

Report and documentation of the

REGIONAL PSM TRAINING COURSE ON NATIONAL INTERAGENCY COOPERATION AND REGIONAL COOPERATION

IMPLEMENTATION OF IOTC RESOLUTION 10/11 ON PORT STATE MEASURES TO PREVENT, DETER AND ELIMINATE IUU FISHING.

Antananarivo, 27/30 October 2015



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The training report has been prepared by Christopher Heinecken and Judith Swan and the IOTC Secretariat. The regional training has been developed with the financial support from the Development Grant Facility (DGF) to the Global Partnership for Oceans (GPO) of the World Bank. The regional training was sponsored by the IOC/Smartfish project. The DGF grant is managed by the Indian Ocean Commission. The IOC/Smartfish is funded by the European Union.

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THE WORLD BANK



Distribution:

Participants in the training
Chairperson IOTC Compliance Committee
IOC-SmartFish Project
World Bank

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Table of Contents

ACRONYMS USED	4
EXECUTIVE SUMMARY	5
OPENING OF THE TRAINING COURSE	7
INTRODUCTION AND BACKGROUND	8
NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC – COUNTRY PRESENTATIONS	9
NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC –A REVIEW	9
BEST PRACTICES: NATIONAL INTERAGENCY COOPERATION	9
BEST PRACTICES: REGIONAL COOPERATION	10
ROLE PLAY	11
CLOSURE OF TRAINING COURSE	12
APPENDIX A – TRAINING PROGRAMME	14
APPENDIX B – LIST OF PARTICIPANTS	17
APPENDIX C – ROLES IN DIABLO II	19
APPENDIX D - SETTLEMENT AGREEMENT FOR DIABLO II	20

ACRONYMS USED

AREP	Advance request to enter port
CPC's	Contracting Parties and Cooperating Non-Contracting Parties
EEZ	Exclusive Economic Zone
EU	European Union
FAO	Food and Agriculture Organization of the United Nations
IMO	International Maritime Organization
IOC	Indian Ocean Commission
IOTC	Indian Ocean Tuna Commission
MCS	Monitoring, control and Surveillance
MoU	Memorandum of Understanding
SOP	Standard operating procedures
RFMO	Regional Fisheries Management Organization
PSM	Port State Measures

EXECUTIVE SUMMARY

The Indian Ocean Tuna Commission (IOTC) Regional Port State Measures Training Course on National Interagency Cooperation and Regional Cooperation was held at the Hotel Colbert in Antananarivo, Madagascar, from 27 to 30 October 2015. The course was developed with financial support from the Development Grant Facility to the Global Partnership for Oceans of the World Bank, managed by the Indian Ocean Commission (IOC), and participants were financially supported by the IOC-Smartfish project, funded by the European Union (EU).

The course was attended by 28 participants from 10 countries from the South West Indian Ocean region and two resource persons and representatives of the IOC-Smartfish project.

The training documentations are available on the IOTC web site: <http://www.iotc.org/meetings/regional-psm-training-national-interagency-collaboration-and-regional-cooperation>

The opening of the course was attended by Mr Jean-Jacques Rasamoel (Secretary General, Ministère des Ressources Halieutiques et de la Pêche), Mr Léon Martial Harijhone Razaka (Chargé de mission, Commission de l'Océan Indien) and Mr Gilbert Francois (Directeur Général des Ressources Halieutiques et de la Pêche, Ministère des Ressources Halieutiques et de la Pêche).

The program covered six sections (Appendix A), with presentations and exercises presented by Ms Judith Swan, IOTC legal consultant, Mr Florian Giroux, IOTC Compliance Officer and Mr Chris Heinecken, IOTC MCS consultant.

The program commenced with a reviewed of the IOTC, institutional structure and functions and fisheries profiles, in the IOTC Area and provided clarification on membership, the rights and obligations of coastal States and distant water fishing and contributions, obligations and voting rights of non-contracting cooperating States.

Ms Swan provided a detailed background in the international development of port State measures against IUU fishing, and introduced international instruments, regional measures and the framework of the IOTC Resolution. Elaborating specifically the role of national laws and procedures and the essential requirement for a legal framework for interagency implementation.

Participating countries each provided an overview of the implementation of the IOTC PSMR in their respective countries and this was followed by a review of the responses to questionnaire completed by each country. The questionnaire was designed to determine a regional profile of the implementation of PSM. In discussions, key recommendations highlighted were the need for a legal mandate and MOU between agencies within countries and need for trained human capacity.

