

IOTC-2024-CoC21-sCR17-MOZ [E]

2024 **Summary** Compliance Report for: Mozambique

Report date: 12 April 2024 - 13:21

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

Req. n°	Source (para n°) (year)	Information required	Deadline	Previous timeliness	Previous status	Current timeliness	Current status	Observations	CPC remarks
---------	-------------------------	----------------------	----------	---------------------	-----------------	--------------------	----------------	--------------	-------------

1. Implementation obligations

1.3	SC04 (111) (2022)	National Scientific Report	19/11/2023	C	P/C	L	N/C2	<p>Received 24.02.2024. More than 96 days after the deadline. Failed to meet a reporting/submission deadline by more than 15 days.</p> <p>Failed to ensure compliance with the same obligation for two or more consecutive years.</p> <p>LEG: Yes - Submitted <i>REPMAR-Decree 89 2020 ; Terms & Conditions ATF - 2024 March. No provision related to the national scientific report, to report/data/information to RFMOs / International organisations.</i></p> <p>STD: YES.</p> <p>SP: YES – Provided for i ii & iii.</p>	Resubmitted, please update accordingly, as SP fully provided/described.
-----	-------------------	----------------------------	------------	---	-----	---	------	--	---

2. Management Standards

2.7b	Res. 15/01 (4) (2023)	Coastal data recording system	31/12/2023 (Since 15.02.2016)	-/-	-/-	N/C	N/C1	Failed to implement, ensure compliance with the obligation. Mandatory information, legislation, system / procedures not provided.	
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: NO – Declares it is implemented by T&C of ATF. However, no specific mention nor provision observed on the obligation to report MCS actions in relation to large-scale driftnets. STD: YES. SP: YES – Provided/described for a) b) & c).	Resubmitted, please update accordingly.
2.22	Res 11/02 (6) (2023)	Reports observations of damaged data buoys	14/3/2024	C	C	C	N/C1	LEG: NO – Not provided. STD: NO. SP: NO – Not provided & NOT described for a), b) and c).	
2.28	Res. 19/04 (11&12) (2023)	Report on review of flag State internal actions & measures, punitive actions and sanctions on flag vessels on the RAV	14/3/2024	N/C	N/C	C	N/C2	Failed to implement and ensure compliance with the obligation for two or more consecutive years.	

3. Reporting on Vessels

3.2	Res. 19/07 (8) (2023)	Particulars of charter agreements, catches, effort, observer coverage (Chartering CP)	28/2/2024	C	C	C	N/C1	LEG: NO – Not provided. STD: NO – For 2023, Mozambique signed two chartering agreements, one with the EU and another with Japan. No information on the charter agreement with the EU provided. Provides partial information on the charter agreement with Japan (date of start missing). SP: NO – Provided/described for a), but not for b) and c).	Information on EU charter agreement submitted by email on 12/04/2023. Please update the status.
-----	-----------------------	---	-----------	---	---	---	------	--	---

3.3	Res. 19/07 (4.1) (2023)	Information on the particulars of the charter agreements and detail of vessels (Chartering CP)	31/12/2023 (Within 15 days before fishing)	C	P/C	L	N/C2	<p>Received 12.04.2023. One day after the commencement of fishing. Failed to comply with the submission deadline of at least 72h.</p> <p>Chartering agreement signed with EU and Japan in 2023. LEG: YES –Submitted " <i>Marine Fisheries Regulations Decree n.º 89 2020 – Section VI – Charter Regime</i>". STD: NO – Notification NOT sent within 15 days, or, in any case, prior to 72 hours before commencement of fishing activities under a Charter agreement. SP: NO – Not provided & NOT described for i) ii) iii). No SP to implement this binding reporting obligation by Chartering Contracting party : To prepare & submit the Information on the particulars of the charter agreements and detail of vessels.</p>	
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	<p>LEG: YES – Provided. "<i>Regulamento da Pesca Marítima (REP-MAR), 8 de Outubro de 2020</i>", Section VI - Chartering scheme - Article 107 - 114. STD: NO – Provided. However, the information provided by Japan and Mozambique is conflicting. According to Japan, there is no charter agreement in place with Mozambique; instead, Japan affirms to operate under a private access agreement. SP: YES – Provided & described for a), b) and c).</p>	
3.8	Res. 14/05 (1) (2023)	List of foreign vessels licensed in EEZ	15/2/2024	C	C	L	P/C	<p>Received 16.02.2024 & 10.04.2024. One day after the deadline.</p> <p>LEG: Submitted - <i>Decree No. 60/2018 Amends and republishes the Regulation on the Granting of Fishing Rights and Fishing Licensing.</i> STD: YES – Information provided according to R14/05 (1). Foreign flag vessels (2 JPN; 1 TWN CHN) licensed to fish. SP: YES – Provided for i) ii) iii).</p>	Resubmitted to provide the missing information, please update the current status accordingly.
3.9	Res. 14/05 (6) (2023)	Foreign vessels denied a licence	15/2/2024	C	C	L	P/C	<p>Received 16.02.2024. One day after the deadline.</p> <p>LEG: Submitted - <i>Fishing Law article 98 and 104, REPMAR article 120.</i> STD: YES – Information provided according to R14/05 (6). Foreign vessels not denied license. SP: YES – Provided for i) ii) iii).</p>	

