

ADDENDUM TO PWG_405/2022 - DRAFT ICCAT IUU VESSELS LIST

Since the publication of PWG_405/2022 the following information additional has been submitted by Namibia:

- **Document #1.:** Namibia's responses (with Re. PAE/rs/6844; ICCAT# E22-11027 of 04/11/2022) to both the EU's requests (Circular # S22-06314 of 19/08/2022) and to the US' requests (Circular # S22-06364 of 23/08/2022) regarding the removal of "HALIFAX" from IUU List.
- **Document #2.:** Namibia's responses (E22-10933 of 03/11/2022) to the EU's requests (within EU's comments on the "PWG_405/2022"-document in Circular# S22-08860) for clarification regarding the 201/2022 fishing activities of the IUU vessel "HALIFAX".
- **Document #3.:** Additional information from Namibia (E22-11103 of 07/11/2022), in responses to the EU's requests, regarding tuna catches made by the IUU vessel "HALIFAX" and partially exported to South Africa. Namibia has submitted sales slips which indicate that some quantities of tuna fish were either exported to South Africa between 3 January to 15 April 2022 or traded domestically in Namibia, between 13 April and 1 September 2022.



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28 October 2022

Our reference: PAE/rs/6844

ICCAT

ATTENTION: THE EXECUTIVE SECRETARY, MR CAMILLE JEAN PIERRE MANEL

Per email: camille.manel@iccat.int

CC:
THE MINISTRY OF FISHERIES AND MARINE LIVING RESOURCES OF THE REPUBLIC OF NAMIBIA
PRIVATE BAG 13355
WINDHOEK
ATTENTION: MR DESMOND BESTER

Per email: Desmond.Bester@mfmr.gov.na

RE: LETTER IN SUPPORT OF REPUBLIC OF NAMIBIA'S REQUEST FOR THE REMOVAL OF THE NAMIBIAN FLAG VESSEL "HALIFAX" FROM THE IUU VESSELS LIST.

Dear Mr Manel

Introduction

1. We act on behalf of Southern Wolf Holdings (Pty) Limited (our client or Southern Wolf). Our client has instructed us that in or about February 2021 (as per the ICCAT IUU vessel list), our client's fishing vessel the MFV Halifax (the vessels) was placed on the IUU vessel list of the International Commission for the Conservation of Atlantic Tunas (ICCAT). This listing was on the basis of a report of illegal fishing by the vessel during 2020 (then named Mario No "11" and under different ownership and flag) submitted by the United States following a sighting of the vessel on 6 May 2020 by the US Coast Guard.

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2. As you have already been informed through the Ministry of Fisheries in Namibia, our client in good faith and as an innocent 3rd party (without knowledge of any IUU fishing activities of the said vessel) purchased the vessel as per the sale agreement on 28 October 2020 (on the basis of a credit sale where the ownership of the vessel would pass on delivery, and the purchase price would be paid off by means of instalments).
3. After delivery to our client, the vessel was then legally imported into Namibia and registered on the Namibian ship register on 10 September 2021 after our client had carried out extensive refurbishment and refitting of the vessel to convert her in order that she may operate in the large pelagic: pole and line Namibian fishing sector with 100% Namibian crew, to catch in Namibian waters, and to discharge her catches at Namibian ports. As such her method of operation has been changed completely from a long line vessel to a pole and line fishing vessel.
4. With the vessel legally owned by our client and registered on the Namibian Ship Registry and with a valid safety certificate, our client as a rights holder in the Namibian pole and line, large pelagic sector is entitled to a fishing permit and license in respect of the vessel by the Ministry of Fisheries and Marine Resources, once the ICCAT IUU listing is lifted. In this regard the vessel would accordingly be authorized to fish legally in Namibian waters (EEZ).

Request to Remove Vessel from IUU List

5. Furthermore, and as one would expect in circumstances where the vessel has been purchased at arm's length in good faith by a reputable Namibian operator and rights holder, the Ministry of Fisheries and Marine Resources of the Republic of Namibia (the Ministry) duly lodged a request to have the vessel removed from the IUU list on 21 October 2021. The said request was on the basis of paragraph 6 of ICCAT recommendation 18-08 (as amended). A copy of such request is annexed hereto marked "A".

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6. At this point it is important to note that currently the vessel is on the IUU list under its new registered name "Halifax" with our client Southern Wolf Holdings (Pty) Limited (a Namibian entity) registered as the owners and the flag of the vessel listed as the Namibian flag. This is severely prejudicial to our client who is a reputable Namibian fishing company with no involvement in illegal fishing, not to mention the prejudice to the Republic of Namibia which has a well-run fishery with an excellent compliance record. As such, on the face of it, the entry on the IUU list as it currently stands implies that our client was involved in illegal fishing while the vessel was under the Namibian flag, which is factually incorrect. Hence the urgency of the removal of the vessel from the IUU list so as to avoid the further prejudice to our client's name and the reputation of the flag state of Namibia.
7. Following an objection by the European Union (EU) to the Ministry's request for the removal of the vessel from IUU list (which objection raised various queries), the Ministry addressed a further letter to the secretariat of ICCAT dated 14 July 2022 dealing with the queries raised by the EU. A copy of such letter is annexed hereto marked "B".

The Responses to Ministry's Submission of Additional Information.

8. Following the further submissions of the Ministry dated 14 of July 2022 (annexure B hereto) the said Ministry received circular 6314/2022 dated 19 August from the secretariat of ICCAT attaching a response from the EU. A copy of such EU response is attached hereto marked "C".
9. Essentially the following information was requested by the EU:

A - *"information on the vertical or horizontal commercial arrangements that the company Southern Wolf Holdings might be a part of (including any joint venture the company would be involved in)."*

B – *"Further clarifications with respect to the fact that of 4000 shares, 3900 par value shares remain unallocated for the time being and the*

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mechanisms established by Namibia to ensure that this will not allow the previous owners of the vessel to rejoin the company at a later stage."

C- *"Evidence that the payments contemplated in the Sale Contract have been made and the origin of the funds used to create the company and purchase the vessel."*

10. In addition, the Ministry also received circular 6364/2022 dated 23 August 2022 from the secretariat of ICCAT attaching a response from the United States dated 20 August 2022, such response being annexed hereto marked "D".

11. Essentially the following information is being requested by the US:

A - Details of the bank account of Ocean Empire Trading Incorporated referred to in the vessel Sale Agreement (dated 28 October 2020) and any individuals associated with such bank account.

12. As such the remaining queries that require to be dealt with or replied to are those listed in the paragraphs above and we accordingly make the following submissions with regard thereto.

Query at paragraph 9 A - Vertical or Horizontal Commercial Arrangements

13. In their letter of 14 July 2022, the Ministry set out the list of vessels with whom our client has had charter arrangements. We confirm the submissions by the Ministry and further confirm that these were all arm's length Charters and none of these relationships are at all linked to the previous owner of the MFV Halifax (then Mario 11) and furthermore there are no agreements in place whatsoever which give the said previous owner of the MFV Halifax any legal or other form of control over our client Southern Wolf Holdings (Pty) limited.