The presentation on best practice for national interagency collaboration covered the processes and requirements for exchange of information and communication between government agencies when receiving and analyzing an advance request to enter port (AREP). The follow up to this was a description of standard operating procedures (SOP) to make and communicate decisions for each of the relevant field in the AREP. This was followed by a presentation for best practices in national regional cooperation. A practical exercise was provided to demonstrate the practical processes to analyse and make a decision to deny or allow a vessel port entry. The exercise was designed to analyse both regionally and internationally and posed requests for information on a regional basis that would be critical in making a final decision for port entry or inspection after port entry.

The training program was concluded by a role play exercise that was introduced by Ms Swan, titled "Diablo II". It involved a fictional situation concerning port State measures. Scenes were scripted and involved a range of roles for different government agencies, including the master and vessel agents for a suspected IUU vessel. The entire exercise was enthusiastically taken up by all participants. The conclusion was unscripted and participants had to decide using the concepts presented during the course, whether to prosecute or take other measures. The results were extremely encouraging as it clearly indicated an in-depth understanding of the materials that had been presented during preceding days.

Mr Jean-Jacques Rasamoel closed the Training Course. He commended participants for the effort and zeal during the past four days and thanked the experts/trainers, noting the benefits of sharing knowledge and understanding among participants and trainers.

OPENING OF THE TRAINING COURSE

1. The Indian Ocean Tuna Commission (IOTC) Regional Port State Measures Training Course on National Interagency Cooperation and Regional Cooperation was held at the Hotel Colbert in Antananarivo, Madagascar, from 27 to 30 October 2015.
2. The training course was developed with financial support from the Development Grant Facility to the Global Partnership for Oceans of the World Bank, managed by the Indian Ocean Commission (IOC), and participants were financially supported by the IOC-Smartfish project, funded by the European Union (EU).
3. The training course was attended by 28 participants from 10 countries from the South West Indian Ocean region, two resource persons and representatives of the Indian Ocean Commission, Smartfish and the IOTC. A list of participants and resource persons is attached as Appendix B.
4. Mr Randriambola Tiana (Centre de Surveillance des Pêches de Madagascar) brought the training course to order. He introduced Mr Jean-Jacques Rasamoel (Secretary General, Ministère des Ressources Halieutiques et de la Pêche), Mr Léon Martial Harijhone Razaka (Chargé de mission, Commission de l'Océan Indien) and Mr Gilbert Francois (Directeur Général des Ressources Halieutiques et de la Pêche, Ministère des Ressources Halieutiques et de la Pêche), who expressed appreciation to IOTC for convening this training course and noted the support to regional capacity building given by IOC, the EU through Smartfish and the World Bank. He expressed the readiness of IOC to support states wishing to cooperate in sustainable development.



Opening by Mr Rasamoel, Secretary General

Ministère des ressources halieutiques et de la pêche, Madagascar.

5. The Secretary General welcomed participants and thanked them for positively responding to the invitation to combat IUU fishing in Indian Ocean and implement port State measures in their respective countries. He reviewed IOTC training initiatives on the implementation of port State measures and thanked the donors. He emphasized the need to put in place a strategy to fight IUU fishing, noting that “one finger cannot catch a fleet” and that cooperation is essential. He recalled the investment of Madagascar in the surveillance of fisheries, underlining that all surveillance tools are complementary to each other. He urged the participants to transform achievements to date into actions and affirmed Madagascar’s will to ratify the FAO Agreement on port State measures.
6. Mr Florian Giroux, IOTC Compliance Officer, thanked the Secretary General for his address and welcomed participants, resource persons and colleagues to the training course. He noted that the objective was to increase the capacity for port State measures of the IOTC developing–coastal State CPCs for the implementation of IOTC Resolution. He introduced the FAO video on port State measures, and in subsequent discussions some participants reported ratification by their countries (Seychelles and Mozambique), advanced progress towards ratification (Kenya and Mauritius) or initial stages of consideration (Comoros and Tanzania).
7. Mr. Florian Giroux introduced the video showing port State control by the International Maritime Organization (IMO). In discussion, it was acknowledged that we have a long way to go in implementing port State measures for fisheries, and in so doing the role of the flag State will be important. The administration, management and inspection of port State measures under the IMO and FAO may be carried out by the same personnel, so cross-training will be important. It was acknowledged that much needed to be done in terms of providing a legal and institutional framework, and assistance to developing countries was considered to be essential.

