

NEVA 2019 Exhibition and Conference

IMO's work on the safety of fishing vessels and the Cape Town Agreement of 2012

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Presentation topics



- IMO/FAO/ILO working together: non-mandatory instruments
- 1977 Torremolinos Convention
- 1993 Torremolinos Protocol
- 1995 STCW-F Convention
- 2012 Cape Town Agreement
- Measures to be taken



IMO/FAO/ILO working together



- The safety of fishermen and fishing vessels forms an integral part of the UN's mandate
- 1962 – FAO, ILO and IMO started working together
- Initial focus on development of the *Code of Safety* and the *Voluntary Guidelines*



Safety of fishing vessels



In the 2000's, IMO has developed/revised non-mandatory instruments, in cooperation with FAO and ILO, in addition to its effort to effect the 1993 Torremolinos Protocol

- **Code of Safety for Fishermen and Fishing Vessels, 2005**

Part A: Safety and health practice (for skippers and crew)

All vessels

Part B: Safety and health requirements for the construction and equipment of fishing vessels

Vessels of 24 m in length and over

- **Voluntary Guidelines for the design, construction and equipment of small fishing vessels, 2005**

12 m in length and over, but less than 24 m

- **Safety recommendations for decked fishing vessels of less than 12 metres in length and undecked fishing vessels**

Less than 12 m in length

Safety of fishing vessels



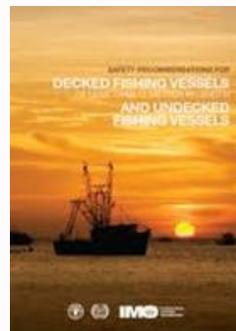
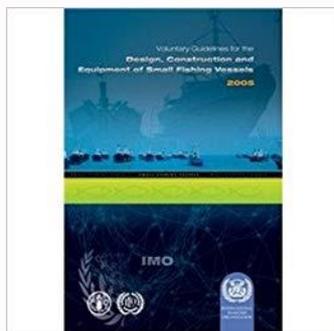
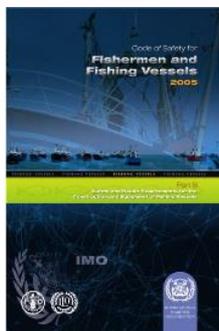
Comparison of the scope of measures

Scope of measures	Torremolinos	Code B	Guidelines	Recommendations
General provisions	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Construction, equipment	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Stability	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Machinery, electrical installations	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Fire protection and fire fighting	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Protection of the crew	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Life-saving appliances	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Emergency procedures, safety training	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Radio communications	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Navigational equipment	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Crew accommodation		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Manning, training & competence				<input checked="" type="checkbox"/>



Implementation Guidelines

- IMO, recognizing the need to assist competent Authorities to implement part B of the Code of Safety for Fishermen and Fishing Vessels, the Voluntary Guidelines and the Safety Recommendations, instructed the SLF Sub-Committee to prepare the draft Implementation Guidelines
- The Implementation Guidelines on Part B of the Code, the Voluntary Guidelines and the Safety Recommendations was approved by MSC 89 in 2011, referred to FAO and ILO for concurrent approval
- The Implementation Guidelines covers the development of a safety strategy, legal implications, administrative requirements, capacity-building, training of crew, enforcement of regulations and operational safety





Torremolinos International Convention for the Safety of Fishing Vessels, 1977

Adopted by the International Conference on Safety of Fishing Vessels (Torremolinos, Spain, from 7 March to 2 April 1977)

- Promotes the safety of fishing vessels
- Establishes, in common agreement, uniform principles and rules concerning the construction and equipment of fishing vessels directed to the safety of such vessels and their crews
- Applies to fishing vessels of 24 m in length and over, including those vessels also processing their catch (new vessels, in principle)
- Entry-into-force requirements: 15 ratifications, aggregating 50% by number of the world's fleet of fishing vessels of 24 m in length and over



Torremolinos Protocol of 1993 relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977
Adopted by the International Conference on Safety of Fishing Vessels (Torremolinos, Spain, from 22 March to 2 April 1993)

- Certain provisions of the Convention have given rise to difficulties in their implementation
- Establishment of the highest practicable standards for the safety of fishing vessels which can be implemented by all States concerned
- Applies to fishing vessels of 24 m (in some cases 45 m) in length and over (new vessels, in principle)
- For fishing vessels between 24 m and 45 m in length, regional agreements (or the Code of Safety) may apply
- Entry-into-force requirements: 15 ratifications, aggregating 14,000 fishing vessels over 24 m
- Ratification: 17 States, approximately 3,000 vessels

