



RESPONSE TO 2014 POSSIBLE INFRACTIONS FROM THAILAND UNDER THE REGIONAL OBSERVER PROGRAMME

Prepared by IOTC Secretariat, 16 April 2016

At the 12th Session of the IOTC Compliance Committee, it was recommended that CPCs participating in Regional Observer Programme to monitor transshipments at sea that have not provided their reports on the follow-up of irregularities identified, to do so within three months of the Commission meeting.

Identification of repeated possible infringements under the Regional observer programme

CoC12.16 (*para. 86*): The CoC **RECOMMENDED** that those CPCs identified in paper IOTC-2015-CoC12-08c and 8c Add1, a summary of possible infractions of IOTC regulations by large-scale fishing vessels (LSTLVs/carrier vessels), which have not submitted any response to the CoC, investigate and report back to the Commission via the IOTC Secretariat, the findings of their investigations, within three (3) months of the end of the 19th Session of the Commission, by submitting reports on the follow-up on the irregularities identified. In order to assist with the comprehensive evaluation of any alleged infringement, copies of the logbooks, VMS plots, licenses and any other relevant documents should be provided by the flag States, as necessary. The IOTC Secretariat shall, at the end of the three (3) months, notify the Commission via a Circular, of those CPCs who have not provided a response.

This paper presents the reminder letter sent by the Secretariat on 7 December 2015 (Annex 1) and the responses to the possible infractions received from Thailand on 12 January 2016 (Annex 2).

Annex 1: Letter from the Secretariat



7 December 2015

IOTC Reference: 6055

Director General
Department of Fisheries
Kaset Klang, Chatuchak, Paholyothin Road,
Bangkok 10900, Thailand

Email: ahammarp@fisheries.go.th

Dear Sir,

**SUBJECT: REMINDER - RESULTS OF INVESTIGATION OF POSSIBLE INFRACTIONS
OBSERVED UNDER THE REGIONAL OBSERVER PROGRAMME IN 2014.**

At the 12th Session of the IOTC Compliance Committee, it was recommended that CPCs participating in Regional Observer Programme to monitor transshipments at sea that have not provided their reports on the follow-up of irregularities identified, to do so within three months of the Commission meeting.

Identification of repeated possible infringements under the Regional observer programme

*CoC12.16 (para. 86) The CoC **RECOMMENDED** that those CPCs identified in paper IOTC-2015-CoC12-08c and 8c Add1, a summary of possible infractions of IOTC regulations by large-scale fishing vessels (LSTLVs/carrier vessels), which have not submitted any response to the CoC, investigate and report back to the Commission via the IOTC Secretariat, the findings of their investigations, within three (3) months of the end of the 19th Session of the Commission, by submitting reports on the follow-up on the irregularities identified. In order to assist with the comprehensive evaluation of any alleged infringement, copies of the logbooks, VMS plots, licenses and any other relevant documents should be provided by the flag States, as necessary. The IOTC Secretariat shall, at the end of the three (3) months, notify the Commission via a Circular, of those CPCs who have not provided a response.*

Our record indicates that the Secretariat has not received the results of the investigation of Thailand. Therefore, we would like to invite Thailand to share with the Secretariat the status of the investigations so that we can report on the progress to the Compliance Committee.

For your convenience, the concerned meeting document where you will find the list of the LSTLVs concerned, and the eleven (11) possible infractions recorded under the Regional Observer Programme in 2014, can be downloaded at the below link:

[http://www.iotc.org/sites/default/files/documents/2015/03/IOTC-2015-CoC12-08c E -
Summary Report possible infractions.pdf](http://www.iotc.org/sites/default/files/documents/2015/03/IOTC-2015-CoC12-08c_E_-_Summary_Report_possible_infractions.pdf)

Kindly note, the outcome of this correspondence will be reported to the next Compliance Committee in 2016.

We look forward to receiving your communication and please do not hesitate to contact us if you have any further comments.

Please accept the assurances of my highest consideration.

Yours sincerely,

Dr David T Wilson
Executive Secretary (Interim)

Annex 2: Response from Thailand



No. 0505.3/ 11358



Department of Fisheries
Kaset Klang, Chatuchak
Paholyothin Road,
Bangkok 10900 Thailand
Tel/Fax: 662 579 7947

21 December B.E. 2558 (2015)

Dear Sir,

**Subject: RESULTS OF INVESTIGATION OF POSSIBLE INFRACTIONS
OBSERVED UNDER THE REGIONAL OBSERVER
PROGRAMME IN 2014**

Kindly refer to the IOTC letter dated 7th December 2015, the Department of Fisheries would like to inform you of the results of investigation and actions taken in the irregularities identified of possible infractions observed under the Regional Observer programme in 2014.

The Department of Fisheries has been conducted investigation and communication with the concerned fleets participating in the Programme; Mook Andaman 028, Mook Andaman 018, and Ceribu since last April 2015. After the communication with the vessel owners, the possible cases of infraction observed has been investigated and has been solved as appeared in the attached file. Should you have any questions about our investigations and actions on each case, please don't hesitate to contact me.

Please be assured of our fullest cooperation.

