

**REPUBLIQUE  
DE  
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OF  
VANUATU**  
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NOTIFICATION OF PUBLICATION

ORDER

FISHERIES ACT NO. 10 OF 2014

- FISHERIES (PENALTY NOTICE) REGULATION  
ORDER NO. 206 OF 2014

LEGAL NOTICE

COMPANIES ACT [CAP 191]

- AFA LTD (IN VOLUNTARY LIQUIDATION)  
NOTICE NO. 344 OF 2014



## REPUBLIC OF VANUATU

### FISHERIES ACT NO. 10 OF 2014

#### Fisheries (Penalty Notice) Regulation Order No. 206 of 2014

In exercise of the powers conferred on me by section 151 of the Fisheries Act No. 10 of 2014, I, the Honourable DAVID TOSUL, Minister of Agriculture, Livestock, Forestry, Fisheries and Biosecurity, make the following Regulation.

#### **1 Penalty Notice**

For the purposes of section 151 of the Fisheries Act No. 10 of 2014, the prescribed amount in respect of an offence committed under a provision of the Act is set out in the Penalty Notice Table as provided in the Schedule.

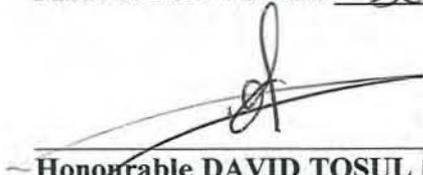
#### **2 Period to pay penalty**

If a person served does not wish to have the matter determined by a Court, he or she must pay, within 21 days after receiving or being served with the Penalty Notice, to a person the amount of penalty prescribed under this Regulation and stated in the notice.

#### **3 Commencement**

This Order commences on the day on which it is made.

Made at Port Vila this 30th day of September 2014.



**Honourable DAVID TOSUL**  
**Minister of Agriculture, Livestock, Forestry,**  
**Fisheries and Biosecurity**



## SCHEDULE

### PENALTY NOTICE TABLE

#### 1 Prescribed amount

The prescribed amount in respect of an offence committed under a provision of the Act is set out in column 3 of the table for:

- (a) a first offence; and
- (b) a subsequent offence.

Penalty Notice Table			
Column 1 Items	Column 2 Provisions of the Fisheries Act No. 10 of 2014	Column 3 Prescribed amount for the offence (VT)	
		Prescribed amount for first offence	Prescribed amount for second or subsequent offence
1	<b>Engaging in aquaculture in a prohibited area [Subsection 13(5)]</b> <i>Engaging in aquaculture or related activities in an area where aquaculture or related activities is prohibited.</i>	250,000	500,000
2	<b>Carrying on aquaculture without license etc [Subsection 14(2)]</b> <i>Carrying on aquaculture without:</i> <ul style="list-style-type: none"> <li>o <i>complying with the applicable laws; and</i></li> <li>o <i>paying the prescribed license fee; and</i></li> <li>o <i>an aquaculture license.</i></li> </ul>	250,000	500,000
3	<b>Dealing in restricted or prohibited aquaculture product [Subsection 19(6)]</b> <ul style="list-style-type: none"> <li>o <i>Introducing, importing, possessing, cultivating, selling or exporting of any restricted or prohibited aquaculture product without the written authorisation of the Director; or</i></li> <li>o <i>Failing to comply with a notice issued by the Director to notify the owner or occupier of an aquaculture area or premise on which a restricted or prohibited aquaculture product is present, requiring that specified steps be taken to destroy the restricted or prohibited aquaculture product within a period specified in the notice.</i></li> </ul>	250,000	500,000
4	<b>Contravention of prohibitions relating to genetically modified aquatic organisms [Subsection 20(4)]</b> <ul style="list-style-type: none"> <li>o <i>Importing, possessing, culturing, selling or exportation of any genetically modified aquatic organism; or</i></li> <li>o <i>use any genetically modified aquatic organism in aquaculture or related activity,</i></li> </ul> <p style="text-align: center;"><i>without the prior written authorisation of the Director.</i></p>	250,000	500,000
5	<b>Contravention of restrictions on import of live aquatic organism for aquaculture - Subsection 21(4)</b> <i>Importing a live aquatic organism for aquaculture without the written authorisation of the Director.</i>	500,000	1,000,000