Torremolinos Protocol

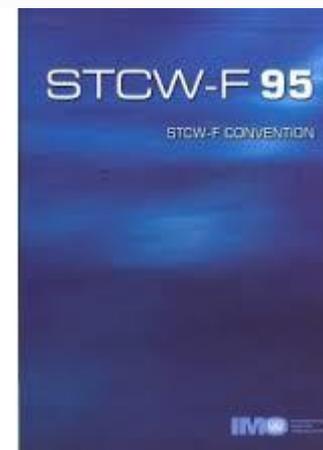


- **Contracting States to the 1993 Torremolinos Protocol**
 - **Bulgaria**
 - **Croatia**
 - **Cuba**
 - **Denmark**
 - **France**
 - **Germany**
 - **Iceland**
 - **Ireland**
 - **Italy**
 - **Kiribati**
 - **Liberia**
 - **Lithuania**
 - **Netherlands**
 - **Norway**
 - **Saint Kitts and Nevis**
 - **Spain**
 - **Sweden**



International Convention on Standards of Training, Certification and Watchkeeping for Fishing Vessel Personnel, 1995 (STCW-F Convention)

- Adoption: 7 July 1995
- Entry-into-force requirements: 15 ratifications
- Entered into force: 29 September 2012
- training and certification requirements for fishing vessel personnel on fishing vessels of 24 m in length and over
- basic safety training for all fishing vessel personnel; certification of skippers, officers, engineer officers and radio operators; and watchkeeping





Cape Town Agreement of 2012 on the Implementation of the Torremolinos Protocol of 1993 relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977 (the Agreement)

Adopted by the International Conference on Safety of Fishing Vessels (Cape Town, South Africa, 9 to 11 October 2012)

- Agreement prepared in order to expedite the entry into force of the provisions of the 1993 Torremolinos Protocol
- Applies to fishing vessels of 24 m in length and over operating on the high seas and will come into force 12 months after 22 States with not less than 3,600 vessels agree to be bound by it
- Agreement significantly lowered the number of vessels (14,000) required to bring the provisions of the 1993 Protocol into force
- A simplified acceptance procedure was included in the Agreement to support those party to the 1993 Protocol



Cape Town Agreement of 2012 on the Implementation of the Provisions of the Torremolinos Protocol of 1993 relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977

- Amendments to the 1993 Torremolinos Protocol (main points)
 - Administration may exempt vessels engaged solely in its exclusive economic zone (EEZ)
 - the use of equivalence of length to gross tonnage
 - the concept of progressive implementation of the Protocol, that would give time for countries to prepare for the implementation of the provisions of the Protocol
 - other technical and legal issues

Supporting the implementation of the 2012 Cape Town Agreement



Regional Seminars and Assembly resolution

- Since adoption the 2012 Cape Town Agreement, IMO has held a number of regional seminars, in cooperation with the FAO Secretariat
- To date, regional seminars on the Implementation of the 2012 Cape Town Agreement have been held in Belize, Cook Islands, Costa Rica, Côte d'Ivoire, Ghana, Indonesia, Morocco, Peru and South Africa
- To further encourage ratification of the Cape Town Agreement, the IMO Assembly, at its twenty-ninth session, **adopted resolution A.1107(29)** to:
 - (1) urge Governments to consider accepting the 2012 Cape Town Agreement at the earliest possible opportunity; and
 - (2) invite Governments experiencing difficulties to becoming Parties to the Agreement to inform IMO so that consideration can be given to taking appropriate action in this respect, including providing necessary technical assistance

Supporting the implementation of the 2012 Cape Town Agreement



Ministerial Conference on Fishing Vessel Safety and Illegal, Unreported and Unregulated Fishing (Torremolinos, Spain, 21 to 23 October 2019)

- Promote ratification of the 2012 Cape Town Agreement to strengthen safety and the global regulatory framework applicable to fishing activities
- Address the impact illegal fishing has on the most vulnerable societies, the dangerous working conditions of fishers, the high number of fatalities in the fishing industry and the environment and how the 2012 Cape Town Agreement can address these and other issues
- Educate on how the 2012 Cape Town Agreement and other FAO, ILO and IMO instruments can assist States and international organizations in achieving their goals and objectives on fishing related matters, including the establishment of a harmonized regime to exercise control over foreign flagged fishing vessels and better collection of data related to the fishing sector





Contracting States to the 2012 Cape Town Agreement

- Belgium
- Congo
- Denmark*
- France*
- Germany*
- Iceland*
- Netherlands*
- Norway*
- Saint Kitts and Nevis*
- Spain*
- South Africa

Aggregated number of fishing vessels of 24 m in length and over operating on the high seas equivalent to **1,413**

* Contracting States to the 1993 Torremolinos Protocol

Conclusions: measures to be taken



1

Introduction of international mandatory framework:

- The STCW-F Convention, 1995;
- ILO Work in fishing Convention 2007 (No.188);
- FAO Port State Measures Agreement; and
- The 2012 Cape Town Agreement

2

Implementation of various instruments, by Administrations and/or Competent Authorities as well as by industry/industry organizations, in cooperation with FAO, ILO and IMO

3

Technical Cooperation activities should be strengthened: regional seminars, capacity building and training

Thank you for your attention

