

31 March 2008

IOTC CIRCULAR 05/2008

SUBJECT: DRAFT INDIAN OCEAN TUNA COMMISSION IUU VESSELS LIST

In accordance with Paragraph 4 of IOTC Resolution 06/01 *On establishing a list of vessels presumed to have carried out illegal, unregulated and unreported fishing in the IOTC area* please find attached the Draft IUU Vessels List (attachment 1) for your consideration prior to the 12th Session of the Commission.

The following changes to the current IUU Vessels List (dated 5 November 2007) are proposed:

Existing Vessels

Vessel **Ocean Lion** (Equatorial Guinea):

On 1 June 2007, the Secretariat received information from the Republic of Equatorial Guinea, via ICCAT (attachment 2) that the Ocean Lion is no longer registered in the Republic of Equatorial Guinea. Given this, it is proposed that the information pertaining to the flag be amended to *Current Flag unknown, previous flag Equatorial Guinea*.

Vessel **Yu Mann Won** (Georgia):

On 8 October 2007, as requested by the Commission at its Session in 2007, the Secretariat contacted Georgia Authorities to inform them that the Yu Mann Won appears to be continuing to use the flag of Georgia despite them suspending its registration. Despite receiving no response from Georgia, given the information reported to the Commission in 2007 indicating that the Yu Mann Won is no longer registered in Georgia (attachment 3) it is proposed that the information pertaining to the flag be amended to *Current Flag unknown, previous flag Georgia*.

Additional vessels

Vessel **Gunuar Melyan 21** (flag unknown):

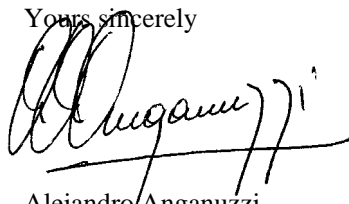
On 3 May 2007, the Secretariat circulated a document to members from Japan that purported that four Indonesian vessels were operating in the Indian Ocean in contravention of IOTC management measures (attachment 4). To-date no comments have been received from CPC's on this report apart from Indonesia (attachment 5). In their response, Indonesia described the remedial actions taken against two of the vessels, and that the "Gunuar Melyan 21" and the "unknown" vessel were not registered in Indonesia. While there is no practical information to support the inclusion of the unknown vessel in the IUU Vessels List, it is proposed that the "Gunuar Melyan 21" be considered for inclusion.

CPC's and non-cooperating parties are expected to transmit to their comments on the draft IUU list at least 30 days before the Annual Meeting and closely monitor the vessels included in the list in order to determine their activities and possible changes of name, flag and or registered owner.

A Provisional IUU Vessels List will be circulated two weeks before the Commission meeting.

I encourage you to refer to the text of the Resolution 06/01 for more details on this matter. And please do not hesitate to contact me should you require further information.

Yours sincerely



Alejandro Anganuzzi
Executive Secretary

Attachments:

- . 1. Draft IUU Vessels List dated 31 March 2008
- . 2. Letter from Equatorial Guinea to ICCAT dated 26 May 2007
- . 3. Letter from Georgia to IOTC dated 27 April 2007
- . 4. IOTC Circular 10/07 containing an IUU Report from Japan
- . 5. Letter from Indonesia dated 17 September 2007 responding to IOTC Circular 10/07

Distribution

IOTC Members: Australia, Belize, China, Comores, Eritrea, European Community, France, Guinea, India, Indonesia, Iran, Japan, Kenya, Korea, Madagascar, Malaysia, Mauritius, Oman, Pakistan, Philippines, Seychelles, Sri Lanka, Sudan, Tanzania, Thailand, United Kingdom, Vanuatu

IOTC Chairperson, Cooperating non contracting parties: Senegal, South Africa, Uruguay.

This message has been transmitted by email and fax.

