

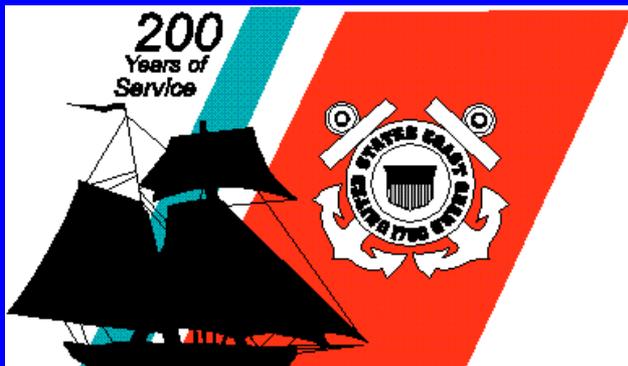


FISHERIES ENFORCEMENT NOAA/USCG

Chief Dale Jones

&

LCDR Chris Barrows



OVERVIEW

- **Fisheries Enforcement Components**
- **NOAA Law Enforcement**
- **NOAA (OLE) Mission/Responsibility**
- **USCG Law Enforcement**
- **USCG Mission/Responsibility**
- **Enforceability of Regulations**
- **Fishing Vessel Safety**
- **Conclusion**

United States Fisheries Enforcement Team

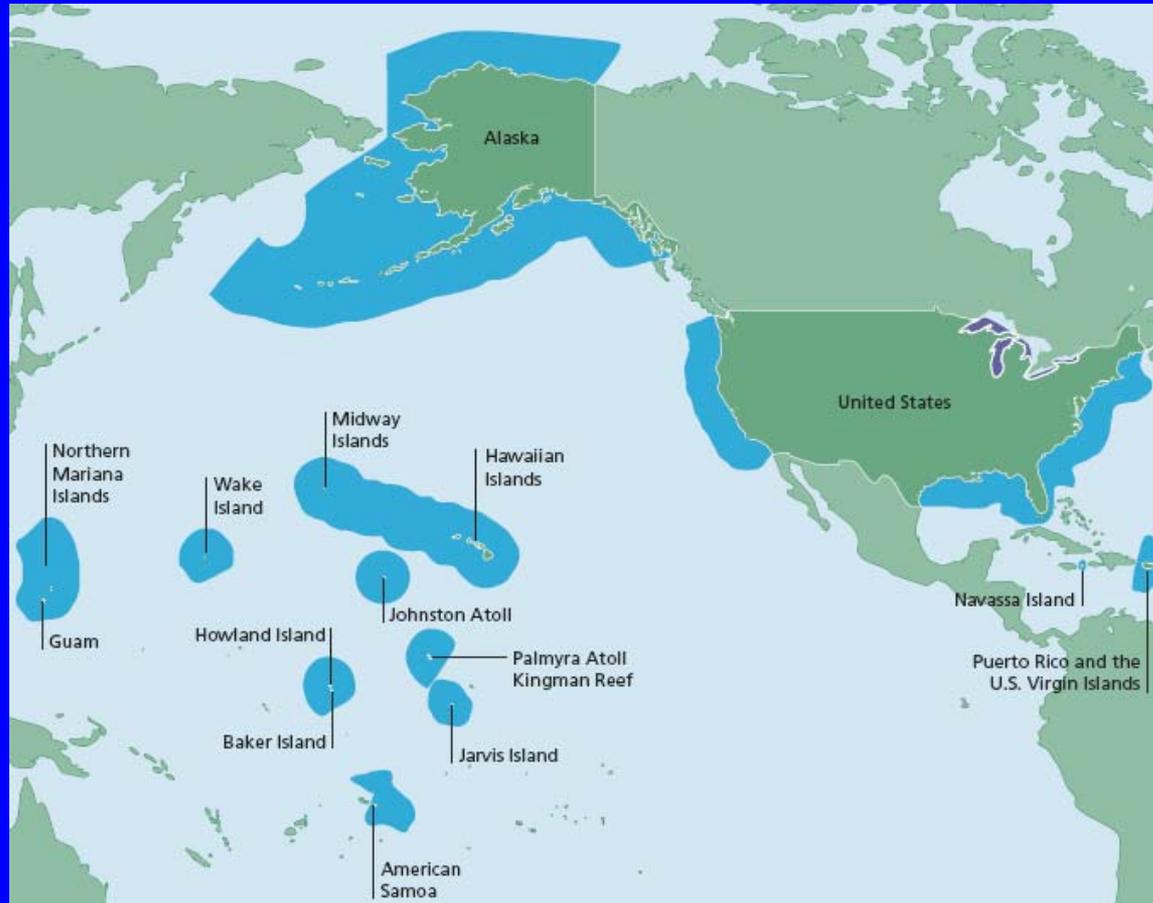
- *NOAA Fisheries Office for Law Enforcement*
 - Shore side enforcement and investigative work.
 - Present cases for prosecution.
- *United States Coast Guard*
 - At-sea enforcement.
 - Through use of vessels, aircraft, partnerships and technologies.
- *State Partners*
 - Joint Enforcement Agreements with 27 states and territories.
- *NOAA General Counsel for Enforcement Litigation*
 - Case prosecution.