6	<p><b>Release of imported aquatic organism without authorisation [Subsection 22(3)]</b>  <i>Releasing or cause the release of an imported aquatic organism from any aquaculture premises into Vanuatu waters without the written authorisation of the Director.</i></p>	500,000	1,000,000
7	<p><b>Failure or non-compliance by licensee or former licensee with Direction to carry out work [Subsection 23(5)]</b>  <i>Failing to comply with direction of Director to remove any aquaculture equipment or stock from an area, in instances where:</i></p> <ul style="list-style-type: none"> <li>o <i>the licensee fails to take an action required by a condition of his or her aquaculture license; or</i></li> <li>o <i>on cancellation of an aquaculture license in respect of an area, the former licensee fails to remove aquaculture equipment or stock from the area.</i></li> </ul>	50,000	100,000
8	<p><b>Interfering with seafood inspectors [Subsection 30(4)]</b>  <i>The person:</i></p> <ul style="list-style-type: none"> <li>o <i>assaults, delays, harasses, obstructs, resists, refuses boarding to, intimidates or otherwise interferes with a Seafood Inspector in the performance of his or her duties; or</i></li> <li>o <i>incites or encourages any other person to assault, resist, or obstruct Seafood Inspector while in the execution of his or her powers or duties; or</i></li> <li>o <i>uses threatening language or behaves in a threatening or insulting manner or uses abusive language or insulting gestures towards any Seafood Inspector while in the execution of his or her powers or duties; or</i></li> <li>o <i>fails to comply with the lawful requirements or any Seafood Inspector; or</i></li> <li>o <i>furnishes to any Seafood Inspector any particulars which are false or misleading in any material respect; or</i></li> <li>o <i>impersonates or falsely represents himself or herself to be a Seafood Inspector; or</i></li> <li>o <i>be in breach of any other duty to a Seafood Inspector under this Act.</i></li> </ul>	250,000	500,000
9	<p><b>Export of seafood without certificate of export [Subsection 31(6)]</b>  <i>Exporting or attempting to export any seafood without a certificate issued in respect of that consignment by a Seafood Inspector on the prescribed certificate form.</i></p>	250,000	500,000
10	<p><b>Unlawful export of seafood [subsection 32(4)]</b>  <i>Exporting seafood that is:</i></p> <ul style="list-style-type: none"> <li>o <i>not derived from an licensed fish processing establishment or any other facility approved by the Director; and</i></li> <li>o <i>not certified by a Seafood Inspector and has not been passed by him or her as fit for the purpose of human consumption; and</i></li> <li>o <i>not properly preserved by freezing, chilling, salting, canning, drying, dehydrating, or by any other approved method; and</i></li> <li>o <i>not properly packed, labeled and, at the time when it is placed on board ship or aircraft for export, is not in condition that conforms with prescribed standards; and</i></li> <li>o <i>not in compliance with any condition imposed in respect of the entry of seafood into the importing country or in respect of its sale for human consumption in that country; and</i></li> <li>o <i>not certified by a Seafood Inspector.</i></li> </ul>	500,000	1,000,000
11	<p><b>Import of seafood that is contaminated etc [Subsection 33(4)]</b>  <i>Importing seafood:</i></p> <ul style="list-style-type: none"> <li>o <i>that is contaminated and there are obvious signs of spoilage; and</i></li> <li>o <i>that is not properly preserved by freezing, chilling, salting, canning, drying, dehydrating, or by any other approved method; and</i></li> </ul>	50,000	100,000

