by reducing the time the net is exposed on the surface of the water. The following measures have been shown to be effective at reducing seabird bycatch in trawl fisheries and are recommended as best practice measures:

[1] The net monitoring cable connects the echo-sounder or net-sounder on the headline of the trawl net to the vessel.

[2] The warp cables or trawl warps are the cables used to tow nets.

[3] Offal discharge refers to the disposal at sea of any fish waste resulting from processing, including heads, guts and frames. Fish discards refers to any unwanted whole fish (and or benthic material)

Measures to reduce general attractiveness to seabirds

Management of offal and discards

In all cases, the discharge of offal and discards is the most important factor attracting seabirds to the stern of trawl vessels, where they are at risk of cable and net interactions. Managing offal discharge and discards while fishing gear is deployed has been shown to reduce seabird attendance of vessels and consequent risk of interactions and bycatch. The following offal and discard management measures, in order of their effectiveness in reducing bird attendance, are recommended:

1. **Retention of waste** – No discharge during fishing trips (full retention) should occur. When this is impracticable, no discharge should occur during fishing activity (when cables or net are in the water);
2. **Mealing waste** – Where retention of waste is impracticable, converting offal into fish meal, and retaining all waste material with any discharge restricted to liquid discharge / sump water;
3. **Batching waste** – Where meal production and retention of offal and discards are impracticable, waste should be stored temporarily for two hours or longer before strategically discharging it in batches;
4. **Mincing of waste** – Where retention, mealing or batching is impracticable, reduce waste to smaller particles (currently only recommended as a mitigation for bycatch of large *Diomedea* spp.).

Measures to reduce cable strikes

Where the opportunity for fish waste management is limited or impractical, cable strikes can be prevented by reducing the aerial extent of cables and deterring seabirds from interacting with them. The following measures are recommended:

Warp cables

1. Deploy bird scaring lines (BSLs) while fishing to deter birds away from warp cables.

Net monitoring cables

Net monitoring cables should not be used (wireless systems can be used instead). Where this is impracticable:

1. Deploy bird scaring lines specifically positioned to deter birds away from net monitoring cables while fishing; and

2. Install a snatch block at the stern of a vessel to draw the net monitoring cable close to the water and thus reduce its aerial extent.

Measures to reduce net entanglement

Recognising that even with management of offal and discards there may be risk of net entanglement, the following further measures are recommended:

1. Clean nets after every haul to remove entangled fish ("stickers") and benthic material to discourage bird attendance during gear shooting;

2. Minimise the time the net is on the water surface. Maintenance of winches and good deck practices minimises shooting and hauling times. During turns the net should be maintained at depth (e.g. 50-100 m) or, if required, bring the net to the surface with doors up (wing ends and net mouth closed); and

3. For pelagic trawl gear, apply net binding to large meshes in the wings (120–800 mm), together with a minimum of 400 kg weight incorporated into the net belly prior to setting.

Further measures include avoiding peak areas and periods of seabird foraging activity. It is important to note that there is no single solution to reduce or avoid incidental mortality of seabirds in trawl fisheries, and that the most effective approach is to use the measures listed above in combination. Net entanglements during the haul remain the most difficult interactions to prevent. The ACAP review of seabird bycatch mitigation measures for pelagic and demersal trawl fisheries is presented in the following section.

MITIGATION MEASURES UNDER DEVELOPMENT OR THAT REQUIRE FURTHER INVESTIGATION

For traditional trawlers a range of mitigation options are under development to both reduce the aerial extent of net monitoring cables and deter birds away from them. This includes the use of floated weights to reduce aerial extent in a demersal trawl fishery (Garcia *et al* 2024), a Combined Curtain System to deter birds from cables in a demersal trawl fishery (Suazo *et al* 2024) and use of novel materials to reduce the interaction with cables in a mid-water trawl fishery (Tamini *et al* 2024).

For continuous krill trawl fisheries, where the fishing gear configuration results in limited aerial extent of net monitoring cables, a modified bird baffler and sock are being developed to deter birds from net monitoring cables (Moir *et al* 2024).

MITIGATION MEASURES THAT ARE NOT RECOMMENDED

ACAP considers that the following measures lack scientific substantiation as technologies or procedures for reducing the impact of pelagic and demersal trawl fisheries on seabirds.

Warp scarers: Insufficient evidence to recommend as an effective measure at this time.

Bird bafflers: Insufficient evidence to recommend as an effective measure at this time.

Cones on warp cables: Insufficient evidence to recommend as an effective measure at this time.

Warp boom: Insufficient evidence to recommend as an effective measure at this time.