NOAA OLE

“In Brief”

- **Jurisdiction of over 3.4 million square miles of ocean & 95,000 miles of coastline, 13 sanctuaries and one monument**
- **Responsible for 37 statutes, incl.**
 - **Magnuson-Stevens Fishery Conservation & Management Act**
 - **Endangered Species Act**
 - **Marine Mammal Protection Act**
 - **Lacey Act**
 - **Marine Sanctuaries Act.**
- **NOAA Fisheries is the fourth most prodigious federal regulatory agency**
- **Global enforcement authority**
- **Protecting our marine resources**
- **Approx. 228 personnel**
- **An agent or officer could potentially be responsible for over 1,400 miles of coastline**
- **Special Agents and Enforcement Officers train at Federal Law Enforcement Training Center in Glynco, GA**
- **Accredited by the Commission on Accreditation for Law Enforcement Agencies**

U.S. Jurisdiction



- **3.36 Million square miles of open ocean**
- **Over 95,000 miles of US coastline**
- **13 National Marine Sanctuaries, 1 Marine National Monument**
- **High seas and international wildlife trade relating to U.S. treaties and International law**

NOAA Office of Law Enforcement

Mission Objective

To conserve and protect our nation's marine resources through assuring **compliance** with the laws and regulations established to manage these resources

OLE Personnel

Special Agents, Enforcement Officers and Support Staff



- **Special Agents (non-uniformed) 146**
 - Criminal and civil investigations
 - Domestic and international work
- **Enforcement Officers (uniformed) 17**
 - Patrols & boardings
 - Preliminary Investigations
- **Support Staff 65**
 - Vessel Monitoring Systems
 - Administration
 - Information technology
 - Outreach

** numbers reflect nationwide totals*

Four Pillars of OLE

Ecosystem Protection, Conservation and Management

- 1) INVESTIGATIONS & PATROLS** - Conduct investigations and patrols to enforce living marine resource laws, bring to justice violators and ensure compliance.
- 2) COPPS** - Constituent outreach and communication through Community Oriented Policing and Problem Solving (COPPS)
- 3) TECHNOLOGY & VMS** - Maximize compliance & fishery management through Vessel Management System (VMS) partnerships
- 4) PARTNERSHIPS** - Enhance and maintain our law enforcement partnerships with other federal, state, local and tribal enforcement agencies, as well as industry, non-governmental organization and “friends group” representatives.