INTRODUCTION AND BACKGROUND

8. Ms Judith Swan, IOTC legal consultant, introduced the purpose of the training course. She explained the objective and context of IOTC training, the specific objective of the course and the components and methodology of the training program and referred to the training materials that will be used. In discussion, the role of IOTC in the management of the tuna resources was clarified.
9. Mr Florian Giroux introduced the participants to the IOTC, explaining the institutional structure and functions (including MCS), the development/legal effect of IOTC Resolutions/Recommendations, and the profile of fisheries, vessels and gear and IUU fishing in the IOTC Area. In discussion, clarifications were given concerning membership, the rights and obligations of coastal States and distant water fishing and contributions, obligations and voting rights of non-contracting cooperating States.

10. An introduction to port State measures was presented by Ms Swan. She described the background of port State measures and IUU fishing, and introduced international instruments, regional measures and the framework of the IOTC Resolution. The role of national laws and procedures, and a framework for interagency implementation was elaborated.

NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC – COUNTRY PRESENTATIONS

11. Participants from each country presented information concerning the following aspects of port State measures: competent authority, designated ports, advance notification period, type of foreign vessels calling into port, main purpose of calls, relevant legislation, number of vessels inspected and infractions recorded, landed/transhipped fish quantity and species, interagency cooperation, regional cooperation, mechanisms for interagency cooperation and main challenges for interagency cooperation. Many of the reports identified the main challenges as the need for adequate legislation, effective communications and capacity development.

NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC –A REVIEW

12. Ms Judith Swan provided an overview of the element of the questionnaire that each port State was requested to complete. Noting the objective, the questionnaire was to provide a snapshot of current status of interagency collaboration and level of regional cooperation between IOTC CPC's.
13. Mr Chris Heinecken, provided a summary of the responses to each of the questions to the questionnaire. The conclusion to this review indicated that currently two ports in the region received more than 80% of port calls from to (foreign) vessels involved in fishing activities, as well as (foreign) vessels involved in related activities in support of fishing, while several port States were in the process of developing further their capacity to accommodate foreign fishing vessels. The review mirrored many of the concerns highlighted by the individual country presentations, noting specifically the need for interagency cooperation and legal mandates or memorandum of understanding (MoU), to support this cooperation. The need an increase in trained human capacity was also a common thread to all the responses. Most of the respondents also recognized the importance of regional communication and cooperation in the combat against IUU fishing.

BEST PRACTICES: NATIONAL INTERAGENCY COOPERATION

14. Mr Chris Heinecken, IOTC MCS consultant, introduced best practices for national interagency collaboration. He addressed the following areas: request for entry into a designated port, advance request for entry in port (AREP) requirements for information and communication, risk assessment, standard operating procedures (SOP) and communication, decision to deny entry into port and communication of decision, decision on authorizing entry into port or conditional use of port and communication of decision, authorization for entry into port, and inspection.

15. The questions and discussion following the presentation indicated a common weaknesses in some of the port States where there was no clear mandate for the fisheries authority to act as the lead authority in making a final decision on granting a foreign fishing vessel port entry and that this mostly being due to poor cooperation or communication between port and the fisheries authorities. Similarly the overlapping mandate for inspection by other agencies, notably health/sanitary and veterinary as well as customs were cited as areas where cooperation need to be developed.
16. The benefits of formal interagency cooperation on port State measures through development of a Memorandum of Understanding (MoU) and a best practices framework for an MoU was elaborated by Ms. Swan.

BEST PRACTICES: REGIONAL COOPERATION

17. Mr Heinecken introduced best practices for regional cooperation, including communications and decisionmaking. He also referred to the importance of communication and cooperation at the international level, including with other States and RFMOs in the AREP risk assessment and queries following a port inspection. An important criteria to this was that each CPC needed to have in place reliable contact points for receiving and responding to communications on a regional level.
18. This was followed by a practical exercise to analyses information from a fishing and carrier vessel to provide a decision on port entry. The exercise was designed to analyse both regionally and internationally on details provided in an AREP and pose requests for information on a regional basis that would be critical in making a final decision for port entry or inspection after port entry.
19. The role of IOTC CPC flag States required by the IOTC Resolution was explained by Ms. Swan. She introduced the legal background of flag State responsibility, and reviewed the elements of the IOTC Resolution on the role of flag States including: a request by the flag State that a CPC port State inspect its vessel, identification of a CPC port State that does not comply or act consistently with the IOTC Resolution, the obligation to investigate an inspection report from a CPC port State showing IUU fishing or related activities by the flag vessel and to take enforcement action, reporting on actions taken in respect of its flag vessels that, as a result of port State measures, have been determined to have engaged in IUU fishing or related activities, and to take legal measures to require flag vessels to cooperate with the port State in inspections and ensure that measures applied to flag vessels are at least as effective as port State measures in combating IUU fishing.