IOTC CIRCULAR 05/2008 – attachment 1

DRAFT IOTC IUU VESSELS LIST

(31 MARCH 2008)

Current name of vessel (previous names)	Current flag (previous flags)	Date first included on IOTC IUU Vessels List	Lloyds/IMO number	Photo	Call sign (previous call signs)	Owner / beneficial owners (previous owners)	Operator (previous operators)	Summary of IUU activities
Ocean Lion	Unknown (Equatorial Guinea)	June 2005	7826233	-				Contravention of IOTC Resolution 02/04, 02/05, 03/05.
Yu Maan Won	Unknown (Georgia)	May 2007						
Gunuar Melyan 21	Unknown							

IOTC CIRCULAR 05/2008 – attachment 2

Translated into English from the original in Spanish

REPUBLIC OF EQUATORIAL GUINEA
Ministry of Fisheries and Environment

Malabo, 27 May 2007

Mr Driss Meski
Executive Secretary of ICCAT
Madrid, Spain

Subject: “Ocean Lion” vessel unlawfully attributed to Equatorial Guinea

Mr Executive Secretary,

I refer to your letter N° 979 of 25 May 2007, informing me of the measures adopted by the Indian Ocean Tuna Commission (IOTC) concerning the list of vessels supposedly engaged in illegal, unreported and unregulated (IUU) fishing. In this regard, I should like to inform you, and through you Mr Alejandro Anganuzzi, Executive Secretary of the IOTC, of the following:

1. Since the Presidency of the Republic of Equatorial Guinea issued a Presidential Decree cancelling all registrations of fishing vessels attributed to our country, no industrial fishing vessel has been registered, licensed and, still less, allowed to fly our flag. The “Ocean Lion” is therefore not registered in Equatorial Guinea.
2. The same Presidential Decree invalidated all corresponding foreign agencies or offices, nullifying their past and future registrations until the interested parties contact this Ministry of Fisheries and Environment to request registration of their vessels. We cannot therefore be made responsible for the illegal action of a vessel that has not complied with this requirement. The “Ocean Lion” is unlawfully flying the flag of Equatorial Guinea.
3. As upholders of ICCAT regulations and firm opponents of IUU fishing, the international organization whose decisions you execute will be the first body to be informed of new entries to the list of tuna vessels flying the flag of and/or registered with Equatorial Guinea.
4. The ICCAT and other organizations such as the IOTC have adopted measures to eliminate IUU fishing, including a ban on landings, a prohibition on the sale of catches on export markets and the detention of vessels to verify their documentation. In this connection, we urge that you and Mr Alejandro Anganuzzi adopt these and other measures so that we can eradicate this matter.
5. We wish to conclude by stressing that the vessel in question is flying the flag of Equatorial Guinea in an illegal and irresponsible manner.

Please accept, Mr Secretary General, the expression of my highest consideration.

[signed]

Vicente Rodriguez Siosa
Minister for Fisheries and Environment

**LETTER FROM GEORGIA CONCERNING THE PRELIMINARY IUU
VESSELS LIST**

In response to receiving a copy of the IOTC Preliminary IUU Vessels List, the Executive Secretary received the following documents from Georgia authorities.



GEORGIA
UNITED TRANSPORT ADMINISTRATION
MARITIME TRANSPORT DEPARTMENT

60, Gogebashvili Str., 6017, Batumi, Georgia

Tel: +995 222 74925, 73909, Fax: +995 222 73929,

E-mail: mtag@maradgeorgia.org Web Site: www.maradgeorgia.org

TO : INDIAN OCEAN TUNA COMMISSION **Date :** 27/04/2007
Attn : Mr. Alejandro Anganuzzi **Ref No. :** MTD /LAF – 7
Executive Secretary
Re : M/V YU MAAN WON

Dear Sir,

Maritime Transport Department presents you great respect.

We thank you for your letter of May 02, 2007, and would like to assure you that we are ready to the cooperation.

Regarding m/v YU MAAN WON please note that registration of the vessel was suspended on 09.12.2006 and has never been renewed since then. On 10.04.2007 we sent the appropriate letter to the Ministry of Agro Industry and Fisheries of Mauritius (see attached).

May we take the opportunity to express you our sincere respect. Please in future for faster communication send all the correspondence to our official e-mail mtag@maradgeorgia.org

Best regards,
V. Imnaishvili
Head of State Ships Registry &
Flag State Implementation Dept.



3 May 2007

IOTC CIRCULAR 10/07 CIRCULAIRE CTOI 10/07

SUBJECT: REPORTS OF VESSELS PRESUMED TO HAVE CARRIED OUT IUU FISHING IN THE IOTC AREA

IOTC Resolution 06/01 *On establishing a list of vessels presumed to have carried out illegal, unregulated and unreported fishing in the IOTC area* is a binding resolution in accordance with paragraph 1 of article IX of the IOTC Agreement.

