

MoP-10-INFO-09

### 10<sup>th</sup> Meeting of the Parties (MoP9)

### Mauritius, 3–7 July 2023

### MOP-10-INFO-09

# Correspondences and Exchanges with Sri Lanka: Review and Updates since the Previous Meeting of the Parties.

SIOFA Secretariat

Document type	administrative paper  working paper
	information paper ✔
Distribution	Public ✔
	Restricted <sup>1</sup>
	Confidential <sup>2</sup>
Abstract	

In accordance with Paragraph 55 of the report of MoP9, the Secretariat was instructed to establish contact with Sri Lanka and encourage the provision of relevant information in relation to the listing of IUU vessels. Having completed this directive, the Secretariat has compiled all the correspondences exchanged with Sri Lanka since the previous meeting of the parties into this information paper.

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<sup>&</sup>lt;sup>2</sup> Documents available only to members invited to closed sessions as per SIOFA RoP 20.



Ref. 30-06-2022/01-ES

La Réunion, Thursday the 30<sup>th</sup> June 2022

# SIOFA Circular n° 2022-34

## SUBJECT: Response from Sri Lankan Officials regarding the SIOFA draft IUU Vessel List

Dear Official Contacts,

Please find attached communication from Sri Lankan Official Contacts, which was received by the Secretariat on Wednesday the 29<sup>th</sup> of June 2022.

The letter and logbook entries was sent to the Secretariat in response to Circular 2022-29 (the transmission of the SIOFA draft IUU Vessel List), which includes three vessels flagged to Sri Lanka.

Yours sincerely,

**Thierry CLOT** 

Executive Secretary SIOFA/APSOI



## ධීවර හා ජලජ සම්පත් දෙපාර්තමේන්තුව

கடற்றொழில் நீரியல் வளத்துறை திணைக்களம்

### DEPARTMENT OF FISHERIES & AQUATIC RESOURCES

web site : http://www.fisheriesdept.gov.lk E - mail : info@fisheriesdept.gov.lk புதிய செயலகம், மாளிகாவத்தை கொழம்பு 10, இலங்கை **கூற லே எத்து வில்லதே விருணுல்லை. வைதல் 10, இ தலைம்** New Secretariat, Maligawaththa, Colombo 10

2022 මමේ අංකය ස\_පාලා ලිං Your Ref

Mr. Thierry Clot Executive Secretary South Indian Ocean Fisheries Agreement (SIOFA) La Reunion, France.

Dear Mr. Thierry Clot

# Circular SIOFA 2022-29 Transmission of the SIOFA draft IUU Vessel List and Inclusion of three Sri Lanka tuna fishing vessels in the draft SIOFA 2022 IUU

This is in addition to the letter N0. 2022-DFO-SIOFA 2022 dated 20th April 2022 forwarded by Sri Lanka on the three vessels IMULA 1783 MTR, IMULA 1844 MTR and IMULA 1655MTR currently included to the IUU vessels list of SIOFA.

Sri Lanka would like to provide the catch data reporting log sheets of the two vessels IMULA 1783 MTR and IMULA 1655 MTR as a proving document to emphasise that the two vessels operated for tuna and tuna like species and has not engaged in other fishery. (Annex- I).

Sri Lanka kindly request from the compliance committee of SIOFA to remove the two vessels IMULA 1783 MTR and IMULA 1655 MTR, taking into consideration the provided information and the clarification given in the previous communication.

The vessel IMULA 1844MTR is prosecuting at courts(Case No is BR1425/22) and the log book is in the custody. The next trial date is 15/07/2022. Sri Lanka will report the penalties imposed on this vessel once the prosecution is over.

In future Sri Lanka will timely update the Sri Lanka vessels in the authorised vessels list before departure for fishing preventing same incidents in future.

I appreciate if you would circulate this letter among the members of SIOFA.

