

N°	Source	Information required	Deadline/ Remark	Previous	Status ¹	Current	Status	Observations	CPC Remarks	
				Timeliness	Content	Timeliness	Content			
1. Implementation obligations										
1.1.	Art. X Agreement	Report of Implementation.	Session - 60 ds (17.03.2017)	C	C	C	C	Received 28.02.17		
1.2.	Rules Of P.	Compliance Questionnaire.	01.03.2017	C	C	C	C	Received 28.02.17		
1.3.	SC	National Scientific Report.	16.11.2016	C	C	C	C	Received 01.11.16		
1.4.	Commission	Feedback letter.	17.03.2017	L	C	L	C	Received 28.04.17		
2. Management Standards										
2.1.	Res. 15/04	Documents listed in this resolution on board ²	17.03.2017	C	P/C	C	C	Legal Reference: Fisheries Act 1985; included in ATF terms & conditions of licence.. Source IOTC-2017-CoC14-CQ15: has reported gears are not marked. Does not have PS vessel in the RAV.		
		Marking of vessels ²		C	P/C	C	C			
		Marking of gears ²		N/C	N/C	N/C	N/C			
		Marking of FADs ²		N/A	N/A	N/A	N/A			
		Logbook on board ²		C	P/C	C	C			
		Official authorisation to fish outside National Jurisdictions.		Since 15.02.2014	C	C	C		C	Received 16.02.15.
		IMO number for eligible vessels.		Since 01.01.2016	C	C	C		C	Has 11 vessels in the RAV and eight with IMO numbers. Reported three non-eligible vessels.
2.2.	Res. 15/01	Official fishing logbooks.	Since 15.02.2016	C	C	C	C	Received 26.02.14 and 13.02.15		
2.3.	Res. 12/12	Ban on large-scale driftnets ²	17.03.2017	N/C	N/C	L	C	Legal Reference: Fisheries		

¹ C = Compliant; N/C= Non-compliant; N/A = Not Applicable; P/C = Partially Comply; L = Late; CAP = Compliance Action Plan; CQ = Compliance Questionnaire.

² Information is to be provided in the Report of Implementation.

³ 24 meters overall length and over, and under 24 meters if they fished outside their EEZ.

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								Act 1985; included in ATF terms & conditions of licence.	
2.4.	Res. 15/08	FADs management plan.	31.12.2013	N/A	N/A	N/A	N/A	Does not have PS vessel in the RAV.	
		Report of progress on implementation of FADs management plan.	17.03.2017	N/A	N/A	N/A	N/A		
2.5.	Res. 16/07	Prohibition of surface or submerged artificial lights to attract fish.	27.09.2016			N/A	N/A		
2.6.	Res. 16/08	Prohibition of aircrafts and unmanned aerial vehicles.	27.09.2016			N/A	N/A		
2.7.	Res. 16/01	Report on methods for achieving the YFT catch reductions.	17.03.2017			N/A	N/A		Catch reductions does not apply to Malaysia.
2.8.	Res. 16/06	Report actions taken to implement reporting obligations & improve data collection of catches.	17.03.2017			C	C	Information received 28.02.17. Source: IOTC-2017-CoC14-IR15. Actions are: improvements in data collection and capacity building.	
3. Reporting on Vessels									
3.1.	Res. 10/08	List of Active vessels	15.02	L	C	C	C	Received 13.02.17	
3.2.	Res. 15/11	Fleet Development Plan (FDP).	By 31.12.2010 (10 years)	P/C	P/C	L	C	Submission 29.04.17 (5 th update)	
3.3.	Res. 15/11	Reference Capacity							
		List of vessels ³ for Tropical Tuna during 2006.	31.12.2009	C	C	C	C	Received 30.04.07	
	List of vessels ³ for SWO and ALB during 2007	N/A		N/A	N/A	N/A	No vessels targeting SWO and ALB.		
3.4.	Res. 15/04	List of Authorized vessels 24 metres in length overall or more	Since 01.07.2003	C	C	C	C	Last Update 27.12.16	
3.5.		List of Authorized vessels (less than 24m, operating in waters outside EEZ of the flag state)	Since 01.07.2006	N/A	N/A	N/A	N/A	No vessels of <24m in the RAV.	
3.6.	Res. 14/05	List of foreign vessels licensed in EEZ	15.02	N/A	N/A	N/A	N/A	Source: IOTC-2017-CoC14-IR15- Does not license foreign fishing vessel	
3.7.		List of foreign vessels denied a licence	15.02	N/A	N/A	N/A	N/A		
3.8.		Access Agreement information	26.02.2015	N/A	N/A	N/A	N/A		
3.9.		Official coastal State fishing License	14.01.2014	N/A	N/A	N/A	N/A		
4. Vessel Monitoring System									
4.1.	Res. 15/03	Adoption VMS for all vessels > 24 m and < 24 m fishing high seas	Since 01.07.2007	C	C	C	C	Has reported Malaysian vessels (> 70GRT) are required to install/activate VMS since 2006 (Source IR).	

