

# IOTC Agreement – Article X

## Report of Implementation for the year 2022 (CoC20)

**Deadline for submission: 9/3/2023**

### READING NOTES:

- This report is composed of 5 sections reporting on the implementation of IOTC Resolutions.
- Answers provided by CPCs are presented in [blue text](#).
- A red dash ("–") indicates that no answer was provided.

**Reporting CPC: Kenya**

**Date of submission: 09 March 2023 - 23:42**

You can consult your previous Implementation Report for CoC 19, by [clicking here](#).

**Note:** All laws, regulations and administrative instructions in force must be uploaded in the requirement 1.5 named "Transposition of IOTC Conservation and Management Measures into national legislation".

# Section 1 – LEGAL OBLIGATION

## Articles X & XI.2 of the IOTC Agreement - Legal obligation – Transposition of IOTC CMMs into national legislation

### REQ 1.5

**Legal obligation:** Provide information on the status of the transposition of all the cmm requirements into the national legislation.

1 – All requirements of IOTC Conservation and Management Measures are fully transposed into national legislation: [No – Partially transposed Plans are underway to transpose the CMM into national legislation](#)

2 – Laws, regulations and administrative instructions in force related to the IOTC Conservation and Management Measures uploaded: [No –](#)

3 – Comments/remarks about your submission and the implementation of IOTC Conservation and Management Measures: [The process of transposing the few remaining IOTC CMMs into national legislation is in the pipeline](#)

## Section 2 – Part A

### Actions taken, under national legislation, in the previous year to implement CMMs adopted by the Commission at S26

#### Resolution 22/01

##### REQ 1.1Aa

Actions taken, under national legislation, in the previous year to implement *Resolution 22/01 on climate change as it relates to the Indian ocean Tuna Commission*, adopted by the Commission at its Twenty-Sixth Session (S26):

None

#### Resolution 22/02

##### REQ 1.1Ab

Actions taken, under national legislation, in the previous year to implement *Resolution 22/02 on establishing a programme for transshipment by large-scale fishing vessels*, adopted by the Commission at its Twenty-Sixth Session (S26):

None

##### REQ 8.1

**Information required:** At sea transshipments – CPCs reports participating in the ROP

1 - I have participated in the IOTC regional observer programme (ROP) to monitor transshipment at sea in 2021: **No**

2 - The reports on the list of LSTLVs & the quantities transhipped in 2021, and the assessment of observer reports in 2021, have been reported to the IOTC Secretariat: **Yes - Completely** –

3 - If YES:

- Number of LSTLVs having transhipped at sea in 2021: **0**
- Quantities transhipped at sea (kg) in 2021: **0**

4 - This requirement is not applicable: **I have not participated in the IOTC regional observer programme (ROP) to monitor transshipment at sea in 2021**

##### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

–

Text of the laws, regulations and administrative instructions in force related to this requirement:

–

##### REQ 8.2

**Information required:** Report on transshipments in foreign ports

##### FOR ALL CPCs:

1 - Flag LSTVs have transhipped in foreign ports in 2022: **No**

2 - The reports on the list of LSTVs & the quantities transhipped in foreign ports in 2022, have been provided to the IOTC Secretariat:

– –

NIL report: **No LSTV on the RAV in 2022**

3 - If YES:

- Number of LSTLVs having transhipped in foreign ports in 2022: –
- Quantities transhipped in foreign ports (kg) in 2022: –

4 - This requirement is not applicable: –

**FOR MALDIVES ONLY:**

1 - Flag Pole and line fishing vessel(s) and collector vessel(s) have transhipped in 2022: –

2 - The reports on the list of Pole and line fishing vessel(s) and collector vessel(s) & the quantities transhipped in 2022, have been provided to the IOTC Secretariat: – –

NIL report: –

3 - If YES:

- Number of Pole and line fishing vessel(s) and collector vessel(s) having transhipped in 2022: –
- Quantities transhipped (kg) in 2022: –

4 - This requirement is not applicable: –

**Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

[Fisheries Management and Development Act \(FMDA\) 2016](#)

Text of the laws, regulations and administrative instructions in force related to this requirement:

[Section 107 \(7\) of the FMDA 2016](#)

[107. Requirements for transhipment](#)

[\(7\) Upon completion of the transhipment operation, the operator of each fishing vessel shall submit to the Director-General within seventy-two hours of the transhipment or before departing the Kenya fishery waters, whichever is earlier, a full transhipment report on each transhipment completed in the Kenya fishery waters on such form as may be prescribed and such other form or information which may be prescribed or otherwise required by the Director-General.](#)