Warp deflector: Insufficient evidence to recommend as an effective measure at this time.

Minimise pooling area: Insufficient evidence to recommend as an effective measure at this time.

Reduced mesh size: Insufficient evidence to recommend as an effective measure at this time.

Net jackets: Unproven and not recommended as a mitigation method at this time.

Acoustic deterrents: Unproven and not recommended as a primary mitigation method at this time.

Net restrictor: Unproven and not recommended as a primary mitigation method at this time.

Lasers: High energy lasers are strongly discouraged due to ongoing concerns regarding safety to both humans and birds.

Agreement on the Conservation of Albatrosses and Petrels

ACAP 2024 Review of Seabird Bycatch Mitigation Measures for Pelagic and Demersal Trawl Fisheries

Reviewed at the Fourteenth Meeting of the Advisory Committee
Lima, Peru, 12 – 16 August 2024

INTRODUCTION

A range of technical and operational mitigation methods have been designed or adapted for use in trawl fisheries. In all cases, the discharge of offal and discards is the most important factor attracting seabirds to the stern of trawl vessels, where they are at risk of cable and net interactions. Managing offal discharge and discards while fishing gear is deployed has been shown to reduce seabird attendance of vessels and consequent risk of interactions and bycatch. Even with management of offal and discards there may be risk of cable strikes and net entanglement. Other mitigation measures have been developed to address these risks. Apart from being technically effective at reducing seabird bycatch, mitigation methods should be easy and safe to implement, cost effective, enforceable and should not reduce catch rates of target species.

The feasibility, effectiveness and specifications of mitigation measures may vary by area, seabird assemblages, fishery, vessel size, and gear configuration. Some of the mitigation methods are well established and explicitly prescribed in trawl fisheries; however, additional measures are undergoing further testing and refinements.

The Seabird Bycatch Working Group (SBWG) of ACAP has comprehensively reviewed the scientific literature dealing with seabird bycatch mitigation in trawl fisheries. This document is a distillation of that review.

THE ACAP REVIEW PROCESS

At each of its meetings, the ACAP SBWG considers any new research or information pertaining to seabird bycatch mitigation in trawl fisheries. The following criteria are used by ACAP to guide the assessment process, and to determine whether a particular fishing technology or measure can be considered best practice to reduce the incidental mortality of albatrosses and petrels in fishing operations.

Best Practice Seabird Bycatch Mitigation Criteria and Definition

i. Individual fishing technologies and techniques should be selected from those shown by experimental research to significantly[4] reduce the rate of seabird incidental mortality[5] to the lowest achievable levels. Experimental research yields definitive results when performance of candidate mitigation technologies is compared to a control (no deterrent), or to status quo in the fishery. When testing relative performance of mitigation approaches, analysis of fishery observer data can be plagued with a myriad of confounding factors. Where a significant relationship is demonstrated between seabird behaviour and seabird mortality in a particular system or seabird assemblage, significant reductions in seabird behaviours, such as the rate of seabirds attacking baited hooks, can serve as a proxy for reduced seabird mortality. Ideally, where simultaneous use of fishing technologies and practices is recommended as best practice, research should demonstrate significantly improved performance of the combined measures.

ii. Fishing technologies and techniques, or a combination thereof, should have clear and proven specifications and minimum performance standards for their deployment and use. Examples would include: specific bird scaring line designs (lengths, streamer length and materials; etc.), number (one vs. two) and deployment specifications (such as aerial extent and timing of deployment); night fishing defined by the time between the end of nautical dusk and start of nautical dawn; and, line weighting configurations specifying mass and placement of weights or weighted sections.

iii. Fishing technologies and techniques should be demonstrated to be practical, cost effective and widely available. Commercial fishing operators are likely to select for seabird bycatch reduction measures and devices that meet these criteria including practical aspects concerning safe fishing practices at sea.

iv. Fishing technologies and techniques should, to the extent practicable, maintain catch rates of target species. This approach should increase the likelihood of acceptance and compliance by fishers.

v. Fishing technologies and techniques should, to the extent practicable, not increase the bycatch of other taxa. For example, measures that increase the likelihood of catching other protected species such as sea turtles, sharks and marine mammals, should not be considered best practice (or only so in exceptional circumstances).

vi. Minimum performance standards and methods of ensuring compliance should be provided for fishing technologies and techniques, and clearly specified in fishery regulations. Relatively simple methods to check compliance should include, but not be limited to, port inspections of branch lines to determine compliance with branch line weighting, determination of the presence of davits (tori poles) to support bird scaring lines, and inspections of bird scaring lines for conformance with design requirements. Compliance monitoring and reporting should be a high priority for enforcement authorities.

