

Dossier for the request to remove the Indian flagged fishing vessels, BENAI AH, BEO HINGIS, CARMAL MATHA, DIGNAMOL 1, EPHRAEEM, KING JESUS, SACRED HEART, SHALOM, VACHANAM and WISDOM from the 2017 IOTC IUU Vessels List, pursuant to paragraph 22 of IOTC Resolution 17/03.

The evidence of actions taken against each of the fishing vessels mentioned above are provided in this document.

To assist in the review of this document, the following provides a summary of the contents and bookmarks to navigate in this document.

<u>Summary</u>	<u>Page(s)</u>
1. Evidence of actions taken against the fishing vessel BENAI AH .....	<a href="#">1-5</a>
2. Checklist for potential removal of the BENAI AH from the IOTC IUU Vessels List ...	<a href="#">6</a>
3. Evidence of actions taken against the fishing vessel BEO HINGIS .....	<a href="#">7-12</a>
4. Checklist for potential removal of the BEO HINGIS from the IOTC IUU Vessels List	<a href="#">13</a>
5. Evidence of actions taken against the fishing vessel CARMAL MATHA.....	<a href="#">14-17</a>
6. Checklist for potential removal of the CARMAL MATHA from the IOTC IUU Vessels List .....	<a href="#">18</a>
7. Evidence of actions taken against the fishing vessel DIGNAMOL 1 .....	<a href="#">19-23</a>
8. Checklist for potential removal of the DIGNAMOL 1 from the IOTC IUU Vessels List	<a href="#">24</a>
9. Evidence of actions taken against the fishing vessel EPHRAEEM .....	<a href="#">25-29</a>
10. Checklist for potential removal of the EPHRAEEM from the IOTC IUU Vessels List	<a href="#">30</a>
11. Evidence of actions taken against the fishing vessel KING JESUS .....	<a href="#">31-35</a>
12. Checklist for potential removal of the KING JESUS from the IOTC IUU Vessels List	<a href="#">36</a>
13. Evidence of actions taken against the fishing vessel SACRED HEART .....	<a href="#">37-41</a>
14. Checklist for potential removal of the SACRED HEART from the IOTC IUU Vessels List .....	<a href="#">42</a>
15. Evidence of actions taken against the fishing vessel SHALOM .....	<a href="#">43-47</a>
16. Checklist for potential removal of the SHALOM from the IOTC IUU Vessels List ....	<a href="#">48</a>
17. Evidence of actions taken against the fishing vessel VACHANAM .....	<a href="#">49-52</a>
18. Checklist for potential removal of the VACHANAM from the IOTC IUU Vessels List	<a href="#">53</a>
19. Evidence of actions taken against the fishing vessel WISDOM .....	<a href="#">54-58</a>
20. Checklist for potential removal of the WISDOM from the IOTC IUU Vessels List ....	<a href="#">59</a>

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL FISHING IN BIOT

NAME OF THE BOAT : BENAI AH  
OWNER DETAILS : RAJU  
S/O .JOHN ROSE  
II-4-137 KALINGARAJAPURAM,  
EZUDESAMCHINNATHURAI,  
KANYAKUMARI DISTRICT,  
TAMIL NADU.  
REGISTRATION NO : IND-TN-15-MM-4473  
Suspended on 27/03/2017  
ENGINE DETAILS : Greaves Cotton Company  
1205061302059  
148 HP  
MEASUREMENT OF HULL (IN METRE) : Length: 19.600 (in Metre)  
Width: 6.100 (in Metre)  
Height: 2.500 (in Metre)  
DATE OF OCCURRENCE IN DIEGO GARCIA : 11.12.2014  
DATE OF RETURN TO TAMIL NADU : 20.12.2014  
DATE OF CHARGE SHEET FRAMED BY : 14.03.2015  
ADF, COLACHEL UNDER TNMFR ACT. 1983  
FINE IMPOSED BY ADJUDICATING : Rs. 50,000  
OFFICER/ DEPUTY DIRECTGOR OF : Date: 21.06.2016  
FISHERIES, KANYAKUMARI  
DATE OF FINE PAYMENT AND DATE OF : Fine Paid and remitted in Govt.  
REMITTANCE IN GOVT. ACCOUNT : account on 6.10.2017 &  
10.01.2018.  
DATE OF IMPOUNDMENT : 14.03.2015  
DURATION OF IMPOUNDMENT : Boat impounded up to  
10.01.2018

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-4

Dated 28.04.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Raju,  
S/o. Johnrose,  
11-4-137,K.R. Puram,  
Thoothur,  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 14.03.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "BENAI AH" (Respondent) bearing registration number TN-15-MM-4473, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 11.12.2014.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 3.00 pm. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 3.00 pm and the respondent was not appeared.

Hence, based on the Government documents provided by the petitioner its confirmed the respondent done offence and it may be think that that the offence was accepted by the respondent the following adjudicating order is issued.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. TN-15-MM-4473) BENNAIAH violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 21<sup>st</sup> day of  
June 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Raju,  
S/o. Johnrose,  
11-4-137,K.R. Puram,  
Thoothur, Kanyakumari District.

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section



## DEPARTMENT OF FISHERIES

CASE NO .8/2015

Dated :14.03.2015

RC .No.2021/B/2014

### **ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-TN-15-MM-4473** owned by Thiru.Raju S/o Johnrose residing at K.R.Puram, Thoothoor chinnathurai, Kanyakumari District has conducted fishing used the fishing vessel on 11.12.2014 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 14<sup>th</sup> day of March & Year 2015.

*Q/14315*  
Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Raju,  
S/o Johnrose  
K.R.Puram,  
Thoothoor chinnathurai,  
Kanyakumari District.





**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: BENIAH**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No details of awareness campaign;	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	No	No details of the actions to be taken to continue to monitor and control the vessel. No evidence that VMS fitted on board for example.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Guilty of violating provisions of Tamil Nadu Marine Fishing Regulation Act by fishing beyond the Indian International boundary Fine SR 50000 applied 21/6/16 Fine paid 6/10/17 and 10/1/18 Vessel Impounded 14/3/15 to 10/01/18 No details of range of possible fines or if IR50,000 is adequate. No details of any actions taken against crew However vessel has been impounded almost 3 years	
	b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	
c)	The vessel has been sunk or scrapped.	Flag CPC	No		
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	As above (see a)	India have completed prosecution & sanctions as per 4a(iii) Vessel Fled, no UKOT legal case, details passed to India, & outcome of actions requested. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : BEO HINGIS

OWNER DETAILS : NASIANS. P  
S/O PETER,  
ST.THOMAS NAGAR,  
THUTHOOR P.O,  
KANYAKUMARI DISTRICT,  
TAMIL NADU

REGISTRATION NO : IND-KL-04-MM-1617

ENGINE DETAILS : DONG FENG MDE  
G110H-06759  
240 HP

MEASUREMENT OF HULL (IN METRE) : Length: 22.000 (in Metre)  
22.000/6.300/3.000 Width: 6.300 (in Metre)  
Height: 3.000 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 09.10.2016

DATE OF RETURN TO TAMIL NADU

DATE OF CHARGE SHEET FRAMED BY : 08.09.2016  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs. 50,000  
OFFICER/ DEPUTY DIRECTGOR OF Date: 22.09.2016  
FISHERIES, KANYAKUMARI

DATE OF FINEPAYMENT AND DATE OF : Fine Rs. 5000 paid and  
REMITTANCE IN GOVT. ACCOUNT remitted on 24.07.2017  
and police case has been  
filed to recover the un paid  
fine.