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4.2.		VMS report on implementation and technical failures	30.06	L	C	C	C	Received 30.06.16. Had 10 active vessels in 2015 has reported 10 vessels fitted with VMS in 2015.	
4.3.		VMS implementation plan	30.04.2016			N/A	N/A	VMS adopted 2006 and coverage 100%, Source: IOTC-2017-CoC14-CQ15.	
5. Mandatory statistical requirement – Flag State CPCs									
5.1.		Nominal Catch							
		• Coastal fisheries	30.06	C	C	C	C	Data received 30-06-2016	
		• Surface fisheries: PS, BB, GN	30.06	N/A	N/A	N/A	N/A	No PS, BB or GN vessel of 24m LOA or more, or less than 24m LOA if they fish for tuna and tuna-like species outside of their EEZ in the RAV.	
		• LL - Provisional	30.06	C	C	C	C	Data received 30-06-2016	
		• LL - Final	30.12	C	C	C	C		
5.2.	Res. 15/02 & Res 15/05	Catch & Effort							
		• Coastal fisheries	30.06	C	C	C	C	Data received 30-06-2016	
		• Surface fisheries: PS, BB, GN	30.06	N/A	N/A	N/A	N/A	No PS, BB or GN vessel of 24m LOA or more, or less than 24m LOA if they fish for tuna and tuna-like species outside of their EEZ in the RAV.	
		• LL - Provisional	30.06	C	C	C	C	Data received 30-06-2016	
		• LL - Final	30.12	C	C	C	C		
5.3.		Size Frequency							
		• Coastal fisheries	30.06	C	P/C	C	P/C	Data received 30-06-2016	
		• Surface fisheries: PS, BB, GN	30.06	N/A	N/A	N/A	N/A	No PS, BB or GN vessel of 24m LOA or more, or less than 24m LOA if they fish for	

N°	Source	Information required	Deadline/ Remark	Previous	Status ¹	Current	Status	Observations	CPC Remarks
				Timeliness	Content	Timeliness	Content		
5.4.								tuna and tuna-like species outside of their EEZ in the RAV.	
		• LL - Provisional	30.06	N/C	N/C	N/C	N/C	No data provided	
		• LL - Final	30.12	N/C	N/C	N/C	N/C		
		Fish Aggregating Devices (FAD)							
		Supply vessels	30.06	N/A	N/A	N/A	N/A	No purse seiner and supply vessel in the RAV.	
		Days at sea by supply vessels	30.06	N/A	N/A	N/A	N/A		
FADs set by type	30.06	N/A	N/A	N/A	N/A				
6. Implementation of mitigation measures and bycatch of non-IOTC species									
6.1.	Res. 05/05	Submission of data regarding Sharks – Nominal catch	30.06	L	P/C	L	P/C	Source: IOTC-2016-SC19-NR16. Data provided but aggregated by species	
		Submission of data regarding Sharks – Catch & effort	30.06	N/C	N/C	N/C	N/C	Mandatory data not provided.	
		Submission of data regarding Sharks – Size frequency	30.06	N/C	N/C	N/C	N/C		
6.2.	Res. 12/09	Prohibition on thresher sharks of all the species of the family <i>Alopiidae</i>	Since 07.07.2010	C	P/C	C	C	Banned since 2010. Legal Reference: Fisheries Act 1985; included in ATF terms & conditions of licence.	
6.3.	Res. 13/06	Prohibition on oceanic whitetip sharks	Since 14.08.2013	C	P/C	C	C	Banned since 2013. Legal Reference: Fisheries Act 1985; included in ATF terms & conditions of licence.	
6.4.	Res. 12/04	Sea turtles report ²	17.03.2017	C	P/C	C	C	Source: IOTC-2016-SC19-NR16. Protected under section 27 of Malaysia Act 1985. Nil interaction. An NPOA exist.	
6.5.		Carry line cutters and de-hookers on board (Longliners)	Since 06.08.2009	P/C	P/C	C	C	Legal Reference: Fisheries Act 1985; included in	

