



Food and Agriculture
Organization of the
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Indian Ocean Tuna Commission
Commission des Thons de l'Océan Indien

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OBSERVER PROGRAM DEVELOPMENT and OBSERVER LOGISTICAL COORDINATION WORKSHOP



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Follow up processes :

incidents & critical incidents

non-compliance & infringements

IOTC ROS OLC TR 9.04

Category: Debriefers Training

[IOTC ROS OLC TR 9]



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Definitions of: Incidents & critical incidents



Incident is an event that:

- ✓ disturbs observer or vessel normal operations;
- ✓ does not involve the perception of a threat to life;
- ✓ does not include elements of physical and emotional damage;
E.g.: vessel entanglement with fixed fishing gear, observer minor illness or injury.



Critical incident is an event that:

- ✓ is out of the range of normal experience;
- ✓ involves the perception of a threat to life;
- ✓ can include elements of physical and emotional damage;
E.g.: vessel fire, sinking; observer serious illness or injury, assault on the observer, observer missing at-sea or presumed fallen overboard, death.





Definitions of: Non-compliance & infringements



Non-compliance

- ✓ failure of a specific vessel (and therefore its Flag State) to comply with binding CMMs.

E.g.: the refusal to release mobulid rays as stipulated in IOTC Res. 19/03.



Infringement

- ✓ breach/infraction to the national & international legislation;
- ✓ may lead to the application of sanctions (fines, removal of fishing licence / flag licence, prosecution);

E.g.: assault on the observer, shark finning, the use of steel-wire trace in longline (in some countries), or the use of drifting large-scale gillnets.





Follow up processes on: Incidents & critical incidents



1. Vessel safety check conducted before each boarding



2. Vessel safety conditions surveyed against the list of minimum safety requirements



3. Emergency Action Plan in place

- Communication protocol
- Contact information
- Follow up response
- Remedial action
- Measures to address incident established
- Procedures to report incidents to CPC/IOTC established





Follow up processes on: **Non-compliance & infringements**



1. Programme managers, debriefers and observers fully aware of legislation of interest to observers.
2. Debriefers and observers aware of the importance of reporting non-compliance and infringements accurately, with support information and evidence.
3. Debriefers to inform Programme managers of infringements or non-compliance stated by observers.
4. Programme managers to inform CPC/IOTC authorities of reported non-compliance & infringements and to provide evidence.
5. National authorities to decide on sanction to impose and to inform IOTC Compliance Committee.





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THANK YOU FOR YOUR PARTICIPATION



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