

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: Malaysia

Date of submission: 09 March 2023 - 21:12

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**

The Fisheries Act 1985 Amendment (2023) is still ongoing and under review of the Ministry Legal Advisor. Expected date of entry into force is in December 2023.

The draft of High Seas Regulation is still under review of the Department of Fisheries Legal Advisor. Expected date of entry into force is in September 2024.

2 – Laws, regulations and administrative instructions in force related to the IOTC Conservation and Management Measures uploaded: **Yes** 02 February 2023 - 14:12

3 – Comments/remarks about your submission and the implementation of IOTC Conservation and Management Measures: Malaysia always keep update the IOTC Conservation and Management Measures to the vessel owners and stakeholders through Tuna Industrial Consultation Programme. In 2022, the Program took place on 28th August 2022 in Kelantan.

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):

Malaysia supports the importance of climate change study on highly migratory species. However, the species on our waters mostly neritic tuna species which consider not highly impacted by the climate change. Malaysia will suggest to the top management to conduct research on impact of climate change on neritic tuna starting 2023.

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):

Malaysia has conducted engagement with the industry and vessel owner through Majlis Perundingan Industry (MPI 2022) in August 2022. Through this MPI, the Department informed the current adopted Resolutions for their actions.

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: [Yes](#)

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 13.09.2022](#)

3 - If YES:

- Number of LSTLVs having transhipped at sea in 2021: [6](#)
- Quantities transhipped at sea (kg) in 2021: [1,026,081](#)

4 - 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 8.2

Information required: Report on transshipments in foreign ports

FOR ALL CPCs:

1 - Flag LSTVs have transhipped in foreign ports in 2022: [Yes](#)

2 - The reports on the list of LSTVs & the quantities transhipped in foreign ports in 2022, have been provided to the IOTC Secretariat: [Yes - Completely](#) [-](#)

NIL report: [-](#)

3 - If YES:

- Number of LSTLVs having transhipped in foreign ports in 2022: [6](#)
- Quantities transhipped in foreign ports (kg) in 2022: [3741093](#)

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:

[Authorisation to Fish \(ATF\) Terms and Conditions](#)

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

[21. The Master of the LSTV concerned shall complete and transmit to its flag State the IOTC transhipment declaration, along with its number in the IOTC Record of Fishing Vessels, not later than 15 days after the transhipment, in accordance with the format set out in Annex II, Resolution 21/02 Condition Relating to in-port transhipment.](#)

REQ 8.3

Required information: list of authorised carrier vessels

1 - Flag LSTLVs have transhipped in ports and/or at sea in 2022: [Yes](#)

2 - All the mandatory information has been provided to the IOTC Secretariat for all authorized carrier vessels: [Yes – Complete \(1\)](#)

3 - Mandatory information not fully provided or missing: -

Reason for missing information: -

4 - In 2022, we have authorized:

- Carrier vessels under our flag (Nb): [1](#)
- Carrier vessels under the flag of other fleets (Nb): [0](#)

5 - This requirement is not applicable: -

Legal obligation

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

[Fisheries \(Maritime\) \(Licensing of Local Fishing Vessel\) Regulation 1985](#)

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

[Section 5. Register of Licenses](#)

[Section 6. Particulars to be entered in Local Fishing Vessel License;](#)

[Section 10. Numbering and Marking of Vessel;](#)

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: [Yes - Completely \(09/01/2023\)](#)

2 - If YES:

- Number of possible infractions related to ATF: [1](#)
- Number of possible infractions related to VMS: [1](#)
- Number of possible infractions related to fishing logbook: [1](#)
- Number of possible infractions related to LSTLVs marking: [6](#)
- Total number of possible infractions in 2022: [9](#)

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 8.5

Information required: ROP fee

1 - I have participated in the IOTC regional observer programme (ROP) to monitor transshipment at sea in 2022: **Yes**

2 - I have paid my ROP contribution for the ROP last call for fund: **Yes - Completely (-)**

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):