ROLE PLAY

20. A role play exercise was introduced by Ms Swan, titled “Diablo II”. It involved a fictional situation concerning port State measures, and was based on an actual case. This afforded an opportunity for participants to apply the knowledge that they have learned in the training course. It involved a fishing vessel from Costa Brava that carried out IUU fishing in the waters of FishLand, and was subject to port inspection in Pesca. Most scenes were scripted and involved a range of roles, including for the master and vessel agents, industry, flag State and regional economic integration organization as well as fisheries ministers and interagency officials and advisers in FishLand and Pesca. The roles are in Appendix C. The last scenes in the role play were unscripted and among other things participants had to decide whether to prosecute or take other measures. The participants developed the agreement in Appendix D.



Minister and staff - FishLand



Minister and staff - Pesca

CLOSURE OF TRAINING COURSE

21. Mr Randriambola Tiana chaired the closing ceremony, and introduced the following officials from the Madagascar *Ministère des ressources halieutiques et de la pêche* who presented certificates to the participants for completion of the course:
22. Mr Jean-Jacques Rasamoel closed the Training Course. He commended participants for the effort and zeal during the past four days and thanked the experts/trainers, noting the benefits of sharing knowledge and understanding among participants and trainers. He noted that because Madagascar has just emerged from a long political crisis, the support will also assist to restore efforts towards sustainability of the fisheries. It will be most urgent to set up a new law to govern fisheries and aquaculture. Mr. Rasamoel thanked organizers for choosing Madagascar to host the training course and expressed the hope that the knowledge learned will be shared with colleagues at home.
23. Mr. Florian Giroux summarized the outcomes and the tools provided during the training course, including the MOU, and encouraged their use and integration among national agencies and with regional organizations. He noted the template for legislation that was provided for countries to use in implementing port State measures in national laws or regulations. He invited participants to contribute closing comments. The key points in the comments are listed below:
 - Kenya recalled that the most important aspect is to adopt a new fisheries legislation, and informed that Kenya has incorporated most of the provisions for port State measures. Kenya expressed his wish to request assistance to ensure that all the IOTC management measures are incorporated in the law or regulations. Mr. Giroux indicated that further assistance from IOTC would be available.
 - Madagascar thanked the trainers, and noted that they are in the process of elaborating a new fisheries legislation and a MoU to address interagency cooperation at national level.
 - France thanked the trainers, especially the role play. France noted that the experience of the role play demonstrated that it can be complicated to implement the management measures. France stressed the countries should try to convince all departments to cooperate, this would be a win/win strategy to give a positive signal internationally.
 - Somalia recalled that it has just signed the FAO PSM Agreement, and thanked the IOTC for the materials and tools on organizing interagency cooperation which will be useful in Somalia.
 - Seychelles thanked the IOC-Smartfish project for sponsoring the training and IOTC to develop and conduct the training.

- Mauritius recalled that the learning process never ends and the training was a great opportunity to learn about interagency cooperation and regional cooperation to implement port State measures more effectively.
- Mozambique stated that the training has been fruitful and recalled that Mozambique was a pioneer for ratification of the FAO PSM Agreement. Mozambique stated that its Ministry is being restructured, and there is hope to continue to implement the Agreement and strengthen interagency and regional cooperation.
- Tanzania thanked the IOC and IOTC for organizing the course and acknowledged that there are several areas that they didn't understand well before coming to the training but those areas are now understood and the knowledge will be shared with Tanzanian colleagues. Tanzania explained that the main challenge is the finance of interagency meetings. Tanzania stressed that when agencies sponsor participants, agencies sometimes fail to do so and it becomes a constraints to cooperate at national level. But Tanzania confirmed his intention to strengthen interagency cooperation using what has been learned and to close the gaps in addressing IUU fishing.
- Mr. Jude Talma thanked the IOTC, the consultants and the participants. He noted that the training has been very positive.

Mr. Giroux advised that IOTC will continue to assist countries in strengthening the national legislation and strengthening the implementation of port State measures at national level. He thanked all the participants for their contributions to the success of the training course. He also thanked the IOC-Smartfish project, the World Bank, the interpreters and support by the government of Madagascar.