	<ul style="list-style-type: none"> <li>o that is not properly packed and labeled; and</li> <li>o that does not meet the requirements of this Act and any relevant regulations, standards or specifications as set by the Minister; and</li> <li>o by a person who is not an approved importer.</li> </ul>		
12	<p><b>Contravening seafood standards [Subsection 34(3)]</b></p> <p>The person contravenes the standards relating to:</p> <ul style="list-style-type: none"> <li>o handling of fish on board fishing vessels;</li> <li>o handling of fish during and after landing;</li> <li>o handling of fish and controls during trans-shipment;</li> <li>o fish processing establishments;</li> <li>o handling, packaging, preparing, processing, freezing, defrosting and storing in fish processing establishments;</li> <li>o labeling and identification marks;</li> <li>o storage and transportation;</li> <li>o the import and export of seafood;</li> </ul>	50,000	100,000
13	<p><b>Failure by operator of vessel to comply [Subsection 35(6)]</b></p> <ul style="list-style-type: none"> <li>o Failure by the operator of a Vanuatu fishing vessel to comply with the requirements for: <ul style="list-style-type: none"> <li>o vessel seaworthiness; and</li> <li>o safe manning; and</li> <li>o safety of life at sea; and</li> <li>o carriage of communications equipment; and</li> <li>o any other matter determined by the Director and published by notice in the Gazette.</li> </ul> </li> <li>o Failure by the operator of a Vanuatu fishing vessel used for commercial fishing or any other related activities within or beyond Vanuatu to provide any information in respect of that vessel's activities when required by the Director.</li> </ul>	250,000	500,000
14	<p><b>Unlawful use etc of Vanuatu fishing vessel [Subsection 35(7)]</b></p> <ul style="list-style-type: none"> <li>o The person uses a Vanuatu fishing vessel for commercial fishing or related activities in Vanuatu waters without: <ul style="list-style-type: none"> <li>o in the case of a Vanuatu fishing vessel that is fully owned by a Vanuatu citizen - a local fishing license; or</li> <li>o in the case of a Vanuatu fishing vessel that is not fully owned by a Vanuatu citizen - a foreign fishing license.</li> </ul> </li> <li>o Failure by the operator of a Vanuatu fishing vessel used for fishing or related activities within Vanuatu to comply with this Act and any other Act.</li> <li>o Failure by the operator of a Vanuatu fishing vessel (which is used for fishing or related activities beyond Vanuatu waters, within the area of competence of a regional fisheries management organization), to comply with the conservation and management measures of that organization.</li> </ul>	10,000,000	50,000,000
15	<p><b>Use of local fishing vessel contrary to license condition [Subsection 36(7)]</b></p> <p>The operator of a local fishing vessel causes the vessel to be used in contravention of a condition of a local fishing license.</p>	10,000	20,000
16	<p><b>Providing false information into the Vanuatu Record of Fishing Vessels [Subsection 42(6)]</b></p> <p>The owner, operator, charterer, or lessee of a fishing vessel entitled to fly the flag of Vanuatu, knowingly provides false information as set out in subsection 42(3).</p>	10,000,000	50,000,000

17	<b>Fishing without providing information [Subsection 44(1)]</b> <i>The owner, operator, charterer, or lessee of any fishing vessel entitled to fly the flag of Vanuatu, engages in fishing outside Vanuatu waters without providing information required under Part 8, Division 2.</i>	10,000,000	50,000,000
18	<b>Contravention of section 45 and 46 [Section 48]</b> <i>Person who contravenes section 45 or 46.</i>	10,000,000	50,000,000
19	<b>Obligations of Foreign fishing vessels [Subsection 53(6)]</b> <i>The operator of a foreign fishing vessel using the vessel for fishing or related activities in Vanuatu waters or for any other activities prohibited by this Act.</i>	10,000,000	50,000,000
20	<b>Contravention of subsections 53(3), (4) and (5) and section 55 – [Section 56]</b> <ul style="list-style-type: none"> <li>o A person who is: <ul style="list-style-type: none"> <li>o on board a foreign fishing vessel; or</li> <li>o a member of the crew of a foreign fishing vessel; or</li> <li>o attached to or employed on a foreign fishing vessel, while in Vanuatu waters, engages in fishing or related activities contrary to this Act.</li> </ul> </li> <li>o The operator and each member of the crew of a foreign fishing vessel fail to comply with all applicable laws and with any applicable access agreement.</li> <li>o The operator of a foreign fishing vessel fails to ensure that all fishing gear on board the vessel are stowed in such manner that it is not readily available for use for fishing.</li> <li>o The operator of a foreign fishing vessel fails to ensure that the vessel, while in Vanuatu waters, is operated in such a way that the activities of local and traditional fishermen and fishing vessels are not disrupted or in any way adversely affected.</li> </ul>	10,000,000	50,000,000
21	<b>Locally based foreign fishing vessel license [Subsection 60(5)]</b> <i>The owner, agent or operator of a locally based foreign fishing vessel carries out fishing or related activities in Vanuatu waters without a license.</i>	15,000,000	20,000,000
22	<b>Contravening condition of a locally based foreign fishing vessel license [Subsection 60(6)]</b> <i>A locally based foreign fishing vessel is used in contravention of a condition of the license issued under section 60.</i>	1,000,000	3,000,000
23	<b>Providing false information regarding application for international authorisation to fish [Subsection 65(5)]</b> <i>The person knowingly or recklessly provides an information (required to be given under section 65), which is false.</i>	10,000,000	50,000,000
24	<b>Providing false information regarding issuance of authorisation to a vessel [Subsection 67(4)]</b> <i>The person knowingly or recklessly provides an information (required to be given under section 67), which is false.</i>	10,000,000	50,000,000
25	<b>Fishing in contravention of an international authorisation to fish [Subsection 71(1)]</b> <i>Causing or allowing for a Vanuatu fishing vessel to be used without an authorisation or in contravention of a condition or restriction contained in the authorisation.</i>	10,000,000	15,000,000