[Malaysia actively involved in the TCAC process to develop mechanism on total allowable catch of Bigeye Tuna. Current catch data in 2021 of BET by Malaysian AFV is 302.9 MT.](#)

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):

[Under this Resolution, Malaysia AFV have installed CCTV on board for monitoring tuna fishing operations as part of the EMS. Malaysia will join the upcoming 3rd Working Group on Electronic Monitoring Standards \(WGEMS03\) to mitigate the measures and know how from other CPCs.](#)

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:

1) Department of Fisheries Malaysia has conducted engagement with the industry and vessel owner through Majlis Perundingan Industry (MPI 2022) on 28 August 2022. Through this MPI, the Department informed the current adopted Resolutions for their actions.

2) Department of Fisheries Malaysia received e-PSM Training for Port Inspectors under IOTC Capacity Building from 22 – 24 November 2022.

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: Nil report for 2022 – no observation of vessel fishing contrary to IOTC Conservation or Management Measures in the IOTC Area of Competence

REQ 7.Xh

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

–

NIL report: Nil report for 2022 – no inspection conducted on NCP vessels

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: Yes

Total quantity of frozen bigeye tunas exported in 2021 (kg): 149,401

Country' vessels from which the bigeye tunas were exported: Thailand, Indonesia and Vietnam

RE-EXPORT:

3. Frozen bigeye tunas were re-exported in 2021: No

Total quantity of frozen bigeye tunas re-exported in 2021 (kg): –

Country' vessels from which the bigeye tunas were exported: –

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: –

2 - If YES, information on the national(s) (natural or legal persons): –

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:

–
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: –
2. The number of vessels monitored and the coverage achieved by gear type, have been reported to the IOTC Secretariat & the IOTC Scientific Committee: No –

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 (%)

–

3. The requirement is not applicable: –

Resolution 12/04

REQ 6.9

1. Reporting the progress of implementation of Resolution 12/04: Yes - the Report is attached in the UPLOAD section
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):

– –

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 [Poster of turtle handling and release](#)

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

– Not applicable. Malaysia does not have gillnet vessels operating in the high seas.

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

Under the terms and conditions (T&C) of ATF, no 12. The Master of this vessel (longliner) shall ensure line cutters and de-hookers are always on board.

The vessels are also carry on board dip-net.

Malaysia has notified vessels to use whole finfish bait and record in the logbook any incidents involving marine turtle.

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.

– Not applicable. Malaysia does not have purse seine vessels operating in the high seas.

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.

– Malaysia has carried out research trials of circle hooks in Malaysian waters.

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

– –

Collaborate with the IOSEA and take into account the IOSEA MoU

Yes Malaysia has signed the IOSEA MoU on 19 September 2011.

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 by terms & conditions of authorisation to fish with force of law 2019](#)

2. This requirement is not applicable: –

Legal obligation:

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

[Authorisation to Fish \(ATF\) Terms and Conditions](#)

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

13. The Master of this vessel shall ensure the implementation of at least two of three seabird mitigation measures, namely, night setting with minimum deck lighting, bird-scaring lines and line weighting when operating at south of 25°S or in other area, as appropriate, consistent with the scientific advice.

Resolution 13/05

REQ 6.16

1. Cetaceans have been encircled by the purse seine nets as reported by flagged vessels in 2022: –
2. Reporting instances of cetaceans encircled: –
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: –
2. Report on instances of whale sharks encircled:
–
Number of instances of encirclement in 2022 : –
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: –
- 2 - Foreign vessels were licensed in 2022 under a Government to Government access agreement: –
- 3 - CPC-to-CPC agreements in 2022 exist and information concerning these agreements submitted to the IOTC Secretariat: – –
- 4 - If No, information about these agreements: – –
- 5 - All the mandatory information has been provided to the IOTC Secretariat for all CPC/CPC access agreement: – –
 - The stock or species authorized for harvest, including any applicable catch limits: –
 - The CPC's quota or catch limit to which the catch will be applied, where applicable: –
 - Monitoring, control, and surveillance measures required by the flag CPC and coastal CPC involved: –
 - 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: –
- 6 - Mandatory information are not fully provided or missing: – –
- 7 - This requirement is not applicable: [CPC does not have CPC-CPC agreement in 2022](#)