Primary laws of the OLE enforces

37 Statutes



- Magnuson-Stevens Fishery Conservation & Management Act
- Endangered Species Act
- Marine Mammal Protection Act
- Lacey Act
- Marine Sanctuaries Act.
- Shark Finning Prohibition Act
- American Fisheries Act

FY 2007 OLE Cases & Incidents

Protecting America's Marine Fisheries

4596 Incidents opened in Fiscal Year 07

2244 Cases opened in Fiscal Year 07

	Incidents	Cases
• Endangered Species Act	310	146
• Lacey Act	90	58
• Magnuson-Stevens Act	2652	1245
• Marine Mammal Protection Act	525	123
• Marine Sanctuary Act	470	388
• All Others	549	284

(others include various Tuna Acts, Halibut Act, State Regulations Non-fisheries, Documentation and Safety and Tribal)



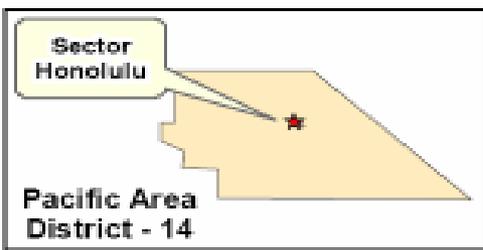
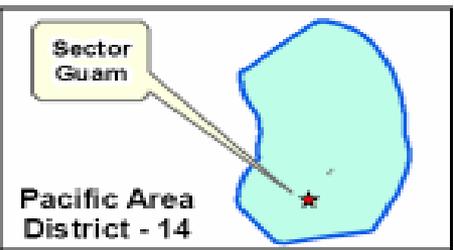
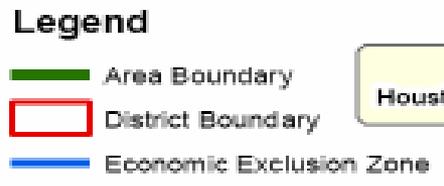
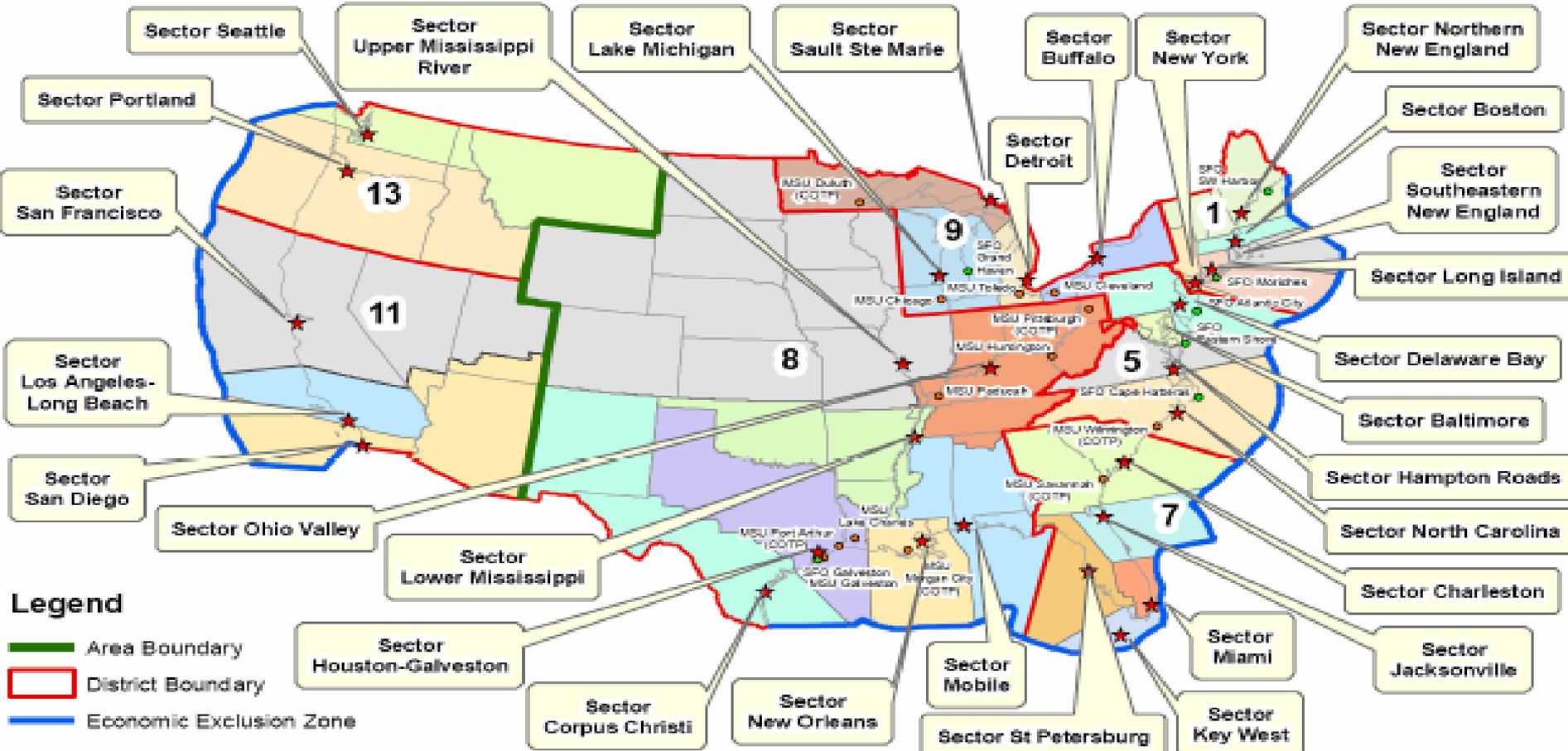
USCG Living Marine Resources Law Enforcement Mission



