

QUESTIONNAIRE to be used for biennial reporting on the application of the IUU Regulation

Member State: GREECE

Organisation: MINISTRY OF DEVELOPMENT, COMPETITIVNES & SHIPPING
GENERAL DIRECTORATE FOR FISHERIES

Date: 30/ 04/2014

Name, position and contact details of responsible official:

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May the Commission provide a copy of this questionnaire to other Member States?

Yes: X

Yes except for questions (list):

No:

Section 1: Legal framework

1.1 Has your country transposed into national law or issued any administrative guides for the application of Council Regulation (EC) No 1005/2008 on illegal, unreported and unregulated fishing (IUU Regulation)?

YES __X__ **NO** _____

If yes, please detail and provide copies.

Administrative guides have been given by the circular doc.108313/24-02-2010 (attached).

Section 2: Administrative Organisation

2.1 How has your country organised its services to deal with the implementation of the IUU Regulation (verification of catch certificates, validation of catch certificates for own vessels, etc.)?

a) internal co-operation (between local/regional Fisheries authorities and head-quarter);

In implementing the provisions of Reg (EC) 1005/2008 and specifically regarding the procedures of control and validation of export CC, of control and approval of the import CC, the Central and Regional Fisheries Administration are involved. In procedures of inspection and of access to third country vessels in the designated ports, the competent Port Authorities are additionally involved.

b) co-operation with other authorities and allocation of tasks for various authorities in the implementation of the IUU Regulation (Health, Customs, Navy, etc.);

In procedures of the provisions of Reg (EC) 1005/2008 cooperation is developed with the veterinary and customs authorities

c) how many persons are involved in the implementation of the catch certificate?

The directly involved fisheries officers who handle the procedures for checking CC at a daily basis are 10 employees

If different, please distinguish between direct landings of 3rd country fishing vessels and other imports (processed products)

2.2 Do the authorities of your country have the possibility to audit/verify a company for the purposes laid down in the IUU Regulation? If yes, have they undertaken such audits/verifications yet? Please detail.

The Competent National Authorities have the ability to check and verify the companies involved on import / export of fishery products.

2.3. Does your country have freezones/freeports in which activities relevant to importation/exportation/processing of fishery products are authorised?

N/A

Section 3: Direct landings of third country fishing vessels (only applicable if designated ports)

Please list your designated ports:

s/n	Regional Unit	Port	Port Code
1	PEIRAIAS	Keratsini (auction hall)	IXT
2	THESSALONIKI	Nea Michaniona (auction hall)	NMX

3.1 How many landings and transshipments of third country vessels have been recorded by your country since 1 January 2012 until 31 December 2013?

None

3.2 Approximately, what percentage of the third country fishing vessel landings arrives in transit in your country?

None

3.3 Has your country had any problems with third country fishing vessels when implementing Articles 6 (prior notice) and 7 (authorisation) of the IUU Regulation.

YES_____ NO_____

N/A

If yes, please detail:

- a) in which ports;
- b) the nature of problem;
- c) vessel details (name, flag, master, etc.);

3.4 Since January 2012, have you refused access to your port services to a fishing vessel for activities of landing or transhipment of fishery products? Was this refusal based on the conditions of the regulation?

YES_____ NO X

If yes, please detail:

- a) in which ports;
- b) the nature of problem;
- c) vessel details (name, flag, master, etc.);

3.5 Do third country fishing vessels accessing your ports use the templates for prior notifications and pre-landing/pre-transshipment provided by the Implementing Regulation 1010/2009 or those used in RFMOs? Please detail, when RFMO forms are used.

Section 4: Port inspections in accordance with Section 2 of the IUU Regulation

4.1 Between 1 January 2012 and 31 December 2013, how many fishing vessels of third countries had access to the designated ports for landing or transshipment of fishery products?

None

4.2 How many fishing vessels were inspected between 1 January 2012 and 31 December 2013?

None

Reason for inspection :	Flag State
Sighted at sea in activities that may be considered illegal, unreported and unregulated	
Based on the EU IUU vessel list	
Other (please detail)	

4.3 How many fishing vessels were inspected between 1 January 2012 and 31 December 2013?

None

4.4 Does your country use risk assessment criteria for the port inspections?

YES_____ NO_____

If yes, please detail.

4.5 Has your country detected any infringements?

YES_____ NO [X](#)

- If yes, how many and of what nature? Please specify.
- If yes, did your country apply the procedure in case of infringements as foreseen in article 11?