[4] Any use of the word 'significant' in this document is meant in the statistical context.

[5] This may be determined by either a direct reduction in seabird mortality or by reduction in seabird attack rates, as a proxy.

On the basis of these criteria, the scientific evidence for the effectiveness of mitigation measures or fishing technologies/techniques in reducing seabird bycatch is assessed, and explicit information is provided on whether the measure is recommended as being effective, and thus considered best practice, or not. The ACAP review also provides notes and caveats for each measure, together with information on performance standards and further research needs. Following each meeting of ACAP's SBWG and Advisory Committee, this review document and ACAP's best practice advice is updated (if required). A summary of ACAP's current best practice advice for trawl fisheries is provided in the preceding section of this document.

SEABIRD BYCATCH MITIGATION FACT SHEETS

A series of seabird bycatch mitigation fact sheets have been developed by ACAP and BirdLife International to provide practical information, including illustrations, on seabird bycatch mitigation measures (https://www.acap.aq/bycatch-mitigation/bycatch-mitigation-fact-sheets) The sheets, which include information on the effectiveness of the specific measure, their limitations and strengths and best practice recommendations for their effective adoption, are linked to the ACAP review process, and are updated following ACAP reviews. Links to the available fact sheets are provided in the relevant sections below.

1. MITIGATION MEASURES TO REDUCE GENERAL ATTRACTIVENESS TO SEABIRDS

1.1 Management of offal and discards[6]

In all cases, the discharge of offal and discards is the most important factor attracting seabirds to the stern of trawl vessels, where they are at risk of cable and net interactions (Wienecke & Robertson 2002; Sullivan *et al.* 2006a; Favero *et al*. 2011).

Managing offal discharge and discards while fishing gear is in the water has been shown to reduce seabird attendance of vessels and consequent risk of interactions and bycatch. The following offal and discard management measures, in order of their effectiveness in reducing bird attendance, are recommended:

1. **Retention of waste** – No discharge during fishing trips (full retention) should occur. When this is impracticable, no discharge should occur during fishing activity (when cables or net are in the water);
2. **Mealing waste** – Where retention of waste is impracticable, converting offal into fish meal, and retaining all waste material with any discharge restricted to liquid discharge / sump water;
3. **Batching waste** – Where meal production and retention of offal and discards are impracticable, waste should be stored temporarily for two hours or longer before strategically discharging it in batches;
4. **Mincing of waste** – Where retention, mealing or batching is impracticable, reduce waste to smaller particles (currently only recommended as a mitigation for bycatch of large *Diomedea* spp.)

[6] Offal discharge refers to the disposal at sea of any fish waste resulting from processing, including heads, guts and frames. Fish discards refers to any unwanted whole fish (and or benthic material).

1.1.1 Retaining waste

ACAP advice

Proven and recommended as the most effect mitigation method for both pelagic and demersal trawl fisheries. No discharge during fishing trips (full retention) should occur. When this is impracticable, no discharge should occur during fishing activity (when cables or net are in the water).

Scientific evidence for effectiveness in trawl fisheries

Repeated studies have shown that in the absence of offal discharge / fish discards seabird interactions and mortality levels are negligible (Sullivan *et al*. 2006a; Watkins *et al*. 2008; Melvin *et al*. 2010; Abraham & Thompson 2009). Storage of all fish discard and offal, either for processing or for controlled release when cables and net are not in the water, has resulted in significant reductions in the attendance of all groups of seabirds (Abraham *et al.* 2009).

Notes and Caveats

Retrofitting of fish waste storage tanks may not be a viable option for existing vessels due to associated space requirements (Munro 2005).

Minimum standards

Any discharge is restricted to times when cables and net are out of the water.

Need for combination

Should be used in combination with additional mitigation methods to mitigate interactions with cables (if birds are still attending the vessel) and net.

Implementation monitoring

On-board observers or electronic monitoring. Potential for at-sea surveillance (of discharge or bird attendance).

Research needs

None identified.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1627-fs-13-trawl-fisheries-warp-strike/file

1.1.2 Mealing waste

ACAP advice

Proven and recommended as a mitigation method for both pelagic and demersal trawl fisheries when retention of waste is impracticable.

Scientific evidence for effectiveness in trawl fisheries

Mealing resulted in significant reduction in the number of seabird species feeding behind vessels, relative to the discharge of unprocessed fish waste (Abraham *et al.* 2009; Wienecke & Robertson 2002; Favero *et al*. 2011) or minced waste (Melvin *et al.* 2010).

