



IOTC-2024-CoC21-sCR10-JPN [E]

2024 **Summary** Compliance Report for: Japan

Report date: 13 April 2024 - 08:22

Note: Acronyms and definitions can be consulted last page of the Compliance Report.

Req. n°	Source (para n°) (year)	Information required	Deadline	Previ- ous timeli- ness	Previ- ous status	Current timeli- ness	Current status	Observations	CPC remarks
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1. Implementation obligations

2. Management Standards

2.8	Res. 17/07 (2) (2023)	Ban on large-scale driftnets in IOTC Area (2)	14/3/2024	C	P/C	C	N/C2	<p>LEG: NO – Provided. Declares the ban has been implemented by Ministerial Order on the Permission, Regulation, Etc. of Designated Fisheries since 2009. Nevertheless, the translated legal document provided in English did not contain any explicit provision concerning the ban. Text of the legal reference provided in Japanese, could not be verified.</p> <p>SP: YES – Provided/described for a), b) and c).</p>	Ban on large-scale driftnets in the IOTC area is spipurated in the Ministerial Ordinance on the Permission, Regulation, etc. of Designated Fisheries, Article 83. Japan has not had vessels using driftnets since before Res. 17/07.
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2.9	Res. 17/07 (6) (2023)	MCS actions related to large-scale driftnets in IOTC Area	14/3/2024	C	C	C	P/C	LEG: Submitted. Indicates that the obligation has been implemented by Ministerial Order on the Permission, Regulation, Etc. of Designated Fisheries since 2009 and the Fisheries Act. However, the translated copies of the legal documents provided in English do not contain any explicit provision concerning the obligation to report to the IOTC Secretariat. Text of the legal reference provided in Japanese, could not be verified. STD: YES. SP: YES – Provided/described for a), b) and c).	Ban on large-scale driftnets in the IOTC area is stipulated in the Ministerial Ordinance on the Permission, Regulation, etc. of Designated Fisheries, Article 83. Japan has not had vessels using driftnets since before Res. 17/07. We have several MCS measures including VMS and logbooks.
2.22	Res 11/02 (6) (2023)	Reports observations of damaged data buoys	14/3/2024	C	C	C	P/C	LEG: NO - Legal document not submitted. Declares the obligation is implemented by "Notice of Compliance in the Indian Ocean Agreement Area". The text of the legal reference is in Japanese and cannot be verified. STD: YES – Nil report. SP: YES – Provided/described for a), b) and c).	We have provided the legal reference through eMARIS on 10th April.

3. Reporting on Vessels

3.4	Res. 19/07 (4.2) (2023)	Consent, measures, agreement implementation of IOTC CMMs (Flag CPC)	31/12/2023 (Within 15 days before fishing)	C	C	C	P/C	STD: NO - Japan declares "NIL Report / Not Applicable - No chartered vessel and no chartering agreement in 2023". However, the information provided by Japan and Mozambique is conflicting. According to Mozambique, there was a charter agreement with Japan during 2023. Nonetheless, Japan asserts that there was no charter agreement in place with Mozambique; and instead, Japan affirms to had operated under a private access agreement.	
3.5	Res. 19/07 (6) (2023)	Start, suspension, resumption and termination of the fishing operations of chartering agreement	31/12/2023 (Since 2018)	C	C	C	P/C	STD: NO - Japan declares "NIL Report / Not Applicable - No chartered vessel and no chartering agreement in 2023". However, the information provided by Japan and Mozambique is conflicting. According to Mozambique, there was a charter agreement with Japan during 2023. Nonetheless, Japan asserts that there was no charter agreement in place with Mozambique; and instead, Japan affirms to had operated under a private access agreement during 2023.	
3.6	Res. 19/04 (3) (2023)	List of Authorized vessels 24 metres in length overall or more (3)	13/4/2024 (Since 01.07.2003)	C	P/C	N/C	N/C2	Received 22.02.2024. Last update received 04.12.2023. Vessels ≥ 24m: 167. Failed to ensure compliance of the same obligation for two or more consecutive years. Legislation: YES – Submitted 1) <i>Fishery Act No. 267 of December 15, 1949</i> ; 2) <i>Ministerial Ordinance on the Permission, Regulation, Etc. of Designated Fisheries (Ordinance of the Ministry of Agriculture and Forestry No. 5 of January 22, 1963)</i> .	There are some information missing in the IOTC vessel list. Japan will submit the data soon.

