



**COMMISSION
THIRTEENTH REGULAR SESSION**
Denarau Island, Fiji
5 – 9 December, 2016

WCPFC IUU VESSEL LIST FOR 2017

WCPFC13-2016-10_rev1¹
24 November 2016

Paper prepared by the Secretariat

Purpose

1. The paper presents for the consideration of WCPFC13 the relevant information for a decision on the 2017 WCPFC IUU Vessel List.

Introduction

2. The Seventh Regular Session of the Commission (WCPFC7) adopted Conservation and Management Measure 2010-06 (CMM 2010-06) ‘Conservation and Management Measure to Establish a List of Vessels Presumed to Have Carried Out Illegal, Unreported and Unregulated Fishing Activities in the WCPO’ (which replaced CMM 2007-03). CMM 2010-06 requires the Executive Director to prepare a draft IUU Vessel List based on information received from Members, Cooperating Non-Members and Participating Territories (CCMs) at least 70 days before the annual meeting of the Technical and Compliance Committee (TCC). CMM 2010-06 further requires the Executive Director to transmit the draft IUU Vessel List, together with all the supporting evidence provided, to all CCMs, as well as to non-CCMs with vessels on the list, at least 55 days before the annual meeting of the TCC.

Vessels presumed to have undertaken IUU activity

Provisional WCPFC IUU Vessel List

3. The record of the deliberations during TCC12 related to the adoption of the Provisional WCPFC IUU vessel list can be found in the TCC12 Summary Report, paragraphs 28-32 and 44 - 48. The TCC12 recommendations are provided in the box below:

49. TCC12 agreed to include the fishing vessel ESSIEN 108 on the Provisional WCPFC IUU Vessel List, and noted that negotiations between the Cook Islands and Vanuatu to resolve this case are still ongoing.

¹ 16 Nov 2016 was an update of WCPFC-TCC12-2016-08, Rev 1 includes an update to reference NPAFC reply

50. With respect to the Provisional WCPFC IUU Vessel List, all vessels contained in WCPFC-TCC12-2016-08 were reviewed. A Provisional WCPFC IUU Vessel List is attached as Attachment D.

4. A copy of the provisional WCPFC IUU vessel list as adopted by TCC12 is provided in **Annex 1** to this paper. Suitably documented information pertaining to the provisional IUU list can be accessed by CCMs on the WCPFC secure CCM side of the website (see *Attachments 1 – 5* of WCPFC-TCC12-2016-08_rev1)

Recommendations on current WCPFC IUU Vessel List

5. The record of the deliberations during TCC12 related to the review of the WCPFC IUU vessel list can be found in the TCC12 Summary Report, paragraphs 36 - 39. The TCC12 recommendations are provided in the box below:

33. TCC12 agreed to recommend to WCPFC13 that the **NEPTUNE** should remain on the WCPFC IUU Vessel List.
34. TCC12 agreed to recommend to WCPFC13 that the **FU LIEN No.1** should remain on the WCPFC IUU Vessel List.
35. TCC12 agreed to recommend to WCPFC13 that the **YU FONG 168** should remain on the WCPFC IUU Vessel List.

6. TCC12 also recommended that CCMs provide prompt advice to the Commission if a vessel on the WCPFC IUU vessel list is located, or if there are any known changes to name, flag or registered owner, including any action that port States have taken such as denial of port entry and services to those vessels or any information from processing States of any landings made by these vessels. The Secretariat was tasked to write a letter to other RFMOs and the flag State of the WCPFC IUU vessel list vessels, conveying this same message for cooperation to locate these vessels. In response, during October 2016, the Executive Director sent letters to:

- Chinese Taipei; and
- Other RFMOs (CCAMLR, CCSBT, IATTC, ICCAT, IOTC, NPAFC & SPRFMO).

7. Most RFMOs replied to confirm receipt and advised there were no updates to provide at this time. Otherwise a summary of the substantive replies which have been received to date in response to the Executive Directors letters are provided below:

Reply received from	Date of receipt by WCPFC	Summary of correspondence
CCSBT	19 Oct 2016	CCSBT does not have any record of the vessels on the WCPFC current IUU list.
ICCAT	17 Oct 2016	In accordance with ICCAT recommendation 11-18 and Resolution 14-11, the WCPFC IUU list is incorporated into the ICCAT IUU list that will be reviewed by the Commission at its 20 th Special meeting (14-21 November 2016, Vilamoura, Portugal).
Chinese Taipei	16 Nov 2016	There is no update information with regard to YU FONG 168 which is included in the WCPFC IUU list.

