

KENYA FISHERIES SERVICE



OFFICE OF THE DIRECTOR GENERAL

Email: info@kefs.go.ke
Telephone: 020 2020191

NHIF BUILDING, 13TH FLOOR
RAGATI ROAD
P.O. Box 48511-00100
NAIROBI
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When replying please quote:

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The Executive Secretary
Indian Ocean Tuna Commission (IOTC)
P.O. Box 1011
SEYCHELLES

KENYA RESPONSE TO OUTSTANDING COMPLIANCE ISSUES

Reference is made to letter Ref: IOTC2022-129 dated 24th May, 2022 on the outstanding compliance issues highlighted by the Contracting Parties and Cooperating non-Contracting Parties (CPCs).

The following suffice as response and clarifications on highlighted issues.

CPC: Kenya	Responses/clarifications
• Has not legislated for marking of FADs as required by Resolutions 19/02 & 19/04	Requirement will be included Government Gazette
• Has not legislated for prohibition from intentionally fishing within 1 nautical mile of or interacting with data buoy as required by Resolution 11/02	Requirement will be included Government Gazette
• Has not legislated for prohibition from taking on board a data buoy as required by Resolution 11/02	Requirement will be included Government Gazette
• Has not legislated for prohibition of intentionally setting purse seine net around a cetacean as required by Resolution 13/04	Requirement will be included Government Gazette
• Has not legislated for prohibition of intentionally setting purse seine net around a whale shark as required by Resolution 13/05	Requirement will be included Government Gazette
• Has not provided all mandatory information on authorised vessels as required by Resolution 19/04	Rigour will be applied to updating ALL information as per the template
• Has not provided data on size frequency for coastal fisheries as required by Resolution 15/02	Sampling of IOTC species now taking place by KeFS, KMFRI, County Governments. Data submitted for 2021.

CPC: Kenya	Responses/clarifications
• Has not provided data on size frequency for longline fisheries as required by Resolution 15/02	Data collected for 2021 so was submitted in 2022 for 2021.
• Has not provided data on nominal catch for sharks as required by Resolution 17/05	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not provided data for all fisheries on catch & effort for sharks as required by Resolution 17/05	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not provided data on size frequency for sharks as required by Resolution 17/05	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not legislated for prohibition on oceanic whitetip sharks as required by Resolution 13/06	Requirement will be included Government Gazette
• Has not completed all sections of the Implementation Report as required by Art. X of the Agreement	Report will be completed for 2023 deadline with all sections.
• Has not provided the National Scientific Report as required by Rule of Procedure 4.1	To be submitted with all mandatory sections completed.
• Has not provided responses to the Feedback Letter as required by the Commission (S17 p.52)	This response is expected to be compliant to the requirement for 2022.
• Has not provided all mandatory information up to date for the ATF as required by Resolution 19/04	Authorisation periods to be updated; photographs for remaining vessel to be sent; total volume of fish hold to be provided for six vessels; erroneous IMO number to be corrected
• Has not provided the Report on MCS actions related to large-scale driftnets in IOTC Area as required by Resolution 17/07	To be provided in the Implementation Report
• Has not provided report of progress on implementation of FADs management plan as required by Resolution 19/02	No longer applicable for 2022 exercise, since no purse seiner on the RAV
• Has not provided all mandatory information for the list of active vessels as required by Resolution 10/08	All information will be provided for 2022 exercise, including all requirements, including IOTC numbers.
• Has not provided data on nominal catch for coastal fisheries as required by Resolution 15/02	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not provided data on nominal catch for longline fisheries as required by Resolution 15/02	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not provided data on catch & effort for coastal fisheries as required by Resolution 15/02	Data now available for 2021, has been submitted and receipt will be followed up.
• Has not provided information on actions taken domestically to monitor catches of Blue Shark as required by Resolution 18/02	National Scientific Report to be submitted with all mandatory sections completed.
• Has not provided information on actions taken domestically to monitor catches & manage fisheries of Striped Marlin, Black	National Scientific Report to be submitted with all mandatory sections completed.

CPC: Kenya	Responses/clarifications
Marlin, Blue Marlin and Indo-pacific Sailfish as required by Resolution 18/05	
<ul style="list-style-type: none"> • Has not provided a list of authorised carrier vessels as required by Resolution 21/02 	A nil report shall be submitted to declare that Kenya no longer has any carrier vessel.
<ul style="list-style-type: none"> • Has not provided all inspection reports as required by Resolution 16/11. 	KeFS will ensure that all inspection reports will be uploaded in a timely fashion on ePSM.



Daniel Mungai

DIRECTOR GENERAL