



REPUBLIC OF SOUTH AFRICA



Unlocking the Economic Potential of South Africa's Oceans

INITIATIVE 5: ENHANCED AND COORDINATED ENFORCEMENT PROGRAMME

Presentation to ICASA
09 February 2017

PHAKISA LABS

LABS were established to implement an **integrated ocean governance framework** for **sustainable growth** of the ocean economy to maximise socio-economic benefits whilst ensuring **adequate ocean environmental protection** within the next 5 years:

- Offshore Oil and Gas Exploration
- Marine Transport and Manufacturing
- Aquaculture
- Marine Protection Services and Governance
- Small Craft Harbours and Coastal Development and Tourism

MARINE PROTECTION SERVICES AND GOVERNANCE: INITIATIVES

1. Ministerial Committee and Secretariat to Govern Activities
2. Enhancement of Legislation into the Integrated Coastal and Oceans Management Act or Oceans Act
3. Review of ocean-related legislation
4. Accelerated Capacity Building Intervention in Ocean Governance
5. Enhanced and Coordinated Enforcement Programme
6. National Ocean and Coastal Information System and Extending Earth Observation Capacity
7. National Ocean and Coastal Water Quality Monitoring Programme
8. Creation of a Marine Protected Area Representative Network
9. Marine Protected Area / Marine Spatial Planning Discovery, Research & Monitoring Programme
10. Marine Spatial Planning Process

OBJECTIVES – INITIATIVE 5

- **Co-ordination required for enforcement and policing of coasts and oceans**
- **Need to improve monitoring, control and surveillance**
- **Identification and protection of sensitive and unique marine habitats and species**
- **Limited human and financial resources to manage and protect oceans and coastal resources – NEED TO JOIN FORCES**
- **Need to address the high level of Illegal, Unreported and Unregulated Fishing Activities (IUU) in addition to other illegal activities**

The enforcement initiative will optimise enforcement assets from all relevant departments, agencies and provinces, whilst leveraging on the Security Cluster Programme for the necessary Security Assessments

NOT EXHAUSTIVE



the doj & cd
Department:
Justice and Constitutional Development
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defence
Department:
Defence
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energy
Department:
Energy
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transport
Department:
Transport
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agriculture, forestry & fisheries
Department:
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environmental affairs
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mineral resources
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Collaborated & Shared Assets



This will support the existing Security Cluster Programme so that Security Assessments and Management Plans can be developed.

MEMBER DEPARTMENTS/AGENCIES/MUNICIPALITIES

- **Department of Environmental Affairs (DEA)**
- **Department of Agriculture, Forestry and Fisheries**
- **South African Police Services**
- **Department of Defence Force**
- **Department of Home Affairs**
- **Department of Mineral Resources**
- **Department of Transport**
- **Department of Energy**
- **South African Maritime Safety Authority**
- **Department of Environment and Nature Conservation (Northern Cape)**
- **Department of Environmental Affairs, Development and Planning (Western Cape)**
- **Department of Economic Development, Environmental Affairs and Tourism (Eastern Cape)**
- **South African Parks Board**
- **CapeNature**
- **City of Cape Town**
- **Nelson Mandela Bay Municipality**

COMPLIANCE AND ENFORCEMENT FOCUS AREAS

- **Non-consumptive activity, e.g. whale watching and white shark cage diving**
- **Marine protected species (seals, seabirds, turtles, penguins etc.)**
- **Marine Protected Areas (MPAs)**
- **Illegal fishing**
- **Pollution prevention and combatting**
- **Piracy**
- **Human trafficking**
- **Effluent discharge (contaminated water)**
- **Dumping at sea (waste)**
- **Customs/excise/sanitary rules**
- **Ballast water invasive species**

PROGRESS/ACHIEVEMENTS

- **Complete Pilot Phase – September 2015 to March 2016**
- **Compliance and Enforcement Working Group established**
- **Inter-Departmental/Agency Workplan developed and endorsed by the Working Group**
- **NATJOINTS Operational Instructions – Pilot Phase and the next financial year**
- **Joint operations based on the Workplan targets have been conducted with successes in terms of cases registered, fines, confiscations and arrests.**

PILOT PROJECT: PHASE 1

- **WESTERN CAPE:** 20 SEPTEMBER 2015 - 25 SEPTEMBER 2015 FROM SALDANHA TO DORING BAY
- **EASTERN CAPE:** 29 OCTOBER 2015 PORT ELIZABETH and 06 NOVEMBER 2015 - 13 NOVEMBER 2015 FROM CAPE ST FRANCIS BAY TO EAST LONDON
- **NORTHERN CAPE:** 13 - 15 NOVEMBER 2015 FROM ALEXANDER BAY TO GROEN RIVER