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: [Nil report for 2022 – no sighting of vessel without nationality](#)
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:
–

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 implemented by terms & conditions of authorisation to fish with force of law](#) (-)

Legal obligation:

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

[Authorisation to Fish \(ATF\) Terms and Conditions](#)

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

[4.All Malaysia tuna fishing vessels are not allowed to use fishing gears other than the licensed gears. Large-scale driftnets shall be prohibited.](#)

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:

-

2. Monitoring, control, and surveillance actions are:

[Controlling of flag vessels at licensing](#) • [Inspection at sea \(EEZ\) of flag vessels](#) • [Inspection in port of flag vessels](#) • [Inspection in port of foreign vessels](#)

Additional MCS actions in place:

-

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: [Implementation of Logbook for deep sea \(coastal\) fisheries starting January 2022](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Pilot Project on eLogbook for High Seas IOTC Fisheries starting November 2022](#)

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

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Port sampling done by enumerator for size frequency and fisheries surveys on EEZ catches for tuna and tuna like species.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Port sampling done by port inspector for size frequency and fisheries surveys on High Seas catches for tuna and tuna like species.](#)

c. National observer scheme: [No](#)

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Not Applicable](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [all Malaysian AFV installed CCTV on board for monitoring tuna fisheries operations.](#)

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

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [All Malaysian fishing vessels registered in the Malaysia e-License system.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Malaysia has update all AFV to IOTC in January 2023. All Malaysian AFV have registered with IMO number.](#)

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

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [All Malaysian deep sea vessels \(coastal\) install with VMS on board to monitor fishing operation.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [All Malaysian AFV in high seas install with VMS and CCTV on board to monitor fishing operation.](#)

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: [Malaysia Fisheries Database reported according to species, gears and GRT of vessel by every state.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Malaysia Fisheries Database reported according to species, gears and GRT of vessel by every state.](#)

b. Development of data dissemination systems: Yes

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Fisheries statistic were disseminate through DOF official website.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Fisheries statistic were disseminate through DOF official website.](#)

c. Frame surveys: Yes

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Frame surveys on sosio-economic, demography, income we done by Fisheries Development Authority of Malaysia \(LKIM\) in 2017 for coastal fisheries.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Sosio-economic and industrial survey were done by University Science Malaysia \(USM\) in 2018 for High Seas fisheries.](#)

d. Coherence of data with alternative fisheries datasets: Yes

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Malaysia Fisheries Datasets also coherence with stock assessment for coastal fisheries.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Malaysia Fisheries Datasets also coherence with stock assessment for high seas fisheries by IOTC SC.](#)

e. Development of automated routines to process and extract IOTC data submission: No

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [IOTC data submission were extract manually using excel from logbook](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [IOTC data submission were extract manually using excel from logbook](#)

f. Steps to minimise data entry errors: Yes

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [All data obtain from the report were analyzed by fisheries researcher before sent to the Secretariat.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [All data obtain from the logbooks were analyzed by fisheries researcher before sent to the Secretariat.](#)

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: [Regular observation by the enumerators at the landing site and on-desk validation to identify outlier in the reported data set to improve data validation](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Regular observation by the port inspector at the landing site and on-desk validation to identify outlier in the reported data set to improve 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: [Improvement of capacity building for data collection and sampling surveys. Malaysia conducted the capacity building in January 2023 for all enumerators at state level.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Improvement of capacity building for data collection and sampling surveys.](#)

c. Frame surveys: c. Frame surveys

Measures taken and the implementation progress for artisanal (coastal) IOTC fisheries: [Frame surveys on sosio-economic, demography, income we done by Fisheries Development Authority of Malaysia \(LKIM\) in 2017 for coastal fisheries.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Sosio-economic and Cost Benefit Analysis \(SCBA\) on tuna industry in Penang will be conducted in 2023 following the previous study.](#)

