

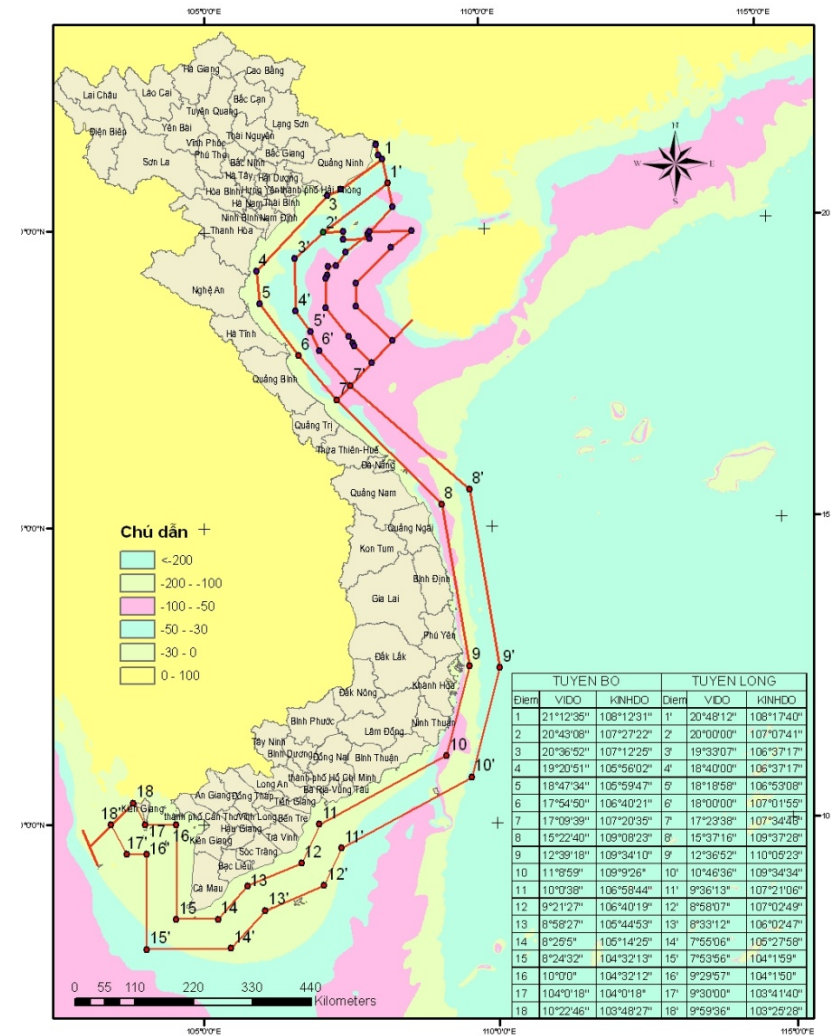
The Regional Training on
Port State Measures Implementation in Southeast Asia
20-23 February 2018, Bangkok, Thailand

**Situation, preparation and capacity building need
on PSM implementation to combat
IUU fishing in Viet Nam**

Directorate of Fisheries - Vietnam

Situation, preparation of Port State Measures implementation

- ❖ Long coastline of 3,620 km
- ❖ Over 109,000 fishing boats
- ❖ 84 fishing ports
- ❖ Designated ports for offshore fishing vessels including foreign fishing vessels



Law and regulation to support PSM implementation

- Law of Fisheries 2003
- Decree No 80/2012/ND-CP dated 08 Oct 2012 regarding to management of fishing port and landing areas for fishing vessels.
- Decree No. 103/2013/ND-CP of September 12, stipulating the handling of administrative violations in fisheries activities.
- Decision No 78/QD-TTg of January 1st 2018, issuing the National Plan of Action to Combat IUU fishing



Preparing of legal and regulation to support PSM implementation

- Amended Fisheries Law 2017 adopted by NA in November and enters into force from January 1st , 2019.
- Ministry of Agriculture and Rural Development is planning to submit ratification of the PSMA to the Government in 1 Quater 2018.

According to Law of Fisheries 2017 (Article 8: International cooperation in fishery sector; Article 81: Rights and obligations of the fishing port management unit 83. Provisions on foreign fishing vessels entering or leaving fishing ports in Vietnam)

1. Foreign fishing vessels shall only be allowed to enter fishing ports already inscribed in fishery activity licenses or be designated or approved by Vietnamese competent authorities according to regulations.

2. Before entering a fishing port, the captain must give at least 24 hours notice to the fishing port management unit of the vessel's name, call sign, registration number, size of vessel, license, species on board, arrival time and request for assistance (if any).

According to Law of Fisheries 2017 (Article 8: International cooperation in fishery sector; Article 81: Rights and obligations of the fishing port management unit 83. Provisions on foreign fishing vessels entering or leaving fishing ports in Vietnam)

3. upon arrival, the captain of the fishing vessel must comply with the rules of the fishing port and the ship's maneuvering of the fishing port management unit, supply and declare the following information and papers:

- a) Crew register and passport of the person on board;
- b) License for fishery activities (.....;
- c) Purpose of visit
- d) The time of the trip;
- đ) Volume and composition of species exploited;
- e) Location and area of exploitation

According to Law of Fisheries 2017 (Article 8: International cooperation in fishery sector; Article 81: Rights and obligations of the fishing port management unit 83. Provisions on foreign fishing vessels entering or leaving fishing ports in Vietnam)

4. Where the captain has issued a certificate of fishing operation certified by a foreign competent authority, the declaration at Point d, đ and e Paragraph 3 of this Article shall not be required.

5. Captains and people on board fishing vessels must comply with the provisions of Vietnamese law on entry, exit, customs, quarantine and other relevant regulations.

According to Law of Fisheries 2017 (Article 8: International cooperation in fishery sector; Article 81: Rights and obligations of the fishing port management unit 83. Provisions on foreign fishing vessels entering or leaving fishing ports in Vietnam)

6. Before leaving the fishing port, the captain of the fishing vessel shall notify the departure time to the fishing port management unit at least 12 hours in advance.

7. For vessels entering fishing ports in case of force majeure, the captain or operator of the ship shall immediately:

a) notify the fishing port management unit of the status of the vessel and the person on board; proof of the vessel's unforeseen condition; stating the requirements for help;

b) comply with the provisions of Paragraphs 5 of this Article.

According to Law of Fisheries 2017 (Article 8: International cooperation in fishery sector; Article 81: Rights and obligations of the fishing port management unit; 83. Provisions on foreign fishing vessels entering or leaving fishing ports in Vietnam)

8. Ship owners and captains shall have the responsibility to create conditions for competent state authorities to inspect and examine

9. Ship owners and captains have to pay fee

10. Cooperation with relevant organizations to inspect and deal with IUU fishing within Vietnam sea Water and regional water.

11. Port management unit has to arrange working facilities for the State management authority in charge of fisheries (including inspection) to monitor, surveillance and control fishery activities.

12. Establishing the Department of Resources Surveillance system from Central to Provinces.

Challenges and issues to implement PSMA

- Lack of guideline/inspection standard for inspecting fishing vessels
- Shortage of port inspection skills and facilities
- Lack of financial resources



Subject need to support implementation of PSM

- Developing the Guideline/inspection skills
- Training for managers/inspectors
- Developing the regional Network to share relevant information

THANK YOU FOR YOUR ATTENTION