

06 June 2024

## IOTC CIRCULAR 2024-30

Dear Madam / Sir

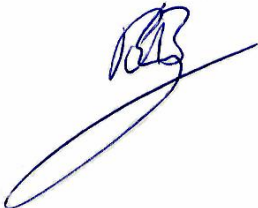
### A COMMUNICATION FROM SRI LANKA

Please find attached a communication from Sri Lanka, regarding a request to remove two vessels from the IOTC IUU Vessels List.

As acknowledged during the proceedings of the 21<sup>st</sup> Session of the Compliance Committee (May 2024), the Secretariat had unfortunately failed to heed the notification for this submission, which was made well in advance of the above-mentioned meeting. Therefore, as was agreed by the proponent of the request, and in accordance with the intersessional procedure outlined in paragraphs 25-28 of IOTC Resolution 18/03, I am circulating this request with all the supporting information submitted, for Members' consideration.

Pursuant to the intersessional procedure, Contracting Parties shall examine the request to remove the vessels and shall notify the IOTC Secretariat, within 30 days of this notification, i.e. **by 5<sup>th</sup> July 2024**, of their conclusion to either remove the vessels from, or keep the vessels on, the IUU Vessels List. The IOTC Executive Secretary shall, thereafter, ascertain the outcome of the CPCs' decision on the proposal, and proceed to update the IOTC IUU Vessels List, if considered appropriate.

Yours sincerely



Paul de Bruyn  
Executive Secretary

#### Attachment:

- 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



**ධීවර හා ජලජ සම්පත් සංරක්ෂණ දෙපාර්තමේන්තුව**  
**கடற்செய்முழில் நீரியல் வளத்துறை திணைக்களம்**  
**DEPARTMENT OF FISHERIES & AQUATIC RESOURCES**

web site : <http://www.fisheriesdept.gov.lk> E - mail : [info@fisheriesdept.gov.lk](mailto:info@fisheriesdept.gov.lk)

පුද්ගල සේවා කොටස, සාන්තකාන්ත සෞඛ්‍ය පු 10, ලංකා නව මහල, මාලිගාවත්ත, කොළඹ 10, ශ්‍රී ලංකාව New Secretariat, Malligawaththa, Colombo

මගේ අංකය  
எனது இல  
My Ref

} DFAR/DFO/BIOT-2022-  
23

ඔබේ අංකය  
உமது இல  
Your Ref

දිනය  
திகதி  
Date } 11.03.2024

Dr. Paul De Bruyn  
Executive Secretary  
Indian Ocean Tuna Commission (IOTC)  
PO BOX 1011, Victoria  
Seychelles  
[IOTC-Secretariat@fao.org](mailto:IOTC-Secretariat@fao.org)  
Copy: indrajaya123@gmail.com

Dear Dr. Paul

**Request for the delisting of Sri Lanka fishing vessel IMULA 0846 KLT and IMULA 0730 KLT from the IOTC IUU vessels list 2023.**

The two Sri Lanka fishing vessels bearing registration number IMULA 0846 KLT and IMULA 0730 KLT are being listed in the IOTC IUU vessels list since 2021 due to the ongoing prosecutions at the Magistrate Courts against the IUU fishing activity reported by UKOT to the IOTC, Compliance Committee under resolution 18/03.

The legal actions have been taken by the Department of Fisheries and Aquatic Resources Sri Lanka. The Magistrate courts of Sri Lanka has imposed, the sanctions as per the provisions of the Fisheries and Aquatic Resources Act No. 2 of 1996 in response to the IUU fishing activity that has been reported by the UKOT.

The vessel Owner and the nationals employed on the two vessels at the time of the illegal operation are made aware on the mandatory obligations within the IOTC Area for species covered by the IOTC Agreement to comply with all IOTC Conservation and Management Measures.

Both vessels were installed new Vessels monitoring Devices for effective monitoring and control of the fishing activities of these vessels once they resume fishing operations.

By producing all relevant documents through e-MARIS reporting system, Sri Lanka would like to make a request to remove the above mentioned two vessels from the IUU vessels list.

I appreciate that the Secretariat circulate this letter to all members of the IOTC.

Yours Sincerely,

Kalyani Hewapathirana  
Head of Delegation to IOTC COC and the Commission  
Department of Fisheries and Aquatic Resource  
Sri Lanka

Copy: Dr. Indra Jaya - Chair of the Compliance Committee

වැරදි  
தவறு  
P.O.Box } 531

දුරකථන  
பேரவை இல  
Gen. Telephone } +94(0)112446183 (2 lines)