The Secretariat has received a document from Japan that purports vessels have been operating in the Indian Ocean in contravention of IOTC management measures. This document can be downloaded from the IOTC website:

<http://www.iotc.org/English/documents/circulars/circular.php>

Please review the document and provide any comments to me by 30 September 2007.

SUJET: DÉCLARATION DE NAVIRES SOUPÇONNÉS D'AVOIR CONDUIT DES OPÉRATIONS DE PÊCHE INN DANS LA ZONE DE COMPÉTENCE DE LA CTOI

La Résolution de la CTOI 06/01 visant à l'établissement d'une liste de navires présumés avoir exercé des activités de pêche illégales, non réglementées et non déclarées dans la zone de la convention est une résolution contraignante au titre du paragraphe 1 de l'article IX de l'Accord portant création de la CTOI.

Le Secrétariat a reçu un document du Japon qui indique que des navires ont opéré dans l'océan Indien en contravention des mesures de gestion de la CTOI. Ce document peut être téléchargé sur le site Internet de la CTOI, à cette adresse :

<http://www.iotc.org/French/documents/circulars/circular.php>

Merci de bien vouloir examiner le document fourni par le Japon et de me transmettre vos commentaires avant le 30 septembre 2007.

Yours sincerely / Sincèrement

Alejandro Anganuzzi
 Executive Secretary / Secrétaire exécutif

Attachments / Pièces jointes :

- IUU vessel information document from Japan dated 1 May 2007 (5 pages) / INN document du Japon daté 1 mai 2007 (5 pages).

Distribution:

Members / Membres

Australia J. Kalish
 China Z. Liling
 Comoros A. Soilihi
 Eritrea A. Ghebretinsae
 EC R. Cesari
 France D. Leguerrier

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 India V. Somvanshi
 Iran A. Mojahedi
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Madagascar M. Andriamisezana
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 Philippines B. Tabios Jr.

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 Sudan K. Latif
 Tanzania S. Pamba
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 United Kingdom T. Humphries
 Vanuatu M. Amos

IOTC Chairperson / Président de la CTOI

E. Spencer

Cooperating non contracting parties / Parties coopérantes non contractantes

Belize A. Mouzouropoulos Indonesia P. Tambunan

Senegal S. Ndaw

South Africa T. Akkers

This message has been transmitted by email and fax.
 Ce message a été transmis par courriel et télécopie



FISHERIES AGENCY

MINISTRY OF AGRICULTURE, FORESTRY AND FISHERIES, GOVERNMENT OF JAPAN

1-2-1, Kasumigaseki, Chiyoda-ku, Tokyo 100-8907, JAPAN TEL: +81-3-3591-1086

1 May, 2007

Mr. Alejandro Anganuzzi
Secretary of IOTC
PO BOX 1011
Victoria, Seychelles

Dear Mr. Anganuzzi,

According to the Resolution 02/04 on Establishing a List of Vessels Presumed to Have Carried Out Illegal, Unregulated and Unreported Fishing in the IOTC Area, I submit the attached information on the following vessels.

①

Registry of Vessel: Indonesia
Name of Vessel : GUNUAR MELYAN 21
Type of vessel : Tuna longline

②

Registry of Vessel: unknown
Name of Vessel : BINTANG MAS PASIFIK
Type of vessel : Tuna longline

③

Registry of Vessel: unknown
Name of Vessel : KM. WIRYA SAKTI III
Type of vessel : Tuna longline

④

Registry of Vessel: Indonesia
Name of Vessel : Not-indicated
Type of vessel : Tuna longline

Please circulate this letter to all Members, Cooperating non-Members and non-Members concerned on this matter.

Best Regards,

A handwritten signature in black ink, appearing to read 'Kiyoshi Katsuyama'.

Kiyoshi Katsuyama
Japanese Commissioner to IOTC

①

Vessel Sighting Sheet

Date and Time	February 12 th , 2007 9:45
Position	30 – 10.2'S, 101 – 08.2'E
Name of Vessel	GUNUAR MELYAN 21
Registry of Vessel	Indonesia
Port of Registry	unknown
Type of Vessel	Tuna Long Line
Type of operation	Anchoring next to a buoy
Tonnage of Vessel	50 t
Source	Sighted by Japanese patrol vessel