		We will continue to make every effort to locate the vessel. Any assistance from other CCMs to contact us as soon as possible when locating that vessel, or detaining that vessel once find it would be highly appreciated.
NPAFC	24 Nov 2016	Confirms that none of the vessels on the list were sighted in NPAFC Convention Area during patrol season in 2016.

8. A copy of the current WCPFC IUU list is provided as **Annex 2** to this paper. Copies of suitably documented information pertaining to the WCPFC IUU list, including replies to the October 2016 letters, can be accessed by CCMs on the WCPFC secure CCM side of the website.

Recommendation

9. Pursuant to CMM 2010-06, WCPFC13 is invited to adopt a new WCPFC IUU Vessel List for 2016, considering:
- a. the provisional IUU Vessel List recommended by TCC12, and taking in account any newly suitably documented information related to that list; and
 - b. the TCC12 recommendation to maintain the three vessels that are currently on the WCPFC IUU vessel list.



Provisional IUU VESSEL LIST FOR 2017
As adopted by TCC12 in accordance with CMM 2010-06

Note: Information provided in this list is in accordance with CMM 2010-06 para 19

Current name of vessel (previous names)	Current flag (previous flags)	Date first included on WCPFC IUU Vessel List	Flag State Registration Number/ IMO Number (RFV VID)	Call Sign (previous call signs)	Owner/beneficial owners (previous owners)	Notifying CCM/Contact Details	IUU activities
ESSIEN No 108	VANUATU	<i>(received by WCPFC 16 July 2016)</i>	2355 / 9004451 (1301)	YJTZ3	BELEGAER FISHERY CO LTD, 5F, NO.139, HOUAN ROAD, CHIEN CHEN DISTRICT, KAOHSIUNG	COOK ISLANDS Secretary Ministry of Marine Resources, PO Box 85 Avarua Rarotonga	Unlicensed fishing vessel alleged to have conducted fishing activity in Cook Islands waters on 8, 9 and 10 December 2015.



WCPFC IUU VESSEL LIST FOR 2016

(Effective from 7 February 2016: WCPFC12 agreed to maintain the WCPFC IUU list for 2015 as the WCPFC IUU list for 2016)

Note: Information provided in this list is in accordance with CMM 2010-06 para 19

Current name of vessel (previous names)	Current flag (previous flags)	Date first included on WCPFC IUU Vessel List ²	Flag State Registration Number/ IMO Number	Call Sign (previous call signs)	Owner/beneficial owners (previous owners)	Notifying CCM	IUU activities
Neptune	<i>unknown</i> (Georgia)	10 Dec. 2010	M-00545	<i>unknown</i> (4LOG)	Space Energy Enterprises Co. Ltd.	France	Fishing on the high seas of the WCPF Convention Area without being on the WCPFC Record of Fishing Vessels (CMM 2007-03-para 3a)
Fu Lien No 1	<i>unknown</i> (Georgia)	10 Dec. 2010	M-01432 IMO No 7355662	<i>unknown</i> (4LIN2)	Fu Lien Fishery Co., Georgia	United States	Is without nationality and harvested species covered by the WCPF Convention in the Convention Area (CMM 2007-03, para 3h)
Yu Fong 168	Chinese Taipei	11 Dec. 2009		BJ4786	Chang Lin Pao-Chun, 161 Sanmin Rd., Liouciuo Township, Pingtung County 929, Chinese Taipei	Marshall Islands	Fishing in the Exclusive Economic Zone of the Republic of the Marshall Islands without permission and in contravention of Republic of the Marshall Islands's laws and regulations. (CMM 2007-03, para 3b)

² **Supplementary note as at 8 Dec 2015:** In October 2015, at the request of TCC11 the Executive Director sent letters to: Chinese Taipei and Georgia to request information of their vessel/s on the WCPFC IUU list, specifically their last known operations and whereabouts; and to other RFMOs (CCAMLR, CCSBT, IATTC, ICCAT, IOTC, NPAFC & SPRFMO) to seek their cooperation with locating the vessels on the WCPFC IUU list underlining that they are now listed on a number of IUU lists. Georgia replied to confirm that the vessels **Neptune** and **Fu Lien No 1** are no longer flying Georgia flag. Chinese Taipei confirmed that with respect to **Yu Fong 168**, the license was revoked in 2009 the owner of the vessel has been penalized through repeated monetary punishment for violating the rules of not returning to port. Chinese Taipei further advised that the most recent information was received from Thailand's notification to IOTC that the vessel landed their catches in the port of Phuket in the year 2013. CCAMLR and NPAFC replied and confirmed that there are no updates to provide, and ICCAT confirmed that the three vessels are included on the provisional IUU list which will be considered for adoption at the forthcoming ICCAT meeting, 10-17 November 2015.