OPERATIONAL DEPLOYMENT

| ROLE-PLAYERS | TOTAL PERSONNEL | VEHICLES/ | VESSELS |
|---|-----------------|-----------|----------|
| SAPS | 82 | 23 | 2 |
| DAFF | 77 | 22 | 6 |
| CapeNature | 4 | 1 | 0 |
| SARS | 7 | 3 | 0 |
| DEADP | 5 | 2 | 0 |
| SAMSA | 5 | 2 | 0 |
| SANParks | 4 | 3 | 0 |
| DEA | 4 | 3 | 0 |
| SSA | 3 | 3 | 0 |
| DHA | 2 | 1 | 0 |
| TOTAL MEMBERS DEPLOYED FOR THE OPERATION | 193 | 63 | 8 |

PILOT PROJECT: PHASE 2

- **WESTERN CAPE :** – 30 NOVEMBER - 11 DECEMBER 2015 FROM SALDANHA BAY TO QUOIN POINT
- **EASTERN CAPE:**– 10 DECEMBER - 15 DECEMBER 2015 FROM JEFFERY’S BAY TO EAST LONDON
- **NORTHERN CAPE:** 10 DECEMBER - 15 DECEMBER 2015 and 26 DECEMBER 2015 - 05 JANUARY 2016 FROM ALEXANDER BAY TO GROEN RIVIER

DEPLOYMENT

| ROLE-PLAYERS | TOTAL PERSONNEL | VEHICLES/ | VESSELS |
|---------------|-----------------|------------|-----------------|
| SAPS | 134 | 38 | 6 & 1x Aircraft |
| DAFF | 101 | 32 | 5 |
| CapeNature | 6 | 2 | 1 |
| SARS | 7 | 3 | 0 |
| DEADP | 7 | 3 | 0 |
| SAMSA | 2 | 1 | 0 |
| SANParks | 8 | 2 | 2 |
| DEA | 6 | 4 | 0 |
| SSA | 3 | 3 | 0 |
| DHA | 2 | 1 | 0 |
| CoCT | 13 | 4 | 2 |
| DENC | 4 | 2 | 0 |
| DEDEAT | 4 | 2 | 0 |
| TNPA | 12 | 3 | 0 |
| TOTALS | 309 | 100 | |

PILOT PROJECT: PHASE 3

- **EASTERN CAPE:** 16-22 FEBRUARY 2016 FROM PORT ELIZABETH TO EAST LONDON
- **WESTERN CAPE :** 24 FEBRUARY - 08 MARCH 2016 FROM MELKBOS STRAND TO OLIFANTSBOS
- **WESTERN CAPE :** 07 – 15 MARCH 2016 FROM WITSAND TO PLETTENBERG BAY (SOUTHERN CAPE)
- **WESTERN CAPE :** 24 MARCH 2016 AT TREKOSKRAAL
- **NORTHERN CAPE:** 23 - 28 MARCH 2016 FROM ALEXANDER BAY TO GROEN RIVIER

| OPERATIONAL DEPLOYMENT | | | | |
|--|-----------------|-----------|------------------|----------|
| ROLE-PLAYERS | TOTAL PERSONNEL | VEHICLES/ | VESSELS | BOATS |
| SAPS | 65 | 21 | 0 | 2 |
| DAFF | 52 | 19 | 2 (EC) 2(WC) | 1 |
| CapeNature | 5 | 4 | 0 | 1 |
| SARS | 2 | 1 | 0 | 0 |
| DEADP | 6 | 3 | 0 | 0 |
| SANPARKS | 8 | 2 | 0 | 2 |
| DEA | 5 | 4 | 0 | 0 |
| Saldanha Bay Municipality | 3 | 2 | 0 | 0 |
| EDEN | 2 | 1 | 0 | 0 |
| LOWER BREEDE RIVER CONSERVANCY | 2 | 1 | 0 | 1 |
| SPOOR AND FISH (Alleged attorneys) | 2 | 1 | 0 | 0 |
| TOBACCO INSTITUTE | 3 | 1 | 0 | 0 |
| TOTALS | 142 | 51 | 4 | 7 |

CHALLENGES

- **Communication between role-players involved in the operations**
- **Lack of a generic portable two-way radio system to which all role players could have access**
- **As a result there was a noticeable poor communication, especially when local authorities or provincial departments were involved in operation**
- **Inability to release officials with adequate equipment**
- **Budget**

RECOMMENDATIONS

- It is recommended that ICASA makes a frequency band available for government departments in the UHF band for use by Compliance and Enforcement Working Group under Initiative 5 of Phakisa as well as where other national joint operations are taking place
- It is also recommended that ICASA takes note of the importance of creating or availing the frequency band for specifically operations related to Operation Phakisa as this is a Presidential project that is coordinated at National Joints Office to ensure full participation of all Law Enforcement Departments and Agencies within South Africa
- It is further requested that the frequency band allocated for Phakisa be exempted from annual licence fees. Reason: there is no operational budget set aside for this Initiative as the project is about coordinating different Departments/Institutions



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thank you