ෆැක්ස්  
தொலைபேசி  
Fax } +94(0) 112449170

**Resolution 18/03 – IUU vessels list (2023)– Information for the removal of vessel from the IUU vessels List**

S/N	Reg. Number / Vessel Name	Date of arrested /inspected	Date of arrival to SL	Initial Actions taken by DFAR	Legal Actions taken	Current Status
02	IMULA0730KLT  Lakpriya	29.08.2020	17.09.2020	<p>(i) Detained the vessel after arrival to the port of SL and being kept under the custody of Department of Coast Guard (DCG).</p> <p>(ii) Summoned the skipper and crew to the head office, DFAR and conducted an inquiry at the presence of the vessel owner.</p> <p>(iii) Suspended the fishing operation license, skipper license and seized the registration certificate and the log book issued to the vessel.</p> <p>(iv) The owner informed on the consequences of being listed in the IUU vessel list as per the IOTC Resolution 18/03.</p>	<p>(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</p> <p>(ii)Magistrate ordered to detain the vessel at the Department of Coast Guard.</p> <p>(iii)Trial date was 28<sup>th</sup> June2021.</p> <p>(iv)Due to the COVID-19 pandemic the trial date shifted to 7<sup>th</sup> March 2022.</p> <p>(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</p> <p>(vi) The Hon. Magistrate issued the verdict for accused to pay 1.5 Million penalty.</p> <p>(vii) Verdict on vessel confiscation adjourned to 31<sup>st</sup> January 2023.</p>	<p>(i) Accused to paid the 1.5 Million LKR penalty in three instalments in three months.</p> <p>(ii) Receipt No: N/25 0232258, N/25 02338730, S/25 055169 – (Annex i)</p> <p>(iii) Verdict on vessel confiscation adjourned to 25<sup>th</sup> April 2023.</p> <p><b>(iv) Case is over. Suspension lifted.</b></p> <p><b>(v) Added to the Risk vessel list of DFAR for strict monitoring.</b></p> <p><b>(vi) Installed the VMS (S/N:30161)</b></p>

03	IMULA0846KLT Sampath 12	30.10.2020	20.11.2020	<p>(i)Detained the vessel at the arrival to SL and being kept in the custody of Department of Coast Guard (DCG).</p> <p>(ii)Summoned the skipper and crew to the head office, DFAR and conducted an inquiry at the presence of the vessel owner.</p> <p>(iii)Suspended the fishing operation license, skipper license and seize the registration certificate and the log book issued to the vessel.</p> <p>(iv)The owner informed of the consequences of being listed in the IUU vessel list as per the IOTC Resolution 18/03.</p>	<p>(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</p> <p>(ii)Magistrate ordered to detain the vessel at the Department of Coast Guard.</p> <p>(iii)Trial date was 04<sup>th</sup> June 2021.</p> <p>(iv)Due to the COVID-19 pandemic the trial date shifted to 4<sup>th</sup> March 2022.</p> <p>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.</p> <p>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.</p> <p>(vii)</p> <p>vii)Court date 10<sup>th</sup> March 2023, due for the payment of the penalty and the verdict on the vessel</p> <p>(i)Trial date was 16<sup>th</sup> July 2023</p>	<p><b>(i)Skipper paid the fine (Receipt No.:R 776573,R 777243 and R/25 256567-Annex ii</b></p> <p><b>(v)Owner had make an appeal</b></p>
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# Annex i

**විෂේෂ උප**

මුල් සටහන  
Original  
No. 172  
Genral 172  
144 - 21 (reg. buff & dup. white) 551

N  
25 055169

දිනය / Date: 2022-01-31

**මුදල් භාරගැනීමේ කුටිකාත්තිය**  
පහත පිරිනැමීමකට පත්වූ පහත පත්‍රපිටි  
**CASH RECEIPT**

මුල් සටහන  
Received from  
එම්. ඉන්. දිසානායක උණුමුල්ල

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The sum of Rupees එක මහල්

මුදල / sum  
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Signature and Designation  
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**දිවයින ආරාමික 68 වූ**

මුල් සටහන  
Original  
No. 172  
Genral 172  
144 - 21 (reg. buff & dup. white) 551

N  
25 0233873

දිනය / Date: 2022/12/13

**මුදල් භාරගැනීමේ කුටිකාත්තිය**  
පහත පිරිනැමීමකට පත්වූ පහත පත්‍රපිටි  
**CASH RECEIPT**

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Received from  
X.J. දිසානායක මල්වත්ත

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Signature and Designation  
ආර්ය ආරාමික

**විෂේෂ උප**

මුල් සටහන  
Original  
No. 172  
Genral 172  
144 - 21 (reg. buff & dup. white) 551

N  
25 0232258

දිනය / Date: 2022-11-08

**මුදල් භාරගැනීමේ කුටිකාත්තිය**  
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**CASH RECEIPT**

මුල් සටහන  
Received from  
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The sum of Rupees එක මහල්

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අත්සන සහ තනතුර  
Signature and Designation  
ආර්ය ආරාමික

Annex ii

206 K 19

Original  
172 1/2 inch square, cream color, weight 172, General 172, 144 - 21 enq. buff & (slap, white) 5/51

R 25 256567

23/03/19

මදුල් භාගැනීමේ කුටිතාන්තිය  
පහසුම පෙற்று කොටසකට පත්ව පැහැරීමට  
CASH RECEIPT

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The amount received

17524 රු

100000/-

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මහලක්කරු

206 K 19 20

Original  
No. R 77243

23/01/19

මදුල් භාගැනීමේ කුටිතාන්තිය  
පහසුම පෙற்றுකොටසකට පත්ව පැහැරීමට  
CASH RECEIPT

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මහලක්කරු

23-01-19 206 1104

Original  
No. R 776573

23-12-16

මදුල් භාගැනීමේ කුටිතාන්තිය  
පහසුම පෙற்றுකොටසකට පත්ව පැහැරීමට  
CASH RECEIPT

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Received from  
ආදායම ලැබූ  
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The amount received

17524 රු

100000/-

අත්සන සහ තනතුර  
සිංහල මහලක්කරු  
මහලක්කරු