

AGREEMENT ON THE INTERNATIONAL DOLPHIN CONSERVATION PROGRAM

RESOLUTION ON THE DEFINITION OF A PATTERN OF INFRACTIONS

10 October 2002

1. Without prejudice to other determinations made by the Parties pursuant to the provisions of Annex IV, Part I, paragraph 7, a “pattern of infractions” by a vessel shall be defined as one of the following:
 - a. Any three major infractions committed within two consecutive years during more than one trip, as confirmed by a Party.
 - b. Any two of the following major infractions committed within two consecutive years during more than one trip, as confirmed by a Party:
 - i. Fishing without an observer;
 - ii. Fishing on dolphins without a DML;
 - iii. Fishing on dolphins after the vessel reaches its DML.
2. When notifying the Party concerned of the IRP’s identification of a possible infraction, the Secretariat should make every effort to also notify the owner of the vessel concerned of the potential for the determination of a pattern of infractions per the schedule above.
3. The Parties shall, every six months, notify owners of vessels under their jurisdiction of any record of infractions which could lead to a determination of a pattern of infractions per the schedule above.
4. This resolution shall enter into force on the day following its adoption by the Parties, and shall apply only to trips that begin, and infractions that occur, after the date of its adoption.
5. The provisions of this resolution shall be applied in accordance with the national laws and regulations of each Party.
6. The IRP shall review annually the effectiveness of this schedule in enhancing compliance with the Agreement.