**REQ 8.3**

**Required information:** list of authorised carrier vessels

1 - Flag LSTLVs have transhipped in ports and/or at sea in 2022: [No](#)

2 - All the mandatory information has been provided to the IOTC Secretariat for all authorized carrier vessels: [No \(Does not have carrier vessels on the Record of carrier vessels and not participating in the IOTC regional observer programme \(ROP\) to monitor transhipment at sea. \)](#)

3 - Mandatory information not fully provided or missing: –

Reason for missing information: [Does not have carrier vessels on the Record of carrier vessels and not participating in the IOTC regional observer programme \(ROP\) to monitor transhipment at sea.](#)

4 - In 2022, we have authorized:

- Carrier vessels under our flag (Nb): [0](#)
- Carrier vessels under the flag of other fleets (Nb): [0](#)

5 - This requirement is not applicable: [CPC does not tranship at sea and/or in port, in the IOTC area of competence in 2022](#)

**Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

[Section 88 of the FMDA 2016](#)

Text of the laws, regulations and administrative instructions in force related to this requirement:

[Section 107 and 127 of the FMDA](#)

**REQ 8.4**

**Information required:** Results of the investigation on possible infraction in 2022 of IOTC regulations by LSTLVs/carrier vessels

1 - The reports on the results of investigation on possible infractions in 2022 have been submitted to the IOTC Secretariat: [No \(Kenya does not LSTLVs/carrier vessels in her fleet\)](#)

2 - If YES:

- Number of possible infractions related to ATF: –
- Number of possible infractions related to VMS: –
- Number of possible infractions related to fishing logbook: –
- Number of possible infractions related to LSTLVs marking: –

- Total number of possible infractions in 2022: –

3 - This requirement is not applicable: [No LSTLVs on the IOTC record of authorized vessel in 2022](#)

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:  
[Fisheries Management and Development Act No. 35 of 2016](#)

Text of the laws, regulations and administrative instructions in force related to this requirement:  
[Section 107: Requirements for transhipment](#)

#### REQ 8.5

**Information required:** ROP fee

1 - I have participated in the IOTC regional observer programme (ROP) to monitor transhipment at sea in 2022: [No](#)

2 - I have paid my ROP contribution for the ROP last call for fund: [No \(Is participating in the IOTC regional observer programme \(ROP\) to monitor transhipment at sea. Did not tranship at sea in 2022. Has 7 longline vessels on the Record of authorised vessels.\)](#)

3 - This requirement is not applicable: –

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

–

Text of the laws, regulations and administrative instructions in force related to this requirement:

–

## Resolution 22/03

#### REQ 1.1Ac

Actions taken, under national legislation, in the previous year to implement *Resolution 22/03 on a management procedure for bigeye tuna in the IOTC Area of Competence*, adopted by the Commission at its Twenty-Sixth Session (S26):

[None](#)

## Resolution 22/04

#### REQ 1.1Ad

Actions taken, under national legislation, in the previous year to implement *Resolution 22/04 on a regional observer scheme*, adopted by the Commission at its Twenty-Sixth Session (S26):

[None.](#)

## Section 3 – Part B

### **Actions taken, under national legislation, to implement CMMs adopted by the Commission in previous Sessions which have not been reported previously**

#### **REQ 1.1B**

1. Actions taken, under national legislation, to implement conservation and management measures adopted by the Commission in previous Sessions, and which have not been reported previously:

[Yes, we have transposed 12 Resolutions onto national law](#)

2. We have taken actions, under national legislation, to implement conservation and management measures adopted by the Commission in previous Sessions: [Yes](#)

## Section 4 – Part C

### Data and information reporting requirements for CPCs to be included in this report

#### Resolution 01/03

##### REQ 7.Xg

**Information required: Observations of non-contracting parties, entities or fishing entities indicating fishing contrary to IOTC CMM**

1. Observation/Sightings report of Non-Contracting Party, Entity or fishing Entity vessels, indicating that there are grounds for believing that these vessels are fishing contrary to IOTC Conservation or Management Measures

Observation of vessels in 2022: –

–

NIL report: –

##### REQ 7.Xh

1. Reporting on inspections in ports of vessels of Non-Contracting Parties, Entities or fishing Entities: –

–

NIL report: –

#### Resolution 01/06

##### REQ 10.3

1. A system for monitoring export and re-export of frozen bigeye tunas exists: [Yes](#)

EXPORT:

2. Frozen bigeye tunas were exported in 2021: [No](#)

Total quantity of frozen bigeye tunas exported in 2021 (kg): [12513](#)

Country' vessels from which the bigeye tunas were exported: [Spain](#)

RE-EXPORT:

3. Frozen bigeye tunas were re-exported in 2021: [No](#)

Total quantity of frozen bigeye tunas re-exported in 2021 (kg): [0](#)

Country' vessels from which the bigeye tunas were exported: [N/A](#)

4. This requirement is not applicable: –

#### Resolution 07/01

##### REQ 7.XJ

**Information required:** reports on actions and measures taken to investigate allegations and/or reports on IUU fishing involving nationals

1 - Reporting on actions and measures taken to investigate allegations and/or reports on IUU fishing involving nationals: [No](#)

2 - If YES, information on the national(s) (natural or legal persons): [Not applicable](#)

3 - NIL report: [Nil report for 2022 – no nationals engage in IUU fishing in the IOTC Area of Competence](#)

#### Resolution 11/02

##### REQ 2.22

1. Reporting observations of damaged data buoys in 2022:

- None

Nil Report - No report received from flag vessels in 2022

## Resolution 11/04

### REQ 9.1

**NOT TO BE ASSESSED FOR THE YEAR 2021 FOR THE COMPLIANCE COMMITTEE 20**

1. We are implementing the regional observer scheme (ROS) at national level for: **All fishing vessels of 24 meters length overall and above**
2. The number of vessels monitored and the coverage achieved by gear type, have been reported to the IOTC Secretariat & the IOTC Scientific Committee: **Yes - entirely NA**

Type of fishing gear	No of vessels monitored in 2021:	Coverage in 2021 (%)
Purse seine	–	–
Longline	–	–
Gillnet	–	–
Baitboats	–	–
Handline	–	–

Additional gear types: Type of fishing gear, Nb of vessels monitored in 2021, Coverage in 2021 (%)

NA

3. The requirement is not applicable: –

## Resolution 12/04

### REQ 6.9

1. Reporting the progress of implementation of Resolution 12/04: **No**
2. If NO, requirement of the Resolution 12/04 on which you reported on:  
Collect (through logbooks and observer programs) and provide to the Scientific Committee all data on their vessels interactions with marine turtles,  
Furnish information to the Scientific Committee on successful mitigation measures and other impacts on marine turtles (such as the deterioration of nesting sites & swallowing of marine debris):  
**Yes Information was recently provided to the Scientific Committee in December 2022, and will further be provided in the next reporting**



Require fishermen to bring aboard, if practicable, any captured hard shelled turtle that is comatose or inactive as soon as possible and foster its recovery, including aiding in its resuscitation, before safely returning it to the water.

Ensure that fishermen are aware of and use proper mitigation and handling techniques and keep on board all necessary equipment for the release of turtles:

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

For gillnet vessels: Require vessel to record all incidents involving marine turtles in the logbooks and report incidents to authorities of the CPC:

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

For longline vessels / Pour les palangriers

(a) Ensure that longline vessels carry line cutters & de-hookers to facilitate the handling and release of marine turtles caught or entangled

(b) Encourage use of whole finfish bait;

(c) Require vessel to record all incidents involving marine turtles in the logbooks and report incidents to authorities of the CPC.

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

For purse seine vessels:

(a) Ensure that vessels:

(i) Avoid encirclement of marine turtles, if a marine turtle is encircled/ entangled, take measures to safely release the turtle.

(ii) Release all marine turtles observed entangled in fish aggregating devices (FADs) or fishing gear.

(iii) If a marine turtle is entangled in the net, stop net roll as soon as the turtle comes out of the water; disentangle the turtle without injuring it before resuming the net roll; and assist the recovery of the turtle before returning it to the water.

(iv) Carry and employ dip nets to handle turtles.

(b) Encourage vessel to adopt FAD designs which reduce the incidence of entanglement of turtles;

(c) Require vessel to record incidents involving marine turtles in the logbooks and report incidents to authorities of the CPC.

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

CPCs to undertake research trials of circle hooks, use of whole finfish for bait, alternative FAD designs, alternative handling techniques, gillnet design and fishing practices and other mitigation methods which may improve the mitigation of adverse effects on turtles.

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

CPCs continue to undertake research and development to improve the mitigation of adverse affects on marine turtles & provide research outcomes to the Scientific Committee.

