



14 February 2024

## IOTC CIRCULAR 2024-08

Dear Sir/Madam

### A COMMUNICATION FROM SRI LANKA.

Please find attached a communication from Sri Lanka regarding Resolution 07/01, on actions and measures taken to investigate allegations and/or reports on IUU fishing involving Sri Lankan nationals.

Yours sincerely

Paul de Bruyn

Executive Secretary

#### Attachments:

- A communication from Sri Lanka

#### Distribution

**IOTC Contracting Parties:** Australia, Bangladesh, China, Comoros, European Union, France (Territories), India, Indonesia, Iran (Islamic Rep of), Japan, Kenya, Rep. of Korea, Madagascar, Malaysia, Maldives, Mauritius, Mozambique, Oman, Pakistan, Philippines, Seychelles, Somalia, South Africa, Sri Lanka, Sudan, United Rep. of Tanzania, Thailand, United Kingdom, Yemen. **Cooperating Non-Contracting Parties:** Liberia. **Intergovernmental Organisations, Non-Governmental Organisations. Chairperson IOTC.** **Copy to:** FAO Headquarters, FAO Representatives to CPCs.

This message has been transmitted by email only

**Date received:** 06/02/2024

**Reported through:** e-MARIS

**Reported by:** Sri Lanka

**Subject:** Resolution 07/01, on actions and measures taken to investigate allegations and/or reports on IUU fishing involving nationals.

IUU No	Vessel name	Natural/legal person name	Investigation results	Actions taken
65	IMULA1028TLE	R.P.J KUMARA, NEAR THE POST OFFICE, NONAGAMA, AMBALANTHOTA	(i)Detained the vessel after arrival to the port of SL and keep under the supervision of Department of Coast Guard (DCG). (ii)Summon the skipper and crew to the head office, DFAR and conduct and inquiry in the presence of the vessel owner. (iii)Suspend the fishing operation license, skipper license and seize the registration book and the log book issued to the vessel. (iv)The owner informed the repercussions of being listed IUU vessels list as per the IOTC Resolution 18/03.	(i)Initiate court case in MC Colombo under 14 F sentence of FARA No. 2 of 1996 amended by FARA No.35 of 2013. Case No:40534/5/20 on the date of 04.09.2020 (ii)Magistrate summoned to detain the vessel under the Department of Coast Guard. (iii)Trial date was 17 <sup>th</sup> June 2021 (iv) Imposed an administrative penalty of SLR 3.33 million (v)vessel detained at harbor until pay the administrative fine. (v)Court date was 21 <sup>st</sup> Feb 2023. (vi) The Court case has adjourned up to 03 <sup>rd</sup> May 2023 (vii) The legal actions ongoing. (viii) Next Court date 08 <sup>th</sup> May 2024
63	IMULA0730KLT	K.I.D.DE SILVA, NO.53, TEMPLE RD, BERUWALA	(i)Detained the vessel after arrival to the port of SL and keep under the supervision of Department of Coast Guard (DCG). (ii)Summon the skipper and crew to the head office, DFAR and conduct and inquiry in the presence of the vessel owner. (iii)Suspend the fishing operation license, skipper license and seize the registration book and the log book issued to the vessel.	(i)Initiated court case at Magistrate Court Colombo accused under section14 F of FARA No. 2 of 1996 amended by FARA No.35 of 2013. Case No:40533/5/20 on the date of 04.09.2020 (ii)Magistrate ordered to detain the vessel at the Department of Coast Guard. (iii)Trial date was 28 <sup>th</sup> June2021. (iv)Due to the COVID-19 pandemic the trial date shifted to 7 <sup>th</sup> March 2022.