Notes and Caveats

Good evidence from a number of fisheries that fish meal processing and reducing discharge to sump water is highly effective in reducing seabird bycatch. Retrofitting of meal plants may not be a viable option for existing vessels due to associated space requirements (Munro 2005).

Minimum standards

Any discharge is restricted to liquid discharge / sump water.

Need for combination

Should be used in combination with additional mitigation methods to mitigate interactions with cables (if birds are still attending the vessel) and net.

Implementation monitoring

Port-based inspection of meal plants, on-board observers or electronic monitoring. Potential for at-sea surveillance (of discharge or bird attendance).

Research needs

Investigate through robust trialling the extent to which reduced seabird abundance affects seabird interaction rates.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1627-fs-13-trawl-fisheries-warp-strike/file

1.1.3 Batching waste

ACAP advice

Proven and recommended as a mitigation method for both pelagic and demersal trawl fisheries where meal production and retention of offal and discards are impracticable.

Scientific evidence for effectiveness in trawl fisheries

Batching (temporary storage and periodic, controlled and fast release of discards / discharge during trawling) has been trialled by several Parties (Jimenéz *et al.* 2022; Kuepfer *et al*. 2022; Pierre *et al*. 2010; Pierre *et al*. 2012b). Results showed that batching can significantly reduce numbers of seabirds and associated bycatch risk, although adequate storage period and minimal duration of batching events are important.

Notes and Caveats

Effectiveness of batching relies on minimising the frequency of discharges and efficient (fast) dumping of batched material. Retrofitting of fish waste storage tanks may not be a viable option for existing vessels due to associated space requirements (Munro 2005).

Minimum standards

Recommended when full retention or mealing is not possible. Where feasible, batch waste for at least 2 hours, preferably 4 hours or longer.

Need for combination

Should be used in combination with additional mitigation methods to mitigate interactions with cables and net.

Implementation monitoring

Port-based inspection of fish waste storage and discharge system, on-board observers or electronic monitoring. Potential for at-sea surveillance (of discharge or bird attendance).

Research needs

Investigate through robust trialling the extent to which reduced seabird abundance affects seabird interaction rates.

Identify threshold where increased storage is compromised by increased batching (discharging) period required.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1627-fs-13-trawl-fisheries-warp-strike/file

1.1.4 Mincing of waste

ACAP advice

Insufficient evidence to recommend this as a primary mitigation measure to reduce general attractiveness to seabirds in pelagic and demersal trawl fisheries at this time, however it is recommended as a mitigation for bycatch of large *Diomedea* spp. where retention, mealing or batching is impracticable.

Scientific evidence for effectiveness in trawl fisheries

Mincing waste to maximum 25 mm significantly reduced the number of large albatrosses (*Diomedea* spp.) attending vessels but had no effect on other groups of seabirds (Abraham *et al*. 2009; Abraham 2010). Pierre *et al.* (2012a) showed that whilst reduced particle size (10-40 mm and 30-60 mm) reduced seabird attendance compared with untreated waste, the effect was lowest for small albatross species, and not significant for the 10-40 mm treatment.

Notes and Caveats

Bottom trawled material, such as rocks, may impact the feasibility of mincing.

Minimum standards

None established. Insufficient evidence to recommend this as a primary measure at present.

Need for combination

Should be used in combination with additional mitigation methods to mitigate interactions with cables and net.

Implementation monitoring

Port-based inspection of mincing systems, on-board observers or electronic monitoring. Potential for at-sea surveillance (of discharge or bird attendance).

Research needs

At present only demonstrated to be effective against large *Diomedea* spp. albatrosses. Efficacy with *Thalassarche* spp. albatrosses needs to be proven before measure can be recommended (Abraham *et al*. 2009).

2. MITIGATION MEASURES TO REDUCE CABLE STRIKES

2.1 Mitigation measures to reduce the aerial extent of cables

2.1.1 Snatch block

ACAP advice

Recommended as a mitigation measure to reduce the aerial extent of net monitoring cables, when their use cannot be avoided, in pelagic and demersal trawl fisheries.

Scientific evidence for effectiveness in trawl fisheries

A snatch block, placed on the stern of a vessel to draw the third-wire close to the water to reduce its aerial extent, reduced seabird strikes, although performance varied by vessel (Melvin *et al*. 2010).

Notes and Caveats

Melvin *et al.* (2010) were confident that third-wires can be pulled closer to the water or submerged at the stern to make this measure highly effective, but noted that, as third-wires are fragile and expensive, any snatch block-like system should aim to minimise cable wear. Recommended on the basis that reducing the aerial extent of monitoring cables should reduce the risk of seabird strikes with these cables.