DATE OF IMPOUNDMENT : 08.09.2016

DURATION OF IMPOUNDMENT : Till the date the boat is  
impounded

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari @ Nagercoil.**

Present : Thiru. V. Lamek Jayakumar, M.F.Sc.,

Rc.No. 627/B/2015-2

Dated 22.11.2016

Authorized officer/

- Petitioner

Assistant Director of Fisheries, Colachel.

Vs

Thiru. Nasiyans,

Respondent.

S/o. Peter,

St. Thomas Nagar,

Thoothur,

Kanyakumari District

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 08.09.2016 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat “ Beo Hingis” (Respondent) bearing registration number IND-KL-04-MM-1617 , registered Kerala state for crossing the Indian International Boundary line for fishing on 09.10.2015.

Based on the charge sheet, the Adjudicating Officer issued summon dated 03.10.2016 to the respondent to be present personally before Adjudicating Officer on 26<sup>th</sup> October 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 03.11.2016 to the respondent to be present personally on 17<sup>st</sup> November 2016 at

11.00 AM. Based on the summon the petitioner appeared for hearing on 17.11.2016 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND-KL-04-MM-1617 violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 22<sup>nd</sup> day of  
November 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Nasiyans,  
S/o. Peter,  
St. Thomas Nagar,  
Thoothur,  
Kaniyakumari District

Copy to:  
Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section



DEPARTMENT OF FISHERIES

CASE NO .2/2015

Dated :23.09.2015

RC No.2021/B/2014

**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-KL-04-MM-1617** owned by Thiru.Nasiyans, S/o.Peter residing at Thoothoor&(Post)-629 176. Kanyakumari District has conducted fishing used the fishing vessel on 09.10.2015 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 23<sup>rd</sup> day of September Year 2015.

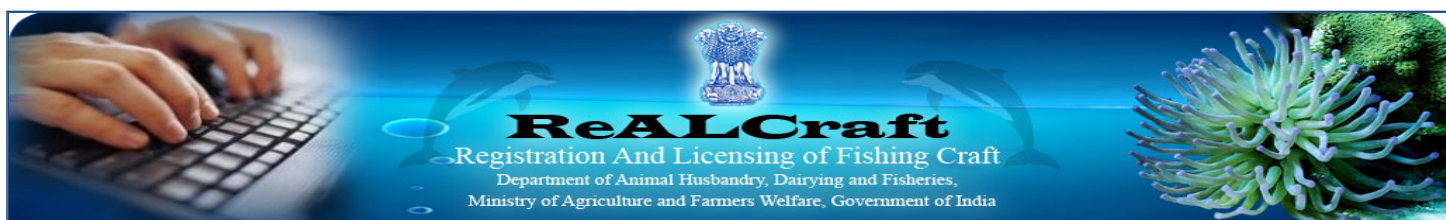
*23/9/15*  
Assistant Director of Fisheries,  
Colachel.

To  
Thiru.Nasiyans,  
S/o.Peter,  
Thoothoor&(Post)-629 176.  
Kanyakumari District

*/ true copy /*

*23/9/15*





Home Report Analytical Report Search Help Change Password Logoff

**HEADLINES: Please reset the password during first login**

User Name : **COMMISSIONER OF FISHERIES**

Logged on : **20-04-2017**

#### Vessel Search

Registration Certificate Number : IND - KL - 04 - MM - 1617

(IND-State Code-Place of Registry-Type of Vessel-Serial No).

(eg:IND- KL-01-MO-123 )

License Number : - L - /


(State Code-L(Serial Number)/Year)

(eg:KL-L123/10)

OK

#### Status of Applications Submitted So far

Serial No.	Service	Date of Application	Application Status	Certificate Status	Status Updated On
1	Vessel Registration	27/12/2012	Approved by JD	Issued	02/05/2013

Basic Vessel Details		Vessel Owner			
File Number:	<b>KL-31788</b>	Name of Owner:	<b>NASIANS. P</b>		
District:	<b>Ernakulam</b>	Permanent Address :	<b>S/O PETER,ST.THOMAS NAGAR,THUTHOOR P.O,KANYAKUMARI.</b>		
Place of Registry:	<b>ERNAKULAM</b>				
Base of Operation:	<b>KOCHI</b>				
Registration Number and Date:	<b>IND-KL-04-MM-1617 &amp; 27/12/2012</b>	<b>Engine Details</b>			
Name of the craft:	<b>BEO HINGIS</b>	Make	Year of Make	Engine Number	HP
Vessel type:	<b>GILLNETTER</b>	<b>DONG FENG MDE</b>	<b>2012</b>	<b>G110H-06759</b>	<b>240</b>
Length/Width/Draft :	<b>22.000/6.300/3.000(in Metre)</b>	<b>Fuel Details</b>			
Hull Material:	<b>Steel</b>	Fuel	Tank Type	Capacity	
Hull Color:	<b>Green</b>	<b>Diesel</b>			
Present Craft Value(in Rs.):		<b>Gear Details</b>			
Water Storage Capacity(in Litre):		Gear Name : <b>GILLNET</b>			
Tonnage Capacity(in Tonne):	<b>86</b>	<b>Equipment Details</b>			
Storage Capacity(in Kg):		Equipment	Quantity		
When Secured:		<b>Navigation Light</b>	<b>1</b>		
Where Secured:		<b>Side Light</b>	<b>2</b>		
How Acquired:		<b>Combined Lantern</b>	<b>1</b>		
<b>Certificate Status</b>		<b>Stern Light</b>	<b>1</b>		
Registration Certificate Status:	<b>Issued</b>	<b>Mast Light</b>	<b>1</b>		
Date:	<b>02/05/2013</b>	<b>Life Buoy</b>	<b>2</b>		
		<b>LIFE JACKETS</b>	<b>5</b>		

[Click here to view Vessel Images](#)

Service brought to you by Department of Animal Husbandry, Dairying & Fisheries , Ministry of Agriculture and Farmers Welfare, Govt. Of India  
IT Support by National Informatics Centre

**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: BEO HINGIS**

<b>Para 22, sub para</b>	<b>Action</b>	<b>Responsibility</b>	<b>Information Provided (Y/N)</b>	<b>Comments</b>	<b>Aide Memoire</b>
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No details of awareness campaign;	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Partly (see 22a)iii)	No details of the actions to be taken to continue to monitor and control the vessel. No evidence that VMS fitted on board for example.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Guilty of violating provisions of Tamil Nadu Marine Fishing Regulation Act by fishing beyond the Indian International boundary Fine SR 50000 applied 22/11/16 IR 5000 Fine paid 24/7/17 & balance still outstanding Vessel Impounded 8/9/16 Vessel still appears to be registered, Licence has been suspended until adjudication completed. Vessel impounded in Jeppiar Fishing Harbour Muttom – not yet released.	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of Change of ownership	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of scrapping	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	As above, see (a) for India	India have completed prosecution and sanctions as per 4a(iii) Vessel fined by UK courts – fine not paid. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : CARAMAL MATHA

OWNER DETAILS : ANTONY  
S/O. JOHN ROSE,  
11-4/137, KALINGARAJAPURAM,  
THOOTHOR,  
KANYAKUMARI DISTRICT,  
TAMIL NADU.

