



DEPARTMENT OF TRANSPORTATION
UNITED STATES COAST GUARD

Agenda Item B-4

MAILING ADDRESS: (oil)
COMMANDER
Seventeenth Coast Guard District
P.O. Box 3-5000
Juneau, Alaska 99802
(907) 586-7363

16214
12 May 1982

REPORT TO THE NORTH PACIFIC FISHERIES MANAGEMENT COUNCIL
CONCERNING U.S. COAST GUARD FCMA ENFORCEMENT

1. Recent FCMA Infractions. Since the last council meeting twenty-three reports of violation (civil penalty procedures) and ten citations (written warnings) have been issued. In addition, one foreign fishing vessel was seized for a severe FCMA infraction. A brief summary of each infraction follows.

a. 18 March. USCGC RUSH issued a citation to the South Korean stern trawler No. 305 JINAM for failure to keep its international radio call sign clearly legible and in good repair.

b. 22 March. USCGC JARVIS issued a citation to the South Korean cargo vessel ILL WOO No. 58 for failure to respond correctly to Coast Guard enforcement signals preceding an authorized boarding.

c. 23 March. USCGC JARVIS issued a citation to the Japanese stern trawler ANYO MARU No. 8 for failure to provide a safe boarding ladder for the authorized boarding party.

d. 1 April. USCGC JARVIS issued two reports of violation to the South Korean cargo vessel 501 DONG SOO for failure to report the date and time that it began fishing activity in the required format, and, failure to properly maintain its transfer log by failing to record the transfer of 85 MT of product. This transfer was verified by checking transfer logs with the U.S. observer aboard the vessel which received the transfer. A third violation was issued for not properly maintaining a communications log.

e. 1 April. USCGC RUSH issued a report of violation to the Japanese stern trawler KOTOBUKI MARU No. 25 for failure to depart the Fisheries Conservation Zone in the position and at the time indicated in its submitted departure message.

f. 3 April. USCGC RUSH issued a report of violation to the Japanese stern trawler YAMATO MARU for failure to accurately maintain its daily cumulative log by failing to log 5.12 MT (23 per cent) of its total catch.

g. 4 April. USCGC RUSH issued separate reports of violation to each of the following Japanese stern trawlers for failure to make proper notification of the time and location of their departure from the Fisheries Conservation Zone:

ANYO MARU No. 12
CHOUN MARU No. 21
ORIENT MARU No. 3
RYOAN MARU No. 31

SHOEI MARU No. 2
SHOSHIN MARU No. 18
TEISHO MARU No. 18

h. 6 April. USCGC JARVIS issued separate reports of violation to each of the following Japanese stern trawlers for failure to make proper notification of the time and location of their departure from the Fisheries Conservation Zone:

FUKUSHIN MARU No. 5
FUKUYOSHI MARU No. 38

KOHOKU MARU No. 16
KYOWA MARU No. 11

i. 6 April. USCGC JARVIS issued a report of violation to the Japanese stern trawler HAMAZEN MARU No. 35 for having nets readily deployable so as to conduct fishing activity prior to the time required following submission of its fishing activity message.

j. 9 April. USCGC RUSH issued a citation to the Japanese stern trawler YAHATA MARU No. 53 for failure to provide a safe boarding ladder for the authorized boarding party.

k. 14 April. USCGC JARVIS issued a report of violation to the South Korean stern trawler HEUNG YANG HO for failure to return its catch of a prohibited species (bairdi tanner crab) in a timely manner.

l. 15 April. Commander Coast Guard District Seventeen (oil) issued a report of violation to the Japanese transport vessel KARASAKI MARU for failure to submit the required activity message 24 hours prior to its departure from the Fisheries Conservation Zone.

m. 17 April. USCGC SHERMAN issued a citation to the Japanese stern trawler AKEBONO MARU No. 15 for failure to properly maintain its daily cumulative catch log by failing to log the disposition of its total catch for a seven day period. A second citation was issued for failure to properly maintain its daily cumulative catch log by failing to accurately reflect the disposition of 20% of the total weight (.6 MT) of its squid catch.

n. 24 April. Coast Guard Air Station Kodiak issued a citation to the Japanese tanker TENKAI MARU for failure to maintain the readability of its international radio call sign.

o. 28 April. USCGC CONFIDENCE issued two reports of violation to the Japanese stern trawler KYOWA MARU No. 15 for failure to remain alert for enforcement instructions from an

(o. cont'd) authorized enforcement vessel and failure to stop in a timely manner to facilitate an authorized boarding. KYOWA MARU No. 17 ignored the initial signaling attempts by both signal flares and radio calls. KYOWA MARU No. 15 eventually returned and cooperated during an authorized Coast Guard boarding after being contacted by the Japanese law enforcement vessel KONAN MARU No. 27 upon the request of CGC CONFIDENCE.