26	<p><b>Use of vessels of other flags by Vanuatu citizens on the high seas [Subsection 72(3)]</b></p> <p><i>A citizen of Vanuatu or body corporate established under the laws of Vanuatu uses a vessel registered in another country for fishing or related activities on the high seas contrary to a qualifying authorisation issued by the flag State.</i></p>	10,000,000	50,000,000
27	<p><b>Use of Vanuatu fishing vessels in the jurisdiction of another State [Subsection 73(2)]</b></p> <p><i>A person uses a Vanuatu fishing vessel for fishing or related activities:</i></p> <ul style="list-style-type: none"> <li>o <i>in an area under the national jurisdiction of a foreign country and carries out activities contrary to the laws of that country and without an authorisation issued in accordance with this Part; or</i></li> <li>o <i>in an area subject to a multilateral access agreement or related agreement and carries out activities contrary to that agreement; or</i></li> <li>o <i>on the high seas and carries out activities contrary to an international authorisation to fish issued in accordance with this Part; or</i></li> <li>o <i>in an area subject to international conservation and management measures and carries out activities contrary to those measures.</i></li> </ul>	50,000,000	100,000,000
28	<p><b>Investigation of breaches and non-compliance [Subsection 75(3) and (4)]</b></p> <ul style="list-style-type: none"> <li>o <i>The Director is carrying out an investigation on breaches and non-compliance and the Master, owner or charterer of a vessel fail to:</i> <ul style="list-style-type: none"> <li>o <i>provide such information, data and documentation as is required by the Director; and</i></li> <li>o <i>answer such specific questions as are put by the Director concerning the fishing and related activities of the vessel under investigation; and</i></li> <li>o <i>cooperate with any investigator authorized by the Director in relation to the investigation, and permit the investigator to have full access to all records, and to the crew of the vessel for questioning.</i></li> </ul> </li> <li>o <i>The Master, owner or charterer of a vessel obstruct the course of an investigation on breaches and non-compliance.</i></li> </ul>	10,000,000	50,000,000
29	<p><b>Breaches of conditions or non-observance of obligations [Subsection 76(1)]</b></p> <p><i>The person, who in the course of fishing or related activity of a vessel:</i></p> <ul style="list-style-type: none"> <li>o <i>breaches a condition applying to that vessel under an authorisation to fish under this Part; or</i></li> <li>o <i>fails to observe an applicable obligation or requirement of a Scheduled Treaty.</i></li> </ul>	10,000,000	50,000,000
30	<p><b>Obligation to provide fisheries data and catch information Subsection 78(3)</b></p> <p><i>The person fails to provide to the Director the catch information, data and any other information in relation to the fishing and related activities of a vessel:</i></p> <ul style="list-style-type: none"> <li>o <i>as required by the Director; or</i></li> <li>o <i>within the time specified by the Director; or</i></li> </ul>	5,000,000	10,000,000
31	<p><b>Information is not accurate [Subsection 89(3)]</b></p> <ul style="list-style-type: none"> <li>o <i>The person, who is required to provide, notify, communicate or report any information under this Act, fails to ensure that the information provided, notified, communicated or reported is true, complete and correct.</i></li> <li>o <i>The person who is required to provide, notify, communicate or report any information under this Act, fails to notify the Director of</i></li> </ul>	5,000,000	10,000,000