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								ATF terms & conditions of licence	
6.6.		Carry dip nets (Purse seiners)	Since 06.08.2009	N/A	N/A	N/A	N/A	No purse seiner vessel in the RAV.	
6.7.		Seabirds report ²	17.03.2017	C	C	C	C	Source: IOTC-2017-CoC14-IR15. No interaction reported for 2016.	
6.8.	Res. 12/06	Implementation of mitigation measures south of 25°S	Since 01.11.2010	P/C	P/C	C	C	Source - IOTC-2017-CoC14-IR15: 2 types of mitigation measures adopted; tori lines & fast sinking lines. Legal Reference: Fisheries Act 1985; included in ATF terms & conditions of licence.	
6.9.	Res. 13/04	Data on interactions with Cetaceans	30.06 (All gears)	L	P/C	L	P/C	Source: IOTC-2016-SC19-NR16. No record available	
		Instances of Cetaceans encircled ²	For PS 17.03.2017	N/A	N/A	N/A	N/A	Does not have PS vessel in the RAV.	
6.10	Res 13/05	Data on interactions with Whale Sharks	30.06 (All gears)	L	P/C	L	P/C	Source: IOTC-2016-SC19-NR16. No record available	
		Instances Whale Sharks encircled ²	For PS 17.03.2017	N/A	N/A	N/A	N/A	Does not have PS vessel in the RAV.	
7. Illegal, Unreported and Unregulated (IUU) Vessels									
7.1.	Res. 11/03	IUU listing	Session - 70 ds (07.03.2017)	C	C	C	C	No vessel listed on IOTC IUU list in 2016.	
7.2.	Res. 07/01	Compliance by nationals	17.03.2017	C	C	C	C	No nationals on board vessels listed on IOTC IUU list in 2016.	
8. Transshipments									
8.1.	Res. 14/06	At sea transshipments – CPC report	Before 15.09	L	C	C	C	Reports received 15.09.16	
8.2.		Transshipments in port report ²	17.03.2017	N/C	N/C	C	N/C	Mandatory report not provided.	

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								Source – Res. 10/10 Mauritius report 17 FVs and one CV TRX/LAN in PL.	
8.3.		List of Authorised carrier vessels	Since 01.07.2008	C	C	C	C	Last Update 13.02.17	
8.4.		Report on results of investigations on possible infractions	15.02.2017	C	C	L	C	Possible infractions: 11 Responses received: 11	
8.5.		ROP fee	17.08.2016	L	C	C	C	Received 01.08.16	
9. Observers									
9.1.	Res. 11/04	Regional Observer Scheme ² (No. of vessels monitored and coverage by gear type)	17.03.2017	N/C	N/C	N/C	N/C	Had 10 vessels active in 2015; no information provided.	
9.2.		• 5% Mandatory, at sea (> 24m) ²	Since 01.07.2010	N/C	N/C	N/C	N/C		
9.3.		• 5% Phasing in, at sea (< 24m)	2013	N/C	N/C	N/A	N/A	No active vessels < 24 in 2015 in the AVL.	
9.4.		• 5 % Phasing in Artisanal landings ²	17.03.2017	L	P/C	C	C	Data received 30-06-2016. RC form: >30% coverage rate	
9.5.		Observer reports	150 days after trip	N/C	N/C	N/C	N/C	No observer report provided.	
10. Statistical document programme									
10.1	Res. 01/06	1 st Semester report	01.10	N/A	N/A	N/A	N/A	Source IOTC-2017-CoC14-CQ15. Does not import/export BET.	
10.2		2 nd Semester report	01.04	N/A	N/A	N/A	N/A		
10.3		Annual report ²	17.03.2017	N/A	N/A	N/A	N/A		
10.4		Information on authorised institutions and personnel	Since 01.07.2002	N/C	N/C	C	C	Last Update 03.04.17	
11. Port inspection									
11.1	Res. 05/03	Port inspection programme	01.07	L	C	L	C	Received 29.04.17.	
11.2		List of designated ports	Since 31.12.10	C	C	C	C	Information updated on 24.02.16. Has designated two ports.	
11.3		Designated competent Authority		C	C	C	C		
11.4		Prior notification periods		C	C	C	C		
11.5	Res. 16/11	Inspection report	3 days after inspection	C	C	C	P/C	Source IOTC-2017-CoC14-CQ15: Call in port: 2 ; Foreign vessel inspected: 2 ; 1 report submitted..	
11.6		At least 5% inspection of LAN or TRX	Since 01.03.2011	C	C	C	C	Source - IOTC-2017-CoC14-CQ15: >5% LAN/TRX monitored.	

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11.7		Denial of entry in port		C	C	C	C	One denial of use of port.	
12. Market									
12.1	Res. 10/10	Report on import, landing and transshipment of tuna and tuna-like fish products in ports ²	17.03.2017	C	C	N/C	N/C	Mandatory report not provided.	