Thank You

Yours sincerely,

Kalyani Hewapathirana Director Fishing Operations For Director General

ອອ**ນຊູ ຮູດສວສວ** Gungy Gynaxic@uif Gen. Telephone } +94(0)112446183 (2 lines) лизия нертаходные } +94(0) 112449170 Fax



29.07.2022

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This Letter issued via document management and e signature management system of DFAR/ IT division @ 2019/20

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Daily Catch Data for a Fishing Trip - එක් ඉහිදු ගමනක් සිදහා මසුන් ඇල්ලීමේ දත්ත සටහන         Maine of Skipper/Reporter කිය ඉඩා/ග විෂානයේ තම       Departure Date මහත් වූ දිනය       Arrival Date වැමිණ දිනය       Boat Resistration Number යාමා පියාවදීම ආකය       National යද්ශීය       IMUL-A-1 மரின் இ வறையில் கிழுத்து விழுது	55 mm moture geo	යා්ජනය සඳහා
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Signature of the Skipper-Stageson gates	Carterior Diversion	LB - 20 3
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Name of Skipper/ Reporter	Catch D	e	Arrival Date	and the second s			National දේශීය	IMUL-A- 1655 M		යෝජනය ස	3ඳහා
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Date of astim more ast	Weild Yelld Big e	Kaw	Friga Bulle Spar	Swo Swo Blue Blac Blac	හබරා Sail fish කලපතා	Blue Bas / Mak Mak Harr Harr	Mant	Mob Three Ocea	Dolp Whal Leat Haw	Gree Oliv Log	Tag
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D	aily Catch Data	for a Fishing	Trin - Am	l ane aand	සඳහා මස	හත් ආශ්රී	මේ දත්ත	සටහන		
Name of Skipper/ Reporter	Departure Date		Arrival Date		Boat Rgeistra		National cea	IMUL-A- 1655MTR	කාර්යාලීය පුයෝජන	ාය සඳහා
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Signature of the Skipper - නිය මූවාගේ අත්සන Date - දිනය 2022/05 02 වැද	2mles		re and Stamp o IA/FO/Harbour M	f the Authorized Off	hcer	the			the second se	1866
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ill Nets - කරමල් දැල් (Use one									100	Service States	
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Signature of the Skipper - නියමුවාගේ අක්සන Date - දිනය 2022 05 02	AR Sbg 2-	~	, Signature and Stamp (FI/FRMA/FO/Harbour		Officer	Home					0186



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State         State <th< th=""><th>Name of Skapper/ Keporter SkagDa/Daban කරන්නාගේ කාම Skipper License Number FAR නියමු බලපහු ආකය III Nets - කරමාල් දි1ල් (1</th><th>H     H     200     Beparture Date     20/2       Box B     Box B     Box B     20/2       SLIOBI MTR     Box B     20/2       Use one row for a fishing day and catch should</th><th>are 2021 Arrival Date and 29/29 Arrival Date and a source of the should be given in weight</th><th>0 m 0 m</th><th>200 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5</th><th>වාකා සදගා පෙය බංකු සිංහදීංච ඉතින් සදහා භාවිත දිනක් සදහා භාවිත</th></th<>	Name of Skapper/ Keporter SkagDa/Daban කරන්නාගේ කාම Skipper License Number FAR නියමු බලපහු ආකය III Nets - කරමාල් දි1ල් (1	H     H     200     Beparture Date     20/2       Box B     Box B     Box B     20/2       SLIOBI MTR     Box B     20/2       Use one row for a fishing day and catch should	are 2021 Arrival Date and 29/29 Arrival Date and a source of the should be given in weight	0 m 0 m	200 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5	වාකා සදගා පෙය බංකු සිංහදීංච ඉතින් සදහා භාවිත දිනක් සදහා භාවිත
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$ \begin{array}{c ccccccccccccccccccccccccccccccccccc$	පත්න කල දිනය Start fishing time ආරමභක වෙලාව Start & End position ආරම්භක හා අවසාන ගැන කර සා සා හා ස්විත් සංකා හා අවසාන හා අවසාන	مرابع     مرابع       Total length of the net (mesh) දැලෙහි හුදු දිහ (දැල්)       Mesh size (I) දැල් අපහා පුමාණය (අහල්)       Depth at which the net set (F) දැල අවවන ගැඹුර       Weight of Fish     මාළ බ වා වා බ       Yellow fin tuna කහ වරල් කෙළවල්ලා	අස් ගෙඩි කෙළවල්ලා Skipjack tuna බලයා Albacore ලත්සි කෙළවල්ලා Long tail tuna තෝවල්ලා Kawakawaඇවවල්ලා Frigate Tuna අලගොඩුවා Bullet Tuna / බසිටා	Wahoo සේරමහ /කල්තෝරා Sword fish සප්පරා Blue marlin නිල් නොප්පරා Black marlin කාලුකොප්පරා/දප්පරා Stripped marlin හබරා Sail fish	<u>සිනි / නිල් වෝරා</u> Mako shark මයා/ වං කිරියා Hamer head shark උදලු වෝරා Silky Shark හොද වෝරා	
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With R. Augen Report       Image Report Report Report       Image Report Report Report       Image Report	D	aily Catch Data for	a Fishing Trip - එක්	් මුහුදු ගමනක් සදහා මෑ	සුන් ඇල්ලීමේ දත	්ත සටහ:	ත <sup>1,1</sup>	
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මුළු මාළු කිලෝ ගුළ ගණන kg 120 Received / බාර ගතිම්. Date 15 05 2022 Observation by the Officer - නිලධාරියාගේ නිරීක්ෂය LB-19 12	Total Kg of fish			15 8 1	Will SSa			
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Signature of the Skipper - SasDood estas					05/2022	Observatio	n by the Officer - නිලධාරියාගේ නිරීක්ෂණ	12
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Ref: 2023-03-22-1/SIOFA/ES