LCDR Chris Barrows
USCG Fisheries & Marine Protected Species Law Enforcement

USCG ORGANIZATION

U. S. Coast Guard Sector Commands



11 Statutory USCG Missions

Maritime Security

- Illegal Drug Interdiction Law Enforcement
- Undocumented Migrant Interdiction LE
- **Other Law Enforcement (Foreign FV Enforcement)**
- Ports, Waterways, & Coastal Security
- Defense Readiness

Maritime Stewardship

- **Living Marine Resources Law Enforcement**
- Marine Environmental Protection

Maritime Safety

- Search and Rescue
- Marine Safety for Marine Transportation System
- Aids to Navigation & Waterways Management
- Ice Operations

USCG LMR Law Enforcement Mission

To provide effective and professional at-sea enforcement to advance national goals for the conservation and management of living marine resources and their environment

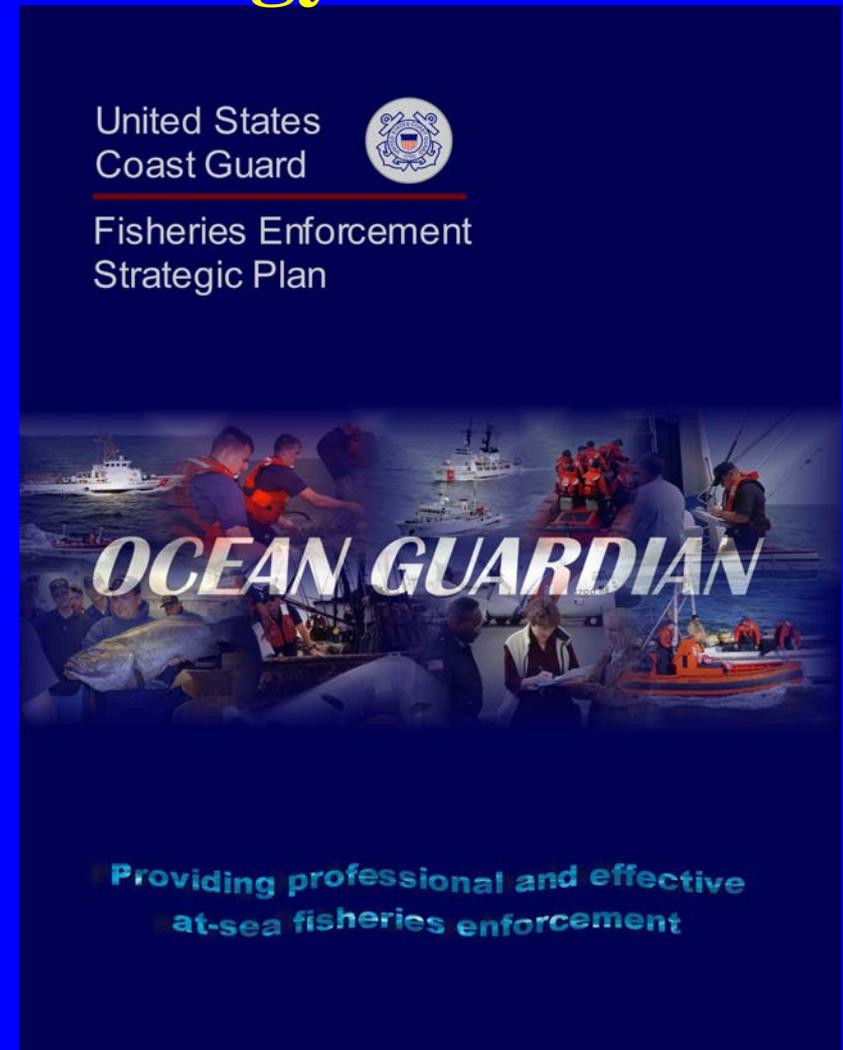


Ocean Guardian

USCG Living Marine Resource Enforcement Strategy

PRIORITIES:

- **Protect our EEZ from illegal foreign fishing vessel fleets**
- **Ensure compliance with domestic LMR laws**
- **Ensure compliance with international LMR agreements**



Coast Guard Living Marine Resource Law Enforcement Cornerstones

- Sound Regulations
- Effective Presence
- Application of Technology
- Productive Partnerships



REGIONAL FISHERIES LE TRAINING CENTERS

- Northeast
- Southeast
- Gulf
- Pacific
- North Pacific



Sound Regulations?

