
SUMMARY REPORT ON POSSIBLE INFRACTIONS OBSERVED UNDER THE REGIONAL OBSERVER PROGRAMME

Prepared by IOTC Secretariat, 23 April 2022

PURPOSE

In line with the requirement of IOTC Resolution 21/02 *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 2021, 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.

BACKGROUND

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 2021 list of possible infractions reported up to the 31st of December 2021, in order to receive the results of the investigations by 15th January 2022, 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 fifth meeting of the WPICMM, which was held in mid-February 2022. For more details, please refer to document [IOTC-2022-WPICMM05-04](#) and [IOTC-2022-WPICMM05-04 Add2 Rev1](#).

DISCUSSION

In summary, up to the 31st December 2021¹, a total of 10 possible infractions were recorded (2020: 59; 2019: 178), of which:

- 3 related to fishing logbook (2020: 20; 2019: 33),
- 4 related to marking of vessels (2020: 19; 2019: 51),
- 3 related to ATF (2020: 20; 2019: 22),

These were communicated to the concerned fleets participating in the Programme, as and when the concerned deployment reports were approved by the IOTC Secretariat.

Of the 10 possible infractions notified to the participating fleets, 10 responses were received (Table 1). Three fleets, China, Oman and Taiwan, Province of China, have provided their responses before the deadline of 15th January 2022, and the fleet of Seychelles has provided the responses for the cases observed after the deadline of 15th January 2022. The responses are provided in paper [IOTC-2022-WPICMM05-04 Add2](#).

¹ **Note** observer deployment was suspended in March 2020 (Circular 2020-14) and a limited number of observers were deployed in 2021, due to the COVID-19 pandemic. Consequently, the number of possible infractions may not be reflective of what would be detected in a “normal” observed year.

The assessments made by the IOTC Secretariat were endorsed by the WPICMM05 for 9 responses. These were assessed as “appropriate action taken by the fleet”, thus no recommendation for further action by the CoC are required. For one response, which concerns one LSTLV, the WPICMM05 recommended that the concerned fleet provide further evidence for discussion at CoC19.

The LSTLV for which further evidence was to be provided is presented below:

Table 1. Fleet: OMAN

Deploy. number	Vessel name	Inspection comment	Infraction type	Date report sent to CPC	Date feedback from CPC
710	ISRAR1	The ATF provided the registration number as "1623133" which did not concur with the NRN "PSQ V 1263" provided by the IOTC vessel list. The NRN "PSQ V 1263" was used for the completion of the Transhipment Declaration (TD).	ATF	02/11/2021	10/11/2021

30. The [WPICMM05](#) **REVISED** the assessment regarding vessel ISRAR1 flagged to Oman and its possible infraction (see [IOTC-2022-WPICMM05-04_Add2_Rev1](#)), and **REQUESTED** Oman to provide further evidence for discussion at Compliance Committee 19 on the result of their investigations and the action they have taken.

As the time of preparation of this paper (21 April 2022) no response was provided by Oman.

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 type="checkbox"/> Logbook <input checked="" type="checkbox"/> ATF :	ISRAR1	710 - Taisei Maru No. 15	02/11/2021	10/11/2021
Inspection comment:	The ATF provided the registration number as "1623133" which did not concur with the NRN "PSQ V 1263" provided by the IOTC vessel list. The NRN "PSQ V 1263" was used for the completion of the Transshipment Declaration (TD).				
Photograph(s) attached:	File name: 710-21 page 11				

TO BE COMPLETED BY THE FLEET

Result of investigation:	NRN mentioned in the ATF in row number 6 as Marine Registration Number: V1263 . but (PSQ) which is code for registration port is missing. Will be updated and send to the vessel soon. The mentioned above (Registration No:) is Company Registration Number
Action(s) the fleet taken	Will be updated and send to the vessel soon

ASSESSMENT OF THE RESULTS OF THE INVESTIGATION

(by Secretariat)

Fleet has provided the following evidence(s) in its response:					
ATF was faxed to the vessel or provided after the inspection.	<input type="checkbox"/>	ATF was valid and signed by the fleet authorised officer (Resolution 19/04).	<input type="checkbox"/>	ATF match the template ATF provided to by the fleet (Resolution 19/04)	<input type="checkbox"/>
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"/>	Specify: Will be updated and send to the vessel soon.			

RESULTS OF THE ASSESSMENT

(By Secretariat)

Recommendation from the assessment to the WPICMM

Appropriate action taken by fleet -> no recommendation to CoC.	<input 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 checked="" type="checkbox"/>
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