APPENDIX A – TRAINING PROGRAMME



IOTC – 2015 – RPSM01 – TRAINING PROGRAMME

**REGIONAL PSM TRAINING COURSE ON NATIONAL INTERAGENCY
COLLABORATION AND REGIONAL COOPERATION
IMPLEMENTATION OF IOTC RESOLUTION 10/11 ON PORT STATE MEASURES TO
PREVENT, DETER AND ELIMINATE IUU FISHING**

Training programme

TUESDAY 27 OCTOBER (DAY 1)	
REGISTRATION & OPENING	
08.00-08.30	Registration
08.30-09.00	Opening (Madagascar) / IOTC Remarks / IOC Smartfish Remarks
SETTING THE SCENE	
Session 1 09.00-09.30 (FG)	1. Introduction of participants and resource persons Multimedia presentation - 2009 FAO Port State Measures Agreement (Fisheries) Multimedia presentation - IMO and Port State Control (Maritime safety)
I. INTRODUCTION AND BACKGROUND	
Session 2 09.30-10.30 (JS)	2. Purpose of the Training a. Objective and context of IOTC training b. Specific course objective c. Implementation of the training program d. Training methodology e. Training materials used during the course <i>Discussion</i>
10.30-11.00	Coffee break
Session 3 11.00-11.45 (FG)	3. Introduction to IOTC a. Institutional structure and functions (including MCS) b. Development/legal effect of Resolutions/Recommendations c. Profile of fisheries, vessels and gears in the IOTC Area d. IUU fishing in the IOTC Area <i>Discussion</i>
Session 4 11.45-12.30 (JS)	4. Introduction to Port State Measures a. Background: Port State measures and IUU fishing b. International instruments- Regional measures c. Introduction and framework of IOTC Resolution d. Role of national law and procedures - framework for interagency implementation <i>Discussion</i>
12.30-14.00	Lunch
II. NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC - COUNTRY PRESENTATION	
Session 5 14.00-15.00 (FG/JS/CH)	5. Country presentations (15 mn/country) Comoros / Kenya / France / Madagascar / Mauritius <i>Discussion</i>
15.00-15.30	Coffee break
Session 6 15.30-16.30 (FG/JS/CH)	5. Country presentations (15 mn/country) (Continued). Mozambique / Somalia / Seychelles / Tanzania <i>Discussion</i>
16.30	Close for the day

WEDNESDAY 28 OCTOBER (DAY 2)

III. NATIONAL INTERAGENCY COLLABORATION AND REGIONAL COOPERATION IN IOTC CPC –A REVIEW

Session 7	6. The regional profile of PSM & interagency cooperation
09.00-10.30 (JS/CH)	<ul style="list-style-type: none"> a. Elements of questionnaire (JS) b. Summary of responses to questionnaire (CH)
10.30-11.00	Coffee break
Session 8	6. The regional profile of PSM and interagency cooperation (Continued)
11.00-12.00 (CH)	<i>Discussion</i>
12.00-13.30	Lunch
IV. BEST PRACTISE: NATIONAL INTERAGENCY COLLABORATION	
Session 9	7. Introduction to best practices – national interagency collaboration
13.30-15.00 (CH)	<ul style="list-style-type: none"> a. Request for entry into a designated port b. AREP requirements for information and communication c. AREP Risk assessment SOP and communication d. Decision to deny entry into port e. Communication for denial of port entry f. Decision on conditional use of port for: <ul style="list-style-type: none"> (i) force majeure or distress (ii) inspection prior to granting port facilities g. Communication for conditional use of port h. Decision to authorize entry into port i. Communication of authorization of entry into port j. Delivery and acceptance of authorization of entry into port upon arrival
	<i>Discussion</i>
15.00-15.30	Coffee break
Session 10	7. Introduction to best practices – national agency collaboration (Continued)
15.30-16.30 (JS)	MoU presentation
16.30	Close for the day

THURSDAY 29 OCTOBER (DAY 3)

V. BEST PRACTISE: NATIONAL REGIONAL COOPERATION

Session 11	8. Introduction to best Practices - Regional cooperation
09.00-10.00 (CH)	<ul style="list-style-type: none"> (i) Communications and decision making (ii) International level – IOTC, other States and RFMOs
	<i>Discussion</i>
10.00-10.30	Coffee break
Session 12	9. Best Practices: National agency & Regional cooperation
10.30-12.30 (CH)	Practical exercise
12.30-13.30	Lunch