Query at paragraph 9 B - Authorized Versus Issued Shares

14. For your ease of reference attached hereto is a copy of the share registry and certificates in respect of our client together with a copy of the articles of

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- association (and change of company name documents). Such documents are annexed hereto marked "E" and "F".
15. As explained by the Ministry, the said company (our client) was acquired as a shelf company in 2018 (long before the "Mario 11" had entered into a Namibian port and long before the purchase thereof). The company was bought as a shelf company at a nominal fee and as such the authorized share capital of 4000 was already in existence at that point in time – this is clear from the company documents attached. Furthermore, the issued shares of 100 were also only in existence at that time and were accordingly transferred from the shelf company owner Romano Kouwen to the current shareholders of Southern Wolf Holdings (Pty) Limited who are all Namibian citizens.
 16. Furthermore, it is submitted that it is common for companies to have a large authorized share capital and then only issue a portion thereof to the shareholders from such a capital. There is nothing sinister in this. In fact, the insinuation that there is a devious plan to issue shares to the previous owner is highly defamatory to our clients who are reputable Namibian fishing rights holders and operators.
 17. Furthermore, and under Namibian marine resources law, any change in control of the rights holding entity (our client) or introduction of foreign shareholder control will require prior approval of the Namibian Ministry of Fisheries and Resources. We are advised that Namibian fishing rights holders are prohibited from having foreign control and accordingly any such change would be illegal - as such there is no conceivable risk that the previous owners would in future become controlling shareholders in Southern Wolf Holdings (Pty) Limited.
 18. In any event our client is intending to claim losses from the previous owner of the vessel due to the IUU listing which has resulted in a lengthy loss of fishing time to our clients. The full amount of such losses will become evident depending on when the IUU listing is removed.

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Query Paragraph 9 C - Payment for the Vessel/Ownership

19. As stated previously the ownership in the vessel has passed to our client Southern Wolf Holdings (Pty) Ltd on the basis of a credit sale. The previous owners have no legal or other hold over our client or the vessel. In this respect our client has made one payment of US\$30000 under the sale contract.
20. As the regards the balance of the amounts set out in the Sale Agreement, and following our recent legal advice, our client is withholding these payments and intends to set off such payments against the losses which have accumulated due to the IUU listing and the resulting loss of fishing time. These losses will be accurately assessed once the IUU listing is removed - however on our client's current estimate the losses incurred by our client will far exceed the outstanding purchase consideration.
21. Furthermore, should the previous owners elect to pursue our client for the balance due, this claim will be vehemently defended with our client filing a counterclaim in respect of its said losses and in addition our client will request a large amount for security for costs in respect of any litigation initiated within Namibia.
22. In addition, the instalment that has been paid for the vessel (as referred to above) was from funds held by our client in its local Namibian bank account and which funds are in no way linked to the previous owners - again this insinuation is highly defamatory as it implies some form of money laundering by our client.
23. Attached hereto is proof of the said payment made towards the vessel which is attached here to marked "G".
24. As referred to earlier herein our client has spent approximately R10 million in refurbishing the vessel to convert from a longline vessel to a local Namibian tuna pole and line vessel, which funds were also paid from our client's Namibian bank account.

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25. Regarding the establishment of the company, the acquisition of the shelf company does not require large funding at all and as such and to clear any misconceptions, no funding has been received from the previous owners with regard to the acquisition of the shelf company which occurred long before the acquisition of the vessel in any event.

Query at paragraph 11 A - Details of the Bank Account of Ocean Empire Trading Inc

26. For the sake of privacy, and so as not to be party to breaching in protection of personal information legislation, the bank account details will be sent directly and confidentially to the United States representative to ICCAT.

Closing Submissions

27. Taking into account the foresaid submissions as well as the submissions made by the Ministry (as attached), it is submitted that in terms of the provisions of paragraph 6 of ICCAT recommendation 18-08 (as amended), there are overwhelming grounds for the removal of the MFV Halifax from the IUU vessel list.
28. In summary:
- 28.1 Ownership in the vessel was legally transferred to Southern Wolf Holdings (Pty) Limited, a Namibian entity with Namibian shareholders and with such entity and shareholders having no link to the previous owners of the vessel.
- 28.2 Southern Wolf Holdings (Pty) Limited being the legal owner of the vessel is not controlled legally or otherwise by the previous owners of the vessel and as set out previously plans to set off the balance of the purchase price due under the sale agreement against the substantial losses caused by the IUU listing.

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- 28.3 The Ministry has control over the ownership of Southern Wolf Holdings (Pty) Ltd being a rights holder in the Namibian fishing sector, and in particular would have to approve any change of control in shareholding in our client and would not allow any foreigner to control Southern Wolf Holdings (Pty) Limited.
- 28.4 Our client has a valid fishing right, is entitled to a permit in respect of its vessel (to be issued by the Ministry once the IUU listing is removed) and has an impeccable compliance record and a long-established involvement in the Namibian fishery which has been duly vetted by the said Ministry.
- 28.5 As such the vessel now is in a legal fishing operation and will be validly authorized to fish by a contracting party of ICCAT. We reiterate that our client, its vessel and any catches caught by such vessel are in no way controlled by the previous owners of the vessel.
- 28.6 Our client has invested R10 million in the overall refurbishment and conversion of the vessel to a tuna pole and line vessel, and this has been advantageous for the local Namibian economy and in addition has created much needed local employment especially for a developing nation such as Namibia. This local investment and employment is being prejudiced by the prolonged process of the vessel being removed from the IUU list.

Conclusion

29. In conclusion the Ministry, the vessel and its owners have clearly met the requirements for the removal of the vessel from the IUU list and with the greatest respect should there be continued objections by the US and/or the EU, it is submitted these would be in bad faith and indicative of a prejudice against developing nation member states of ICCAT such as Namibia.

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30. In the circumstances, we accordingly request that ICCAT urgently attends to the removal of our client's vessel, the MFV Halifax, from the IUU vessel list. Our client has been authorized by the Namibian Ministry to address this letter directly to the secretariat of ICCAT.
31. Please can you revert as soon as possible with your decision on this request.

Kind regards

Peter Edwards
Managing Director
Dawson Edwards and Associates

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Ministry of Fisheries and Marine Resources

Tel: 2053007
Fax: 224566
Enquiries: **Desmond. Bester**

Private Bag 13355
WINDHOEK
21 October 2021

Mr. Camille Jean Pierre Manel
ICCAT Executive Secretary
Corazon de Maria 8
28002 Madrid,
SPAIN

Dear Mr. Jean Pierre Manel

SUBJECT: REQUEST FOR THE REMOVAL OF THE NAMIBIAN FLAG VESSEL HALIFAX/ FROM THE IUU VESSELS LIST

With regards to Rec (18-08) under paragraph 6 on removal of vessel from IUU list, let me clarify the situation for these two vessels in the following points:

As background, please note the following:

The Namibian flag vessel Halifax Previous Name (Mario 11) was bought from Senegalese company in 2020 and is originally from Senegal (Dakar), and this vessel didn't enter into the fishing campaign since 2020. Furthermore, the vessel was registered in Senegal registration record of vessels and also on ICCAT record.

This vessel was en route to the Port of Walvis Bay in October 2020, Namibia to perform dry-docking and a crew change. The Covid pandemic and the ensuing disaster management protocols adopted by the Republic of Namibia resulted in the closure of the Port of Walvis Bay due to the high rate of Covid positive Infections in this area. This resulted in the vessel calling the Port of Luderitz, where a Namibian company took an interest in the vessel and discussed the owner's details with the relevant agent.

The Namibian company made an offer to the owners, who were struggling to repatriate the crew and a myriad of other problems, then decided to sell the vessel to this Namibian

company. The company has spent the last 10 months refitting this vessel, overhaul and maintenance and bringing its condition up to the Namibian Standard. The vessel has now undergone dry-docking, stability and inclination tests, safety survey, engine overhaul, and has been accepted on the Namibian Register and is wholly owned by a Namibian Company.