Minimum standards

None established.

Need for combination

Should be combined with offal/discard management and BSL specifically positioned to deter birds away from net monitoring cables while fishing.

Implementation monitoring

Port-based inspection, on-board observer or electronic monitoring.

Research needs

Needs to be trialled in a range of fisheries and areas to further demonstrate efficacy. Development of technical specifications is also required.

2.2 Mitigation measures to deter birds away from cables

2.2.1 Bird Scaring Lines (BSL) to reduce interaction with warp and net monitoring cables

ACAP advice

Proven and recommended as a mitigation measure to deter birds away from warp cables, and net monitoring cables where their use cannot be avoided, for pelagic and demersal trawl fisheries.

Scientific evidence for effectiveness in trawl fisheries

Attachment of a bird scaring line (BSL) to both the port and starboard sides of a vessel, above and outside of the warp blocks, greatly reduces the access of birds to the danger zone where warps enter the water (Watkins *et al.* 2006; Reid & Edwards 2005; Melvin *et al*. 2010, Tamini *et al.* 2015). An off-setting towed device has been demonstrated to improve BSL performance (Tamini *et al.* 2015).

Notes and Caveats

Effectiveness is reduced in strong cross winds and rough seas, when BSLs are deflected away from warps (Sullivan & Reid 2003; Crofts 2006a, 2006b). This can be alleviated in part by towing a buoy or cone attached to the end of lines to create tension and keep lines straight (Sullivan *et al*. 2006a; Cleal *et al.* 2013). Hard wearing and non-tangling materials and design can improve performance (Cleal *et al.* 2013), including the use of semi rigid streamers, particularly those constructed from Kraton. BSLs cannot be deployed while the warp cable is being set, or remain in place during hauling, leaving periods when warps are not protected. Bird mortality as a result of entanglement with the BSL is known to occur (Snell *et al.* 2011; Kuepfer 2016).

Minimum standards

BSL are recommended even when appropriate offal discharge and fish discard management practices are in place (Melvin *et al*. 2010). A BSL should be fitted to the outside of both the starboard and the port-side cable. The main line should extend beyond the warp-water interface and should maintain its tension under normal tow speed. Streamer lines should be attached at maximum 5 m intervals and should be long enough to extend beyond the point at which warp and net monitoring cables reach the water's surface. It is recommended that for every metre of block height, 5 m of backbone be deployed and 1.2 kg of terminal object drag weight be used. An off-setting towed device (Tamini Tabla) has been developed in Argentina (Tamini *et al.* 2023a). This device is attached to the terminal end of the BSL and has a buoyant

upper board with three 45° vertical keels, which are weighted for stability. Under forward motion of the vessel, the keels cause the device to move outward of the trawl cables and therefore maintain the BSL from entangling with trawl cables. BSLs should be deployed once the trawl doors are submerged and retrieved as net hauling commences. Where the use of a net monitoring cable cannot be avoided, bird scaring lines should be specifically positioned above the net monitoring cable (Tamini *et al.* 2023b).

Need for combination

Should be used in combination with offal/discard management.

Implementation monitoring

On-board observers, electronic monitoring (cameras), at-sea surveillance or an electronic BSL compliance monitoring device (Ngcongo & Miranda 2024; https://imveloblue.co.za/electronic-monitoring-imvelo-bsl/).

Research needs

Further research is required on reducing the entanglement risk of birds in the BSL.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1627-fs-13-trawl-fisheries-warp-strike/file

2.2.2 Warp scarers

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

Warp scarers (weighted devices attached to each warp with clips or hooks, allowing the device to slide up and down the warp freely and stay aligned with each warp) create a protective area around the warp (see Bull 2009, Fig.2; Sullivan *et al*. 2006a).

Warp scarers have been shown to reduce contact rates but not significantly, and were not as effective as BSLs (Sullivan *et al*. 2006b, Abraham *et al*., cited in Bull 2009).

Notes and Caveats

Attachment to the warp eliminates problems associated with crosswinds as the mitigation devices do not behave independently of warps. Warp scarers cannot be deployed while the warp cable is being set, or remain in place during hauling, leaving periods when warps are not protected.

Concerns have been raised regarding associated practicality and safety issues (Melvin *et al.* 2004; Sullivan *et al.* 2006a; Abraham *et al.*, cited in Bull 2009).

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

None identified.