4.Vessel Monitoring System

5.Mandatory statistical requirement – Flag State CPCs

5.1	Res. 15/02 (1 to 7), 18/05 (8), 18/07 (4), 19/02 (4, 22 & 24) (2022)	Nominal Catches – Coastal Fisheries	30/6/2023	L	P/C	C	N/C2	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. LEG: YES – Submitted “ Decree No. 89/2020: Maritime Fisheries Regulation (REPMAR) - SECTION II - Article 133 (Filling in Log-book)”. STD: NO - Aggregated catch for some IOTC species. SP: NO – Not provided & described for a) b) & c); No SP to collect, prepare & submit all catch data, fisheries statistics for IOTC species, sharks, ETP species (Retained catch, discarded catch, catch & effort, catch size frequency). [Source IOTC-2024-CoC21-CQ17[E]].</p>	Please provide assistance to overcome this requirement.
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	L	P/C	N/C	N/C2	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO – No data provided.</p>	Please provide assistance to overcome this requirement.
5.6	Res. 15/02 (1 to 7), 18/05 (8), 18/07 (4), 19/02 (4, 22 & 24) (2022)	Catch & Effort – Coastal fisheries	30/6/2023	L	P/C	C	N/C2	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO – Incomplete data, missing months & area not provided.</p>	Please provide assistance to overcome this requirement.
5.9	Res. 15/02 (1 to 7), 18/05 (8), 18/07 (4), 19/02 (4, 22 & 24) (2022)	Size Frequency – Coastal fisheries	30/6/2023	C	P/C	C	N/C2	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - Inconsistencies between species in RC and SF; SF mainly available for shark species.</p>	Please provide assistance to overcome this requirement.
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	C	P/C	C	N/C2	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - SF not available for all species.</p>	Please provide assistance to overcome this requirement.

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

6.6	Res. 12/04 (8) (2023)	Longliner carry & employ line cutters & de-hookers on board	31/12/2023 (Since 06.08.2009)	C	C	L	N/C1	Failed to implement and ensure compliance with the obligation.
6.9	Res. 12/04 (5) (2023)	Report on progress of implementation of Res. 12/04 (2)	14/3/2024	C	P/C	C	N/C2	Mozambique is a coastal State of the IOTC Area of Competence. Failed to implement, ensure compliance with the obligation for two or more consecutive years. Mandatory information, system / procedures not provided.
6.15	Res 18/02 (4) (2022)	Information on actions taken domestically to monitor catches of Blue Shark	19/11/2023 (SC)	C	C	L	N/C1	Reveived 16.02.2024 - NR Received 24.02.2024. More than 96 days after the deadline. LEG: Submitted. <i>REPMAR (Decree 89/2020, 8 October), article 145 and 146. Fishing Law article 105.</i> STD: YES – Reported in NR to SC. Monitoring actions : Paper National Fishing logbook and observer on board. SP: YES – Provided & described for i) ii) iii).
6.16	Res 18/05 (9) (2022)	Information on actions taken domestically to monitor catches & manage fisheries of Striped Marlin, Black Marlin, Blue Marlin and Indo-pacific Sailfish	19/11/2023 (SC)	C	C	L	N/C1	NR Received 24.02.2024, More than 96 days after the deadline; E-MARIS 18.03.2024. More than 3 months after the deadline. LEG: Submitted. <i>REPMAR (Decree 89/2020, 8 October).</i> STD: YES – Reported in NR to SC and e-MARIS. SP: YES – Provided & described for i) ii) iii).

7. Illegal, Unreported and Unregulated (IUU) Vessels

8. Transshipments

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	-/-	-/-	C	N/C1	Received 14.03.2024. <u>ROS sea</u> : Implemented for LL. <u>ROS coastal</u> : Implemented for PS LL, GN, HL. <u>LEG</u> : Submitted – ROS sea: <i>REPMAR, article 142</i> . ROS coastal: <i>REPMAR, Article 130</i> . STD : NO – Has provided information but no protocols description supporting ROS (at sea/coastal) provided. <u>SP</u> : YES – Provided & described for i) ii) & iii).
9.2	Res. 11/04 (2) (2022)	5% Mandatory, at sea (All vessels) (2)	19/11/2023 (Since 2013)	-/-	-/-	C	N/C1	Received 16.02.2024. <u>LEG</u> : Submitted – <i>REPMAR, article 142</i> . STD : NO – Observer coverage can't be estimated with the data provided (missing mandatory information) . <u>SP</u> : YES – Provided & described for i) ii) & iii).
9.4	Res. 11/04 (11) (2022)	Observer reports	19/11/2023 (150 days after trip)	-/-	-/-	C	P/C	Received 16.02.2024. <u>LEG</u> : Submitted – <i>REPMAR, article 142</i> . STD : NO – Missing mandatory information (hooks observed). Data, 2 reports provided after 150 days deadline. <u>SP</u> : YES – Provided & described for i) ii) & iii).