									Standard: NO. Missing information for 4 vessels [3 CCm3. 2 beneficial owners, 1 company. Photographs: 4 starboard, 3 portside and 4 bow]. System/procedure: YES – Provided & described for i) ii) iii).
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4. Vessel Monitoring System

5. Mandatory statistical requirement – Flag State CPCs

5.5	Res. 15/02 (1 to 7), 18/05 (8), 18/07 (4), 19/02 (4, 22 & 24) (2022)	Nominal catch – Report on zero catches matrix	30/6/2023	C	P/C	C	N/C2	Received: 28.06.2023. STD: NO - Shark data in RC+DI, inconsistent with DR.	The data has been updated on 20.12.2023.
5.11	Res. 15/02 (1 to 7), 18/05 (8), 18/07 (4), 19/02 (4, 22 & 24) (2022)	Size Frequency – Longline fisheries	30/6/2023	L	N/C	N/C	N/C2	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - Mandatory data not provided (Observers not deployed following the COVID-19, and no data from logbook).	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
5.16	Res. 12/04 (3) (2022)	Data on interactions with marine turtles	30/6/2023	L	N/C	N/C	N/C2	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
5.17	Res. 12/06 (1 & 2) (2022)	Data on seabirds interactions (2)	30/6/2023	L	N/C	N/C	N/C2	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
5.18	Res. 13/04 (7) (2022)	Data on interactions with Cetaceans	30/6/2023	L	N/C	N/C	N/C2	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
5.19			30/6/2023	L	N/C	N/C	N/C2		

	Res 13/05 (7) (N/A)	Data on interactions with Whale Sharks						Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
5.20	Res 19/03 (8) (2022)	Data on interactions with mobulid rays	30/6/2023	L	N/C	N/C	N/C2	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.

6. Implementation of mitigation measures and bycatch of non-IOTC species

7. Illegal, Unreported and Unregulated (IUU) Vessels

8. Transshipments

8.1	Res. 22/02 (28) (2022)	At sea transshipments – CPC report	15/9/2023	C	C	C	P/C	LEG: NO – Not provided. Declares that "if the Fisheries Agency of Japan finds that the report is not submitted, it will immediately submit the report". STD: Yes - 25 LSTLVs transhipped at sea 2,455 T in 2022. SP: Yes - Provided & described for a), b) & c).	
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9. Observers

9.1	Res. 11/04 (9) (2022)	Regional Observer Scheme (2) (No. of vessels monitored and coverage by gear type)	19/11/2023	-/-	-/-	L	N/C1	ROS not implemented in 2022. Has declared: <i>No observers were deployed in 2022 because of the impact of COVID-19.</i>	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.
9.2	Res. 11/04 (2) (2022)	5% Mandatory, at sea (All vessels) (2)	19/11/2023 (Since 2013)	-/-	-/-	N/C	N/C1	ROS not implemented in 2022. Has declared: <i>No observers were deployed in 2022 because of the impact of COVID-19.</i>	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.

9.4	Res. 11/04 (11) (2022)	Observer reports	19/11/2023 (150 days after trip)	-/-	-/-	N/C	N/C1	ROS not implemented in 2022. Has declared: <i>No observers were deployed in 2022 because of the impact of COVID-19.</i>	The data could not be collected due to the absence of observers on board during the COVID19. Japan has resumed observer deployments since 2023.

10. Statistical document programme

11. Port inspection

Current issues on the level of implementation by Japan of IOTC Conservation and Management Measures identified for discussion in the CoC21 in 2024

Having reviewed the 2024 Draft Compliance Report for Japan, the Chair of the Compliance Committee has identified the following significant repeated non-compliance issues for discussion.