2.2.3 Bird bafflers

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

Bird bafflers comprise two booms attached to both stern quarters of a vessel. Two of these booms extend out from the sides of the vessel and the other two extend backwards from the stern. Dropper lines are attached to the booms, to create a curtain to deter seabirds from the warp-water interface zone (see Bull 2009, Fig.3; Sullivan *et al.* 2006a).

Generally, bird bafflers are not regarded as providing as much protection to the warp cables as BSLs or warp scarers (Sullivan *et al.* 2006a), because they don't tend to extend beyond the warp-water interface area, hence leaving the most dangerous part of the warp exposed.

Notes and Caveats

Various designs exist including the Brady Baffler and "curtain baffler" (Cleal *et al*. 2013).

While bafflers were designed to minimise warp interactions, the Brady Baffler has been used (inappropriately) within CCAMLR icefish fisheries to mitigate net entanglements where they have been found to be consistently ineffective (Sullivan *et al*. 2009).

The great variability in the design and deployment of bird bafflers may influence their overall effectiveness. Designs may also be very vessel-specific to ensure adequate coverage of the warp-water interface. In contrast to some other warp mitigation methods bird bafflers can remain deployed during the full duration of fishing activities.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

The full range of baffler designs have not been experimentally tested. Trials should be conducted in a range of fisheries and areas to demonstrate efficacy.

2.2.4 Cones on warp cables

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

A plastic cone attached to each warp cable reduced the number of birds entering the warp-water interface in Argentine Hake Trawl Fishery by 89% and no seabirds were killed while cones were attached to the warp (Gonzalez-Zevallos *et al.* 2007).

Notes and Caveats

Applicable for small vessels.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

Needs to be trialled in a range of fisheries and areas to demonstrate efficacy.

2.2.5 Warp boom

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

A boom with streamers extending to the water forward of the stern and warps can divert birds feeding on offal away from the warps; however, Melvin *et al*. (2010) did not identify a statistically significant reduction is seabird interactions with the warp.

Notes and Caveats

None.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Research needs

Longer-term studies are required to identify effectiveness including work to identify suitable configuration and materials.

2.2.6 Warp deflector

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

The *warp deflector,* consisting of a pinkie buoy clipped to each of the warp cables and connected back to the vessel via a retrieval line, is designed to hang at the warp-water interface to deflect birds away from the danger area. The device was found to significantly reduce heavy interactions of shy-type albatross (*Thalassarche*) with trawl warps by Pierre *et al.* (2014). The authors, however, urged for wider testing of the device to support results. Kuepfer (2017) identified numerous practical issues which impacted on the safe and effective deployment of the device in non-experimental conditions.

Notes and Caveats

The east Australia trawl fishery found the device to be impractical and of limited effectiveness, and therefore the warp deflector is now no longer accepted as a stand-alone mitigation measure.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

None identified.

3. MITIGATION MEASURES TO REDUCE NET ENTANGLEMENTS

The range of mitigation measures available to prevent net entanglements is limited, and most have not been adequately (and quantitatively) tested. Consequently, there is a need to identify and test measures aimed at addressing the problem of seabirds becoming entangled in nets of trawl vessels, particularly during hauling operations.

3.1 Net cleaning

ACAP advice

Recommended for reducing bycatch during both shooting and hauling of trawl gear in both pelagic and demersal trawl fisheries.

Scientific evidence for effectiveness in trawl fisheries

Removal from nets of all fish 'stickers' and other material is a critical step to reducing net entanglement during shooting (Hooper *et al*. 2003; Sullivan *et al.* 2009).

Notes and Caveats

None.

Minimum standards

Remove all stickers from net prior to shooting gear.

Need for combination

Should be used in combination with net binding and net weights to minimise the time net is on water's surface during both setting and hauling (Sullivan *et al.* 2009), as well as in combination with waste management to avoid the discharge of waste during shooting thereby minimising the attraction of seabirds to the stern of the vessel.

Implementation monitoring

On-board observers or electronic monitoring.

Research needs

None identified.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1713-fs-14-trawl-fisheries-net-entanglement/file

3.2 Net binding

ACAP advice

Recommended for reducing bycatch when shooting gear in pelagic trawl fisheries.

Scientific evidence for effectiveness in trawl fisheries

Shown to be a highly effective mitigation measure in CCAMLR icefish trawl fishery, reducing seabird bycatch to minimal levels (Sullivan *et al.* 2009).

Notes and Caveats

Not suitable for demersal trawl gear (Iriarte *et al*. 2023).