**Yes** [We are implementing Resolution 12/04, which is already transposed onto national law](#)

Collaborate with the IOSEA and take into account the IOSEA MoU

**Yes** [The IOTC already collaborates with IOSEA](#)

3. This requirement is not applicable in 2022

## Resolution 12/06

### REQ 6.14

1. The obligation for all longline vessels to use at least two of the three mitigation measures: [Has been implemented in national legislation](#) –

2. This requirement is not applicable: –

### Legal obligation:

Reference of laws, regulations and administrative instructions in force related to this requirement:

[Fisheries Management and Development Act \(FMDA\), 2016](#)

Text of the laws, regulations and administrative instructions in force related to this requirement:

[Section 31 of the FMDA 2016 and Gazette notice Vol. CXXII—No. 83 of 8th May 2020](#)

## Resolution 13/05

### REQ 6.16

1. Cetaceans have been encircled by the purse seine nets as reported by flagged vessels in 2022: [No](#)

2. Reporting instances of cetaceans encircled: [Nil Report - No encirclement reported by flag purse seine fishing vessels in 2022 • Exempted from reporting to IOTC, have national legislation for protecting cetaceans](#)
3. This requirement is not applicable: [Not applicable – in 2022 no purse seine fishing vessels operating in the IOTC Area of Competence.](#)

## Resolution 13/04

### REQ 6.18

1. Whale sharks have been encircled by the purse seine nets as reported by flagged vessels in 2022: [No](#)
2. Report on instances of whale sharks encircled:  
[Nil Report - No encirclement reported by flag purse seine fishing vessels in 2022](#)  
Number of instances of encirclement in 2022 : [NA](#)
3. This requirement is not applicable: [Not applicable – in 2022 no purse seine fishing vessels operating in the IOTC Area of Competence](#)

## Resolution 14/05

### REQ 3.10

**Information required:** Access agreements information

- 1 - A system exist to sign Government to Government access agreement for foreign vessels to operate in your waters, within the IOTC Area: [Yes](#)
  - 2 - Foreign vessels were licensed in 2022 under a Government to Government access agreement: [No](#)
  - 3 - CPC-to-CPC agreements in 2022 exist and information concerning these agreements submitted to the IOTC Secretariat: [No Kenya is not currently licensing foreign fishing vessels](#)
  - 4 - If No, information about these agreements: [Not applicable –](#)
  - 5 - All the mandatory information has been provided to the IOTC Secretariat for all CPC/CPC access agreement: [No No access agreements or arrangements done by Kenya](#)
- The stock or species authorized for harvest, including any applicable catch limits: [Not applicable](#)
  - The CPC's quota or catch limit to which the catch will be applied, where applicable: [Not applicable](#)
  - Monitoring, control, and surveillance measures required by the flag CPC and coastal CPC involved: [Not applicable](#)
  - Data reporting obligations stipulated in the agreement, including those between the parties involved, as well as those regarding information that must be provided to the Commission: [Not applicable](#)
- 6 - Mandatory information are not fully provided or missing: [– Not applicable](#)

## Resolution 16/05

### REQ 7.Xf

1. Reporting on vessel without nationality that may be fishing in the high seas of the IOTC area of competence: [–](#)  
Information on any sighted vessels:  
[–](#)

## Resolution 16/08

### REQ 2.14X

1. Reporting occurrence of a fishing operation undertaken with the aid of aircraft or unmanned aerial vehicle in the IOTC area of competence: [Nil report for 2022 – no occurrence of vessel fishing operation with the aid of aircraft or unmanned aerial vehicle](#)  
For each occurrence: date, vessel name and identifiers as well as actions taken:  
[None](#)

## Resolution 17/07

Objection received from Pakistan: does not apply to Pakistan

### REQ 2.8

**Prohibition from:** using large-scale driftnets in the entire IOTC area of competence

1 - Use of large scale driftnets is banned in the IOTC area of competence (high seas and EEZ): [Has been banned by national legislation \(8th May 2020\)](#)

### Legal obligation:

Reference of laws, regulations and administrative instructions in force related to this requirement:

[Fisheries Management and Development Act \(FMDA\) 2016](#)

Text of laws, regulations and administrative instructions in force related to this requirement:

[Gazette Notice Vol. CXXII—No. 83 of 8th May 2020; domestication of 17/07 through the gazette notice](#)

Objection received from Pakistan: does not apply to Pakistan

### REQ 2.9

Information required: Report on MCS actions related to large-scale driftnet fishing.

### Monitoring, control, and surveillance (MCS) actions:

1. Monitoring, control, and surveillance actions are applicable to:

[Flag vessels](#) • [Foreign vessels](#)

2. Monitoring, control, and surveillance actions are:

[Controlling of flag vessels at licensing](#) • [Controlling of foreign vessels at licensing](#) • [Inspection at sea \(EEZ\) of foreign vessels](#) • [Inspection at sea \(EEZ\) of flag vessels](#) • [Inspection at sea \(High sea\) of flag vessels](#) • [Inspection in port of flag vessels](#) • [Inspection in port of foreign vessels](#) • [Control/ban of large-scale driftnet sale](#)

Additional MCS actions in place:

[Fishing limitations, ban on protected species of sharks, rays, sea turtles, seabirds, etc., vessel marking requirements, etc.](#)

## Resolution 18/07

### REQ 2.21

1. A system to collect fisheries data exists: [Yes](#)

2. Mandatory data/statistics reported: [Yes](#)

3. Action(s) to improve data collection that facilitate improvements in compliance in terms of IOTC mandatory reporting obligations:

a. *Development or improvements in the implementation of logbooks:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We are implementing a Catch Assessment Survey Programme \(CAS\) through which we expect to improve on our coastal landings data and reporting.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [We have developed National logbooks and shared the template of the same with the IOTC Secretariat](#)

b. *Port-based sampling or related fisheries surveys:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We are implementing a Catch Assessment Survey Programme \(CAS\) through which we expect to improve on our coastal landings data and reporting.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [We are covering our industrial fishing vessels at almost 100% inspections at port](#)

c. *National observer scheme:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We are implementing a Catch Assessment Survey Programme \(CAS\) through which we expect to improve on our coastal landings data and reporting.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [We are covering our industrial fishing vessels at almost 100% observer coverage](#)

d. *National Vessel registry:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Plans are underway to implement an electronic registration system for artisanal fishing boats.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [All industrial fishing vessels are already in the national register](#)

e. *Electronic data capture, VMS, or on-board electronic monitoring:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Plans are underway to pilot electronic monitoring for select artisanal fisheries before roll out.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [All industrial fishing vessels are under Vessel Monitoring System scheme of surveillance](#)

4. Action(s) to improve data processing and reporting systems that facilitate submission of data to the IOTC Secretariat:

*a. Development of fisheries databases:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Plans are at advanced stages to develop a fisheries management and information system](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Plans are at advanced stages to develop a fisheries management and information system](#)

*b. Development of data dissemination systems:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Plans are underway to develop an interoperable database](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Plans are underway to develop an interoperable database, and integrate it with e-logbooks, VMS and the IOTC systems for reporting.](#)

*c. Frame surveys:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We normally conduct biennially frame surveys for the inshore fisheries, the last one being in 2022](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [The national register provides adequate information on industrial fishing effort](#)

*d. Coherence of data with alternative fisheries datasets:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [An interoperable fisheries integrated information management system is being developed, with the aim to integrate it with the VMS and other systems and databases](#)

*e. Development of automated routines to process and extract IOTC data submission:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [An interoperable fisheries integrated information management system is being developed, with the aim to integrate it with the VMS and other systems and databases](#)

*f. Steps to minimise data entry errors:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

5. Action(s) to improve the quality and accuracy of data submitted to the IOTC Secretariat:

*a. Steps to improve data validation:* [Yes](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [An interoperable fisheries integrated information management system is being developed to help in data validation](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [An interoperable fisheries integrated information management system is being developed to help in data validation](#)

*b. Improvements in sampling coverage:* [d. Coherence of data with alternative fisheries datasets](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We are implementing a CAS programme](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [We are moving towards 100% observer coverage through trainings and employment of new staff](#)

*c. Frame surveys:* [c. Frame surveys](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [We conduct biennial frame surveys, the last one being in 2022](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [The national register is adequate to retrieve effort data](#)

*d. Coherence of data with alternative fisheries datasets:* [d. Coherence of data with alternative fisheries datasets](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [An interoperable fisheries integrated information management system is being developed](#)

*e. Comparability of data from previous years:* [e. Comparability of data from previous years](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [A database for storage of longterm catch and effort data is being developed](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [A database for storage of longterm catch and effort data is being developed](#)

6. This requirement is not applicable in 2022 : -

## Resolution 18/03

### REQ 7.Xa

1. Reporting illegal activity of vessels in 2022 / 2023 : A-Detail of the vessel, B-Details of IOTC Resolution Elements Contravened, C-Associated documents and D-Recommended action: **No**

If yes, the IUU forms and relevant details including date, location, source of information have been uploaded: **No**

2. If Yes, summary of vessel illegal activity as reported in the IUU forms, with the following information for each:

- Name of vessel
- Flag of vessel
- IRCS
- IMO number
- Recommended actions (see below)

*Recommended Actions:*

*A Notification to IOTC Secretariat only. No further action is recommended.*

*B Notification of illegal activity to IOTC Secretariat. Recommend notification of activity to flag State.*

*C Recommended for inclusion on IOTC IUU list*

**Not applicable**

3. Nil report for 2022 / 2023

2023: -

### REQ 7.Xb

1. Reporting comments and information from flag State on vessel included on the Draft IUU Vessel List: -

If yes, the IUU forms and relevant details including date, location, source of information have been uploaded: -