REGISTRATION NO : MPEDA Registration  
TN2/FV/01675/13  
Dated:26.03.2013

ENGINE DETAILS : Ashok Leyland  
CSEM-102995  
122 HP

MEASUREMENT OF HULL (IN METRE) : Length: 19.20 (in Metre)  
Width: 5.68 (in Metre)  
Height: 3.20 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 11.12.2014

DATE OF RETURN TO TAMIL NADU : 20.12.2014

DATE OF CHARGE SHEET FRAMED BY : 14.03.2015  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs. 50,000  
OFFICER/ DEPUTY DIRECTGOR OF : Date: 21.06.2016  
FISHERIES, KANYAKUMARI

DATE OF FINEPAYMENT AND DATE OF : Fine Paid and remitted in Govt.  
REMITTANCE IN GOVT. ACCOUNT : account on 6.10.2017 &  
10.01.2018.

DATE OF IMPOUNDMENT : 14.03.2015

DURATION OF IMPOUNDMENT : Boat impounded up to 10.01.2018

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-8

Dated 21.06.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Antony,  
S/o. Joseph,  
St. Thomas Nagar,  
Thoothur,  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 14.03.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "CARMAL MATHA" (Respondent) bearing registration number TN2/FV/01675/13, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 11.12.2014.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 3.00 pm. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 3.00 pm and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. TN2/FV/01675/13) CARMAL MATHA violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 21<sup>st</sup> day of June  
2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Antony,  
S/o. Joseph,  
St. Thomas Nagar,  
Thoothur,  
Kanyakumari District.

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section



## DEPARTMENT OF FISHERIES

CASE NO .11/2015

Dated :14.03.2015

RC .No.2021/B/2014

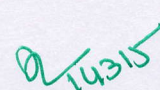
### **ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the unregistered mechanised fishing boat bearing MPEDA registration number **TN2/FV/01675/13** owned by Thiru.Antony S/o Joseph residing at St.Thomas Nagar, Thoothoor, Kanyakumari District has conducted fishing used the fishing vessel on 11.12.2014 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 14<sup>th</sup> day of March & Year 2015.

  
Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Antony,  
S/o Joseph  
St.Thomas Nagar,  
Thoothoor,  
Kanyakumari District.

#### Annex IV

#### Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: CARMAL MATHA**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended. (14/03/2015) Rs. 50,000 fine imposed. (21/06/2016). Fine paid and remitted into Govt account on 06/10/2017 and 10/01/2018. Boat released on 10/01/2018.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till adjudication by the Adjudicating officer. (14/03/2015). Boat released (10/01/2018).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel released 10/01/2018 on payment of flag State fine. Vessel fled, no UKOT legal case, details were passed to India, and outcome of actions requested. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : DIGNAMOL-I

OWNER DETAILS : JELVIS  
S/O. DICOSTHAN  
7/103, KALINGARAJAPURAM,  
NEAR GOVERNMENT  
HOSPITAL, THOOTHOR,  
KANYAKUMARI DISTRICT,  
TAMIL NADU.

REGISTRATION NO : IND-TN-15-MM-125  
Suspended 27/03/2017

ENGINE DETAILS : Ashok Leyland  
PWEM-058715  
120 HP

MEASUREMENT OF HULL (IN METRE) : Length: 19.960 (in Metre)  
// Width: 5.490 (in Metre)  
Height: 3.350 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 11.12.2014

DATE OF RETURN TO TAMIL NADU : 20.12.2014

DATE OF CHARGE SHEET FRAMED BY : 14.03.2015  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs. 50,000 /- Date: 21.06.2016  
OFFICER/ DEPUTY DIRECTGOR OF  
FISHERIES, KANYAKUMARI

DATE OF FINEPAYMENT AND DATE OF : Fine Paid and remitted in Govt.  
REMITTANCE IN GOVT. ACCOUNT account on 6.10.2017 &  
10.01.2018.

DATE OF IMPOUNDMENT : 14.03.2015

DURATION OF IMPOUNDMENT : Boat impounded up to 10.01.2018



**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-7

Dated 21.06.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Jelvis  
S/o. Dicostan,  
K.R. Puram,  
Thoothur,  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 14.03.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "DIGNOMOL-1" (Respondent) bearing registration number IND-TN-15-MM-125, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 11.12.2014.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 11.00 AM. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND-TN-15-MM-125) DIGNOMOL-1 violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with office Seal on 21<sup>st</sup> day of June 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Jelvis  
S/o. Dicostan,  
K.R. Puram,  
Thoothur,  
Kanyakumari District.

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section

**DEPARTMENT OF FISHERIES**

**CASE NO .10/2015**

**Dated :14.03.2015**

**RC .No.2021/B/2014**

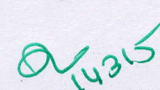
**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-TN-15-MM-125** owned by Thiru.Jelvis S/o Dicostan residing at Near Govt.Hospital, Thoothoor, Kanyakumari District has conducted fishing used the fishing vessel on 11.12.2014 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

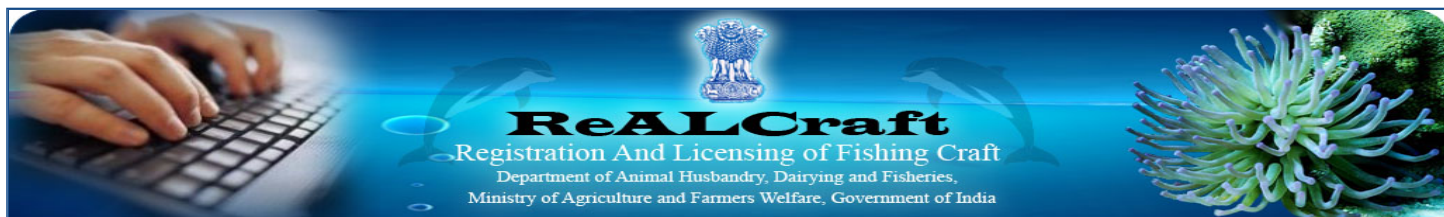
1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 14<sup>th</sup> day of March & Year 2015.