The previous owners have no linkages with the vessel and will not be receiving fish from the vessel. The vessel has been converted in order to be used in the bait boat as well as tuna long line sector in Namibia.

Namibia is extremely proud of this achievement and now have a 100% Namibian Flag vessel. We intend to sell the fish locally and abroad and we humbly ask for your assistance in this matter.

Therefore, we kindly requested the removal of the Namibian Flag F/V Halifax from the IUU Vessels List.

Should you have any inquiries please don't hesitate to contact me.

Please accept herewith assurances of my highest esteem.

Yours sincerely,

.....
Desmond. Bester
Ministry of Fisheries and Marine Resources
Namibia



Ministry of Fisheries and Marine Resources

Tel: 2053007
Fax: 224566
Enquiries: **Desmond. Bester**

Private Bag 13355
WINDHOEK
14 July 2022

Mr. Camille Jean Pierre Manel
ICCAT Executive Secretary
Corazon de Maria 8
28002 Madrid,
SPAIN

Dear Mr. Jean Pierre Manel

SUBJECT: ADDITIONAL INFORMATION OF THE NAMIBIAN FLAG VESSEL HALIFAX

- I attach the cancelled share certificate #1. This company was bought from the accountants, a "shelf company" thus it was in the name of Ramona Kouwenhoven. This share certificate was cancelled and the share certificates transferred to the members of Southern Wolf Holdings.
- I also reattach the sales contract for Mario 11.
- As far as the share capital of 4000 Namibian Dollars ordinary par value shares, the allotment is for 100 shares only. Thus 3900 par value shares remain as unallotted. Should the shareholders wish to dilute their shareholding, they must apply to the relevant authorities as per the companies act to apply for the allotment of additional shares up to a maximum of 3900.
- Southern Wolf Fishing Close Corporation was the successful recipient of a Namibian Large Pelagic Right in 2011. A directive was issued by the Ministry of Fishing and Marine Resources that all Right Holders must change their Close corporations to a PTY Ltd Company in 2018. Thus a "shelf Company-Alro Investments 87" was provided by our accounting firm in order to comply with this directive. This company then underwent

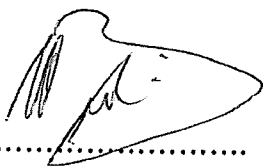
- a name change from Alro Investments 87 to Southern Wolf Holdings, (pty) ltd
- Southern Wolf Holdings has had the following vessels on charter,
- Southern Cross(RSA tuna Pole)
- Tiyalina (RSA tuna Pole)
- Santa Monica(RSA tuna pole)
- Malachite (RSA tuna pole)
- Kao Fong No1 (TAI LL)*
- Kao Fong No817 (TAI LL)
- Kao Fong No8 (TAI LL)
- Kao Fong No101 (TAI LL)
- Kao Fong No372 (TAI LL)
- Feng Ya No11 (TAI LL)
- Further background information is that this group of Namibian men met as crew on two fishing vessels in 2000. The vessels were FV Allison and FV Barbara Louise 2, which were owned and operated by Export Inc LLC of Barnegat Light, New Jersey USA. These vessels operated out of Cape Town, South Africa and Walvis Bay, Namibia respectively. It was always a dream for them to own their own fishing operation. This dream was given life 10 years later when an application for a fishing right was successful in Namibia. The next challenge was to acquire a vessel. This was an almost impossible mission to be able to finance such an expensive item, especially for fishermen. After numerous unsuccessful attempts, the opportunity came in what seemed a relatively inexpensive vessel. (Now we understand why it was so inexpensive-as it had IUU accusations) It is important to note that this type of vessel is possibly the best opportunity to acquire a vessel)
- A possible fishing venture in Namibia, utilizing the pole and line method to re-establish a 100% Namibian tuna fishing entity now hangs in the balance.
- It is clear that a vessel that most likely did no good, has now come into the hands of a genuine attempt to establish a fishing operation on Namibian waters.
- This will alleviate poverty, provide a sense of upliftment and worth to an impoverished community. We humbly ask your consideration.

Should you have any inquiries please don't hesitate to contact me.

Please accept herewith assurances of my highest esteem.

* TAI = CHINESE TAIPEI

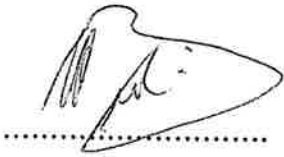
Yours sincerely,



.....

Desmond. Bester
Ministry of Fisheries and Marine Resources
Namibia

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Desmond Bester', is written over a horizontal dotted line.

Desmond. Bester
Ministry of Fisheries and Marine Resources
Namibia



Madrid, 19 August 2022

ICCAT CIRCULAR # 6314/ 2022

SUBJECT: RESPONSE FROM THE EU TO ADDITIONAL INFORMATION SUBMITTED BY NAMIBIA FOR THE REMOVAL OF A VESSEL FROM THE FINAL ICCAT IUU VESSEL LIST

Further to ICCAT Circulars No. 8965/2021, dated 29 November 2021, No. 9420/2021, dated 30 December 2021, No. 531/2022, dated 28 January 2022 and 5393/2022 dated 22 July 2022, please find attached a response from the European Union to additional information submitted by Namibia for the removal of the IUU vessel HALIFAX (former MARIO 11), IMO number 8529533, with Serial Number 20200011, from the ICCAT IUU Vessel List.

Please accept the assurances of my highest consideration.

Executive Secretary

Camille Jean Pierre Manel

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➔ **Cooperating Parties, Entities or Fishing Entities**

Attachment: Response submitted by the EU (ICCAT Entrada # E22-07669 of 19 August 2022).



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MARITIME AFFAIRS AND FISHERIES
International Ocean Governance and Sustainable Fisheries
The Acting Director

Brussels,
MARE/B2/SH/Ares

Mr Camille Jean Pierre Manel,
Executive Secretary,
ICCAT,
28002 Madrid,
Spain.

Subject: Response from the European Union on additional information submitted by Namibia for the removal of a vessel from the final ICCAT IUU vessel list (Circular 5393 / 2022)

Dear Mr Manel,

The European Union (EU) has analysed the additional information provided by Namibia and would like to thank the Namibian authorities for having transmitted further documents.

However, following this analysis, the EU maintains its objection to the removal of the vessel Halifax (former Mario 11) from the ICCAT IUU list.

The EU would like to share the following observations as regards the additional information that Namibia provided in response to the objection letter sent by the EU in January 2022:

- Information on the vertical or horizontal commercial arrangements that the company Southern Wolf Holdings might be a part of (including any joint venture the company would be involved in) has not been provided;
- As regards the information provided on the current shareholders of Southern Wolf Holdings, the EU would like to receive further clarifications with respect to the fact that out of 4.000 shares, 3.900 per value shares remains unallocated for the time being, and the mechanisms established by Namibia to ensure that this will not allow the previous owners of the vessel to re-join the company at a later stage.

This information would be essential to ensure that the previous owner no longer has any legal, financial, or real interests in the vessel, and is also no longer in a position to exercise control over the vessel. The EU would also request that Namibia provides

evidence that payments contemplated in the sale contract of the vessel have been made and clarifies, with the necessary documentary evidence, the origin of the funds that were used to create the company and purchase the vessel.