Repeated non-compliance issues

Requirement	Observations	Current status (2024)	Previous status (2023)
2.8	LEG: NO – Provided. Declares the ban has been implemented by Ministerial Order on the Permission, Regulation, Etc. of Designated Fisheries since 2009. Nevertheless, the translated legal document provided in English did not contain any explicit provision concerning the ban. Text of the legal reference provided in Japanese, could not be verified. SP: YES – Provided/described for a), b) and c).	N/C2	P/C
3.6	Received 22.02.2024. Last update received 04.12.2023. Vessels \geq 24m: 167. Failed to ensure compliance of the same obligation for two or more consecutive years. Legislation: YES – Submitted 1) <i>Fishery Act No. 267 of December 15, 1949</i> ; 2) <i>Ministerial Ordinance on the Permission, Regulation, Etc. of Designated Fisheries (Ordinance of the Ministry of Agriculture and Forestry No. 5 of January 22, 1963)</i> . Standard: NO. Missing information for 4 vessels [3 CCm3. 2 beneficial owners, 1 company. Photographs: 4 starboard, 3 portside and 4 bow]. System/procedure: YES – Provided & described for i) ii) iii).	N/C2	P/C
5.5	Received: 28.06.2023. STD: NO - Shark data in RC+DI, inconsistent with DR.	N/C2	P/C
5.11	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - Mandatory data not provided (Observers not deployed following the COVID-19, and no data from logbook).	N/C2	N/C
5.16	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	N/C2	N/C
5.17	Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.	N/C2	N/C

5.18	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.</p>	N/C2	N/C
5.19	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.</p>	N/C2	N/C
5.20	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - No data provided; No observer programme in 2021-2022; Not collecting from fishing logbook.</p>	N/C2	N/C

Note: if the table above is empty, it means there were no repeated compliance issues identified this year.

Reading instructions

(1) Information is to be provided in the Report of Implementation

(2) 24 meters overall length and over, and under 24 meters if they fished outside their EEZ

(Year) = year reporting on/year assessed.

LEG: Legislation - Transposition of Commission decisions, Legislation or administrative orders.

STD : Standard - Reporting format, IOTC standard

SP: System or procedures - Provision of information on system or procedures a) to monitor and ensure compliance of vessels and persons OR b) to prepare and submit information, data, report to the Commission.

i) ii) iii) = a) b) c)

Assessment

Timeliness

- **C:** Compliant
- **L:** Late
- **N/A:** Not applicable
- **N/C:** Non compliant
- **P/C:** Partially compliant

Compliance

- **C:** Compliant
- **C/B:** Capacity building
- **N/A:** Not applicable
- **N/C1:** Not compliant 1
- **N/C2:** Not compliant 2
- **P/C:** Partially compliant

CoC/Commission recommendations

- **Additional info or address the issue:** Provide additional information or address the compliance issue within a given period of time, and at the latest before the following annual meeting.
- **Actions proposed by the CPC:** Actions proposed by the CPC and endorsed by the Commission.
- **Investigation by the CPC:** Completion of an investigation by the CPC regarding a compliance issue and reporting back to the Compliance Committee, where required.
- **Enhanced monitoring of fleet:** Enhanced monitoring of the fleet.
- **Amendments to national rules:** Amendments to domestic procedures, legislation or policy including penalties, where required.
- **Detailed plan and timeline:** Submit, within 3 months from the end of the Commission annual session, a detailed plan and timeline on how it intends to address the non-compliance of category 2 identified.
- **Capacity building or assistance:** Provision of capacity building or technical assistance for a specified amount of time.
- **Other remedies:** Other remedies.

“Missing” values:

- “-/-”: no possible value (e.g.: no previous assessment possible because this is the first campaign in which the requirement is assessed);
- “None”: no value provided by the Secretariat (e.g. requirement assessed as Compliant, no text provided in “Observations”);
- “Not assessed”: for timeliness and compliance when no assessment has been made yet or the requirement is not assessable;
- “-”: no information provided by the CPC for this question (e.g. nothing entered in a text entry field, no boxes checked...);
- “Not Submitted”: the value will only be available after submission of the report (e.g. the “Report date”).