Feedback to Malaysia on the level of implementation of IOTC Conservation and Management Measures identified by the CoC13 in 2016.

Feedback: With regards to the level of compliance by Malaysia to the decisions of the Commission, the Compliance Committee noted certain issues that required attention. These concerns were communicated to Malaysia by the Chair of the Commission in a letter dated 27th May, 2016.

• Has not fully implemented the requirement for Documents listed in this resolution to be on board, as required by Resolution 14/04.
• Has not fully implemented the requirement for marking of vessels, as required by Resolution 14/04.
• Has not implemented the requirement for marking of gears, as required by Resolution 14/04.
• Has not fully implemented the requirement for logbook on board vessels, as required by Resolution 14/04.
• Has not implemented the ban on large-scale driftnet as required by Resolution 12/12.
• Has not provided all the mandatory information on the fleet development plan, missing: capacity, as required by Resolution 12/11.
• Has not reported size frequency to IOTC Standard for the coastal fisheries, as required by Resolution 15/02.
• Has not reported size frequency for the longline fisheries, as required by Resolution 15/02.
• Has not reported Nominal catch on sharks to IOTC Standard, as required by Resolution 05/05.
• Has not reported Catch and effort on sharks, as required by Resolution 05/05.
• Has not reported Size frequency on sharks, as required by Resolution 05/05.
• Has not fully implemented the ban on thresher sharks as required by Resolution 12/09.
• Has not fully implemented the ban on oceanic whitetip sharks as required by Resolution 13/06.
• Has not fully implemented the mandatory requirement on Sea turtles report, as required by Resolution 12/04
• Has not fully implemented the mandatory requirement for longliners to carry line cutters and de-hookers on board, as required by Resolution 12/04.
• Has not fully implemented the mitigation measures on seabirds south of 25°S, as required by Resolution 12/06.
• Has not provided the mandatory report on transshipment of flagged vessels in foreign ports, as required by Resolution 14/06.
• Has not implemented the observer scheme, no deployment, as required by Resolution 11/04.
• Has not implemented the observer scheme, no observer coverage at sea for vessel > 24m, as required by Resolution 11/04.
• Has not implemented the observer scheme, no observer coverage at sea for vessel < 24m, as required by Resolution 11/04.
• Has not fully implemented the observer scheme for artisanal landing, as required by Resolution 11/04.
• Has not provided observer report, as required by Resolution 11/04.
• Has not provided mandatory information on authorised institutions and personnel, as required by Resolution 01/06.
• Has not provided the data on interactions with cetaceans, as required by Resolution 13/04.
• Has not provided the data on interactions with whale sharks, as required by Resolution 13/05.

Response: The response to the letter of the Chair of the Commission was provided by Malaysia on 28 April 2017.

Current issues on the level of implementation by Malaysia of IOTC Conservation and Management Measures identified for discussion in the CoC14 in 2017.

Having reviewed the 2017 Compliance Report for Malaysia, the Chair of the Compliance Committee has identified the following significant non-compliance issues for discussion.

Compliance issues	Current status (2017)	Previous Status (2016)
Repeated compliance issues		
• Has not fully implemented the requirement for marking of vessels, as required by Resolution 15/04.	N/C	N/C
• Has not reported size frequency to IOTC Standard for the coastal fisheries, as required by Resolution 15/02.	P/C	P/C
• Has not reported size frequency for the longline fisheries, as required by Resolution 15/02.	N/C	N/C
• Has not reported Nominal catch on sharks to IOTC Standard, as required by Resolution 05/05.	P/C	P/C
• Has not reported Catch and effort on sharks, as required by Resolution 05/05.	N/C	N/C
• Has not reported Size frequency on sharks, as required by Resolution 05/05.	N/C	N/C
• Has not provided the data on interactions with cetaceans (all gears), as required by Resolution 13/04.	P/C	P/C
• Has not provided the data on interactions with whale sharks (all gears), as required by Resolution 13/05.	P/C	P/C
• Has not provided the mandatory report on transshipment of flagged vessels in foreign ports, as required by Resolution 14/06.	N/C	N/C
• Has not implemented the observer scheme, no deployment, as required by Resolution 11/04.	N/C	N/C
• Has not implemented the observer scheme, no observer coverage at sea for vessel > 24m, as required by Resolution 11/04.	N/C	N/C
Non-repeated compliance issues		
• Has not provided all inspection report, as required by Resolution 16/11	P/C	C
• Has not provided the mandatory report on import, landing and transshipment of tuna and tuna-like fish products in ports, as required by Resolution 10/10.	N/C	C