2. If yes, summary of vessel illegal activity as reported in the draft IUU vessel list, with the following information for each:

- Name of vessel
- Flag of vessel
- IRCS
- IMO number

-

3. The information provided show that the listed vessel under my flag on the Draft IUU Vessel List have:

-

4. Nil report: -

### REQ 7.Xc

1. Reporting additional information on vessel included in the Draft IUU Vessel List: -

IUU forms uploaded: -

2. Vessels included in the draft IUU vessel list on which information is provided:

- Name of vessel
- Flag of vessel
- IRCS
- IMO number

-

3. The information provided show that the vessel listed on the Draft IUU Vessel List have:

-

4. Nil report: -

### REQ 7.Xd

1. Providing information on flag vessel on the IOTC IUU Vessels List for the purpose of delisting the vessel: -

Information uploaded: -

2. Vessels included in the IUU vessel on which the information is provided:

- Number of the vessel in the IOTC IUU List (1)
- Name of vessel
- Flag of vessel
- IRCS
- IMO number

3. The information provided as the flag State of the vessel listed on the IOTC IUU Vessels List, demonstrates that:

#### REQ 7.Xe

1. Reporting additional information on vessel included in the Draft IUU Vessel List: –  
Information uploaded: –

2. Vessels included in the draft IUU vessel list on which information is provided:

- Name of vessel
- Flag of vessel
- IRCS
- IMO number

3. The information provided show that the vessel listed on the Draft IUU Vessel List have:

4. Nil report: –

## Resolution 19/02

#### REQ 2.11

1. FADs management plans were implemented and reported for following year(s): [Yes for 2020](#) • [Yes for 2019](#)

Additional information: –

2. Reporting the 2023 FADs management plan: [No FADs management plan for 2023](#)

3. The 2023 FADs management plan has been prepared in accordance with the Guideline (Annex I or II): –

4. Not applicable: [For 2023 no purse seine vessels / supply vessels fishing on Drifting Fish Aggregating Devices.](#)

#### REQ 2.12

1. FADs management plans were implemented and progress reports on the implementation reported for the years: [Yes for 2020](#) • [Yes for 2019](#)

Additional information: –

2. Reporting the progress report on implementation of the 2022 FADs management plan: [No 2022 FADs management plan was implemented and submitted to the IOTC Secretariat](#)

3. Not applicable: [In 2022 no purse seine vessels / supply vessels fishing on Drifting Fish Aggregating Devices](#)

## Resolution 19/04

#### REQ 2.28

1. Paragraph 11.a):

Fulfil in respect of the vessels the requirements and responsibilities under the IOTC Agreement and its Conservation and Management Measures: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.a\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

[NA](#)

2. Paragraph 11.b):

Ensure that AFVs comply with all the relevant IOTC Conservation and Management Measures: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.b\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

- NA

3. Paragraph 11.c):

Ensure AFVs on the IOTC Record keep on board valid certificates of vessel registration and valid authorisation to fish and/or tranship: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.c\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

- NA

4. Paragraph 11.d):

Ensure AFVs on the IOTC Record have no history of IUU fishing activities or that AFVs are not engaged in or associated with IUU fishing: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.d\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

- NA

5. Paragraph 11.e):

Ensure under domestic law the owners/operators of AFVs on the IOTC Record are not engaged in/associated with tuna fishing activities conducted by vessels not entered into the IOTC Record in the IOTC area of competence: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.e\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

- NA

6. Paragraph 11.f):

Ensure under domestic law the owners of the AFVs on the IOTC Record are citizens or legal entities within the flag CPCs so that any control or punitive actions can be effectively taken against them: [Nil Report - I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11.f\)](#)

If such a review has been conducted, list of measures with, for each the following details: Actions & Measures, Punitive Actions, Sanctions:

- NA

7. Nil report: [Nil report for 2022 – I have not conducted a review of the internal actions & measures, punitive actions and sanctions for paragraph 11](#)

8. Not applicable: –

### REQ 7.Xi

1. Reporting factual information showing that there are reasonable grounds for suspecting vessels not on the IOTC Record to be engaged in fishing and/or transhipment of tuna and tuna-like species in the IOTC area of competence: –

Additional information: –

2. NIL report: –

## Resolution 21/01

### REQ 2.15

[Objection received from India, Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia: does not apply to these CPCs.](#)

[Resolution 19/01 remains binding for Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia. Resolution 18/01 remains binding for India.](#)