IUU No	Vessel name	Natural/legal person name	Investigation results	Actions taken
			(iv)The owner informed the repercussions of being listed IUU vessels list as per the IOTC Resolution 18/03.	(v) The Skipper does not appear at the Courts. Hon. Magistrate issued the warrant to arrest the skipper and DFAR file the plaint sheet on 7 <sup>th</sup> March 2022 (vi) The Hon. Magistrate issued the verdict for accused to pay 1.5 Million penalty. (vii) Verdict on vessel confiscation adjourned to 31 <sup>st</sup> January 2023. (viii) Accused paid the 1.5 Million LKR penalty in three instalments in three months. (viii)Verdict on vessel confiscation adjourned to 25 <sup>th</sup> April 2023. (ix) Case is over. Suspension lifted. (x) Added to the Risk vessel list of DFAR for strict monitoring. (xi) The vessel is detained and the owner is in the pending list of VMS installation.
64	IMULA0846KLT	M.S.S.F.JAYASOORIYA, NO.71/8,SIRI NIWASARD, NALAHENA, BERUWALA	(i)Detained the vessel after arrival to the port of SL and keep under the supervision of Department of Coast Guard (DCG). (ii)Summon the skipper and crew to the head office, DFAR and conduct and inquiry in the presence of the vessel owner. (iii)Suspend the fishing operation license, skipper license and seize the registration book and the log book issued to the vessel. (iv)The owner informed the repercussions of being listed IUU vessels list as per the IOTC Resolution 18/03.	(i)Initiated court case at Magistrate Court Colombo accused under section 14 F of FARA No. 2 of 1996 amended by FARA No.35 of 2013. Case No: 17524 on the date of 12.11.2020 (ii)Magistrate ordered to detain the vessel at the Department of Coast Guard. (iii)Trial date was 04 <sup>th</sup> June 2021. (iv)Due to the COVID-19 pandemic the trial date shifted to 4 <sup>th</sup> March 2022. (v) The Skipper does not appear at the Courts. Hon. Magistrate issued the warrant to arrest the skipper and DFAR file the plaint sheet on 4 <sup>th</sup> March 2022. (vi) The skipper pleaded guilty at the trial. Hon. Magistrate has issued the verdict to the skipper to pay 1.5 Million penalty on 03 <sup>rd</sup> November 2022.

IUU No	Vessel name	Natural/legal person name	Investigation results	Actions taken
				(vii) Court date 10 <sup>th</sup> March 2023, due for the payment of the penalty and the verdict on the vessel (viii) Trial date was 16 <sup>th</sup> July 2023 (ix) Skipper paid the fine (x) Owner had make an appeal
99	IMULA0195TCO	P.M.M.N.CHATHURANGA,05,PALAYUTTURD,TRINCOMALEE	(i) Detained the vessel after arrival to the port of SL and keep under the supervision of Department of Coast Guard (DCG). (ii) Summon the skipper and crew to the head office, DFAR and conduct and inquiry in the presence of the vessel owner. (iii) Suspend the fishing operation license, skipper license and seize the registration book and the log book issued to the vessel. (iv) The owner informed the repercussions of being listed IUU vessels list as per the IOTC Resolution 18/03.	(i) Initiate court case in MC Colombo under 14 F and 14 A sentences of FARA No. 2 of 1996 amended by FARA No.35 of 2013. Case No: 53030 on the date of 08.07.2021 (ii) Magistrate summoned to detain the vessel at the Department of Coast Guard. (iii) Skipper license is suspended for another 1 year (iv) Hon. Magistrate summon to appear vessel owner and skipper at open court for trial on 22nd February 2022 (v) The Skipper does not appear at the Courts. .Hon. Magistrate issued the warrant to arrest the skipper and DFAR file the plaint sheet on 22nd February 2022 and accuse not appeared in court. (vi) Summon for accuse to appear in court in 30th March 2022 and the accuse appeared in court and pleaded not guilty. (vii) Hon. Magistrate summon to trial for guilty on 4th May 2022 (viii) The Court case has adjourned up to 01.06.2022, 06.07.2022, 07.09.2022 and the accuse not appeared in the courts. (ix) The attorney on behalf of accused produced medical on the health status of the client on 07.11 2022 , 23rd November 2022 and up to 04th January 2023. (x) Hon. Magistrate summoned to vessel Owner and skipper to appear at open court for the verdict trial on 22nd Feb 2023. (xi) The Court case has adjourned up to 03rd May 2023 (xii) The Court case has adjourned up to 02rd April 2024.