	<i>any change of circumstance which has the effect of rendering any information as false, misleading, incomplete or incorrect.</i>		
32	<b>Vessel being used for driftnet fishing [Subsection 90(4)]</b> <i>A fishing vessel:</i> <ul style="list-style-type: none"> <li>o <i>Is used for driftnet fishing activities; or</i></li> <li>o <i>Is used to assist in driftnet fishing activities; or</i></li> <li>o <i>Is in possession of or has on board a driftnet.</i></li> </ul>	10,000,000	50,000,000
33	<b>Assisting or taking part in driftnet fishing [Subsection 90(6)]</b> <i>Person engages in or assists in any driftnet fishing activities in Vanuatu waters.</i>	10,000,000	50,000,000
34	<b>Driftnet vessel entering Vanuatu Ports [Subsection 91(2)]</b> <i>The vessel that</i> <ul style="list-style-type: none"> <li>o <i>has engaged in driftnet fishing activities; or</i></li> <li>o <i>is equipped to engage in driftnet fishing activities; or</i></li> <li>o <i>possesses or has on board a driftnet,</i></li> </ul> <i>has entered a Port in Vanuatu.</i>	10,000,000	50,000,000
35	<b>Protection measures of marine mammals [Subsection 93(7)]</b> <i>The person:</i> <ul style="list-style-type: none"> <li>o <i>kills, harms, harasses, takes or moves a marine mammal in the Vanuatu Marine Mammals Sanctuary; or</i></li> <li>o <i>possess, holds in captivity or restricts the movement of any marine mammal in the Vanuatu Marine Mammals Sanctuary; or</i></li> <li>o <i>possess a part of a marine mammal, or a product produced from a marine mammal, taken in the Vanuatu Marine Mammals Sanctuary; or</i></li> <li>o <i>exports from Vanuatu or facilitates the export of any marine mammal, marine mammal part or marine mammal product; or</i></li> <li>o <i>imports or facilitates the importation of any marine mammal, marine mammal part, or marine mammal product.</i></li> </ul>	10,000,000	50,000,000
36	<b>Permit for marine mammal watching [Subsection 97(4)]</b> <i>The person undertakes a commercial operation for the purpose of viewing or watching marine mammals without a permit.</i>	5,000,000	10,000,000
37	<b>Use or in possession of prohibited fishing gear [Subsection 98(2)]</b> <i>The person uses for fishing, has on board a vessel, or is in possession, in any coastal fisheries area or customary fishing area, of:</i> <ul style="list-style-type: none"> <li>o <i>any net, the mesh size of which does not conform to the minimum mesh size for that type of net as required or prescribed under by the regulations; or</i></li> <li>o <i>any fishing gear which does not conform to prescribed standards for that type of fishing gear; or</i></li> <li>o <i>any prohibited fishing gear which is prescribed by the regulations.</i></li> </ul>	1,000,000	5,000,000
38	<b>Utilising prohibited fishing methods etc[Subsection 100(2)]</b> <i>The person:</i> <ul style="list-style-type: none"> <li>o <i>permits to be used, uses or attempts to use any explosive, poison or other noxious substance for the purposes of killing, stunning, disabling or catching fish, or in any way rendering fish more easily caught; or</i></li> <li>o <i>carries or has in his or her possession or control any explosive, poison or other noxious substance in circumstances indicating an intention to use the substance for the purposes of killing, stunning, disabling or catching fish, or in any way rendering fish more easily caught.</i></li> </ul>	5,000,000	10,000,000