The EU also reiterates its concerns as regards the implementation by Namibia of ICCAT Recommendations 21-13 (former recommendation 18-08) and 18-09 (paragraphs 6 and 8 of the objection letter sent by the EU on 27 January 2022). No further clarifications have been provided by the Namibian authorities on this, and therefore these matters might need a formal review during the next compliance exercise.

The EU would be grateful to the Secretariat to circulate this reply to all CPCs.

Yours sincerely,

Anders C. JESSEN

INTERNATIONAL COMMISSION FOR THE
CONSERVATION OF ATLANTIC TUNAS



COMMISSION INTERNATIONALE POUR LA
CONSERVATION DES THONIDES DE L'ATLANTIQUE

COMISION INTERNACIONAL PARA LA
CONSERVACION DEL ATUN ATLANTICO

Madrid, 23 August 2022

ICCAT CIRCULAR # 6364/ 2022

**SUBJECT: RESPONSE FROM THE UNITED STATES TO ADDITIONAL INFORMATION
SUBMITTED BY NAMIBIA FOR THE REMOVAL OF A VESSEL FROM THE FINAL
ICCAT IUU VESSEL LIST**

Further to ICCAT Circulars No. 8965/2021 of 29 November 2021, No. 9420/2021 of 30 December 2021, No. 0531/2022 of 28 January 2022, No. 5393/2022 of 22 July 2022 and No. 6314/2022 of 19 August 2022, please find attached a response from the United States to additional information submitted by Namibia for the removal of the IUU vessel *HALIFAX* (former *MARIO 11*), IMO number 8529533, with Serial Number 20200011, from the ICCAT IUU Vessel List.

Please accept the assurances of my highest consideration.

Executive Secretary

COMMISSION INTERNATIONALE
ICCAT
CONSERVATION DES THONIDES DE L'ATLANTIQUE
COMISION INTERNACIONAL PARA LA
CONSERVACION DEL ATUN ATLANTICO

Camille Jean Pierre Manel

DISTRIBUTION:

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- **Head Delegates**
- **Cooperating Parties, Entities or Fishing Entities**

Attachment: Response submitted by the United States (ICCAT Entrada # E22-07776 of 23 August 2022).



UNITED STATES DEPARTMENT OF COMMERCE
Deputy Assistant Secretary for International Fisheries
Washington, D.C. 20230

August 20, 2022

Camille Jean Pierre Manel
Executive Secretary
International Commission for the Conservation of the Atlantic Tunas
C/ Corazón de Maria, 8, 6th Floor
28002 Madrid, Spain

Dear Mr. Executive Secretary:

With regard to Circular #5393-22, the United States would like to request further information from Namibia as we continue to consider whether to lift our objection to the request to remove F/V HALIFAX (ex F/V MARIO 11) from the ICCAT IUU Vessel List. The United States greatly appreciates that Namibia has provided information responding to many of the questions we raised in our letter distributed in Circular #9420-21. We also appreciate the points previously raised by the EU and Namibia's response to those (Circulars #9420-21, #531-22, and #5393-22). We note that the EU has recently requested further information from Namibia as reflected in Circular # 6314-22. We look forward to Namibia's response to these issues. At this time, we also have an additional request for information.

Specifically, the United States notes that Namibia has shared the sales contract for the vessel previously known as F/V MARIO 11, which includes important beneficial ownership information. We further note that payment is not complete for this vessel, as outlined in Paragraph 6 of the sales contract. The United States would find it very useful to have more information on the details of paragraph 6.3, which states: "the above payments by the Purchase shall be made in US dollars by remitting to the hereunder bank account to be designated by Ocean Empire Trading Inc." The information provided suggests Ocean Empire Trading Inc., a Vanuatu-based corporation, is the ultimate beneficial owner profiting from this vessel's past IUU fishing operations. Further, some information exists that suggests this company has historical ownership ties to other vessels currently on the ICCAT IUU Vessel List. For this reason, we would be grateful if Namibia could provide the bank account information associated with the sale of the vessel and the names of the individuals associated with that bank account. If this information needs to be provided confidentially, please send it to my attention (kelly.kryc@noaa.gov) with a copy to Madison Harris in the NOAA Fisheries Office of International Affairs, Trade, and Commerce (madison.harris@noaa.gov).

The United States would like to thank Namibia for its continued cooperation as we seek a favorable resolution to this important matter. We kindly ask, Mr. Executive Secretary, that this letter be translated and circulated to all CPCs at your earliest convenience.



Kind regards,

Kelly Kryc, Ph.D.
U.S. Commissioner to ICCAT



REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM

For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A This portion to be completed by transferor(s) (that is, the person(s) in whose name(s) the securities are at present registered).	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED	
		Quantity and full description of securities to be transferred	Figures 56
LODGED FOR CERTIFICATION BY	B This portion to be completed by transferee(s) (that is, person(s) in whose name(s) the securities are to be registered) or agent, except where broker's transfer forms are used.	TRANSFER FROM [In block letters insert the full name(s) of the present registered holder(s)]	
		[transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia	
		Date of Signature: <u>20 February 2019</u>	
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security.	
		[Signature] Date of Signature: _____	<div style="text-align: center;">  <p>(Stamp of selling broker)</p> </div>
TRANSFER TO [In block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred]		[transferee(s)] Jason Jory Burgess P.O. Box 305 Lüderitzbucht Namibia	
CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.		\$ 56	
I/We request that such entries be made in the register as are necessary to give effect to this transfer.			
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993		* FOR USE IN REGISTERING OFFICE	
<div style="text-align: center;">  </div>		Transfer no: T1 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 2 No of shares transferred: 56	

REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM

For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED					
		Quantity and full description of securities to be transferred	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 9</td> <td style="width: 50%;">Words Nine</td> </tr> <tr> <td colspan="2">Description Ordinary</td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 57 - 65</td> </tr> </table>	Figures 9	Words Nine	Description Ordinary	
Figures 9	Words Nine						
Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 57 - 65						
LODGED FOR CERTIFICATION BY	B	TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)] [transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia Date of Signature: <u>20 February 2019</u>					
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven Date of Signature:	<div style="text-align: center;"> Financial Consulting Services (Pty) Ltd P O Box 4440 Tel: 215100 Walvis Bay </div> <p style="text-align: center;">(Stamp of selling broker)</p>				
		TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred] [transferee(s)] Abraham Ushona P.O. Box 305 Lüderitzbucht Namibia					
		CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.	\$ 9				
I/We request that such entries be made in the register as are necessary to give effect to this transfer. _____ _____ _____							
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993 <div style="text-align: center;"> </div>		* FOR USE IN REGISTERING OFFICE Transfer no: T2 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 3 No of shares transferred: 9					

REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM

For exchange control purposes




CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED					
		Quantity and full description of securities to be transferred	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 9</td> <td style="width: 50%;">Words Nine</td> </tr> <tr> <td>Description Ordinary</td> <td></td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 66 - 74</td> </tr> </table>	Figures 9	Words Nine	Description Ordinary	
Figures 9	Words Nine						
Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 66 - 74						
LODGED FOR CERTIFICATION BY	B	TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)]					
		[transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia					
		Date of Signature: <u>20 February 2019</u>					
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven Date of Signature:	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: center; font-size: 2em;">fcs.</td> </tr> <tr> <td style="text-align: center; font-size: 0.8em;"> Financial Consulting Services (Pty) Ltd P O Box 4440 Tel: 215100 Walvis Bay </td> </tr> </table> <p style="text-align: center;">(Stamp of selling broker)</p>	fcs.	Financial Consulting Services (Pty) Ltd P O Box 4440 Tel: 215100 Walvis Bay		
fcs.							
Financial Consulting Services (Pty) Ltd P O Box 4440 Tel: 215100 Walvis Bay							
TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred]							
[transferee(s)] Fillemon Angula Raban P.O. Box 305 Lüderitzbucht Namibia							
CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.							
\$ 9							
I/We request that such entries be made in the register as are necessary to give effect to this transfer.							
_____ _____ _____							
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993 	* FOR USE IN REGISTERING OFFICE Transfer no: T3 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 4 No of shares transferred: 9						

REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM

For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A <small>This portion to be completed by transferor(s) (that is, the person(s) in whose name(s) the securities are at present registered).</small>	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED					
		Quantity and full description of securities to be transferred	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 4</td> <td style="width: 50%;">Words Four</td> </tr> <tr> <td>Description Ordinary</td> <td></td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 75 - 78</td> </tr> </table>	Figures 4	Words Four	Description Ordinary	
Figures 4	Words Four						
Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 75 - 78						
LODGED FOR CERTIFICATION BY	B <small>This portion to be completed by transferee(s) (that is, person(s) in whose name(s) the securities are to be registered) or agent, except where broker's transfer forms are used.</small>	TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)]					
		[transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia					
		Date of Signature: <u>20 February 2019.</u>					
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven Date of Signature:	<p>(Stamp of selling broker)</p>				
TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred]							
[transferee(s)] Festus Uushona P.O. Box 305 Lüderitzbucht Namibia							
CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.		\$ 4					
I/We request that such entries be made in the register as are necessary to give effect to this transfer.							
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993		* FOR USE IN REGISTERING OFFICE Transfer no: T4 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 5 No of shares transferred: 4					

REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM
 For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED					
		Quantity and full description of securities to be transferred	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 4</td> <td style="width: 50%;">Words Four</td> </tr> <tr> <td colspan="2">Description Ordinary</td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 79 - 82</td> </tr> </table>	Figures 4	Words Four	Description Ordinary	
Figures 4	Words Four						
Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 79 - 82						
LODGED FOR CERTIFICATION BY	B	TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)] [transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia Date of Signature: <u>20 February 2019</u>					
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven :  Date of Signature: _____					
		 (Stamp of selling broker)					
		TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred] [transferee(s)] Elizabeth Uushona P.O. Box 305 Lüderitzbucht Namibia					
CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.		\$ 4					
I/We request that such entries be made in the register as are necessary to give effect to this transfer. _____ _____ _____							
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993 		* FOR USE IN REGISTERING OFFICE Transfer no: T5 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 6 No of shares transferred: 4					

REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 141)(Regulation 58)
SECURITIES TRANSFER FORM

For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED					
		Quantity and full description of securities to be transferred	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 9</td> <td style="width: 50%;">Words Nine</td> </tr> <tr> <td>Description Ordinary</td> <td></td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 83 - 91</td> </tr> </table>	Figures 9	Words Nine	Description Ordinary	
Figures 9	Words Nine						
Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 83 - 91						
LODGED FOR CERTIFICATION BY	B	TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)] [transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia Date of Signature: <u>20 February 2019</u>					
		I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven Date of Signature:					
		(Stamp of selling broker)					
LODGED FOR CERTIFICATION BY	B	TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred] [transferee(s)] Patrisiu Ileni Halweendo P.O. Box 305, Lüderitzbucht Namibia					
		CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.	\$ 9				
		I/We request that such entries be made in the register as are necessary to give effect to this transfer. _____ _____ _____					
		NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993 					
		* FOR USE IN REGISTERING OFFICE Transfer no: T6 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 7 No of shares transferred: 9					

REPUBLIC OF NAMIBIA
COMPANIES ACT 2004
(Section 141)(Regulation 58)
SECURITIES TRANSFER FORM
For exchange control purposes

CERTIFICATION, IF ANY, BY ISSUER OF SECURITY	A This portion to be completed by transferor(s) (that is, the person(s) in whose name(s) the securities are at present registered).	ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED							
		Quantity and full description of securities to be transferred	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Figures 9</td> <td style="width: 50%;">Words Nine</td> </tr> <tr> <td>Description Ordinary</td> <td></td> </tr> <tr> <td>Certificate(s) No.(s) 1</td> <td>Distinctive number(s) (if any) 92 - 100</td> </tr> </table>	Figures 9	Words Nine	Description Ordinary		Certificate(s) No.(s) 1	Distinctive number(s) (if any) 92 - 100
		Figures 9	Words Nine						
		Description Ordinary							
Certificate(s) No.(s) 1	Distinctive number(s) (if any) 92 - 100								
TRANSFER FROM [in block letters insert the full name(s) of the present registered holder(s)] [transferor(s)] Ramona Bianca Kouwenhoven P.O. Box 484 Walvis Bay Namibia Date of Signature: <u>20 February 2020</u>									
I/We the undersigned hereby transfer the above securities from the name(s) aforesaid to the person(s) named below or to the several person named in Part B of the Broker's Transfer forms (CM41) relating to the above security. Ramona Bianca Kouwenhoven : Date of Signature:	 (Stamp of selling broker)								
LODGED FOR CERTIFICATION BY	B This portion to be completed by transferee(s) (that is, person(s) in whose name(s) the securities are to be registered) or agent, except where broker's transfer forms are used.	TRANSFER TO [in block letters insert the full name(s) and the postal address(es) of the person(s) into whose name(s) the securities are to be transferred] [transferee(s)] Vaino Shivute P.O. Box 305 Lüderitzbucht Namibia							
		CONSIDERATION. - State the amount (in figures) paid for the securities. If no consideration was paid, to market value of the securities at the date of the transaction must be stated.	\$ 9						
		We request that such entries be made in the register as are necessary to give effect to this transfer. _____ _____ _____							
		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 5px;"> NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993 </td> <td style="width: 50%; padding: 5px;"> * FOR USE IN REGISTERING OFFICE Transfer no: T7 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 8 No of shares transferred: 9 </td> </tr> </table>		NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993	* FOR USE IN REGISTERING OFFICE Transfer no: T7 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 8 No of shares transferred: 9				
NAMIBIAN REVENUE STAMPS (UNLESS BROKER'S TRANSFER FORMS ARE USED) or endorsement claiming exemption in terms of the Stamp Duties Act, 1993	* FOR USE IN REGISTERING OFFICE Transfer no: T7 Date of Transfer: 20 February 2019 From Certificate: 1 To Certificate: 8 No of shares transferred: 9								





Share Certificate

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

REGISTRATION NUMBER: 2018/0882

CERTIFICATE NUMBER 1
NUMBER OF SHARES ALLOTTED 100

This is to certify

CANCELLED

That *Ramona Kouwenhoven, of P.O. Box 4440, Walvis Bay, Namibia* is the registered proprietor of *100 (One Hundred) ordinary fully paid shares of N\$ 1.00 (One Namibia Dollar)* each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive numbers		Number of shares
From	To	
1	100	100

Given at *Walvis Bay*, this 28th day of *June 2018*.