  
Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Jelvis,  
S/o Dicostan  
Near Govt.Hospital,  
Thoothoor,  
Kanyakumari District.





[Home](#) [Report](#) [Analytical Report](#) [Search](#) [Help](#) [Change Password](#) [Logoff](#)

**HEADLINES: Please reset the password during first login**

User Name : **COMMISSIONER OF FISHERIES**

Logged on : **20-04-2017**

#### Vessel Search

Registration Certificate Number : IND -  -  -  -

(IND-State Code-Place of Registry-Type of Vessel-Serial No).

(eg:IND- KL-01-MO-123 )

License Number :  - L  /

(State Code-L(Serial Number)/Year)

(eg:KL-L123/10)

#### Status of Applications Submitted So far

Serial No.	Service	Date of Application	Application Status	Certificate Status	Status Updated On
1	Vessel Registration	27/11/2008	Approved	Suspended	27/03/2017

Basic Vessel Details		Vessel Owner	
File Number:	<b>TN-4275</b>	Name of Owner:	<b>JELVIS</b>
District:	<b>KANYAKUMARI</b>	Permanent Address :	<b>7/103, KALINGARAJAPURAM, THOOTHOR</b>
Place of Registry:	<b>COLACHEL</b>		
Base of Operation:	<b>THOOTHOR</b>		
Registration Number and Date:	<b>IND-TN-15-MM-125 &amp; 13/02/2012</b>	<b>Engine Details</b>	
Name of the craft:	<b>TN15MFB570</b>	Make	Year of Make
Vessel type:	<b>Mechanized fishing boat Gill netter</b>	<b>Ashok Leyland</b>	<b>2008</b>
Length/Width/Draft :	<b>19.960/5.490/3.350(in Metre)</b>	Engine Number	HP
Hull Material:	<b>Steel</b>	<b>PWEM-058715</b>	<b>120</b>
Present Craft Value(in Rs.):		<b>Fuel Details</b>	
Water Storage Capacity(in Litre):		Fuel	Tank Type
Tonnage Capacity(in Tonne):	<b>8</b>	<b>Diesel</b>	<b>Main</b>
Storage Capacity(in Kg):		Capacity	<b>1000</b>
When Secured:		<b>Gear Details</b>	
Where Secured:		Gear Name :	<b>GILLNET, LONG LINE</b>
How Acquired:		<b>Equipment Details</b>	
Registration Certificate Status:	<b>Suspended</b>	Equipment	Quantity
Date:	<b>27/03/2017</b>	<b>FIRST AID BOX</b>	<b>1</b>
		<b>G. P. S</b>	<b>1</b>
		<b>VERY HIGH FREQUENCY - VHF</b>	
		<b>Vessel Insurance</b>	
		Company Name	Insurance No.
		<b>NATIONAL INSURANCE</b>	<b>104100000144</b>
		Period From	Period To
		<b>14/12/2011</b>	<b>13/12/2012</b>
		<b>Previous Registration Details</b>	
		Agency	Date of Regn
		<b>DEPT. OF FISHERIES TAMIL NADU</b>	<b>27/11/2008</b>
		Previous Reg. No	<b>TN15MFB570</b>

Service brought to you by Department of Animal Husbandry, Dairying & Fisheries , Ministry of Agriculture and Farmers Welfare, Govt. Of India  
IT Support by National Informatics Centre

**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: DIGNAMOL II**

<b>Para 22, sub para</b>	<b>Action</b>	<b>Responsibility</b>	<b>Information Provided (Y/N)</b>	<b>Comments</b>	<b>Aide Memoire</b>
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended. (14/03/2015) Rs. 50,000 fine imposed. (21/06/2016). Fine paid and remitted into Govt account on 06/10/2017 and 10/01/2018. Boat released on 10/01/2018.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (14/03/2015). Boat released (10/01/2018).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel released 10/01/2018 on payment of flag State fine. Vessel fled, no UKOT legal case, details were passed to India, and outcome of actions requested. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : EBHRAEEM

OWNER DETAILS : JAGADESH S/O. YESUDASAN  
10/84C, VATTAVILAGAM,  
THOOTHOR,  
KANYAKUMARI DISTRICT,  
TAMIL NADU.

REGISTRATION NO : IND-TN-15-MM-4779

ENGINE DETAILS : Ashok Leyland  
CVEM-102256  
122

MEASUREMENT OF HULL (IN METRE) : Length: 19.850 (in Metre)  
Width: 6.000 (in Metre)  
Height: 3.100 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 27.05.2016

DATE OF RETURN TO TAMIL NADU

DATE OF CHARGE SHEET FRAMED BY : 10.06.2016  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs. 15,000/- Dated 09.09.2016  
OFFICER/ DEPUTY DIRECTGOR OF  
FISHERIES, KANYAKUMARI

DATE OF FINE PAYMENT AND DATE OF : Fine Paid on 26.06.2016 and  
REMITTANCE IN GOVT. ACCOUNT remitted in Govt. account on  
27.09.2016

DATE OF IMPOUNDMENT : 10.06.2016

DURATION OF IMPOUNDMENT : Boat impounded up to 26.09.2016

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 1929/B/2016-2

Dated 09.09.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Jagadesh  
S/o. Yesudasan  
111 -10/84C , vattavilagam,  
Thoothoor.  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 11.06.2016 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat bearing registration number IND-TN-15-MM-4779 , registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 27.05.2016.

Based on the charge sheet, the Adjudicating Officer issued summon dated 30.08.2016 to the respondent to be present personally before Adjudicating Officer on 9<sup>th</sup> September 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent.

Based on the above summon order both the respondent and petitioner argued before me and presented the cases on 09.092016.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND- TN-15-MM-4779 violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary.

It committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Nadu Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.15,000/ (Rupees fifteen thousand only)-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 9<sup>th</sup> day of  
September 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Jagadesh  
S/o. Yesudasan  
111 -10/84C , vattavilagam,  
Thoothoor.Kanyakumari District.

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section



PROCEEDINGS OF THE AUTHORISED OFFICER, KANYAKUMARI (WEST)/ ASSISTANT  
DIRECTOR OF FISHERIES, COLACHEL.

PRESENT: J. NABIRAJ

CASE NO.2

DATE:10.06.2016

R.C.NO.R.C.NO.332/B/2016

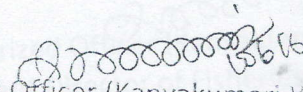
**ORDER**

The Authorized Officer, Kanyakumari (West) has the reason to believe that the Mechanized fishing boat bearing registration No.IND-TN-15-MM-4779 owned by Thiru. Jegadesh S/o Yesudhason residing at Vattavilagam, Thoothur conducted fishing/used the fishing vessel on in contravention of the Tamilnadu Marine Fishing Regulation Act-1983 U/s. schedule sec 11 and Tamilnadu Marine Fisheries Regulation Rules – 1983 U/s6 (Xii)

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries, (Regional) Kanyakumari for adjudication. Pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me U/s15 of Tamilnadu Marine Fishing Regulation Act 1983 and U/s 9(1) Tamilnadu Marine Fishing Regulation Rules 1983.