②

Vessel Sighting Sheet

Date and Time	February 12 th , 2007 8:02
Position	30 – 26.0'S, 101 – 03.9'E
Name of Vessel	BINTANG MAS PASIFIK
Registry of Vessel	unknown
Port of Registry	unknown
Type of Vessel	Tuna Long Line
Type of operation	Fishing
Tonnage of Vessel	50 t
Source	Sighted by Japanese patrol vessel



③

Vessel Sighting Sheet

Date and Time	February 12 th , 2007 8:30
Position	30 – 21.6'S, 101 – 03.9'E
Name of Vessel	KM. WIRYA SAKTI III
Registry of Vessel	unknown
Port of Registry	unknown
Type of Vessel	Tuna Long Line
Type of operation	Fishing
Tonnage of Vessel	50 t
Source	Sighted by Japanese patrol vessel



④

Vessel Sighting Sheet

Date and Time	February 12 th , 2007 13:25
Position	29 – 45.1'S, 101 – 12.7'E
Name of Vessel	Not - indicated
Registry of Vessel	Indonesia
Port of Registry	unknown
Type of Vessel	Tuna Long Line
Type of operation	Anchoring next to a buoy
Tonnage of Vessel	50 t
Source	Sighted by Japanese patrol vessel





**MINISTRY OF MARINE AFFAIRS AND FISHERIES
REPUBLIC OF INDONESIA
DIRECTORATE GENERAL OF CAPTURE FISHERIES**

Head Office : MOMAF Building 12th floor, Medan Merdeka Timur 16th
Jakarta 10110. Phone/Fax: +62-21-3500052. [http:// www.dkp.go.id](http://www.dkp.go.id)

September 17, 2007

Mr. Alejandro Anganuzzi
Secretary of IOTC
PO BOX 1011
Victoria, Seychelles

Dear Mr. Anganuzzi,

With reference to the IOTC Circular 10/07 dated 3 May 2007 regarding the reports of vessels presumed to have carried out IUU Fishing in the IOTC area; we would like to inform you that the Indonesian government has undertaken necessary actions to respond the issues as follows:

1. A stakeholder consultation meeting was held in Bali on 26 May 2007, attended by the representatives of the government and Indonesian Tuna Longline Association to clarify the issues. The confirmation made by the Secretary General of Indonesian Tuna Longline Association stating that both KM Bintang Mas Pasifik and KM Wirya Sakti III Vessels are owned by the member of Indonesian Tuna Longline Association of Bali.
2. With regards to the other two vessels of "Gunuar Melyan 21" and "Unknown vessel" that reported by Japanese patrol vessel, as far as Directorate General of Capture Fisheries record is concerned they are not registered in Indonesia.
3. Further investigation has been made with results that the status of KM Bintang Mas Pasifik and KM Wirya Sakti III Vessels are registered in Indonesia as the following conditions:

No.	Name of Vessel	Size	Operational Area	Number of Fishing License
1.	Wirya Sakti III	92 GT	Indonesian EEZ of Indian Ocean	26.07.0028.04.17180
2.	Bintang Mas Pasifik	97 GT	Banda Sea, Sulawesi Sea and Indonesian EEZ of Pacific Ocean	26.05.0028.04.10994

In addition, we inform you that both KM Bintang Mas Pasifik and KM Wirya Sakti III Vessels are owned by the same company, namely PT. Dae Do Raya Utama.

4. The Ministry of Marine Affairs and Fisheries of Indonesia has dispatched a reprimand letter number 2988/DPT.I/PI.340D1/VII/07 dated 17 July 2007 to the owner of the vessels. In this regards, PT. Dae Do Raya Utama through the letter dated 30 June 2007 stated their apology and clarification that they did not fully understood regarding the rules for fishing operation in High Seas.

*Received by
e-mail (A-A) 17th Sept 07*



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5. Although we have no enough evidence that 2 vessels member of Indonesian Tuna Longline Association presumed to have carried out IUU Fishing in the area, we already issued a letter No: 3657/DPT.I/PI.340.D1/VIII/07 dated 30 August 2007 to remind them not to operate in the IOTC area without proper license and if in the future time they still operate without due regard to the IOTC rules, their Indonesia Licensed will be withdrawn immediately by Directorate General of Capture Fisheries.

Thanking you in advance for your kind sustain cooperation.

Sincerely yours,

Suseno

Director of Fisheries Resources Management

CC :

1. Secretary General of MMAF
2. Director General of Capture Fisheries
3. Director General of Marine and Fisheries
Resource Surveillance and Controlling