39	<p><b>Landing, selling or in possession of fish caught using prohibited fishing method [Subsection 100(5)]</b>  <i>The person lands, sells, receives or is in possession of fish that the person knows or is to have reasonably known that the fish was caught using a prohibited fishing method.</i></p>	1,000,000	2,000,000
40	<p><b>Activities contrary to the laws of another State [Subsection 101(3)]</b>  <i>The person, within Vanuatu or in Vanuatu waters, on their own account or any other capacity:</i></p> <ul style="list-style-type: none"> <li>o allows or permits a person acting on his or her behalf; or</li> <li>o uses or permits a vessel to engage in fishing or related activity, to take or to import, export, land, transport, sell, receive, acquire, buy any fish or fish product taken, possessed, transported or sold in violation of any law or regulation of another State or of international conservation and management measures.</li> </ul>	10,000,000	50,000,000
41	<p><b>Carrying out activities in marine reserve without permission [Subsection 102(2)]</b>  <i>The person, without a written permission of the Minister, within a marine reserve:</i></p> <ul style="list-style-type: none"> <li>o engages in fishing; or</li> <li>o takes or destroys any coral; or</li> <li>o dredges or takes any sand or gravel; or</li> <li>o otherwise disturbs the natural habitat; or</li> <li>o takes or destroys any wreck or part of a wreck.</li> </ul>	1,000,000	5,000,000
42	<p><b>Undertaking test fishing or scientific research without authorisation [Subsection 103(8)]</b>  <i>The person:</i></p> <ul style="list-style-type: none"> <li>o undertakes test fishing or scientific research without an authorisation issued under this section; or</li> <li>o is authorised to undertake test fishing or scientific research, but fails to comply with applicable laws and conditions of the authorisation.</li> </ul>	5,000,000	10,000,000
43	<p><b>Unauthorised transshipment etc [Subsection 104(14)]</b>  <i>The person undertakes transshipment activities:</i></p> <ul style="list-style-type: none"> <li>o without an authorisation under this section; or</li> <li>o in breach of any conditions of an authorisation or of a relevant fishing license; or</li> <li>o at a place other than an approved port.</li> </ul>	5,000,000	10,000,000
44	<p><b>Unauthorised bunkering etc [Subsection 105(9)]</b>  <i>The person undertakes bunkering activities:</i></p> <ul style="list-style-type: none"> <li>o without an authorisation given under this section; or</li> <li>o in breach of any conditions of an authorisation or of a relevant fishing license; or</li> <li>o at a place other than an approved area.</li> </ul>	5,000,000	10,000,000
45	<p><b>Operating fish processing establishment without a license [Subsection 107(7)]</b>  <i>The person:</i></p> <ul style="list-style-type: none"> <li>o operates a fish processing establishment; or</li> <li>o being the owner, permits a fish processing establishment to be operated, without a license.</li> </ul>	1,000,000	5,000,000
46	<p><b>Failure to comply with Directors requirements relating to port sampling and monitoring [Subsection 114(7)]</b>  <i>The operator, does not comply with any requirements given by the Director under subsection 114(3) and (4).</i></p>	1,000,000	5,000,000
47	<p><b>Failure to comply with requirements relating to observers and port samplers [Subsection 115(6)]</b>  <i>The operator fails to comply with any requirements given by the Director under subsections 115(2), (3) and (4).</i></p>	1,000,000	5,000,000