Yours sincerely,

(Dr. Wimol Jantrarotai)
Director - General



Department of Fisheries
Kaset Klang, Chatuchak, Phaholyotin Road, Bangkok 10900 Thailand

Tel: 662 579 7947 Fax: 662 579 7947

No 0505.3/ ๑๕๓๓

๑๕ December B.E.2556 (2013)

To Whom It May Concern

This is to inform that the Thai fishing vessel named Mook Andaman 028 has been registered with the Marine Department of Thailand since B.E.2543 (2000), and its license No. is 431000566. The vessel is owned by the Siam Tuna Fishery Company Limited, a Thai company registered under The Thai Civil and Commercial Code in Thailand. The vessel has already been authorized by the Department of Fisheries of Thailand, as a contracting party to the Indian Ocean Tuna Commission (IOTC), to operate in the Indian Ocean. Its authorization is valid from 1st January 2014 to 31st December 2014.

Yours sincerely,

Deputy Director-General
 For Director-General





Department of Fisheries
Kaset Klang, Chatuchak, Paholyothin Road, Bangkok 10900 Thailand
Tel: 662 579 7947 Fax: 662 579 7947


No 0505.3/ 9821

๒๗ December B.E. 2556 (2013)

To Whom It May Concern

This is to inform that the Thai fishing vessel named Mook Andaman 018 has been registered with the Marine Department of Thailand since B.E.2543 (2000), and its license No. is 431000401. The vessel is owned by the Siam Tuna Fishery Company Limited, a Thai company registered under The Thai Civil and Commercial Code in Thailand. The vessel has already been authorized by the Department of Fisheries of Thailand, as a contracting party to the Indian Ocean Tuna Commission (IOTC), to operate in the Indian Ocean. Its authorization is valid from 1st January 2014 to 31st December 2014.

Yours sincerely,


 (Mr. Meesak Paideekong)
 Deputy director-General
 For Director-General



Eleven possible infractions and the results of Thailand investigation

Deploy number	Vessel names	Inspection date	Detailed infraction	Results of investigation
255	Mook Andaman 028	11/03/14	Vessel had no valid license on board, and presenting out of date authorized letter.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. The license number 431000566 was on board while the ROP inspected the vessel. In addition, the Department of Fisheries, Thailand provided the authorization letter for vessel to authorize to fish in IOTC area and it is registered in IOTC record of Authorized Fishing Vessels each year. The valid authorized letter is on board.
255	Mook Andaman 018	11/03/14	Vessel had no valid license on board.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. The license number 431000401 was on board while the ROP inspected the vessel. In addition, the Department of Fisheries, Thailand provided the authorization letter for vessel to authorize to fish in IOTC area and it is registered in IOTC record of Authorized Fishing Vessels each year. The valid authorized letter is on board.
246	Mook Andaman 018	26/12/13	Fishing logbook was printed but not bound.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. Printed bound logbook was on board while the ROP inspected the vessels. However, the master copied the sheet in the logbook and filled up data and then transferred data to the clean Printed bound logbook later. The DOF informed the master to directly fill in the data in the printed bound logbook.
246	Mook Andaman 028	26/12/13	Fishing logbook was printed but not bound.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. Printed bound logbook was on board while the ROP inspected the vessels. However, the master copied the sheet in the logbook and filled up data and then transferred data to the clean Printed bound logbook later. The DOF informed the master to directly fill in the data in the printed bound logbook.

Deploy number	Vessel names	Inspection date	Detailed infraction	Results of investigation
255	Mook Andaman 018	11/03/14	Logbooks were printed but unbound.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. Printed bound logbook was on board while the ROP inspected the vessels. However, the master copied the sheet in the logbook and filled up data and then transferred data to the clean Printed bound logbook later. The DOF informed the master to directly fill in the data in the printed bound logbook.
255	Mook Andaman 028	11/03/14	Logbooks were printed but unbound.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. Printed bound logbook was on board while the ROP inspected the vessels. However, the master copied the sheet in the logbook and filled up data and then transferred data to the clean Printed bound logbook later. The DOF informed the master to directly fill in the data in the printed bound logbook.
266	Mook Andaman 028	25/06/14	Fishing logbooks were printed and unbound.	The possible case of infraction happened due to the fact of misunderstanding of English communication between the master and ROP observer. Printed bound logbook was on board while the ROP inspected the vessels. However, the master copied the sheet in the logbook and filled up data and then transferred data to the clean Printed bound logbook later. The DOF informed the master to directly fill in the data in the printed bound logbook.
266	Ceribu	18/06/14	The LSTLV did not have a flag state logbook and provided copies of a completed Seychelles.	After the communication between the DOF and the owner of this vessel regarding the utilization of other State's logbook in April 2014. The master put Thailand logbook on board. However, Ceribu utilized the Thailand logbook on board the vessel since June 2015. The DOF informed the owner to strictly utilized the Thailand logbook.
246	Mook Andaman 018	26/12/13	The bow and stern name markings to be altered	The owner of the vessel has already corrected the marking since 07 April 2014 (as appeared in the photo).
255	Mook Andaman 028	11/03/14	Obscured vessel name on bow	The owner of the vessel has already corrected the marking since 07 April 2014 (as appeared in the photo).
271	Mook Andaman 018	18/06/14	The vessel name by the LSTLV didn't match the name provided	The owner of the vessel has already corrected the name since 07 April 2014 (as appeared in the photo).