Sisal string has been used to bind the sections of the net which pose the greatest threat to seabirds prior to shooting (Sullivan *et al*. 2004). Bindings are simply tied onto the net to prevent the net from lofting and the mesh opening as the tension created by the vessel speed of between 1-3 knots is lost due to waves and swell action. Once shot-away, the net remains bound on the surface until it sinks. Once the trawl doors are paid away and the net has sunk beyond the diving depth of seabirds the force of the water moving the doors apart is sufficient to break the bindings and the net spreads into its standard operational position.

Minimum standards

3–ply sisal string (typical breaking strength of c.110 kg), or a similar inorganic material should be applied to the net on the deck, at intervals of approximately 5 m to prevent net from spreading and lofting at the surface. Net binding should be applied to mesh ranging from 120–800 mm as these are known to cause the majority of seabird entanglements (Sullivan *et al*. 2010). When applying string, tie an end to the net to prevent string from slipping down the net and ensure it can be removed when net is hauled.

Need for combination

Should be used in combination with net cleaning and net weights to minimise the time the net is on the surface (Sullivan *et al*. 2009), as well as in combination with waste management to avoid the discharge of waste during shooting thereby minimising the attraction of seabirds to the stern of the vessel.

Implementation monitoring

On-board observer or electronic monitoring.

Research needs

None identified.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1713-fs-14-trawl-fisheries-net-entanglement/file

3.3 Net weighting

ACAP advice

Recommended for reducing bycatch during both shooting and hauling in both pelagic and demersal trawl fisheries.

Scientific evidence for effectiveness in trawl fisheries

Evidence suggests net weighting on or near the cod end increases the angle of ascent of the net during hauling operations, thus reducing the time the net is on the water's surface. In addition, good deck practices to minimise the time that the net is on the water's surface have been the key factors in reducing seabird entanglements during hauling in South Atlantic trawl fisheries (Hooper *et al.* 2003; Sullivan *et al.* 2009).

Notes and Caveats

All attempts should be made to retrieve the net as quickly as possible.

Minimum standards

None established.

Need for combination

Should be used in combination with net binding and net cleaning to minimise the time the net is on the water's surface during both setting and hauling (Sullivan *et al.* 2009), as well as in combination with waste management to avoid the discharge of waste during shooting and hauling thereby minimising the attraction of seabirds to the stern of the vessel.

Implementation monitoring

On-board observers or electronic monitoring.

Research needs

Development of minimum standards for amount and placement of weight (cod end, wings, footrope, mouth, belly), to build on work to date in CCAMLR trawl fisheries (Sullivan *et al*. 2009).

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1713-fs-14-trawl-fisheries-net-entanglement/file

3.4 Minimise pooling area

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

Trials summarised by Steele-Mortimer & Wells (2023) indicate the merits of turning the vessel to close the net (by bunching it against a stern quarter of the trawl ramp) as a mitigation approach. While there is no empirical evidence that operations to close the headline of the net will reduce net entanglements, it is logical that minimising the surface area of the exposed risk will reduce risk.

Notes and Caveats

Some vessels may be unable to turn the vessel while hauling for operational reasons (i.e. the structure of the vessel doesn't allow for it, limited sea space, or vessel which directly haul nets onto a net drum).

Minimum standards

None established.

Need for combination

Should be used in combination with good net cleaning and other applicable best practice measures.

Implementation monitoring

None established.

Research needs

Further testing, preferably in a range of fisheries, to determine quantitatively if measure is effective.

3.5 Reduced mesh size

ACAP advice

Insufficient evidence to recommend as an effective measure at this time.

Scientific evidence for effectiveness in trawl fisheries

Roe (2005) reported on the use of reduced mesh size from 200 to 140 mm in the pelagic icefish fishery in CCAMLR waters, but did not quantify the effectiveness of the measure.

Notes and Caveats

Theoretically this measure could be effective in reducing the incidence of seabird entanglements in net; however, measure may be impractical and lead to higher bycatch of smaller sized fish. Reduced mesh size was believed to have caused severe damage to the net because of increased water pressure during trawling (Roe 2005), although the use of chain weights in the net may also have been influential.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

Thorough testing in a range of fisheries is required to determine if measure is practical and effective, as well as to identify potential impact on target catch and bycatch species.

3.6 Net jackets

ACAP advice

Unproven and not recommended as a mitigation method at this time.

Scientific evidence for effectiveness in trawl fisheries

Free-floating panels of net attached to the most dangerous mesh sizes have been trialled in CCAMLR's icefish trawl fishery, with uncertain efficiency (Sullivan *et al*. 2009).

Caveats /Notes

Found to cause serious drag and subsequent damage to the net. Drag also slows vessel speed and increases fuel consumption (Sullivan *et al*. 2009).