DIRECTOR
Financier Consulting Services (Pty) Ltd
SECRETARY

DIRECTOR

NO transfer of the above shares may be registered unless accompanied by this certificate

Premium: 0.00
Ref. Allotment - A1

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 2

NUMBER OF SHARES: 57

This is to Certify

That Jason Jory Burgess, of PO Box 305, Lüderitzbucht, Namibia is the registered proprietor of 57 (Fifty-Seven) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers		Number of Shares
From	To	
1	57	57
Total		57.00

Given at Walvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

SECRETARY
Erna Gerd Consubly Services (Pty) Ltd

Premium: 0.00

Ref: -

NO transfer of the above shares may be registered unless accompanied by this certificate

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 3

NUMBER OF SHARES: 10

This is to Certify

That Abraham Ushona, of P.O. Box 305, Lüderitzbucht, Namibia is the registered proprietor of 10 (Ten) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers		Number of Shares
From	To	
58	67	10
Total		10.00

Given at Walvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

SECRETARY

Financial Consultancy Services (Pty) Ltd

Premium: 0.00

Ref. -

NO transfer of the above shares may be registered unless accompanied by this certificate

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 4

NUMBER OF SHARES: 10

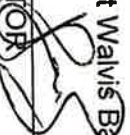
This is to Certify

That Fillemon Angula Raban ,of P.O. Box 305, Lüderitzbucht, Namibia is the registered proprietor of 10 (Ten) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers	To	Number of Shares
From 68	77	10
Total		10.00

Given at Walvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

FINANCIAL CONSULTING SERVICES (Pty) Ltd
SECRETARY

Premium: 0.00

Ref: -

NO transfer of the above shares may be registered unless accompanied by this certificate

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 5

NUMBER OF SHARES: 6

This is to Certify

That Festus Ushona, of P.O. Box 305, Lüderitzbucht, Namibia is the registered proprietor of 6 (Six) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers		Number of Shares
From	To	
78	83	6
Total		6.00

Given at Walvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

Annexial Consulting Services (Pty) Ltd
SECRETARY

Premium: 0.00

Ref: -

NO transfer of the above shares may be registered unless accompanied by this certificate

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 6

NUMBER OF SHARES: 7

This is to Certify

That Elizabeth Ushona, of P.O. Box 305, Lüderitzbucht, Namibia is the registered proprietor of 7 (Seven) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers		Number of Shares
From	To	
84	90	7
Total		7.00

Given at Walvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

SECRETARY

Financial Consulting Services (Pty) Ltd

Premium: 0.00

Ref: -

NO transfer of the above shares may be registered unless accompanied by this certificate

Share Certificate

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

Registration Number: 2018/0882

CERTIFICATE NUMBER: 7

NUMBER OF SHARES: 10

This is to Certify

That Patrisiu Ileni Halweendo ,of P.O. Box 305, , Lüderitzbucht, Namibia is the registered proprietor of 10 (Ten) Ordinary Shares fully paid shares of N\$ 1 (One Namibia Dollar) each, numbered as below inclusive, in the above named company, subject to the Memorandum and Articles of Association and the rules and regulations of the company.

Distinctive Numbers		Number of Shares
From	To	
91	100	10
Total		10.00

Given at Watvis Bay, dated 20 February 2019

DIRECTOR



DIRECTOR

Finançial Consulting Services (Pty) Ltd
SECRETARY

Premium: 0.00

Ref: -

NO transfer of the above shares may be registered unless accompanied by this certificate

F

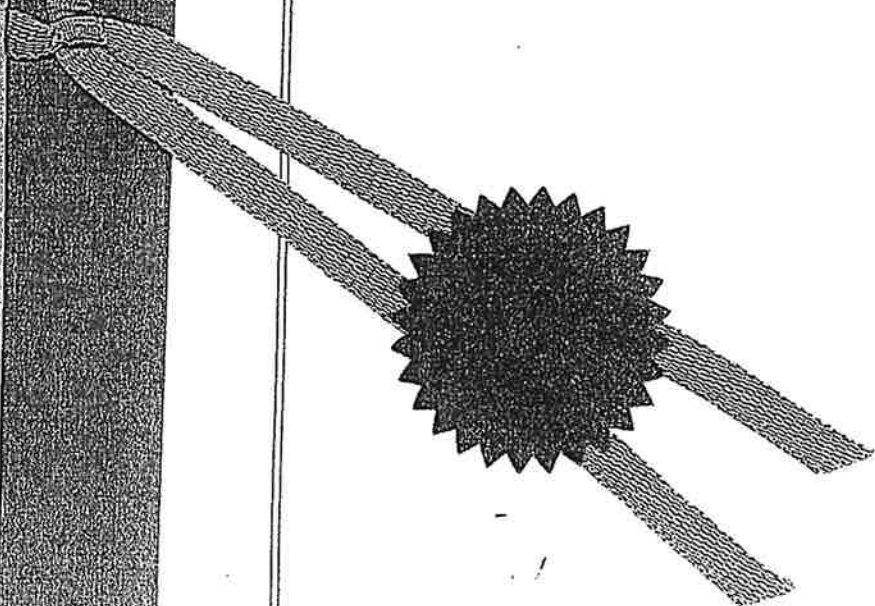
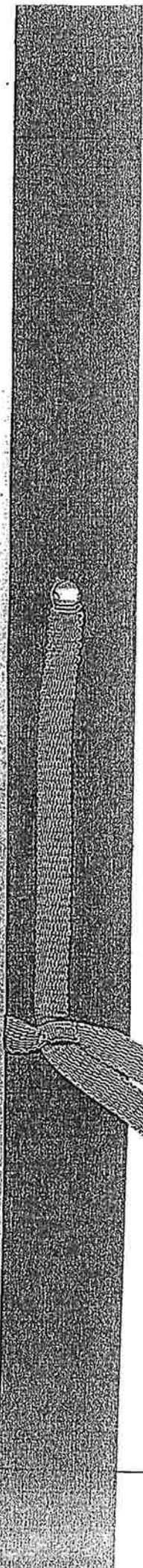
RECEIVER

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

- Certificate of Incorporation
- Memorandum
- Articles of Association



**FINANCIAL CONSULTING SERVICES
(PROPRIETARY) LIMITED
TEL. +264-64-215100
PO BOX 4440
128, 6TH STREET
WALVIS BAY
REPUBLIC OF NAMIBIA**



REPUBLIC OF NAMIBIA
COMPANIES ACT 2004
(Section 70) (Regulation 17 (1))

Form CM 1

**CERTIFICATE OF INCORPORATION
OF A COMPANY HAVING A SHARE CAPITAL**

Registration Number of Company
20180882

is to certify that:

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

is this day incorporated under the Companies Act, 2004, (Act No. 28 of 2004), and that the company is a Company having a share capital.

is sealed and sealed at WINDHOEK this 28 day of June of the year 2018



of Companies Registration Office


Registrar of Companies

is not valid unless sealed by the seal of Companies Registration Office

CERTIFICATE OF COLLATION

I, the undersigned

GERT HENDRIK OLIVIER

Of Walvis Bay in the Territory of the REPUBLIC OF NAMIBIA, Notary Public, by lawful authority duly sworn and admitted, of whom all acts, Instruments, Documents and Writings, subscribed by him in that capacity full faith and credence are given in the Republic of Namibia, in Court and thereout, do hereby certify and attest unto all whom it may concern that I have this day collated and compared with the original the copies hereto annexed being the:

- Certificate of Incorporation
- Memorandum of Association
- Articles of Association

of the Company known as

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

And I, the said Notary, do further certify and attest that the same are true and faithful copies of the originals, and agree therewith in every respect.

An act whereof being required, I have granted these presents under my Notarial Form and Seal to serve and avail as occasion shall or may require.

THUS DONE and passed, at WALVIS BAY aforesaid, on this the 23rd day of May 2018.