Section 5: Catch certification scheme for importation

Please state your notified authorities under articles 17.8 and 21.3:

Article 17.8

MINISTRY OF RURAL DEVELOPMENT & FOOD

*i) DIRECTORATE OF MARINE FISHERIES**ii) DIRECTORATE OF FISHERIES EXTENSIONS**Address: 150 Sygrou Avenue, 176 71 Athens***Article 21.3**

MINISTRY OF RURAL DEVELOPMENT & FOOD

*DIRECTORATE OF FISHERIES EXTENSIONS**Address: 150 Sygrou Avenue, 176 71 Athens*

5.1 How many catch certificates were presented to the authorities of your country from 1 January 2012 until 31 December 2013?

If possible, please provide details per flag State.

Flag State \ Year	2012	Flag State \ Year	2013
AL	64	AL	66
AR	26	AR	48
BR	1	AU	1
BZ	4	BR	1
CA	137	BZ	6
CI	1	CA	72
CL	1	CN	337
CN	259	EC	5
CV	1	EG	5
EC	1	ES	4
EG	2	FK	1
ES	12	FO	1
FO	1	GB	1
FR	18	GH	27
GB	1	GL	1
GH	23	HR	132
HR	247	ID	66
ID	43	IN	283
IN	255	IS	30
IS	40	JP	15
JP	4	KR	88
KR	47	MA	465
MA	302	MM	2
MR	78	MR	54
MV	6	MV	25
MX	27	MX	9
NA	9	NA	3
NO	29	NI	1
NZ	84	NO	31
OM	267	NZ	32
PE	13	OM	136
PH	35	PA	4

RU	57	PE	7
SB	1	PH	27
SC	8	PT	1
SN	1383	RU	72
SV	1	SB	6
TH	53	SN	1437
TN	112	SV	1
TR	747	TH	54
TW	65	TN	60
US	162	TR	388
UY	5	TW	111
VN	52	TZ	3
ZA	70	US	104
		UY	1
		VN	40
		YE	8
		ZA	118
Total	4754	Total	4390

5.2 From the number above, how many recognised RFMO catch certificates accompanied imports into your country? Please detail per type of RFMO certificate and year.

RFMO \ State	2012	2013
ICCAT BFT	15	36
	3	4
Dissostichus spp. (CCAMLR)		
CCSBT CDS		
Total	18	40

5.3 How many processing statements under Article 14.2 accompanied imports into your country?

If possible, please provide details per year and per processing country.

Processing State \ Year	2012	Processing State \ Year	2013
CA	5	BA	1
CN	149	CN	251
CI	1	EC	7
GH	2	GH	2
IN	2	NZ	140
MG	7	PE	1
NO	1	PH	2
NZ	101	SG	1

TH	52	TH	158
US	57	VN	2
VN	25	US	32
Total	402		597

5.4 Please explain if the information in processing statements referring to the corresponding catch certificates is retained and recorded.

Out of all inspections conducted, the processing statements correspond to the species and quantities of accompanied CC

5.5 How many requests to authorise APEOs have you received and how many APEOs have you authorised?

The country has not authorized APEO, there has been no application for authorization

5.6 Please explain briefly the administrative rules referring to the management and control of APEO.

In case of APEO authorization, the administrative measures will be implemented for the management and control, as laid down in Commission Regulation 1010/2009.

5.7 How many re-export certificates were validated by your country for imported products from 1 January 2012 until 31 December 2013? Please detail per year and, if possible, per destination country.

None

5.8 Do you monitor if the catches for which you validated a re-export certificate actually leave the EU?

No, this is not required by the Regulation of IUU

5.9 Has your country established any IT tools to monitor the catch certificates and processing statements accompanying imports? Does it include a module for re-exportation of imported catches?

YES X NO

If yes, please detail

In the General Directorate of Fisheries a simple file IT is kept to record the data of CC that accompany imports of fishery products from third countries

5.10 Does your country implement the provisions regarding transit under Article 19.2 at the point of entry or the place of destination?

Yes, at the entry point

Section 6: Catch certification scheme for exportation

Please state your notified authorities under article 15.2:

MINISTRY OF RURAL DEVELOPMENT & FOOD

DIRECTORATE OF MARINE FISHERIES

Address: 150 Sygrou Avenue, 176 71 Athens

Our document: 9354.2/1098/11-14/07/2011

6.1 Has your country established a procedure for validation of catch certificates for exportation of catches from own vessels?

YES X NO

If yes, please explain briefly the established procedure.

According to the procedure established for the validation of CC for export of fishery products in third countries, when required, all the data entered into the logbook, in the Landing Declaration and in the first sale statement or in the sale invoice of fishery products are examined.

6.2 If yes: How many catch certificates did your country validate from 1 January 2012 to 31 December 2013? If possible, please provide details per requesting country/country of destination in the following table.

