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## SUMMARY REPORT ON POSSIBLE INFRACTIONS OBSERVED UNDER THE REGIONAL OBSERVER PROGRAMME

Prepared by IOTC Secretariat, 30 April 2021

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In line with the requirement of IOTC Resolution 19/06 *On establishing a programme for transshipment by large-scale fishing vessels*, this document provides information on possible infractions, as recorded by observers deployed under the Programme during 2020, that have not been disposed of (Appendix I) by the Working Party on the Implementation of Conservation and Management measures (WPICMM) due to, additional clarifications required or that response was not provided by the concerned fleet.

The Sixteenth Session of the Compliance Committee (CoC16) made the following recommendation, which is in line with Activity 10.1.3 of the work plan of the Working Party on the Implementation of Conservation and Management measures (WPICMM):

Notwithstanding the timing of the WPICMM meeting and the deadline for responses, the CoC **RECOMMENDED** that the responses to the possible infractions be analysed by the IOTC Secretariat, CoC16.08 (Para 31).

The above recommendation required that part of the procedure provided for in paragraph 26 of Resolution 19/06 be suspended. Therefore, the IOTC Secretariat provided the 2020 list of possible infractions reported up to the 31st December 2020, in order to receive the results of the investigations by 15th January 2021, from the concerned fleets. This change in procedure was required in order to meet with the requirements for the IOTC Secretariat to perform the analyses of responses and to make the results of the assessment available to the fourth meeting of the WPICMM, which was held in mid-February 2021. For more details, please refer to document [IOTC-2021-WPICMM04-04a](#) and [IOTC-2021-WPICMM04-04b](#).

In summary, up to the 31st December 2020<sup>1</sup>, a total of 59 possible infractions were recorded (2019: 178; 2018: 235), of which:

- 20 related to fishing logbook (2019: 33; 2018: 58),
- 19 related to marking of vessels (2019: 51; 2018: 51),
- 20 related to ATF (2019: 22; 2018: 32),
- 0 related to VMS (2019: 70; 2018: 68),

Of the 59 possible infractions notified to the participating fleets, 58 (98%) responses were received. The fleet of Oman did not provide any response for the case observed, as indicated in Table 1. Five fleets, China, Japan, Malaysia and Taiwan, Province of China, provided their responses before the deadline of 15th January 2021, and these are provided in paper [IOTC-2021-WPICMM04-04b](#).

The assessments made by the IOTC Secretariat were endorsed by the WPICMM04 for the 58 responses. These were assessed as “appropriate action taken by the fleet”, thus no recommendation for further action by the CoC are required. For two responses, which concerns two LSTLVs, the WPICMM04 recommended that the concerned fleet provide further evidence for discussion at CoC18.

The LSTLV for which further evidence were to be provided are presented below:

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<sup>1</sup> Note observer deployment was suspended in March 2020 ([Circular 2020-14](#)) due to the COVID-19 pandemic, and consequently the number of possible infractions may not be reflective of what would be detected in a “normal” year.

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Table 1. Fleet: OMAN

Deploy. number	Vessel name	Inspection date	Inspection comment	Infraction type	Date report sent to CPC	Date feedback from CPC
650	Sinaw 16	22/06/19	The logbook pages were not numbered with sequential page numbers	Logbook	18/12/20	No response received by the deadline of 15/01/2021

The WPICMM04 **RECOMMENDED** the fleet of Oman provide the result of their investigation with their response to the possible infraction to the IOTC Secretariat before the 15th March 2021 (IOTC-2021-WPICMM04-R [E] Paragraph 17).

In response to the WPICMM04's recommendation, Oman provided their response on 23 March 2021, and this is provided in the following table (texts highlighted in yellow).

**TO BE COMPLETED BY THE SECRETARIAT**

Fleet:	Type of possible infraction:	Name of vessel	Deployment number and name of carrier vessel:	Date sent to fleet	Date of response
Oman	<input type="checkbox"/> VMS <input checked="" type="checkbox"/> Logbook <input type="checkbox"/> ATF :	Sinaw 16	650 - Ibuki	18/12/20	23/03/2021

Inspection comment:	The logbook pages were not numbered with sequential page numbers.				
Photograph(s) attached:	File name: 650-20 page 11				

**TO BE COMPLETED BY THE FLEET**

Result of investigation:	<i>Owner was contacted in order to reply regarding the possible infractions, log book in printing press forgot to include page number. Captain was ordered to have new log book immediately with page numbers.</i>
Action(s) the fleet taken	<i>New log book with page number will be send to the vessel when next time enter in port.</i>

**ASSESSMENT OF THE RESULTS OF THE INVESTIGATION***(by Secretariat)*

Fleet has provided the following evidence(s) in its response:					
Fleet action(s) taken according to national legislation:					
Document describing sanction(s) imposed to the vessel/master/owner/operator.	<input type="checkbox"/>	Vessel ordered to port for the purpose of inspection / investigation.	<input type="checkbox"/>	Vessel/master/owner/operator has been given a warning.	<input type="checkbox"/>
Any other fleet action(s) taken:	<input checked="" type="checkbox"/>	<i>Specify: Vessel have to be inspected by flag state next time when port entry dated on May 2021.</i>			

**RESULTS OF THE ASSESSMENT***(By Secretariat)*

Recommendation from the assessment to the WPICMM					
Appropriate action taken by fleet - > no recommendation to CoC.	<input checked="" type="checkbox"/>	Not considered as a possible infraction -> no recommendation to CoC.	<input type="checkbox"/>	Fleet requested to provide further evidence for discussion at next CoC.	<input type="checkbox"/>