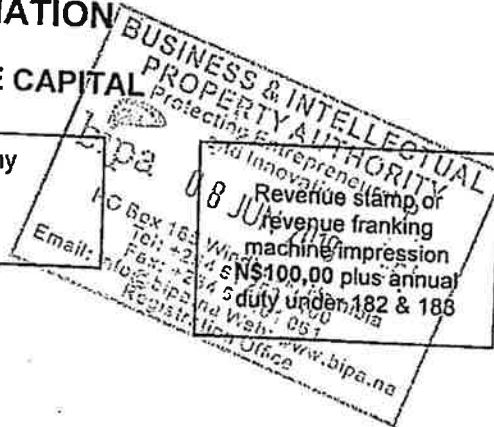
QUOD ATTESTOR.

NOTARY PUBLIC



**MEMORANDUM OF ASSOCIATION
OF A COMPANY HAVING A SHARE CAPITAL**

Registration Number of Company



NAME OF COMPANY

(a) The name of the Company is:

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

(b) The shortened form of the name of the Company is:

NONE



REPUBLIC OF NAMIBIA
COMPANIES ACT 2004

DESCRIBING THE MAIN BUSINESS OF THE COMPANY*

The main purpose of the Company is to carry on:

"To manufacture, distribute, produce, construct, trade, import, export and market all commodities, fishing, to render services and invest in property, property development, shares, securities and/or equities of any kind".

(This is for purposes of the Registrar and not for purposes of the powers, capacity or objects of the company)

OBJECT(S), IF ANY (section 38)

The object(s) of the Company is/are:

"To manufacture, distribute, produce, construct, trade, import, export and market all commodities, fishing, to render services and invest in property, property development, shares, securities and/or equities of any kind".

ANCILLARY OBJECTS EXCLUDED

The specific ancillary objects, if any, referred to in section 39(1) of the Act, which are excluded from the unlimited ancillary objects of the Company:

None

POWERS

(a) The specific powers or part of any powers of the Company, if any, which are excluded from the plenary powers or the powers set out in Schedule 2 of the Act (if any):

None

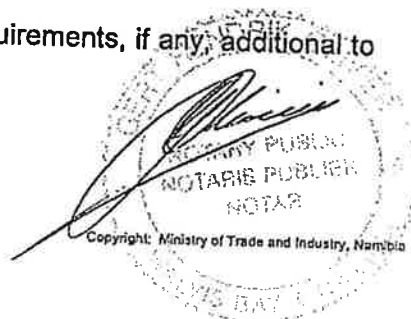
(b) The specific powers or part of any specific powers of the Company set out in Schedule 2 of the Act, if any, which are qualified under section 39(2) of the Act (if any):

None

CONDITIONS

Any special conditions which apply to the Company and the requirements, if any, additional to those prescribed in the Act for their alteration:

None



REPUBLIC OF NAMIBIA
COMPANIES ACT 2004

PRE-INCORPORATION CONTRACTS (if any)

None

CAPITAL

The share capital of the Company is **N\$4,000** (Four Thousand Namibian Dollar) divided into:

- (a) Par Value:
- (i) **N\$4,000** ordinary par value shares of **One** Namibian Dollar/cent each
 - (ii) **Nil** preference par value shares of **Nil** Namibian Dollar/cent each
 - (iii) **Nil** redeemable preference par value shares of **Nil** Namibian Dollar/cent each
- (b) No Par Value:
- (i) The number of no par value shares is **Nil**
 - (ii) The number of no par value preference shares is **Nil**
 - (iii) The number of redeemable no par value preference shares is **Nil**



REPUBLIC OF NAMIBIA
COMPANIES ACT 2004

To be completed. Where one person signs the memorandum

Ramona Bianca Kouwenhoven

(full name)

whose occupation is a Company Secretary

residing at No 19, Fritz Lange Street, Lagoon, Walvis Bay, Namibia

having a business address at No 128, 6th Street, Walvis Bay, Namibia

and the following postal address P.O. Box 4440, Walvis Bay, Namibia

am desirous to form a company in pursuance of this Memorandum of Association and agree to take
the number of shares in the capital of the Company, set opposite my signature below.

also agree to pay for the par value shares of the Company as determined by this Memorandum
and to pay for the number of no par value shares of the Company, that amount determined by the
company when the shares are issued to me.

100 (One Hundred Ordinary Shares)
Number, in words and type of shares taken

Signature of subscriber

23 May 2018

Particulars of witness

Full names: Aneka Verushka Cynthia
Eiman

Occupation: Company Secretary

Residential address: No 2,
Palm Street, Narraville, Walvis
Bay, Namibia

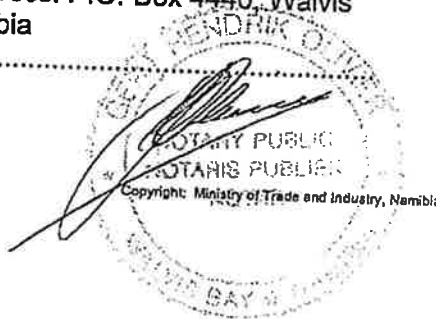
Business address: 128, 6th Street,
Walvis Bay, Namibia

Postal address: P.O. Box 4440, Walvis
Bay, Namibia

Signature of witness

Signature of witness

23 May 2018



**ARTICLES OF ASSOCIATION
OF A COMPANY HAVING A SHARE CAPITAL
ADOPTING SCHEDULE 1**

Registration Number of Company

NAME OF COMPANY:

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

SCHEDULE 1 - TABLE B

The articles of Table B contained in Schedule 1 to the Companies Act, 2004, shall apply to the Company, subject to such additions, omissions and modifications as stated below.

ADDITIONS

The following articles additional to that contained in Table B are included:

- (a) None
- (b) None
- (c) None

OMISSIONS

The following articles contained in Table B are omitted:

- (a) **Article 57 shall not apply to the Company**
- (b) None
- (c) None

MODIFICATIONS

The following articles contained in Table B are modified in the manner indicated:



- (a) **The proviso to Article 61 shall not apply to the Company**
- (b) None
- (c) None



REPUBLIC OF NAMIBIA
 COMPANIES ACT 2004
 (Section 64) (Regulation 18 (1), (2) and (3))

Form CM 44C

SIGNATORIES TO ARTICLES OF ASSOCIATION

Particulars of subscriber	Date and signature of subscriber	Particulars of witness	Date and signature of witness
1. Full names Ramona Bianca Kouwenhoven Occupation Company Secretary Residential address No 19, Fritz Lange Street, Lagoon Walvis Bay Business address 128, 6 th Street, Walvis Bay Postal address P.O. Box 4440 Walvis Bay	23 MAY 2018 	1. Full names Aneka Verushka Cynthia Eiman Occupation Company Secretary Residential address No 2, Palm Street, Narraville, Walvis Bay Business address 128, 6 th Street Walvis Bay Postal address P.O. Box 4440 Walvis Bay	23 MAY 2018 



REPUBLIC OF NAMIBIA
COMPANIES ACT 2004
(Section 50(3)) (Regulation 16(1))
(to be lodged in duplicate)

CERTIFICATE OF CHANGE OF NAME OF COMPANY

Registration Number of Company 2018/0882

This is to certify that

ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

has changed its name by SPECIAL RESOLUTION and is now called

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

and that the new name has this day been entered in the Register of Companies

Signed and sealed at WINDHOEK this 25 day of April of the year **2019**



Seal of Companies Registration Office


.....
Registrar of Companies

REPUBLIC OF NAMIBIA
COMPANIES ACT, 2004
(Section 50(2)) (Regulation 16 (1))

APPLICATION FOR CHANGE OF NAME OF COMPANY

Registration Number of Company
2018/0882



Existing name of company: **ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED**

In the special resolution, which is attached to this form, the name of the company was changed to:

SOUTHERN WOLF HOLDINGS (PROPRIETARY) LIMITED

If changed name of company is not in official language, provide translation in as far as possible: N/A

- * No shortened form of the name is registered.
- * Separate application is being made to register a shortened form of name.
- * Separate application is being made to deregister a shortened form of name.
- * Delete whichever is not applicable.