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: [Continue with 2023 stock assessment](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Continue with 2023 stock assessment](#)

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: [Malaysia request capacity building on data analysis in the IOTC Scientific Committee Meeting \(SC24\) in 2022.](#)

Measures taken and the implementation progress for Industrial IOTC fisheries: [Malaysia request capacity building on data analysis in the IOTC Scientific Committee Meeting \(SC24\) in 2022.](#)

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: –

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

–

3. Nil report for 2022 / 2023

2023: **No illegal activity of vessel within the IOTC Area and in relation to species covered by the IOTC Agreement or by IOTC Conservation and Management Measures to report**

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: **No**

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: **No flag vessel on the Draft IUU list**

REQ 7.Xc

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

IUU forms uploaded: **No**

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: **No additional information on vessels on the Draft IUU list**

REQ 7.Xd

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

Information uploaded: **No**

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: [No](#)

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: [No additional information on vessels on the Draft IUU list](#)

Resolution 19/02

REQ 2.11

1. FADs management plans were implemented and reported for following year(s): –

Additional information: –

2. Reporting the 2023 FADs management plan: –

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: –

Additional information: –

2. Reporting the progress report on implementation of the 2022 FADs management plan: –

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: [I have 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:

[Conducted Annual Vessel Inspection for License and ATF Renewal and Department of Fisheries Malaysia prepare Report on the Progress of Malaysia AFV for 2022 for every vessel before issuing ATF.](#)

2. Paragraph 11.b):

Ensure that AFVs comply with all the relevant IOTC Conservation and Management Measures: [I have 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:

- [Conducted Stakeholders Consultation for IOTC Conservation and Management Measures every year.](#)

- Department of Fisheries Malaysia prepare Report on the Progress of Malaysia AFV for 2022 for every vessel before issuing ATF.
- In the Terms & Condition ATF - 5. The Master of this vessel must at all times comply with the Malaysia Fisheries Act 1985 and all regulations made thereunder, and the laws, rules, regulations and national policies from time to time in force in Malaysia as well as the Indian Ocean Tuna Commission (IOTC) Resolutions.

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: [I have 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:

- In the Terms & Condition ATF - 6. The Master of this vessel shall keep this ATF, National Fishing License, Vessel Registration Certificate and a bound fishing national logbook on board at all times, and shall produce these documents for inspection upon the request of an authorised officer.
- Vessel Inspection at Port

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: [I have 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:

- In the Terms & Condition ATF - 6. The Master of this vessel shall keep this ATF, National Fishing License, Vessel Registration Certificate and a bound fishing national logbook on board at all times, and shall produce these documents for inspection upon the request of an authorised officer.
- Vessel Inspection at Port

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: [I have 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:

- Vessel owner / company need to send letter of consent to comply with the Malaysia Fisheries Act 1985 and Related Regulations, IOTC Resolutions and Policy set by the Department of Fisheries Malaysia.

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: [I have 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:

- Malaysia license condition stated All Malaysian License Holder must have a Malaysian ID Card (Citizens) and any violation of Malaysian Fisheries Act can be taken against them.

7. Nil report: -

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 transshipment of tuna and tuna-like species in the IOTC area of competence: -

Additional information: -

2. NIL report: [Nil report for 2022 – no factual information](#)

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: –

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

2. Our catch of yellowfin tuna in 2022 was reduced by the following percentage: –

3. If the CPC is subject to catch reduction due to over-catch, report on corrective actions taken to adhere to prescribed catch levels: –

4. Provide any additional information below: –

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: –

If Yes, overcatch: –

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

If No, report uploaded: [No](#)

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

Additional methods: –

4. Additional information: –

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: –

2. The plan for reducing the use of supply vessel was provided for: –

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: –

2. Level of implementation of paragraph 21 - Phasing out or convert gillnet fishing vessels to other gears: –

3. Level of implementation of paragraph 22 - Set gillnets at 2m depth from the surface in gillnet fisheries: –

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): –

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: [09/03/2023](#)

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	–	–	–	–

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:

-

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:

-