1. The Fishing license granted to the above mentioned mechanized fishing boat is suspended tili the adjudication is over.
2. The owner of the above mentioned fishing boat is here by directed to keep and protect his fishing boat in Colachel and should not venture into sea for fishing till the adjudication by the adjudication officer.

The above orders are issued on 10-6-16 under my signature and seal.

  
Authorized Officer (Kanyakumari West)  
Assistant Director of Fisheries,  
Colachel.

ASSISTANT DIRECTOR OF FISHERIES  
COLACHEL - 620 521

To.  
Thiru. Jagadesh  
S/o. Yesudhason,  
Vattavilagam  
Thoothur, Kanyakumari Dt.

பெரியகுடி கதாணிதேன் .

Jagadeesh





**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: EPHRAEM**

<b>Para 22, sub para</b>	<b>Action</b>	<b>Responsibility</b>	<b>Information Provided (Y/N)</b>	<b>Comments</b>	<b>Aide Memoire</b>
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended. (10/06/2016) Rs. 15,000 fine imposed. (09/09/2016). Fine paid 26/06/2016 and remitted into Govt account on 27/09/2016. Boat released on 26/09/2016.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Colachel, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (10/06/2016). (Boat released 26/09/2016).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel released 26/09/2016 on payment of fine. Vessel fled, no UKOT legal case, details were passed to India, and outcome of actions requested. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT	:	KING JESUS
OWNER DETAILS	:	BIBIN S.R.PAUL MKIRANDA S/o. STEPHEN 10/10A, NEAR GOVERNMENT HOSPITAL, THOOTHOR, KANYAKUMARI DISTRICT, TAMIL NADU.
REGISTRATION NO	:	IND-TN-15-MM-403 Suspended on 27/03/2017
ENGINE DETAILS	:	Ashok Leyland CXEM-101760 120 HP
MEASUREMENT OF HULL (IN METRE)	:	Length: 19.000 (in Metre) Width: 6.000 (in Metre) Height: 2.300 (in Metre)
DATE OF OCCURRENCE IN DIEGO GARCIA	:	11.12.2014
DATE OF RETURN TO TAMIL NADU	:	20.12.2014
DATE OF CHARGE SHEET FRAMED BY ADF, COLACHEL UNDER TNMFR ACT. 1983	:	14.03.2015
FINE IMPOSED BY ADJUDICATING OFFICER/ DEPUTY DIRECTGOR OF FISHERIES, KANYAKUMARI	:	Rs. 50,000 Date: 21.06.2016
DATE OF FINEPAYMENT AND DATE OF REMITTANCE IN GOVT. ACCOUNT	:	Fine Paid and remitted in Govt. account on 6.10.2017 & 10.01.2018.
DATE OF IMPOUNDMENT	:	14.03.2015
DURATION OF IMPOUNDMENT	:	Boat impounded up to 10.01.2018

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-6

Dated 21.06.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Bibin S.R. Paul Mirinda,  
S/o. Stephen,  
Near Govt. Hospital,,  
Thoothur,  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 14.03.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "KING JESUS" (Respondent) bearing registration number IND-TN-15-MM-403, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 11.12.2014.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 11.00 AM. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND-TN-15-MM-403) KING JESUS violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 21<sup>st</sup> day of  
June 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Bibin S.R. Paul Mirinda,  
S/o. Stephen,  
Near Govt. Hospital,,  
Thoothur,  
Kanyakumari District.

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6

Copy: "A" section



**DEPARTMENT OF FISHERIES**

**CASE NO .9/2015**

**Dated :14.03.2015**

**RC .No.2021/B/2014**

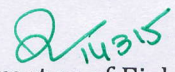
**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-TN-15-MM-403** owned by Thiru.Bibin S.R.Paul Miranda S/o Stephen residing at Near Govt.Hospital, Thoothoor, Kanyakumari District has conducted fishing used the fishing vessel on 11.12.2014 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 14<sup>th</sup> day of March & Year 2015.

  
Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Bibin S.R.Paul Miranda,  
S/o Stephen  
Near Govt.Hospital,  
Thoothoor,  
Kanyakumari District.







#### Annex IV

#### Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: KING JESUS**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended. (14/03/2015) Rs. 50,000 fine imposed. (21/06/2016). Fine paid 06/10/2017 and 10/01/2018.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (14/03/2015). (Boat released 10/01/2018).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel released 10/01/2018 on payment of fine. Vessel fled, no UKOT legal case, details were passed to India, and outcome of actions requested. India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : SACRED HEART

OWNER DETAILS : METLAN  
S/O.PANIYADIMAI  
I-2/46, ST.JOSEPH  
COLONY,  
ERAVIPUTHENTHURAI,  
THOOTHOR POST,  
KANYAKUMARI DISTRICT,  
TAMIL NADU.

REGISTRATION NO : IND-TN-15-MM-4874

ENGINE DETAILS : Ashok Leyland  
AVPE-265428  
106 HP

MEASUREMENT OF HULL (IN METRE) : Length: 18.650 (in Metre)  
Width: 6.650 (in Metre)  
Height: 2.500 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 09.10.2015

DATE OF RETURN TO TAMIL NADU

DATE OF CHARGE SHEET FRAMED BY : 29.12.2015  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs.50,000/- date  
OFFICER/ DEPUTY DIRECTGOR OF 21.06.2016  
FISHERIES, KANYAKUMARI

DATE OF FINE PAYMENT AND DATE OF : Fine Paid on 06.03.2017  
REMITTANCE IN GOVT. ACCOUNT and remitted in Govt.  
account on 06.03.2017

DATE OF IMPOUNDMENT 17.03.2016

DURATION OF IMPOUNDMENT Boat impounded up to  
21.06.2016

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-2

Dated 21.06.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Metlan,  
S/o. Paniadimai,  
No.1-2/46, ST. Joseph Colony,  
Eraviputhenthurai,  
Kanyakumari District

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 29.12.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "SACRED HEART" (Respondent) bearing registration number IND-TN-15-MM-4874, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 09.10.2015.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 11.00 AM. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND-TN-15-MM-4874) SACRED HEART violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with office Seal on 21<sup>st</sup> day of June 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Metlan,  
S/o. Paniadimai,  
No.1-2/46, ST. Joseph Colony,  
Eraviputhenthurai,  
Kaniyakumari District

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6

Copy: "A" section



DEPARTMENT OF FISHERIES

CASE NO .1/2016

Dated :17.03.2016

RC .No.2021/B/2014

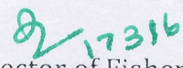
**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-TN-15-MM-4874** owned by Thiru.Metlan, S/o.Paniadimai residing No.1-2/46, ST.Joseph Colony, Eraviputhenthurai, Thoothoor(Post)-629 176. Kanyakumari District has conducted fishing used the fishing vessel on 09.10.2015 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 17<sup>th</sup> day of March & Year 2016

  
Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Metlan,  
S/o.Paniadimai  
No.1-2/46, ST.Joseph Colony,  
Eraviputhenthurai,  
Thoothoor(Post)-629 176.  
Kanyakumari District



#### Annex IV

#### Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: SACRED HEART**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended (17/03/2016). Rs. 50,000 fine imposed. (21/06/2016), Fine paid 06/03/2017.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (17/03/2016). (Boat released 21/06/2016).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel released before fine paid. Released on conviction. UKOT legal case, details were passed to India, and outcome of actions requested. Fine £6,700 + costs not paid. India have not corresponded with the BIOT Administration on this case intersessionally.	



ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT : SHALOM

OWNER DETAILS : RABI S/O.ALPHONSE  
10/119, NEAR GOVERNMENT  
HOSPITAL, THOOTHOR.  
KANYAKUMARI DISTRICT,  
TAMIL NADU.

REGISTRATION NO : IND-TN-15-MM-5269

ENGINE DETAILS : Ashok Leyland  
NWE-182645  
122

MEASUREMENT OF HULL (IN METRE) : Length: 18.500 (in Metre)  
18.320/6.130/3.660 Width: 6.500 (in Metre)  
Height: 2.500 (in Metre)

DATE OF OCCURRENCE IN DIEGO GARCIA : 27.05.2016

DATE OF RETURN TO TAMIL NADU

DATE OF CHARGE SHEET FRAMED BY : 10.06.2016  
ADF, COLACHEL UNDER TNMFR ACT. 1983

FINE IMPOSED BY ADJUDICATING : Rs. 15,000/- date; 09.09.2016  
OFFICER/ DEPUTY DIRECTGOR OF  
FISHERIES, KANYAKUMARI

DATE OF FINEPAYMENT AND DATE OF : Fine Paid on 26.06.2016 and  
REMITTANCE IN GOVT. ACCOUNT remitted in Govt. account on  
27.09.2016

DATE OF IMPOUNDMENT 10.06.2016

DURATION OF IMPOUNDMENT Boat impounded up to 26.09.2016

**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 1929/B/2016-1

Dated 09.09.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Rabi,  
S/o. Alphonse,  
10/119, Near to Govt. Hospital ,  
Thoothur,  
Kanyakumari District.

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 14.03.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat bearing registration number IND-TN-15-MM-5269 , registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 27.05.2016.

Based on the charge sheet, the Adjudicating Officer issued summon dated 30.08.2016 to the respondent to be present personally before Adjudicating Officer on 9<sup>th</sup> September 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent.

Based on the above summon order both the respondent and petitioner presented before me and presented the cases on 09.092016

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND- TN-15-Mm-5269 violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary.



It committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.15, 000/ (Rupees fifteen thousand only)-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 9<sup>th</sup> day of  
September 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Rabi,  
S/o. Alphonse,  
10/119, Near to Govt. Hospital ,  
Thoothur,  
Kanyakumari District..

Copy to:  
Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6  
Copy: "A" section

285  
5

PROCEEDINGS OF THE AUTHORIZED OFFICER, KANYAKUMARI(WEST)/ ASSISTANT DIRECTOR  
OF FISHERIES, COLACHEL.

PRESENT: J. NABIRAJ

CASE NO. 1

DATE: 10.06.2016

R.C.NO.332/B/2016

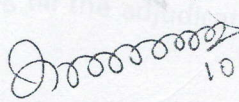
ORDER

The Authorized Officer, Kanyakumari(West) has the reason to believe that the Mechanized fishing boat bearing registration No.IND-TN-15-MM-5269 owned by Thiru. Rabi S/o Alphonse residing Thoothurat conducted fishing/used the fishing vessel on in contravention of the Tamilnadu Marine Fishing Regulation Act-1983 U/s. schedule sec 11 and Tamilnadu Marine Fisheries Regulation Rules – 1983 U/s 6 (Xii).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries, (Regional) Kanyakumari for adjudication. Pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me U/s 15 of Tamilnadu Marine Fishing Regulation Act 1983 and U/s 9(1) Tamilnadu Marine Fishing Regulation Rules 1983.

1. The Fishing license granted to the above mentioned mechanized fishing boat is suspended till the adjudication is over.
2. The owner of the above mentioned fishing boat is here by directed to keep and protect his fishing boat in Colachel and should not venture into sea for fishing till the adjudication by the adjudication officer.

The above orders are issued on <sup>10-6-16</sup> under my signature and seal.

  
10616  
Authorized Officer (Kanyakumari West)  
Assistant Director of Fisheries,  
Colachel.

ASSISTANT DIRECTOR OF FISHERIES  
COLACHEL - 629 521

To.

Thiru. Rabi S/o Alphonse,  
Thoothur, Kanyakumari Dt.

രബി സി. ഓ. അല്ഫോൺസ്.

Rabi





**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: SHALOM**

<b>Para 22, sub para</b>	<b>Action</b>	<b>Responsibility</b>	<b>Information Provided (Y/N)</b>	<b>Comments</b>	<b>Aide Memoire</b>
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended (10/06/2016). Rs. 15,000 fine imposed. (09/09/2016), Fine paid 26/06/2016 & remitted into Government account on 27/09/2016.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep the vessel in Colachel, & should not venture to sea for fishing till the adjudication by the Adjudicating officer. (10/03/2016). (Boat released 26/09/2016).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel fled, no UKOT legal case, details were passed to India, and outcome of actions requested.  India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT	:	VACHANAM
OWNER DETAILS	:	JOSEPH, KRUSADI VILAGAM, ERAVIPUTHANTHURAI, THOOTHOR, KANYAKUMARI DISTRICT, TAMIL NADU.
REGISTRATION NO	:	MPEDA Registration TN2/FV/01256/10
ENGINE DETAILS	:	-Unknown-
MEASUREMENT OF HULL (IN METRE)	:	
DATE OF OCCURRENCE IN DIEGO GARCIA	:	09.10.2015
DATE OF RETURN TO TAMIL NADU	:	
DATE OF CHARGE SHEET FRAMED BY ADF, COLACHEL UNDER TNMFR ACT. 1983	:	08.09.2016
FINE IMPOSED BY ADJUDICATING OFFICER/ DEPUTY DIRECTGOR OF FISHERIES, KANYAKUMARI	:	Rs. 50,000 Date: 29.09.2016
DATE OF FINEPAYMENT AND DATE OF REMITTANCE IN GOVT. ACCOUNT	:	Fine of Rs. 25,000 Paid on 24.07.2017 and remitted in Govt. account. Police case filed and action is taken to under revenue recovery act.
DATE OF IMPOUNDMENT	:	08.09.2016
DURATION OF IMPOUNDMENT	:	Till the date the boat is impounded



**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari @ Nagercoil.**

Present : Thiru. V. Lamek Jayakumar, M.F.Sc.,

Rc.No. 627/B/2015-1

Dated 22.11.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Satrin,  
S/o. Joseph,  
Kususadi Vilagam,  
Eraviputhenthurai,  
Kaniyakumari District

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 08.09.2016 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "VACHANAM" (Respondent) bearing registration number TN2/FV/01256/10, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 09.10.2015.