Session 13 13.30-15.00 (CH)	9. Best Practices: National agency & Regional cooperation (Continued) Practical exercise
15.00-15.30	Coffee break
Session 14 15.30-16.30 (JS)	10. Role of CPC flag States a. Introduction to flag State responsibility b. Request CPC port State to inspect c. Identify CPC port State that does not comply or act consistently with IOTC Resolution, d. Investigate an inspection report from a CPC port State showing IUU fishing or related activities by flag vessel and take enforcement action, e. Report on actions taken in respect of its flag vessels that, as a result of port State measures, have been determined to have engaged in IUU fishing or related activities, f. Take legal measures to: (i) require flag vessels to cooperate with the port State in inspections, (ii) ensure that measures applied to flag vessels are at least as effective as port State measures in combating IUU fishing
16.30	Close for the day
FRIDAY 30 OCTOBER (DAY 4)	
VI. ROLE PLAY	
Session 15 09.00-10.30 (JS)	11. Role Play – Diablo II
10.30-11.00	Coffee break
Session 16 11.00-12.15 (JS)	11. Role Play – Diablo II (Continued)
12.30-14.00	Lunch
Session 17 14.00	Wrap up Close of Training Course (Madagascar)

APPENDIX B – LIST OF PARTICIPANTS

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Mr. Ricky William	Fisheries inspector - Seychelles Fishing Authority - SYC	rwilliam@sfa.sc
Capt. Percy Laporte	Seychelles Port Authority - SYC	plaporte@seyport.sc
Resource persons		
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Ms. Judith Swan	Legal expert – IOTC Secretariat	judithswan@gmail.com

APPENDIX C – ROLES IN DIABLO II

	ROLE	ACTOR
1.	Diablo II Owner/Master	Capt Percy LaPorte
2.	ABC Agency – Vessel Agent (based in FishLand)	Kooblall Bodj
FishLand		
3.	Minister	Ranwell Mbukwa
4.	Director of Fisheries	Sidow Sheikh Ali Nur
5.	Legal Officer (Attorney-General’s Office)	Vincente Cossa
6.	International Relations Officer (Foreign Affairs)	Mme Saoabola Landy Amelie
7.	Port Authority	Ricky William
Pesca		
8.	Minister	Subhas Chandra Bauljeewon
9.	Director of Fisheries	Eric Mostert
10.	Legal Expert (Attorney-General’s Office)	Ms Mwaka Barbara Said
11.	International Relations Officer (Foreign Affairs)	Roddy Allisop
12.	Coast Guard Officer	N. Ramgolam
13.	Communications officer	Jose Joseph Tombo
14.	Inspector	Rabe Jean Louis
15.	ABC Agency - Vessel Agent (based in Pesca)	Ali Mohosin Macharia
16.	Ambassador from Costa Brava	Galhard Naene
17.	Representative from RIO	Juma Omari Haji
18.	President of Costa Brava Boatowners Association	Shaban Omar Tayari
19.	Representative of the Happy Tuna Company	Abdul Aziz Abdi
20.	Minister’s advisers	Nicolas Tord (Chief Adviser) Bruno Deurveilher (Rapporteur) Mahmed Said Soilihi Ibraffi Moussa Antoy Mohamed Tohir Raniriharison Fetra Razafisalamanan Boniface Rafalizaka Aidarous Ahmed Hassan Ms. Nadifa Mohamud Yusuf

APPENDIX D - SETTLEMENT AGREEMENT FOR DIABLO II

Issued by the Minister of Fisheries, Pesca, after advice from interagency officials and other advisers, and with the agreement of the Minister of Fisheries, Fishland, the flag State, regional economic integration organization, vessel owner, industry and vessel master.

1. The license of the vessel agent shall be cancelled and the agent will be prosecuted under the laws of FishLand for forgery.
2. The FV Diablo II shall be escorted to FishLand and the owner/master shall be subject to proceedings to compound the offence under the FishLand Fisheries Act.
3. The consignment of fish shall be seized by the Government of FishLand.
4. Under the compounding process the owner/master shall pay a fine equivalent to the value of the fish catch.
5. The F/V Diablo II shall be kept on a provisional IUU Vessel List for a period of 2 years.
6. If, within the period of 2 years, the F/V Diablo II causes any slight infringement, it will be included on the IUU Vessel List and/or the vessel may be seized.