Destination State	IUU Regulation	Year	
	(art. 14.2 / art. 15)	2012	2013
Turkey	art. 15	1	
Morocco	art. 15		2
Total	art. 15	1	2

6.3 Has your country establish any IT tool to monitor the catch certificates validated for exports stemming from own vessels?

YES X NO

If yes, please detail.

In the General Directorate of Fisheries a provision of a simple file IT has been made in order to keep a record of CC data that accompany exports of fishery products caught by Greek fishing vessels.

An IT file is also maintained for each BCD accompanying the marketing of BFT, by the General Directorate of Fisheries.

6.4. Do you monitor that the catches for which you validated Catch Certificates actually leave the EU?

The above question for monitoring the validated CC is not an obligation under the provision of IUU Regulations

If yes, please detail.

6.5. Have you ever refused the validation of a catch certificate?

If yes, please detail.

Yes, because the exporter didn't submit the required document for exportation.

Section 7: Verifications of catch certificates for importation

7.1 Has your country established a procedure for verification of catch certificates for importation?

YES X NO

If yes, please detail

The administration applies the following steps:

- a) *Check the Validating authority*
- b) *Check the Fishing vessels for IUU activities according to the regulations of EU*
- c) *Crosscheck the species, the quantities and the CN code with the health certificate*
- d) *Check the flag State Validation Authority (stamp of the authority, the name and the signature (if possible) of the person who validate the Catch Certificate)*
- e) *Crosscheck the exporter with the Bill of landing/CMR/Airway bill and the health certificate and if the flag state has data base with CC, then we check this data base (eg. USA)*
- f) *Crosscheck the transport details with the Bill of landing/CMR/Airway bill*

7.2 How many catch certificates have been verified from 1 January 2012 until 31 December 2013?

Almost all

7.3 Does your country use a risk assessment approach for verification of catch certificates?

YES X NO

If yes, please detail.

We use the criteria laid down of the Article 31 of Commission Regulation 1010/2009.

7.4 Does your country also physically verify the consignments?

YES NO X

If yes, please detail (reason, method of selection, number, etc.).

Section 8: Verification requests to flag States

8.1 How many requests for verifications have been sent to third country authorities?

We had send 152 requests for verifications to various third countries

What were the main reasons for these requests? Please specify by using the reasons provided in articles 17.4 and 17.6 of the IUU Regulation.

- a. non-updated data authorities and incomplete information (address , No fax, email etc)
- b. Incomplete data for the Vessel (name, registration no, IMO etc., period of the validity of the fishing license)
- c. Reference of the species with the local name or reference no of the CN code
- d. Incomplete section of the management and conservation measures in conjunction with the fishing zone
- e. Difference in the weight and in species between CC and Health Certificate
- f. Incomplete transport details
- g. Invalid CCs at the online Flag State system

8.2 How many requests for verification were not replied to by the third country authorities within the deadline provided in article 17.6 of the IUU Regulation? Does your country in these situations send a reminder to the third country authorities?

Generally there is a relatively good feedback to the questions which we have requested.

In few cases reminder was needed.

Also there was some difficulty in communication because of the relevant information in the CC and in SMS is not always accurate.

8.3. Was the quality of the answers provided overall sufficient and satisfactory enough to satisfy the request?

The answer of the requested Flag States for most countries was satisfactory. In some cases further clarification was needed by on a second request.

Section 9: Refusal of Importations

9.1 Has your country refused any imports from 1 January 2012 until 31 December 2013? If yes, please provide details in the table below:

Reason for refusal of importation	2012		2013	
	Flag State	No.	Flag State	No.
Non-submission of a catch certificate for products to be imported.				
The products intended for importation are not the same as those mentioned in the catch certificate.				
The catch certificate is not validated by the notified public authority of the flag State				
The catch certificate does not indicate all the required information.				
The importer is not in a position to prove that the fishery products comply with the conditions of Article 14(1) or (2).				
A fishing vessel figuring on the catch certificate as vessel of origin of the catches is included in the Community				

IUU vessel list or in the IUU vessel lists referred to in Article 30.				
Further to the request for verification (Article 18(2))	USA CC processed in China	1	USA CC processed in China	1

9.2 If the answer to 9.1 is yes, what did your country do with the fishery products?

YES X NO _____

If yes, please detail.

We inform the importer and the customs' and veterinary authorities, the products returned to the processed country.

9.3 In case of refusal of importation, did the operators contest the decision of the authorities of your country?

YES _____ NO X

If yes, please detail.