p. 28 April. USCGC CONFIDENCE seized the Japanese stern trawler DAIEI MARU No. 2 in the central Bering Sea for grossly underlogging (12%, 30MT) its total catch with the most severe underlogging found in the species of Atka mackeral and Pacific cod.

q. 30 April. USCGC CONFIDENCE issued a citation to the Japanese stern trawler MANRYO MARU No. 32 for failure to record its catch in the daily cumulative catch log in a timely manner.

r. 1 May. USCGC SHERMAN issued a report of violation to the Japanese stern trawler HAMAZEN MARU No. 35 for failure to properly maintain its daily cumulative catch log in that the species cumulative total for one statistical area was carried over to start the cumulative totals for the next statistical area in which fishing occurred. A second violation was issued for failure to properly maintain its daily cumulative catch log in that the DCCL did not accurately account for 3 MT of "other rockfish" (species code 849).

s. 8 May. USCGC SHERMAN issued a citation to the Japanese stern trawler EIKYU MARU No. 35 for failure to provide a safe boarding ladder for the authorized boarding party.

t. 11 May. USCGC SHERMAN issued a citation to the Japanese stern trawler HAKURYU MARU 72 for failure to properly maintain its daily cumulative catch log by logging its catch cumulatively for each week rather than cumulatively for the permit year.

Enclosure: (1) Items of Special Interest.
(2) U.S. Coast Guard Patrol Effort.
(3) Analysis of Boardings and Enforcement Incidents.
(4) Surveillance Standard Analysis for Independent Fishing Vessels.
(5) Boarding Standard Analysis for Independent Fishing Vessels.

Items of Special Interest

I. USCGC RUSH BOARDING OF DAIAN MARU No. 188 (JA)

On 10 April 1982, USCGC RUSH conducted an enforcement boarding on the Japanese stern trawler DAIAN MARU No. 188 in the central Bering Sea. Upon examination of the daily cumulative catch, production and transfer logs, subtraction of logged transfers and discards, and comparison with an actual product block inventory count the boarding party concluded that a gross overlogging violation (116 MT, 53% of total catch) of primarily pollock had occurred. Permission to seize the DAIAN MARU No. 188 was requested and granted by the U.S. Department of State.

Continued examination efforts by USCGC RUSH personnel prior to initiation of the seizure failed to produce substantial evidence to refute the fish master's claim that the apparent logging discrepancies were actually the result of variable product recovery rates used in the species believed overlogged. The production procedure for pollock described by the fish master was that once the roe was removed from the female pollock the offal was disposed. Lacking conclusive evidence to execute the seizure USCGC RUSH's boarding party accepted the master's claim for the discrepancies and departed the vessel. No seizure was made. Although the result of the boarding was the overwhelming indication of the wastage of large quantities of fish by the DAIAN MARU No. 188 (primarily 85 MT of pollock), no violation or citation was issued.

II. USCGC JARVIS BOARDING OF HEUNG YANG HO (KS)

On 14 April 1982, USCGC JARVIS conducted an enforcement boarding on the South Korean stern trawler HEUNG YANG HO while the vessel was at anchor north of Unalaska Island. An inspection of the daily cumulative catch, production and transfer logs revealed that 1345 MT (17% of total pollock catch) of pollock had been discarded during joint venture operations. HEUNG YANG HO had been processing joint venture caught pollock as whole frozen, fillet, roe, and meal and discarded pollock whenever one of the following conditions occurred:

- a. When the amount and rate of catch exceeded production capacity.
- b. When the pollock caught by U.S. fishing vessels were undersized.
- c. When the pollock catch was stripped of roe.

No violation or citation resulted from the production practices of the HEUNG YANG HO. The most significant result of the boarding, and applying the information acquired in the recent boarding of DAIAN MARU No. 188 by USCGC RUSH, has been the development of intense interest toward foreign fishing vessel production processes with respect to excessive fish wastage.

Although no violations exist concerning discards, the firm possibility exists that the use of production processes which result in excessive fish wastage are common and cannot be justified on any conservation management basis.

Enclosure (1)

