

31 August 2018

IOTC CIRCULAR
2018-39

Dear Sir/Madam

COMMUNICATION FROM THAILAND REGARDING THE VERDICTS ON LEGAL ACTIONS TAKEN AGAINST SIX THAI VESSELS

In accordance with the recommendations of the 14th Session of the Compliance Committee, as endorsed by the IOTC S21, please find attached a communication from Thailand, concerning the verdicts on the court cases relating to the six Thai fishing vessels: CERIBU, MOOK ANDAMAN 018, MOOK ANDAMAN 028, YULONG 6, YU LONG 125 and HUNG CHI FU 68.

Yours sincerely



Christopher O'Brien
Executive Secretary

Attachments:

- Communication from Thailand

Distribution

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No. 0527.2/ ๑๐๕๐



Department of Fisheries
Kaset Klang, Chatuchak,
Paholyothin Road,
Bangkok 10900, Thailand

๒๓ August B.E. 2561 (2018)

Dear Sir,


Subject: Report on the progress of legal actions against of six vessels

Kindly refer to Report of the 14th Session of the Compliance Committee (COC14), review of additional information related to IUU fishing activities in the IOTC area of competence, Recommendation that Thailand provide an update on the ongoing court case, once concluded of IUU vessels are follows: CERIBU, MOOK ANDAMAN 018, MOOK ANDAMAN 028, YU LONG 6, YU LONG 125 and HUNG CHI FU 68.

In this connection, Department of Fisheries of Thailand would like to report the progress litigations of these vessels which did not return to the applicable designated port on a regular basis within the time period prescribed by the Director-General under the Royal Ordinance on Fisheries B.E. 2558 and the Order No. 10/2558 of the Head of National Council for Peace and Order. The summary progress of legal actions against of six vessels as attachment.

Please be assured of our fullest cooperation.

Yours Sincerely,


(Dr. Adisorn Promthep)
Director - General

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Summary progress of legal actions against of six vessels

No.	Vessel name	Defendant	Offenses	Status
1.	CERIBU	1. Three Wonderful Co., Ltd. 2. Mr. Yan Wan An 3. Mr. Trirong Nimanusornsuk	1. Did not return to the applicable designated port on a regular basis within the time period prescribed by the Director - General under the Royal Ordinance on Fisheries B.E. 2558, Section 81 (5) 2. Fishing Outside the territorial waters without permission under the Royal Ordinance on Fisheries B.E. 2558, Section 48 and the Order No. 10/2558 of the Head of National Council for Peace and Order, Clause 9 and Clause 18 3. A seaman who is not a Thai no hold a seaman document and worked without permission under the Royal Ordinance on Fisheries B.E. 2558, Section 83 4. Engage an alien to work for him without the holder of permit under the Working of Alien Act, B.E. 2551	The court judged is following; <u>Offense 1 - 2</u> The 1 st defendant to pay for penalty for 44,079,000 THB The 2 nd defendant to pay for penalty for 44,079,000 THB and imprisonment for 1 month 15 days (to suspended sentence 2 years) <u>Offense 3 - 4</u> The 1 st defendant to pay for penalty for 17,060,000 THB and imprisonment for 2 month 15 days (to suspended sentence)

Summary progress of legal actions against of six vessels

No.	Vessel name	Defendant	Offenses	Status
2.	MOOK ANDAMAN 018	1. Siam Tuna Fishery Co., Ltd.	1. Did not return to the applicable designated port on a regular basis within the time period prescribed by the Director - General under the Royal Ordinance on Fisheries B.E. 2558, Section 81 (5)	The court judged is following;
3.	MOOK ANDAMAN 028	2. Mr. Thanongsak Raksawong 3. Mr. Chaiwat Artit	2. Fishing Outside the territorial waters without permission under the Royal Ordinance on Fisheries B.E. 2558, Section 48 and the Order No. 10/2558 of the Head of National Council for Peace and Order, Clause 9 and Clause 18	The 1 st defendant to pay for penalty for 111,543,500 THB The 2 nd defendant to imprisonment for 6 months (to suspended sentence 2 years) and pay for penalty for 111,543,500 THB
4.	YU LONG 6	1. Shealth Service (Thailand) Co., Ltd.	1. Did not return to the applicable designated port on a regular basis within the time period prescribed by the Director - General under the Royal Ordinance on Fisheries B.E. 2558, Section 81 (5)	The court judged is following;
5.	YU LONG 125	2. Mr. Suvit Theprasit	2. Fishing Outside the territorial waters without permission under the Royal Ordinance on Fisheries B.E. 2558, Section 48 and the Order No. 10/2558 of the Head of National Council for Peace and Order, Clause 9 and Clause 18	The 1 st defendant to pay for penalty for 65,231,500 THB
6.	HUNG CHI FU 68	3. Mr. Trirong Nimanusornsuk 4. Miss Kanlaya Jenjit		The 2 nd defendant to imprisonment for 6 months (to suspended sentence) The 3 rd defendant to imprisonment for 1 year and 15 months The 4 th defendant to dismiss

Remark: The court judged these vessels are 3 cases; 1) Ceribu 2) Mook Andaman 018 and Mook Andaman 028 and 3) Yu Long 6, Yu Long 125 and Hung Chi Fu 68