Based on the charge sheet, the Adjudicating Officer issued summon dated 03.10.2016 to the respondent to be present personally before Adjudicating Officer on 26<sup>th</sup> October 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 03.11.2016 to the respondent to be present personally on 17<sup>st</sup> November 2016 at 11.00 AM. Based on the summon the petitioner appeared for hearing on 17.11.2016 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. TN2/FV/01256/10) violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.50,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with office Seal on 22<sup>nd</sup> day of November 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Satrin,  
S/o. Joseph,  
Kususadi Vilagam,  
Eraviputhenthurai,  
Kaniyakumari District

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6

Copy: "A" section

DEPARTMENT OF FISHERIES

CASE NO .1/2015

Dated :23.09.2015

RC No.2021/B/2014

**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **TN2/FV/01256/10** owned by Thiru.Satrin, S/o.Joseph residing at Kurusadi Vilagam, Eraviputhenthurai, Thoothoor(Post)-629 176. Kanyakumari District has conducted fishing used the fishing vessel on 09.10.2015 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 23<sup>rd</sup> day of September Year 2015.

*23/9/15*

Assistant Director of Fisheries,  
Colachel.

**To**  
Thiru.Satrin,  
S/o.Joseph,  
Kurusadi Vilagam,  
Eraviputhenthurai,  
Thoothoor(Post)-629 176.  
Kanyakumari District

*| True copy |*

*Signature*  
*23/9/15*



#### Annex IV

#### Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: VACHANAM**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes  No details of the actions to be taken to continue to monitor and control the vessel.	Flag State controls enforced. Fishing licence suspended. (Rs. 50,000 fine imposed. (29/09/2016), fine of Rs. 25,000 paid 2407/2016. Police case has been filed and action has been taken under revenue recovery act.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (23/09/2015). (Boat not released 22/2016).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Vessel not released as fine not fully paid.  UKOT legal case, details were passed to India, and outcome of actions requested. Fine £34,000 not paid.  India have not corresponded with the BIOT Administration on this case intersessionally.	

ACTION TAKEN REPORT ON THE MECHANIZED FISHING BOAT REPORTED ILLEGAL  
FISHING IN BIOT

NAME OF THE BOAT	:	WISDOM
OWNER DETAILS	:	LAWRENCE S/o. VINCENT, 3/83, KURUSADI VILAGAM, ERAVIPUTHENTHURAI KANYAKUMARI DISTRICT, TAMIL NADU.
REGISTRATION NO	:	IND-TN-15-MM-395
ENGINE DETAILS	:	Ashok Leyland ALI-116630 106 HP
MEASUREMENT OF HULL (IN METRE)	:	Length: 15.700 (in Metre) Width: 5.300 (in Metre) Height 2.200 (in Metre)
DATE OF OCCURRENCE IN DIEGO GARCIA	:	09.10.2015
DATE OF RETURN TO TAMIL NADU	:	
DATE OF CHARGE SHEET FRAMED BY ADF, COLACHEL UNDER TNMFR ACT. 1983	:	29.12.2015
FINE IMPOSED BY ADJUDICATING OFFICER/ DEPUTY DIRECTGOR OF FISHERIES, KANYAKUMARI	:	Rs. 30,000/-
DATE OF FINE PAYMENT AND DATE OF REMITTANCE IN GOVT. ACCOUNT	:	Fine Paid on 29.06.2016 and remitted in Govt. account on 29.06.2016
DATE OF IMPOUNDMENT	:	17.03.2016
DURATION OF IMPOUNDMENT	:	Boat impounded up to 21.06.2016



**Adjudication Order of the Adjudicating Officer under Tamil Nadu Marine Fishing Regulation Act, 1983 / Deputy Director of Fisheries (Regional) Kanyakumari (A/c) @ Nagercoil.**

Present : Thiru. C. Rubert Jothi, B.F.Sc.,

Rc.No. 627/B/2015-1

Dated 21.06.2016

Authorized officer/  
Assistant Director of Fisheries, Colachel.

- Petitioner

Vs

Thiru. Lawrence,  
S/o. Vincent,  
No.3/83 Kususadi Vilagam,  
Eraviputhenthurai,  
Kaniyakumari District

Respondent.

The Authorised Officer/ Assistant Director of Fisheries, Colachel who is authorized under section-4 of Tamilnadu Marine Fishing Regulation Act 1983, filed a charge sheet on 29.12.2015 under section-5 of Tamil Nadu Marine Fishing Regulation Act, 1983 and subsection X and XII of section 6 of Tamil Nadu Marine fishing Regulation Rules 1983 against the owner of mechanized fishing boat "WISDOM" (Respondent) bearing registration number IND-TN-15-MM-395, registered in the office of the Authorized officer/ Assistant Director of Fisheries, Colachel for crossing the Indian International Boundary line for fishing on 09.10.2015.

Based on the charge sheet, the Adjudicating Officer issued summon dated 15.04.2016 to the respondent to be present personally before Adjudicating Officer on 28<sup>th</sup> April 2016 at 11.00 am at the Office of the Adjudicating officer for the hearing on the charge sheet filed against the respondent. The respondent received the summon and not appeared personally for hearing.

Therefore chance has given to the respondent and issued summon dated 18.05.2016 to the respondent the respondent to be present personally on 21<sup>st</sup> June 2016 at 11.00 AM. Based on the summon the petitioner appeared for hearing on 21.06.2017 at 11.00 AM and the respondent was not appeared.

Hence, there is no need to inform by the responded personally to me and it's confirmed that the respondent accepted the offence based on the Government documents provided by the petitioner and it is hereby ordered.

Based on the arguments and documents presented by the petitioner and respondent, it is proved that the Mechanized Fishing Boat (Regn. No. IND-TN-15-MM-395) WISDOM violated the provisions of Tamilnadu Marine Fishing Regulation Act and Rules by fishing beyond the Indian International Boundary and committed a punishable offence under Tamil Nadu Marine Fishing Regulation Act 1983. Hence for the violation of section 5 of Tamil Nadu Marine Fishing Regulation Act 1983 and sub section 6(X) and 6(XII) of Tamil Nadu Marine Fishing Regulation Rules 1983 as provided under section 17 and 18 (1) of Tamil Marine Fishing Regulation Act, 1983 it is hereby ordered imposing fine of Rs.30,000/-.