- **1st – Must accomplish management goals**

What level of compliance = failure of management goals?

- **Consider enforcement as a component of regime compliance...**
- **Simple, Minimal, & Easy to Understand**
- **Consider available Law Enforcement Resources and their capabilities**
- **Safety at Sea – a required element of consideration**

Fishery Enforcement Modes

- **Surveillance**
 - Aircraft
 - Cutters/Boats
 - VMS
- **At-Sea Boarding**
- **Dockside**



Fishery Management Measures

- Limiting Amount/ Percent Landed
- Limiting Amount/ Percent Onboard
- Prohibiting Retention
- Requiring Retention
- Size Restrictions
- Closed Areas
- Closed Seasons
- Gear/Vessel Restrictions
- Limited Access Privilege Programs
- Recordkeeping/ Reporting
- Permits
- Observers



Commercial Fishing Vessel Safety

73 FR 16815-16822: USCG ANPRM to amend Commercial Fishing Vessel Safety Regulations.

- Vessel Stability & Watertight Integrity
- Stability Training & Assessments
- Vessel Maintenance & Self-Examinations
- Immersion Suits
- Crew Preparedness
- Safety Training
- Emergency Preparation
- Safety Equipment

Comment Period is open until Dec 15.

COAST GUARD

WWW.

FishSafe . info



Dale Jones

**Chief, NOAA Fisheries
Office of Law Enforcement**

(301) 427-2300

Dale.Jones@noaa.gov

LCDR Chris Barrows

**Chief, Coast Guard
Fisheries Enforcement**

(202)372-2187

Chris.M.Barrows@uscg.mil