Section 10: Trade flows

10.1 Did you note a change of imports of fishery products since the introduction of the IUU regulation? Please provide information, deriving from your statistical data, concerning change of trade patterns in imports into your country of fishery products.

No significant change has observed at the trade flow. It has to be noted here that the administrative and financial cost has been increased significantly for both of importers and the public services.

Section 11: Mutual Assistance

11.1 How many mutual assistance messages of the Commission has your country replied to?

There were 13 replies.

11.2 Has your country sent any mutual assistance message to the Commission/other Member States?

YES X NO _____

If yes, please detail.

Our messages mainly concern the implementation of the IUU regulation. Messages sent at MARE-MUTUAL- ASSISTANCE by e-mail and other State Authorities.

Section 12: Nationals

Please state your notified authorities under Article 39.4:

MINISTRY OF RURAL DEVELOPMENT & FOOD

i) *DIRECTORATE OF MARINE FISHERIES*

ii) DIRECTORATE OF FISHERIES EXTENSIONS

Address: 150 Sygrou Avenue, 176 71 Athens

12.1 What measures has your country implemented since 1 January 2012 or already had in place on 1 January 2012 to ensure that your country can take appropriate action with regards to nationals involved in IUU fishing?

All penalty provisions of the National Fisheries Legislation were applied.

12.2 What measures has your country taken to encourage nationals to notify any information on interests in third country vessels (Article 40.1)

They have been widely known the provisions of the Regulations of IUU fishing and the existing dangers of their insufficient application, so for the citizens to operate within the existing framework.

12.3 Has your country endeavoured to obtain information on arrangements between nationals and third countries allowing reflagging of their vessels? If yes, please list of vessels.

N/A

Section 13: Infringements (Chapter IX of the IUU Regulation) and Sightings (Chapter X of the IUU Regulation)

13.1 How many infringements did your country record from 1 January 2012 until 31 December 2013? _____

Infringements are recorded but not stratified in violations under Chapter IX and beyond.

Please detail.

13.2 Has your country applied or adapted its levels of administrative sanctions in accordance with Article 44?

We are in the process to issue the legal acts for the administrative sanctions under article 44

13.3 How many sighting reports were issued by your country from 1 January 2012 until 31 December 2013? _____

Please detail.

13.4 Has your country received any sighting reports for its own vessels from other competent authorities?

YES _____ NO X

If yes, please detail.

14. General

14.1 What have been the main difficulties that you have encountered in implementing the catch certification scheme?

- Difficulty in using the implementation platform of SMS, due to not on time and incomplete update of data from the competent authorities of the third countries authorities. This situation causes difficulties in communication and especially in emergency situations of importation of fresh fisheries products.
- No ability to control and verify: i) the listed management measures (in many cases the number of national legislation of the third countries is provided). ii) Whether there are sufficient reasons for adopting simplified CC.
- Difficulties of control and enforcement of provisions of the IUU legislation for nationals especially when these are not residents of the country or in cases they manage fishing companies that are based in third countries.
- Problems with the transshipments, the Flag State FV transshipment at another third country and the Fishery products import at EU from other third country (for example Korean FV transshipment at Kiribati, and the fishery products import at EU from Thailand).
- Difficulties to control and validation of CC copies that accompany the import of fisheries products which have been processed in a third country other than the flag State when the amounts of CC and import cargo are not identified.

14.2 What changes would you suggest to the regulation that would make implementation smoother?

1. The EC has to establish a secure website that provides for:
 - a) Information and contact details of third countries, not via SMS.
 - b) Data (database) regarding the monitoring of cargos that are separated within the EU or imported and re-exported as well as, import data of fishery products in the cases of the quantities of fisheries products in the CC are not coincide with the quantities of imports (processed fisheries products, rel. doc. Ares 186462 / 17-02-2012 and our doc.9354.2/365/09-03-2012) and
 - c) The conservation and management measures applicable to any third country and particularly the prohibition periods in order to achieve effective control of the CC.
2. To clarify fully the case of chartered fishing vessels by third countries.
3. Creation of certain legislative provisions in order to include the following aspects:
 - a. For the cases of import cargoes that are re-exported for processing to third countries and re-imported or separated from the original cargo in MS after their importation, the validation and verification must be occur on the second importation or during the further importation or movement in another MS. There must be an appendix in the CC with information, which should be verified by the competent authorities, regarding a) the cargos of the second importation or of any further movement within the Community, b) the transfers, c) the importer,.
 - b. Annex IV of the CC must be completed each time when the cargo is processed even if processing takes place in MS or in the flag State.
 - c. The possibility of returning cargos to the export country.

15. Any other comments

Thank you for your cooperation!