Reunion Island, Wednesday 22<sup>nd</sup> March 2023

Ms Kalyani HEWAPATHIRANA Director Fishing Operations Department of Fisheries & Aquatic Resources New Secretariat Maligawahththa Colombo 10 SRI LANKA

Dear Ms Hewapathirana,

We would like to draw your attention to the vessel IMULA 1844 MTR. As per the last updated provided by the Sri Lanka on the 29th of July 2022, the SIOFA Secretariat was informed that the vessel was subject to ongoing legal proceedings and that it will inform the Secretariat of any disciplinary actions taken against it. The Secretariat was also advised that the vessel's logbook information could not be provided at the time of the request by the Secretariat due to the ongoing legal proceedings. We kindly request that you inform us whether there are any disciplinary actions taken against the vessel, or any other relevant information related to the case.

In addition, we would like to ask whether you would like to provide any further information regarding the other two vessels, IMULA 1655 MTR and IMULA 1783 MTR, as previously requested by the SIFOA Secretariat.

Please be advised that the 3 vessels are currently on the draft SIOFA IUU Vessel List for consideration at the next meeting and hereby requests that Sri Lanka provide further information such as observer data, port inspection reports, landing/sale notes, and transhipment declarations.

Sincerely yours,

Thierry CLOT

SIOFA Executive Secretary

Southern Indian Ocean Fisheries Agreement (SIOFA) Accord relatif aux Peches dans le Sud de l'Ocean Indien (APSOI)

Batiment B, Parc de la Providence, 97489 Saint-Denis Cedex, La Réunion, France <u>thierry.clot@siofa.org/www.apsoi.org/</u>Tel:+262 693 444 495



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கடற்றொழில் நீரியல் வளத்துறை திணைக்களம்

DEPARTMENT OF FISHERIES & AQUATIC RESOURCES

web site : http://www.fisheriesdept.gov.lk E - mail : info@fisheriesdept.gov.lk പ്രളിധ രെഡരെടക്, ഥൗണിങന്മെക്കുള്ള ക്രെയ്യപ്പെ 10. ത്രരത്തെ **കെ രക്തി തെരുക്ക് തെരുമെ ഇര്യാമത്ത, തോളമി 10. § രംതാമി New Secretariat,Maligawaththa, Colombo 10** 

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Mr. Thierry Clot Executive Secretary South Indian Ocean Fisheries Agreement (SIOFA) La Reunion, France.

Dear Mr. Thierry Clot

#### Ref: 2023-03-22-1.SIOFA/ES

### Update of the status of legal actions taken against the Sri Lanka Vessel IMULA 1844 MTR

This is reference to your letter dated 22<sup>nd</sup> March 2023 requesting further information on the investigations conducted on the Sri Lanka fishing Vessel, IMULA 1844 MTR. The relevant information is provided in the table given below.