1. CPC subject to yellowfin tuna catch reductions in 2021, due to over-catch in 2020: **No**

If Yes, YFT catch declared and over-catch in 2020: **NA / –**

2. Our catch of yellowfin tuna in 2022 was reduced by the following percentage: [NA](#)
3. If the CPC is subject to catch reduction due to over-catch, report on corrective actions taken to adhere to prescribed catch levels: [NA](#)
4. Provide any additional information below: [None](#)
5. This requirement is not applicable: [CPC is not subject to yellowfin tuna catch reductions in 2021 due to no over-catch in 2020](#)

**REQ 2.16****Objections received:**

- [Not applicable to India: Resolution 18/01 remains binding.](#)
- [Not applicable Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia: Resolution 19/01 remains binding.](#)

1. The CPC is subject to yellowfin tuna catch reductions: [No](#)  
If Yes, overcatch: [-](#)
2. The report on methods for achieving the yellowfin tuna catch reductions has been provided to the IOTC Secretariat: [No](#)  
If No, report uploaded: [No](#)
3. The methods for achieving the yellowfin tuna catch reductions implemented at national level are: [-](#)  
Additional methods: [NA](#)
4. Additional information: [NA](#)
5. This requirement is not applicable: [CPC is not subject to yellowfin tuna catch reductions in 2022](#)

**REQ 2.18****Objections received:**

- [Not applicable to India: Resolution 18/01 remains binding.](#)
- [Not applicable Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia: Resolution 19/01 remains binding.](#)

1. CPC has PS/SP vessels on the Record of authorized vessels: [No – No purse seiner \(PS\) and no supply vessel \(SP\) on the IOTC Record of authorised vessels](#)
2. The plan for reducing the use of supply vessel was provided for: [No plan submitted because no PS/SP on IOTC RAV](#)  
The plan was uploaded: [No](#)
3. This requirement is not applicable: [CPC has no purse seiners \(PS\) and no supply vessel \(SP\) on the IOTC Record of authorised vessels](#)

**REQ 2.20**

1. I have reported gillnet catch in 2022, I have gillnet fishing vessels on the Record of authorised vessels, the gillnet fleet was active in the IOTC Area of Competence: [No](#)
2. Level of implementation of paragraph 21 - Phasing out or convert gillnet fishing vessels to other gears: [NA](#)
3. Level of implementation of paragraph 22 - Set gillnets at 2m depth from the surface in gillnet fisheries: [NA](#)
4. Level of implementation of paragraph 23 - Increase observer coverage or field sampling in gillnet fishing vessels by 10% using alternative data collection methodologies (electronic or human): [NA](#)
5. This requirement is not applicable: [No gillnet fishing vessels on the IOTC Record of authorized Vessels](#)

**Letter of feedback on compliances issues****REQ 1.4**

1. The response to the feedback letter on compliances issues (from the 2022 CoC) has been provided to the IOTC Secretariat: [Yes](#)  
Date of submission: [Thursday, February 9, 2023 4:38 PM](#)
2. Not applicable: [-](#)



# Section 5 – Part D - Data and information reporting requirements for CPCs that have objected to some Resolutions

Objection received from Pakistan on Resolution 17/07:

- Resolution 12/12 remains binding for Pakistan

Objection received from India, Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia on Resolution 21/01:

- Resolution 19/01 remains binding for Indonesia, the Islamic Republic of Iran, Madagascar, Oman and Somalia.
- Resolution 18/01 remains binding for India

Objection received from India on Resolution 19/01:

- Resolution 18/01 remains binding for India

## Resolution 12/12 (binding on Pakistan)

### REQ 2.80bj1707

#### ONLY APPLICABLE TO PAKISTAN

1. Actions taken to implement conservation and management measures in "Resolution 12/12 to prohibit the use of large-scale driftnets on the high seas in the IOTC area" adopted by the Commission: -

2. Use of large-scale driftnets is banned on the high seas in the IOTC Area of competence: -

If banned, date; if not banned, reasons: -

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

### REQ 2.90bj1707

#### ONLY APPLICABLE TO PAKISTAN

1. Monitoring, control, and surveillance actions are applicable to: -

2. Monitoring, control, and surveillance actions are: -

Additional MCS actions in place: -

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

## Resolution 18/01 (binding on India)

### REQ 2.160bj1901

#### ONLY APPLICABLE TO INDIA

1. Actions taken to implement conservation and management measures in "Resolution 18/01 On an interim plan for rebuilding the Indian Ocean yellowfin tuna stock in the IOTC area of competence" adopted by the Commission: -

2. CPC is subject to yellowfin tuna catch reductions: -

If Yes, YFT over-catch: -

3. The report on methods for achieving the yellowfin tuna catch reductions has been provided to the IOTC Secretariat: -

4. The methods for achieving the yellowfin tuna catch reductions implemented at national level are: -

Any method implemented and not listed above: -

5. Additional information: -

6. This requirement is not applicable: –

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

–

Text of the laws, regulations and administrative instructions in force related to this requirement:

–

#### REQ 2.180bj1901

ONLY APPLICABLE TO INDIA

1. CPC has PS/SP vessels on the Record of authorised vessels: –
2. The plan for reducing the use of supply vessel was provided for: –
3. This requirement is not applicable: –

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

–

Text of the laws, regulations and administrative instructions in force related to this requirement:

–

#### REQ 2.190bj1901

ONLY APPLICABLE TO INDIA

1 - CPC is subject to yellowfin tuna catch reductions:

–

2 - The catch of yellowfin tuna in 2021 reported to the IOTC Secretariat and the reductions were:

Fishing gear	Baseline year	YFT catch of baseline year	YFT catch in 2021 (T)	Reduction (%)
Purse seine	–	–	–	–
Longline	–	–	–	–
Gillnet	–	–	–	–
Pole and line	–	–	–	–

3 - This requirement is not applicable: –

#### Legal obligation

Reference of laws, regulations and administrative instructions in force related to this requirement:

–

Text of the laws, regulations and administrative instructions in force related to this requirement:

– –

### Resolution 19/01 (Binding on Indonesia, Iran, Madagascar, Oman and Somalia)

**REQ 2.160bj2101**

**ONLY APPLICABLE TO INDONESIA, THE ISLAMIC REPUBLIC OF IRAN, MADAGASCAR, OMAN AND SOMALIA**

1. Actions taken to implement conservation and management measures in "Resolution 19/01 On an interim plan for rebuilding the Indian Ocean yellowfin tuna stock in the IOTC area of competence" adopted by the Commission: -
2. The CPC is subject to yellowfin tuna catch reductions: -
- If Yes, overcatch: -
3. The report on methods for achieving the yellowfin tuna catch reductions has been provided to the IOTC Secretariat: -
- If No, report uploaded: -
4. The methods for achieving the yellowfin tuna catch reductions implemented at national level are: -
- Additional methods: -
5. Additional information: -
6. This requirement is not applicable: -

**Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

**REQ 2.170bj2101**

**ONLY APPLICABLE TO INDONESIA, THE ISLAMIC REPUBLIC OF IRAN, MADAGASCAR, OMAN AND SOMALIA**

- 1 - CPC has PS/SP vessels on the Record of authorised vessels: -
- 2 - The information on purse seiners served by each supply vessel in 2023 has been provided to the Secretariat: -
- 3 - This requirement is not applicable: -

**Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

**REQ 2.180bj2101**

**ONLY APPLICABLE TO INDONESIA, THE ISLAMIC REPUBLIC OF IRAN, MADAGASCAR, OMAN AND SOMALIA**

1. CPC has PS/SP vessels on the Record of authorised vessels: -
2. The plan for reducing the use of supply vessel was provided for: -
3. This requirement is not applicable: -

**Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

**REQ 2.190bj2101**

**ONLY APPLICABLE TO INDONESIA, THE ISLAMIC REPUBLIC OF IRAN, MADAGASCAR, OMAN AND SOMALIA**

- 1 - CPC is subject to yellowfin tuna catch reductions: -
- 2 - The catch of yellowfin tuna in 2021 reported to the IOTC Secretariat and the reductions were:

Fishing gear	Baseline year	YFT catch of baseline year	YFT catch in 2021 (T)	Reduction (%)
Purse seine	-	-	-	-
Longline	-	-	-	-

<b>Gillnet</b>	-	-	-	-
<b>Pole and line</b>	-	-	-	-

3 - This requirement is not applicable: -

#### **Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-

#### **REQ 2.200bj2101**

**ONLY APPLICABLE TO INDONESIA, THE ISLAMIC REPUBLIC OF IRAN, MADAGASCAR, OMAN AND SOMALIA**

1. I have reported gillnet catch in 2022, I have gillnet fishing vessels on the Record of authorised vessels, the gillnet fleet was active in the IOTC Area of Competence: -
2. Level of implementation of paragraph 20 - Phasing out or convert gillnet fishing vessels to other gears: -
3. Level of implementation of paragraph 21 - Set gillnets at 2m depth from the surface in gillnet fisheries: -
4. Level of implementation of paragraph 22 - Increase observer coverage or field sampling in gillnet fishing vessels by 10% using alternative data collection methodologies (electronic or human): -
5. This requirement is not applicable: -

#### **Legal obligation**

Reference of laws, regulations and administrative instructions in force related to this requirement:

-

Text of the laws, regulations and administrative instructions in force related to this requirement:

-