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A Study on the Implication and Domestic Implementation of the FAO International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing

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Abstract : FAO Fisheries Committee adopted the International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing at its 24th meeting in March 2001. The International Plan of Action is designed to provided a framework for the international cooperations for combatting illegal, unreported and unregulated fishing, regardless of where the IUU fishing occurs. The International Plan of Action is not a legally binding instrument like a treaty. It is, however, a sort of legal instrument, which will have significant impacts on the fisheries issues at national and global levels. States and regional fisheries organizations are expected to take legislative measures to implement the International Plan of Action.

This study is aimed to analyze the legal implications of the International Plan of Action and then to provide the direction for the

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domestic implementation of the International Plan of Action in Korea. In Chapter 2, we reviewed how the Plan of Action was negotiated and adopted. Then in Chapter 3, we interpreted the provisions of the Plan of Action in accordance with their ordinary meaning. In Chapter 4, we discussed the problems of IUU fishing committed by Korean fishing vessels in coastal and distant water fisheries. And in Chapter 5, we analyzed the discrepancy between Korea's domestic laws and regulations on the one hand and the Plan of Action on the other, and then discussed the ways to the implementation of the Plan of Action in Korea.

It seems that a lot of legislative work and improvement in the administrative system are required for the implementation of the Plan of Action in Korea. This kind of work and improvement in turn would demand a lot of time and energy in the government side. Thus, Korea is expected to establish a comprehensive implementation plan as soon as possible and then to take step by step measures to implement the Plan of Action. By doing so, Korea can be in a position to discharge its duties as one of the major fishing countries in the world and to avoid adverse impacts which might occur from the un-implementation of the Plan of Action.

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Bray, "Illegal, Unreported, and Unregulated Fishing", Current Fisheries Issues
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14) (推定) 前提 事實 , 「 , 2000 ,
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