Date of arrival to Sri Lanka	Initial Actions taken by DFAR	Legal Actions taken	Current Status
15 <sup>th</sup> April 2022	<ul> <li>(i)Detained the vessel after arrival to the port of SL and keep under the supervision of Department of Coast Guard</li> <li>(ii)Summon the skipper and crew to the District office Matara, DFAR and conduct and inquiry in the presence of the vessel owner.</li> <li>(iii)Suspend the fishing operation license, skipper license and seize the registration book and the log book issued to the vessel.</li> </ul>	(i) Prosecuted in the Magistrate Courts of Matera District as per the section 14 (A) of FARA No. 2 of 1996 amended by FARA No.35 of 2013. Case No: BR/1425/22 on the date of 18.04.2022	<ul> <li>i)At the trial conducted on 15<sup>th</sup> July 2022, the accused pleaded guilty and agreed to settlement under the 52 (B) of FARA No. 2 of 1996.</li> <li>(ii) Administrative penalty SLR 500,000 has imposed.</li> <li>ii) The administrative penalty SLR 500,000 is paid. (receipt attached- Annex –I)</li> <li>iii) Case is over. Suspensions lifted</li> </ul>

Sri Lanka draw your attention to the previous letter sent on the date of 20<sup>th</sup> April 2022 on this regard (copy attached – Annex –II) and kindly request from the compliance committee of SIOFA to remove the three vessels IMULA 1783 MTR and IMULA 1655 MTR and IMULA 1844 MTR from the draft IUU list.

I appreciate if you could table this letter at the next compliance committee of SIOFA.

Thank You

Yours sincerely,

Susantha Kahawatt Director General

Department of Fisheries and Aquatic Resources

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திகதி Date **6** 0. 04. 2023



Ref. 2023-06-05-1/SIOFA/ES

Ms Kalyani HEWAPATHIRANA Director Fishing Operations Department of Fisheries & Aquatic Resources New Secretariat Maligawahththa Colombo 10 SRI LANKA

Reunion Island, Monday 5th June 2023

## Subject: Request for Information on Vessel IMULA 1655

Dear Ms Hewapathirana,

I hope this letter finds you well.

We would also like to inquire about your vessel, IMULA 1655. Our records indicate that this vessel has recorded catches of Mobula ray. We would be grateful if you could provide us with more information on the catches made by IMULA 1655, notably if these catches were kept onboard, and if there were landed and/or transhipped at the end of the concerned fishing trip.

Thank you for your attention to this matter. We look forward to receiving your response, preferably before our upcoming Compliance Committee meeting, which is expected to take place between the 28<sup>th</sup> and the 30<sup>th</sup> of June 2032, and will be pleased to provide any further information or clarification as necessary.

Yours sincerely,

Thierry CLOT

SIOFA Executive Secretary





### බීවර හා ජලජ සම්පත් දෙපාර්තමේන්තුව

கடற்றொழில் நீரியல் வளத்துறை திணைக்களம் DEPARTMENT OF FISHERIES & AQUATIC RESOURCES

web site : http://www.fisheriesdept.gov.lk E - mail : info@fisheriesdept.gov.lk

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Exec	utive Secretary							
Sout	h Indian Ocean Fisheries A	Agreement	(SIOFA)					
La R	eunion, France.							

Dear Mr. Thierry Clot

Ref: 2023-06-05-1/SIOFA/ES

### Request for information on Sri Lanka Fishing Vessel IMULA 1655 MTR.

This is reference to your letter dated 5th June 2023 requesting information on the Sri Lanka fishing Vessel IMULA 1655 MTR.

The vessel IMULA 1655 MTR arrived to Sri Lanka fishery harbour on 02<sup>nd</sup> May 2022. The vessel has been inspected on arrival by the DFAR harbour officer. The log sheet is collected and the catch landed is inspected. Thirty-Nine (39) numbers of mobulid rays were on board and the mobulid catch was taken to the custody of DFAR since catching of this species is prohibited as per the conditions of the fishing license.

Sri Lanka fishing vessels operate in the high seas for tuna and tuna like species subjected to the Conservation and Management Measures of IOTC. However, the resolution 19/03 on the conservation of mobulid rays caught in association with tuna fishery, which adopted in 2019 (on banning the retention of mobulids) is still in the drafting stage and not yet published. In absence of legal provisions prosecution was not possible and therefore the catch has been taken to the custody of DFAR and the master(skipper) warned for the first time for breaking of the license condition.

DFAR is in the process of expedite the publication of draft regulations and the regulation on conservation of Mobulid rays will be published.

This is for your information please.

Thank You Yours sincerely,



Susantha Kahawatta Director General Department of Eisheries and Aquatic Resources

} +94(0) 112449170 தைகலைநகல