10. Statistical document programme

10.4	Res. 01/06 (2&3) (2023)	Information on authorised institutions and personnel	31/12/2023 (Since 01.07.2002)	C	C	C	N/C1	Received 10.04.2024. <u>LEG</u> : NO – Not submitted, no reference provided. <u>STD</u> : YES – Information provided according to Para 2, 3 R01/06. Update in 2023. <u>SP</u> : YES provided & described for i) ii) & iii).	Information provided by Mozambique Fisheries Authorities, by email on 19/05/2023, providing the update on the institution and personnel information. Please update accordingly.
------	-------------------------	--	-------------------------------	---	---	---	------	---	---

11. Port inspection

11.5	Res. 16/11 (13.1) (2023)	Port inspection reports	31/12/2023 (3 days after inspection)	N/A	N/A	C	P/C	<p>LEG: YES – Provided. Implemented by “Regulamento da Pesca Marítima”.</p> <p>STD: NO – Partially. Has declared for 2023: a total of 4 port calls, 0 denial of entry in port, 0 denial of use of port, 4 foreign vessels inspected, all 4 inspection reports submitted by e-PSM, 0 cases of non-compliance observed & reported. e-PSM data: 5 port calls, 4 inspection report submitted by e-PSM, 0 cases of non-compliance observed/reported. Using e-PSM but not using PIR tablet application for onboard inspection. Only 2 inspection reports out of 4, submitted within 3 days after the end of the inspection.</p> <p>SP: NO – Provided & described for a), but not for b) & c).</p>
11.6	Res. 16/11 (10.1) (2023)	At least 5% inspection of LAN/TRX	31/12/2023 (Since 01.03.2011)	N/A	N/A	C	P/C	<p>LEG: Provided “Regulamento da Pesca Marítima”, art.125. However, there is no specific provision on the obligation to monitor at least 5% of the offloadings in its ports.</p> <p>STD: YES – No landings or transshipments in its ports in 2023.</p> <p>SP: NO – Provided & described for a), but not for b) & c).</p>
11.9	Res. 16/11 (9.4) (2023)	Withdrawal of denial of use of port	31/12/2023 (Since 01.03.2011)	C	C	C	P/C	<p>LEG: Provided “Fishing Law” article 104 and “Regulamento da Pesca Marítima”, articles 120 and 124. However, the text does not make specific reference to the obligation of notifying withdrawal of denials of use of its ports.</p> <p>STD: YES – Nil report.</p> <p>SP: YES – Provided & described for a) b) & c).</p>

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

Having reviewed the 2024 Draft Compliance Report for Mozambique, 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)
1.3	<p>Received 24.02.2024. More than 96 days after the deadline. Failed to meet a reporting/submission deadline by more than 15 days. Failed to ensure compliance with the same obligation for two or more consecutive years. LEG: Yes - Submitted <i>REPMAR-Decree 89 2020 ; Terms & Conditions ATF - 2024 March</i>. No provision related to the national scientific report, to report/data/information to RFMOs / International organisations. STD: YES. SP: YES – Provided for i ii & iii.</p>	N/C2	P/C
2.28	<p>Failed to implement and ensure compliance with the obligation for two or more consecutive years.</p>	N/C2	N/C
3.3	<p>Received 12.04.2023. One day after the commencement of fishing. Failed to comply with the submission deadline of at least 72h. Chartering agreement signed with EU and Japan in 2023. LEG: YES –Submitted " Marine Fisheries Regulations Decree n.º 89 2020 – Section VI – Charter Regime". STD: NO – Notification NOT sent within 15 days, or, in any case, prior to 72 hours before commencement of fishing activities under a Charter agreement. SP: NO – Not provided & NOT described for i) ii) iii). No SP to implement this binding reporting obligation by Chartering Contracting party : To prepare & submit the Information on the particulars of the charter agreements and detail of vessels.</p>	N/C2	P/C
5.1	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. LEG: YES – Submitted " <i>Decree No. 89/2020: Maritime Fisheries Regulation (REPMAR) - SECTION II - Article 133 (Filling in Logbook)".</i> STD: NO - Aggregated catch for some IOTC species. SP: NO – Not provided & described for a) b) & c); No SP to collect, prepare & submit all catch data, fisheries statistics for IOTC species, sharks, ETP species (Retained catch, discarded catch, catch & effort, catch size frequency). [Source IOTC-2024-CoC21-CQ17[E]].</p>	N/C2	P/C

5.5	<p>Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO – No data provided.</p>	N/C2	P/C
5.6	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO – Incomplete data, missing months & area not provided.</p>	N/C2	P/C
5.9	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - Inconsistencies between species in RC and SF; SF mainly available for shark species.</p>	N/C2	P/C
5.11	<p>Received: 30.06.2023. Failed to ensure compliance of the same obligation for two or more consecutive years. Standard: NO - SF not available for all species.</p>	N/C2	P/C
6.9	<p>Mozambique is a coastal State of the IOTC Area of Competence. Failed to implement, ensure compliance with the obligation for two or more consecutive years. Mandatory information, system / procedures not provided.</p>	N/C2	P/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”).