U. S. COAST GUARD PATROL EFFORT (1981-1982)

	CUTTER PATROL DAYS	AIRCRAFT PATROL HOURS	MILES PATROLLED	FISHING VESSEL IDENTIFICATIONS								FISHING VESSEL BOARDINGS									
				JA	KS	PL	TW	GE	UR	CA	NO	TOTAL	JA	KS	PL	TW	GE	UR	CA	NO	TOTAL
JULY 1981	78	86	28240	272	81	47	04	07	04	10	00	385	26	11	02	01	01	00	01	00	42
AUGUST	75	80	26170	270	80	44	01	03	02	06	00	366	24	10	01	01	01	00	00	00	37
SEPTEMBER	99	86	31472	276	100	26	03	02	00	00	00	407	18	07	01	01	01	00	00	00	28
OCTOBER	109	121	33032	425	96	06	01	10	15	01	00	554	12	09	02	00	00	00	00	00	23
NOVEMBER	75	72	20500	330	70	14	02	02	01	00	01	420	09	06	01	01	00	00	00	00	17
DECEMBER	22	100	22659	111	09	98	07	01	04	02	00	232	12	02	11	01	00	00	00	00	26
JANUARY 1982	40	116	23013	96	39	00	00	01	02	01	00	139	06	05	00	00	00	00	00	00	11
FEBRUARY	26	152	32730	261	75	00	00	00	01	00	00	337	05	06	00	00	00	00	00	00	11
MARCH	67	165	37986	246	45	00	00	04	06	00	00	301	06	11	00	00	01	00	00	00	18
APRIL	87	231	48016	437	73	08	03	01	05	00	00	527	25	12	03	00	00	00	00	00	40
MAY	23	63	12843	125	16	04	04	03	09	00	00	161	14	03	00	00	00	01	00	00	18

ANALYSIS OF BOARDING AND ENFORCEMENT INCIDENTS
FOR 1981-1982
(BOARDINGS/INCIDENTS) *

	JAPAN	USSR	S.KOREA	POLAND	TAIWAN	W.GER	CA	NO.	ALL BOARDINGS RESULTING IN INCIDENT
JUL 81	26/5	0/0	11/1	2/0	1/0	1/2	1/0	0/0	42/8 19
AUG	24/2	0/0	10/2	1/0	1/0	1/0	0/0	0/0	37/4 11
SEP	18/3	0/0	7/4	1/0	1/0	1/1	0/0	0/0	28/8 29
OCT	12/0	0/0	9/3	2/0	0/0	0/0	0/0	0/0	23/3 13
NOV	9/1	0/0	6/6	1/0	1/3	0/0	0/0	0/0	17/10 58
DEC	12/0	0/0	2/0	11/4	1/1	0/0	0/0	0/0	26/5 23
JAN 82	6/0	0/0	5/0	0/0	0/0	0/0	0/0	0/0	11/0 0
FEB	5/0	0/0	6/1	0/0	0/0	0/0	0/0	0/0	11/1 9
MAR	6/1	0/0	11/5	0/0	0/0	1/0	0/0	0/0	18/6 33
APR	25/21	0/0	12/4	3/0	0/0	0/0	0/0	0/0	40/25 63
MAY (through 5-12)	14/4	1/0	3/0	0/0	0/0	0/0	0/0	0/0	18/4 22
Cumulative Total	157/37	1/0	82/26	21/4	5/4	5/3	1/0	0/0	271/74 27

* NOTE: RATIO DOES NOT INCLUDE INFRACTIONS DETECTED BY MEANS OTHER THAN BOARDING.

SURVEILLANCE STANDARD ANALYSIS FOR INDEPENDENT
FOREIGN FISHING VESSELS (FFV) FOR 1981-1982

TIME PERIOD	NUMBER OF FFV ON GROUNDS FOR ENTIRE PERIOD	NUMBER OF FFV ON GROUNDS FOR ENTIRE PERIOD THAT WERE SIGHTED	%SIGHTED
07 SEP - 20 SEP	254	102	40
21 SEP - 04 OCT	237	187	79
05 OCT - 18 OCT	223	156	70
19 OCT - 01 NOV	148	76	51
02 NOV - 15 NOV	150	90	60
16 NOV - 29 NOV	131	93	71
30 NOV - 13 DEC	95	33	35
14 DEC - 27 DEC	82	48	59
28 DEC - 10 JAN 82	67	24	36
11 JAN - 24 JAN	80	26	33
25 JAN - 7 FEB	130	61	47
8 FEB - 21 FEB	141	76	55
22 FEB - 7 MAR	147	90	61
8 MAR - 21 MAR	150	90	60
22 MAR - 4 APR	106	51	48
5 APR - 18 APR	90	86	96
19 APR - 2 MAY	120	105	87
3 MAY - 12 MAY	107	97	90

BOARDING STANDARD ANALYSIS FOR INDEPENDENT
FOREIGN FISHING VESSELS FOR 1981-1982

MONTH	GOAL	ACTUAL BOARDINGS	%ACHIEVED
JULY 1981	33	42	127
AUGUST	27	37	137
SEPTEMBER	33	28	85
OCTOBER	34	23	68
NOVEMBER	26	17	65
DECEMBER	15	26	173
JANUARY 1982	19	11	58
FEBRUARY	27	11	41
MARCH	28	18	64
APRIL	26	40	154
MAY (through 5-12)	10	18	160
Cumulative total	278	271	98

NOTE: BOARDING GOAL IS TO BOARD EVERY INDEPENDENT FOREIGN FISHING VESSEL ONCE PER QUARTER.