The above fine amount shall be paid within 10 days from the date of this order in the Office of the Deputy Director of Fisheries (Regional), Kanniyakumari at Nagercoil. Failing which action will be initiated under section 21 of Tamil Nadu Marine Fishing Regulation Act 1983.

If there is any appeal against the above adjudication, the respondent shall prefer an appeal under section 19 (1) of Tamil Nadu Fishing Regulation Act 1893 to the Appellate Authority/ Commissioner of Fisheries, Teynampet, Chennai 600 006 within 30 days from the date of this order.

Affixed my signature with  
office Seal on 21<sup>st</sup> day of  
June 2016

Sd/- xxxxxxxxxxxxxx  
Adjudication Officer/  
Deputy Director of Fisheries (Regional),  
Kanyakumari

To,  
Thiru. Lawrence,  
S/o. Vincent,  
No.3/83 Kususadi Vilagam,  
Eraviputhenthurai,  
Kaniyakumari District

Copy to:

Assistant Director of Fisheries, Colachel

- Entry has to be made in the register maintained for this purpose and follow the instructions of the Commissioner of Fisheries.

Copy Submitted to the Appellate Authority/ Commissioner of Fisheries, Chennai 6

Copy: "A" section

DEPARTMENT OF FISHERIES

CASE NO.1/2016

Dated :17.03.2016

RC .No.2021/B/2014

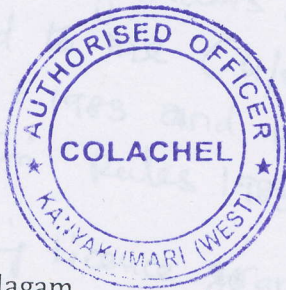
**ORDER**

The Authorised Officer, Kanyakumari(West) has the reason to believe that the mechanised fishing boat bearing registration number **IND-TN-15-MM-395** owned by Thiru.Lawrance, S/o.Vincent residing No.3/83 Kurusadi Vilagam, Eraviputhenthurai, Thoothoor(Post)-629 176. Kanyakumari District has conducted fishing used the fishing vessel on 09.10.2015 in contravention of the Tamilnadu marine fisheries Regulation Act 1983 U/s 5(3),5(5) and Tamilnadu Marine fisheries Regulation Rules 1983 us/6(X) and 6(XII).

He is liable for punishment and hence the case is submitted before the Adjudicating Officer/Deputy Director of Fisheries (Regional) Kanyakumari @Nagercoil for adjudication, pending final orders from the Adjudicating Officer, the following orders are issued in exercise of the powers vested to me (u/s 15 of Tamilnadu Marine fishing Regulation Act 1983 and u/s 9(1) Tamilnadu marine fishing Regulation Rules 1983.

1. The Fishing Licence granted to the above mentioned fishing boat is suspended till the adjudication is completed.
2. The owner of the above mentioned fishing boat is hereby directed to keep his fishing boat in Jeppiar Fishing Harbour, Muttom and should not venture into sea for fishing till the adjudication by the Adjudicating officer.

With my signature and office seal this order is issued on the 17<sup>th</sup> day of March & Year 2016



01736  
**Authorised Officer**,  
**Kanyakumari (west)**  
**Asst. Director of Fisheries**  
**Colachel**

**To**  
 Thiru.Lawrance,  
 S/o.Vincent,  
 No.3/83 Kurusadi Vilagam,  
 Eraviputhenthurai,  
 Thoothoor(Post)-629 176.  
 Kanyakumari District

கனகசுமரி மாவட்டம்  
 கருசாடி விலகம்  
 எரவிபுத்தேரூர்  
 தூதூர் (பி) - 629 176  
 கனகசுமரி மாவட்டம்  
 08.07.2016  
 கனகசுமரி மாவட்டம்  
 கனகசுமரி மாவட்டம்

கனகசுமரி மாவட்டம் கருசாடி விலகம் எரவிபுத்தேரூர் தூதூர் (பி) - 629 176 கனகசுமரி மாவட்டம்  
 கனகசுமரி மாவட்டம் கருசாடி விலகம் எரவிபுத்தேரூர் தூதூர் (பி) - 629 176 கனகசுமரி மாவட்டம்  
 17.03.2016  
 கனகசுமரி மாவட்டம்  
 கனகசுமரி மாவட்டம்  
 17-3-2016  
 17.3.2016





**Annex IV**

**Checklist to be completed by the Secretariat for potential removal of vessels from the IOTC IUU Vessel List**

(Aide Memoire for the Commission for delisting a vessel: note that the Secretariat will indicate if suitably documented information and/or evidence has been provided, but will make no judgement as to its adequacy, which will be the responsibility of the Compliance Committee / Commission, Paragraph 17 and 27)

**Vessel Name: WISDOM**

Para 22, sub para	Action	Responsibility	Information Provided (Y/N)	Comments	Aide Memoire
a)	i) It has adopted measures such that the vessel, Owner and all other nationals comply with all IOTC Conservation and Management Measures; and	Flag CPC	No	No evidence of adoption of measures to comply with IOTC Conservation and Management Measures.	If paragraph a) or b) or c) is satisfied, the vessel may be removed from the IUU Vessels List pursuant to paragraph <b>Error! Reference source not found.</b> , else the vessel will remain on the list for re-examination by the Compliance Committee and Commission at its next Annual Session.
	ii) it is effectively assuming and will continue to effectively assume its flag State responsibilities with regard to the monitoring and control of the fishing activities of this vessel; and	Flag CPC	Yes No details actions to be taken to continue to monitor and control vessel.	Flag State controls enforced. Fishing licence suspended. (Rs. 30,000 fine imposed. (21/06/2016), fine paid 29/06/2016.	
	iii) it has taken effective action against the Owner and crew in response to the IUU fishing activities that resulted in the vessel's inclusion in the IUU Vessel List including prosecution and imposition of sanctions of adequate severity; or	Flag CPC	Yes	Owner directed to keep vessel in Jeppiar Fishing Harbour, Muttom, & to not venture to sea for fishing till the adjudication by the Adjudicating officer. (17/03/2016). (Boat released 21/06/2016).	
b)	The vessel has changed ownership and that the new Owner can establish the previous Owner no longer has any operational, legal, financial or real interests whether direct or indirect in the vessel or exercises control over it and that the new Owner has not participated in any IUU fishing activities in the preceding 5 years; or	Flag CPC	No	No evidence of change of ownership.	
c)	The vessel has been sunk or scrapped.	Flag CPC	No	No evidence of the vessel having sunk or been scrapped. Vessel released from custody on 21/06/2016.	
d)	Any prosecution and sanctions regarding the vessel that conducted IUU fishing activities has been concluded by both the nominating CPC and the flag State of the vessel.	Flag CPC	No	Concluded by flag State. UKOT legal case, details were passed to India, and outcome of actions requested. £14,000 not paid. India have not corresponded with the BIOT Administration on this case intersessionally.	