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

Efficacy of measure remains to be demonstrated.

Mitigation Fact Sheet

https://www.acap.aq/en/resources/bycatch-mitigation/mitigation-fact-sheets/1713-fs-14-trawl-fisheries-net-entanglement/file

3.7 Acoustic deterrents

ACAP advice

Unproven and not recommended as a primary mitigation method at this time.

Scientific evidence for effectiveness in trawl fisheries

The use of acoustic 'scaring' devices on nine vessels in CCAMLR trawl fisheries indicated that loud noises (bells and flares/fireworks) had limited effect and birds quickly became habituated to the sound, no longer causing an aversion response (Sullivan *et al*. 2009).

Notes and Caveats

May be a useful back-up measure for circumstances when another measure is needed immediately (Sullivan *et al*. 2009).

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

None identified.

3.8 Net restrictor

ACAP advice

Unproven and not recommended as a primary mitigation method at this time.

Scientific evidence for effectiveness in trawl fisheries

The net restrictor was identified as a potential mitigation device in response to observed net captures in the New Zealand scampi trawl fishery, where multiple nets are deployed adjacently (Pierre *et al.* 2013). The net restrictor acts to restrict the opening of the net on haul when captures tend to occur. Video footage confirmed that the restrictor was effective in reducing the size of the net opening at hauling; although empirical testing of the device has not been conducted.

Notes and Caveats

May be a useful measure in demersal trawl fisheries where multiple nets are deployed adjacently, and nets (particularly the middle net) are liable to billow open at or near the surface on haul.

Minimum standards

Not applicable, as not recommended.

Need for combination

Not applicable, as not recommended.

Implementation monitoring

Not applicable, as not recommended.

Research needs

At-sea testing required to determine effectiveness.

4. GENERAL MEASURES

4.1 Time-Area closures

ACAP advice

Recommended as a general mitigation measure but need to be aware of displacing the risk to adjacent areas (Copello et al 2016) or other fishing methods (Baez et al 2014).

Scientific evidence for effectiveness in trawl fisheries

Avoiding fishing at peak areas and during periods of intense foraging activity has been used effectively to reduce bycatch in longline fisheries. The principles are directly transferrable to trawl and other net fisheries.

In some studies, longline-associated mortality has been almost exclusively within the breeding season of seabirds. Several studies have also shown that proximity to breeding colonies is an important determinant of seabird bycatch rates (Moreno *et al.* 1996; Nel *et al*. 2002) and temporal closures around breeding areas contributed to a substantial reduction in seabird bycatch (Croxall & Nicol 2004).

Notes and Caveats

An important and effective management response, especially for high risk areas, and when other measures prove ineffective. There is a risk that temporal/spatial closures could displace fishing effort into neighbouring or other areas which may not be as well regulated, thus leading to increased incidental mortality elsewhere.

Minimum standards

None established.

Need for combination

Must be combined with other recommended measures, both in the specific areas when the fishing season is opened, and also in adjacent areas to ensure displacement of fishing effort does not merely lead to a spatial shift in the incidental mortality.

Implementation monitoring

VMS/AIS systems or at-sea surveillance.

Research needs

Further information about the seasonal variability in patterns of species abundance around trawl fisheries is required.

5. OTHER CONSIDERATIONS

5.1 Lasers

ACAP advice

High energy lasers are strongly discouraged.

Scientific evidence for effectiveness in trawl fisheries

Available evidence shows that high energy lasers (Class 4 lasers, the highest class in terms of laser hazards) are ineffective at deterring seabirds from danger areas around fishing vessels (Melvin *et al.* 2016) and likely damage seabird visual systems with negative effects on foraging behaviour of laser exposed seabirds (Fernandez-Juricic, 2023).

Notes and Caveats

Concerns are ongoing regarding the safety (to both humans and birds) and efficacy of laser technology of unknown energy levels as a seabird bycatch mitigation tool, as they continue to be used currently in various fisheries. Available evidence shows that high energy lasers are no longer marketed for fishery applications. Currently evidence is lacking on the possibility that lasers of lower energy levels delivered in different ways (scanning, blinking, wave-length, etc.) could be used safely and be effective in some applications.

Minimum standards

Not applicable, as strongly discouraged.

Need for combination

Not applicable, as strongly discouraged.

Implementation monitoring

Not applicable, as strongly discouraged.

Research needs

As high energy lasers continue to be used in some fisheries, we encourage reporting of the extent and output power levels of laser use by ACAP Parties, including any information on effectiveness, as well as bird welfare effects.

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