48	<p><b>Failing duties to authorised officers, observers and port samplers [Subsection 116(3)]</b></p> <ul style="list-style-type: none"> <li>o <i>The master and each crew member of a foreign fishing vessel, the driver of any vehicle or the pilot and crew of any aircraft fail to:</i> <ul style="list-style-type: none"> <li>o <i>immediately comply with an instruction or direction given by an authorised officer or observer; and</i></li> <li>o <i>facilitate the safe boarding, entry and inspection of the vessel, vehicle or aircraft, and the inspection of any fishing gear, equipment, records, fish and fish products.</i></li> </ul> </li> <li>o <i>The master and each crew member of a vessel, the driver of a vehicle or the pilot and crew of an aircraft, fail to take all reasonable measures to ensure the safety of an authorised officer, observer or port sampler.</i></li> </ul>	1,000,000	5,000,000
49	<p><b>Obstructing, assault etc of authorised officers, observers and port samplers [Subsection 116(4)]</b></p> <p><i>The person:</i></p> <ul style="list-style-type: none"> <li>o <i>assaults, obstructs, resists, delays or refuses boarding to, intimidates or otherwise interferes with an authorised officer or observer or port sampler in the performance of his or her duty; or</i></li> <li>o <i>fails to take all reasonable steps to ensure the safety of an authorised officer or observer or port sampler in the performance of his or her duty; or</i></li> <li>o <i>incites or encourages any other person to breach paragraphs 116(4)(a) or (b); or</i></li> <li>o <i>uses threatening language or behaves in a threatening manner to an authorised officer or observer or port sampler; or</i></li> <li>o <i>fails to comply with the lawful instructions or requirements of an authorised officer or observer or port sampler; or</i></li> <li>o <i>furnishes to an authorised officer or observer or port sampler any information that is false or misleading; or</i></li> <li>o <i>impersonates or falsely represents himself or herself to be:</i> <ul style="list-style-type: none"> <li>(i) <i>an authorised officer or observer; or</i></li> <li>(ii) <i>acting under an authorised officer's orders.</i></li> </ul> </li> </ul>	1,000,000	5,000,000
50	<p><b>Failure to comply with VMS vessel requirements [Subsection 119(4)]</b></p> <p><i>The operator of a fishing vessel licensed or authorised to fish, fails to comply with the requirements of section 119 relating to vessel monitoring systems.</i></p>	10,000,000	50,000,000
51	<p><b>Failure to comply when mobile transceiver unit fails to report [Paragraph 120(7)(a)]</b></p> <p><i>The operator of a fishing vessel licensed or authorised to fish, fails to comply with the requirements of section 120 relating to instances where a vessel's mobile transceiver unit fails to report.</i></p>	10,000,000	50,000,000
52	<p><b>Divulging information to unauthorised person [Subsection 122(3)]</b></p> <p><i>The person divulges information from a vessel monitoring system, to another person not authorised to receive the information.</i></p>	10,000,000	50,000,000
53	<p><b>Contravention of port measures [Subsection 123(7)]</b></p> <p><i>General contravention of section 123 relating to port measures.</i></p>	1,000,000	5,000,000

54	<b>Incomplete catch certificate [Subsection 124(7)]</b> <i>The master of a Vanuatu fishing vessel fails to complete the catch certificate.</i>	1,000,000	5,000,000
55	<b>Forgery in relation to catch certification [Subsection 124(8)]</b> <i>The person makes a false declaration by means of forging declaration documents, stamp or signature.</i>	10,000,000	50,000,000
56	<b>Importing for reprocessing seafood product without a valid certificate [Subsection 124(9)]</b> <i>The person imports or causes to be imported into Vanuatu, seafood product for reprocessing for the purposes of re-export, without a valid certificate similar to a catch certificate.</i>	1,000,000	5,000,000
57	<b>Engaging banned person [Section 134]</b> <ul style="list-style-type: none"> <li>o <i>The master of a fishing vessel has on board a person who has contravened an order made under subsection 133(1) or (2); or</i></li> <li>o <i>The operator engages a person who has contravened an order made under subsection 133(1) or (2).</i></li> </ul>	10,000,000	50,000,000
58	<b>Removal of items in custody [Section 135]</b> <i>The person removes any property held under this Act in the custody of the Government, whether or not he or she knew the property was in the Government's custody.</i>	1,000,000	5,000,000
59	<b>Damage etc of an observer device [Subsection 142(10)]</b> <i>The person:</i> <ul style="list-style-type: none"> <li>o <i>damages, destroys, renders inoperative or otherwise interferes with an observer device; or</i></li> <li>o <i>intentionally feeds or inputs information or data into an observer device which is not officially required or which is meaningless.</i></li> </ul>	1,000,000	5,000,000
60	<b>Engaging in serious violation [Subsection 146(2)]</b> <i>The master operator, owner or charterer of a Vanuatu fishing vessel has been engaged in a serious violation.</i>	50,000,000	100,000,000

**NOTICE OF MEETING**

**AFA LTD (IN VOLUNTARY LIQUIDATION)**

**Notice no. 344 of 2014**

Notice is given that a final meeting of members of the company will be held at the office of Law Partners, Law Partners House, Lini Highway, Port Vila on 31 October 2014 at 9.00am.

The purpose of the meeting is to receive the liquidator's account and report upon the winding up.

Dated 29 September 2014



Jonathan Glen Law / Vicki Joe

Liquidator(s)

