

INTER-AMERICAN TROPICAL TUNA COMMISSION
**COMMITTEE FOR THE REVIEW OF IMPLEMENTATION OF
MEASURES ADOPTED BY THE COMMISSION**

6th MEETING

Guayaquil, Ecuador
24-25 June 2015

DOCUMENT COR-06-04

IATTC IUU VESSEL LIST

IATTC Resolution [C-05-07](#) requires the establishment of a list of vessels presumed to have carried out illegal, unreported and unregulated (IUU) fishing activities in the eastern Pacific Ocean (EPO), based on information collected by Members and Cooperating Non-Members (CPCs) and from any other relevant sources.

The procedure for compiling the List is as follows:

1. CPCs transmit to the Director, before 1 February, a list of any vessels presumed to have carried out IUU fishing activities in the EPO during the current and previous years, together with supporting evidence;
2. On the basis of this information, the Director draws up a draft IATTC IUU Vessel List and transmits it, with all the supporting evidence, to CPCs as well as to non-Parties with vessels on the List, before 1 March. Before 15 April, comments on the draft List are to be transmitted to the Director by CPCs as well as these non-Parties;
3. The Director draws up a provisional IATTC IUU Vessel List, and transmits it, with the supporting evidence, to the CPCs and the non-Parties concerned, two weeks in advance of the Annual Meeting of the Commission.

Resolution C-05-07 also establishes, *inter alia*, that:

1. The Review Committee¹ shall each year examine the provisional IATTC IUU Vessel List, as well as any relevant information provided by CPCs.
2. The Review Committee shall remove a vessel from the provisional IATTC IUU Vessel List if the vessel's flag State demonstrates that:
 - a. The vessel did not engage in any of the IUU fishing activities described in paragraph 1 of Resolution C-05-07, or
 - b. Effective action has been taken in response to the IUU fishing activities in question, including, *inter alia*, prosecution, and imposition of sanctions of adequate severity.
3. Following the examination referred to in the above paragraph, the Review Committee shall recommend that the Commission approve the provisional IATTC IUU Vessel List, as amended by the

¹ Resolution C-05-07 refers to the IATTC-AIDCP Joint Working Group on Fishing by Non-Parties, which was dissolved after the entry into force of the Antigua Convention; its functions with regard to the IATTC were assumed by the Review Committee.

Review Committee.

As notified by the Director to CPCs (memorandum ref. 100-410 dated 11 March 2015), no vessel was proposed by a CPC for inclusion in the IUU List. Thus, as on previous similar occasions, there will be no provisional list this year other than the current IUU vessel list.

On the other hand, Fiji requested that the vessel *Xin Shi Ji 16* be removed from the current IUU list. That request was circulated to all CPCs through memorandum Ref. 0580-410, dated 06 October 2014 (Appendix B). This issue must be discussed by the Review Committee.

The vessels on the current IUU Vessel List (Appendix A) will remain on that list until the Commission decides otherwise

Appendix A

IATTC IUU LIST

| | IATTC Vessel Number | Name | Gear | Flag |
|----|---------------------|--|------|------|
| 1 | 15579 | <u>Xin Shi Ji 16</u> | LL | FJI |
| 2 | 14613 | <u>Neptune</u> | LL | GEO |
| 3 | 12290 | <u>Bhaskara No. 10</u> | LL | UNK |
| 4 | 12291 | <u>Bhaskara No. 9</u> | LL | UNK |
| 5 | 9407 | <u>Camelot</u> | LL | UNK |
| 6 | 125 | <u>Chia Hao No. 66</u> | LL | UNK |
| 7 | 6163 | <u>Dragon III</u> | LL | UNK |
| 8 | 6591 | <u>Goidau Ruey No. 1</u> | LL | UNK |
| 9 | 9505 | <u>Jyi Lih 88</u> | LL | UNK |
| 10 | 11369 | <u>Orca</u> | LL | UNK |
| 11 | 95 | <u>Reymar 6</u> | LL | UNK |
| 12 | 9405 | <u>Ta Fu 1</u> | LL | UNK |
| 13 | 13568 | <u>Tching Ye No. 6</u> | LL | UNK |
| 14 | 129 | <u>Wen Teng No. 688</u> | LL | UNK |

| Flag | Description |
|------|-------------|
| UNK | Unknown |
| GEO | Georgia |
| FJI | Fiji |

| Gear | Description |
|------|-------------|
| LL | Longline |

Appendix B



**MINISTRY OF FISHERIES & FORESTS
FISHERIES DEPARTMENT**

HEADQUARTERS PH: (679) 3301011
LEVEL 1 TAKAYAWA BUILDING FAX : (679) 3318769
TOORAK RD., TOORAK, SUVA



File: FI/G/12-08-02

Date: 29 September, 2014

Mr Alvin Delgado
Chairman
Inter-American Tropical Tuna Commission
La Holla
California
United States of America

Dear Mr. Delgado,

Re: IUU Listing of Fiji Fishing Vessel - Xin Shi Ji 16

Thank you very much for your letter clarifying that previous correspondences were sent by the Director IATTC informing us of the intent to include *FV Xin Shi Ji 16* in the IUU list and the invitation for Fiji's participation in this year's IATTC Review Committee July meeting.

It was only through the contents of the attachment to your letter 0505-580 dated 5th September 2014 that we realised that the Director of IATTC's letter was sent only to an email account that unfortunately had been dormant. This would have been avoided if the Director's letter was also copied to the other email addresses that were included in our email to the Director informing him of the *FV Hsinlong 5* case in 2013.

Nevertheless we wish to continue with resolving the issue and move towards removing *FV Xin Shi Ji 16* from the IATTC IUU listing.

We confirm that in 2013, the owners of *FV Hsinlong 5* (call sign: 3DWM), Hsinlong Fisheries Limited, sought for buyers of its vessel after it was deregistered by the Maritime Safety Authority of Fiji (MSAF). The vessel was eventually bought by another Fiji company Xin Shi Ji Fisheries Limited and registered as *Xin Shi Ji 16* (call sign: 3DTN) after it provided documentation confirming that the two companies were independent of each other and had satisfied all requirements by us. Documents of which are appended as **Annex I**, for your reference.

After going through the provided documents we noted a comment questioning the validity in change of ownership of the vessel. This prompted us to demand further evidences from both the previous owner and the current the listed items below so as to clear the concern of the reporting member:

- i. Copies of Fiji Revenue and Customs Authority Value Added Tax Return receipts confirming VAT repayments for sale of vessel within 7 years of import.

- ii. Letter by Hsinlong Fisheries Limited confirming receipt of payments for their vessel formerly Hsinlong 5 with copies of four payment receipts.
- iii. Bank of South Pacific transaction history listing of Xin Shi Ji Fisheries Ltd confirming one payment.

As a responsible flag State, we take this matter seriously and will continue to support the process to which vessels could be requested for removal from the your IUU list at the IATTC Review Committee in June 2015. However, noting the above we request that special consideration be given to this case well in advance of the next Review Committee meeting since we had directed the vessel to remain in Suva Port ever since we had received advise from a third party of the listing.

Grateful for a favorable response to this request.

Yours faithfully,



Inoke Wainiqolo
Permanent Secretary for Fisheries and Forests