Date 04 April 2019

Signature Financial Consulting Services (Pty) Ltd.
Director/Manager/Secretary

Rubber stamp of company, if any, or of secretaries



Postal address of company

P.O. BOX 4440
WALVIS BAY
NAMIBIA

Perforated

(To be completed by company)

Herewith certificate of change of name dated 04 April 2019

Name of Company ALRO INVESTMENTS EIGHTY SEVEN (PROPRIETARY) LIMITED

Postal Address FINANCIAL CONSULTING SERVICES (PTY) LTD,

P.O. BOX 4440, WALVIS BAY
(FOR COLLECTION BY FCS)



G

----- Instance Type and Transmission -----

Notification (Transmission) of Original sent to SWIFT (ACK)
Network Delivery Status : Network Ack
Priority/Delivery : Normal
Message Input Reference : 1436 220609BWLINANXXXX1940976449

----- Message Header -----

Swift Input : FIN 103 Single Customer Credit Transfer
Sender : BWLINANXXXX
BANK WINDHOEK LIMITED
WINDHOEK NA
Receiver : SCBLUS33XXX
STANDARD CHARTERED BANK
NEW YORK, NY US

MUR : 0000000003101821
UETR : 005056be-587d-4eec-b9fd-f28aa41fd828

----- FIN User Header -----

{108:0000000003101821}
{121:005056be-587d-4eec-b9fd-f28aa41fd828}

----- Message Text -----

20: Sender's Reference
0000000003101821
23B: Bank Operation Code
CRED
32A: Val Dte/Curr/Interbnk Settld Amt
Date : 09 June 2022
Currency : USD (US DOLLAR)
Amount : #30,000.#
33B: Currency/Instructed Amount
Currency : USD (US DOLLAR)
Amount : #30,000.#
50K: Ordering Customer-Name & Address
/8013256461
SOUTHERN WOLF HOLDINGS PTY LTD
ERF 85 MABEL STREET
9000 LDERITZ
NAMIBIA
52A: Ordering Institution - FI BIC
BWLINANX
BANK WINDHOEK LIMITED
WINDHOEK NA
57A: Account With Institution - FI BIC
~~TAIWAN SHIN KONG COMMERCIAL BANK CO., LTD.~~
~~(TAICHUNG FOREIGN EXCHANGE PROCESSING UNIT)~~
~~TAICHUNG TW~~
59: Beneficiary Customer-Name & Addr
~~TAIWAN SHIN KONG COMMERCIAL BANK~~
OCEAN EMPIRE TRADING INC
~~ESUN COMMERCIAL BANK TAICHUNG~~
BRANCH
TAIWAN
70: Remittance Information
INVOICE PAYMENT
71A: Details of Charges
OUR

----- Message Trailer -----

{CHK:3BB8D55375A5}
PKI Signature: MAC-Equivalent

----- Interventions -----

Category : Network Report
Creation Time : 09/06/22 14:36:39
Application : SWIFT Interface
Operator : SYSTEM

Text

{1:F21BWLINANXAXXX1940976449}{4:{177:2206091436}{451:0}{108:0000000003101821}}



Ministry of Fisheries and Marine Resources

Tel: 2053007
Fax: 224566
Enquiries: **Desmond. Bester**

Private Bag 13355
WINDHOEK
03 November 2021

Mr. Camille Jean Pierre Manel
ICCAT Executive Secretary
Corazon de Maria 8
28002 Madrid,
SPAIN

Dear Mr. Jean Pierre Manel

SUBJECT: THE NAMIBIAN FLAG VESSEL "HALIFAX"

The MFV Halifax (the vessel) was placed on the IUU vessel list of the International Commission for the Conservation of Atlantic Tunas (ICCAT). This listing was on the basis of a report of illegal fishing by the vessel during 2020 (then named Mario No "11" with and under different ownership and flag (Senegal) submitted by the United States following a sighting of the vessel on 6 May 2020 by the US Coast Guard.

Southern Wolf Holdings (Pty) Limited in good faith and as an innocent 3rd party (without knowledge of any IUU fishing activities of the said vessel) purchased the vessel Halifax/Mario 11 as per the sale agreement on 28 October 2020 (on the basis of a credit sale where the ownership of the vessel would pass on delivery, and the purchase price would be paid off by means of instalments).

After delivery to our client, the vessel was then legally imported into Namibia and registered on the Namibian ship register on 10 September 2021 after our client had carried out extensive refurbishment and refitting of the vessel to convert her in order that she may operate in the large pelagic: pole and line Namibian fishing sector with 100% Namibian crew, to catch in Namibian waters, and to discharge her catches at Namibian ports. As such her method of operation has been changed completely from a long line vessel to a pole and line fishing vessel.

With the vessel legally owned by Southern Wolf Holdings (Pty) Limited and registered on the Namibian Ship Registry and with a valid safety certificate, as a right holder in the Namibian pole and line, large pelagic sector is entitled to a fishing permit and license in respect of the vessel by the Ministry of Fisheries and Marine Resources.

The vessel is on the IUU list under its new registered name "Halifax" with our client Southern Wolf Holdings (Pty) Limited (a Namibian entity) registered as the owners and the flag of the vessel listed as the Namibian flag. The ownership in the vessel has passed to Southern Wolf Holdings (Pty) Ltd on the basis of a credit sale. The previous owners have no legal or other hold over our Southern Wolf Holdings (Pty) Ltd or the vessel.

The vessel has been licenced from 19 October until 31st December 2022 to operate in Namibian waters.

MANAGEMENT AND CONTROL:

Fisheries Inspectors from our Ministry in Luderitz Inspected and clear the fishing vessel Halifax in Namibian port Luderitz prior to commencement of fishing. The vessel is supplied with daily fishing logbooks and a trip management logbook. The daily Logbook must be completed on a daily basis with species caught, and approximate mass of species. These log sheets must be handed in to our Ministry before commencement of discharging operations. Our Ministry also inspected the vessel to be empty before the fishing license was handed over to the captain of the vessel.

We have implemented the following measures:

- Pre inspection checks
- License application
- Vessel clearances
- Issuance of fishing license
- Catch and landing controls

During discharging operations our Fisheries Inspectors monitor species, sizes and weights.

VESSEL MONITORING SYSTEM (VMS)

The vessel is fitted with a "THEMIS" VMS as required by our Ministry. Monitoring of the vessel is done on a daily basis from a land based control room in Walvis Bay. Our Ministry will therefore be able to track the movements and fishing activities of the vessel at any given time day or night.

OBSEVERS COVERAGE

The Namibian Fisheries Observer Agency provides 100% observer coverage of all tuna long line vessels. Namibian laws (Marine Resources Act No.27 of 2000) prohibit transshipment at sea and require all landings to be made in Namibia. All catches for species under the purview of ICCAT are reported to the Commission in accordance with ICCAT reporting requirements.

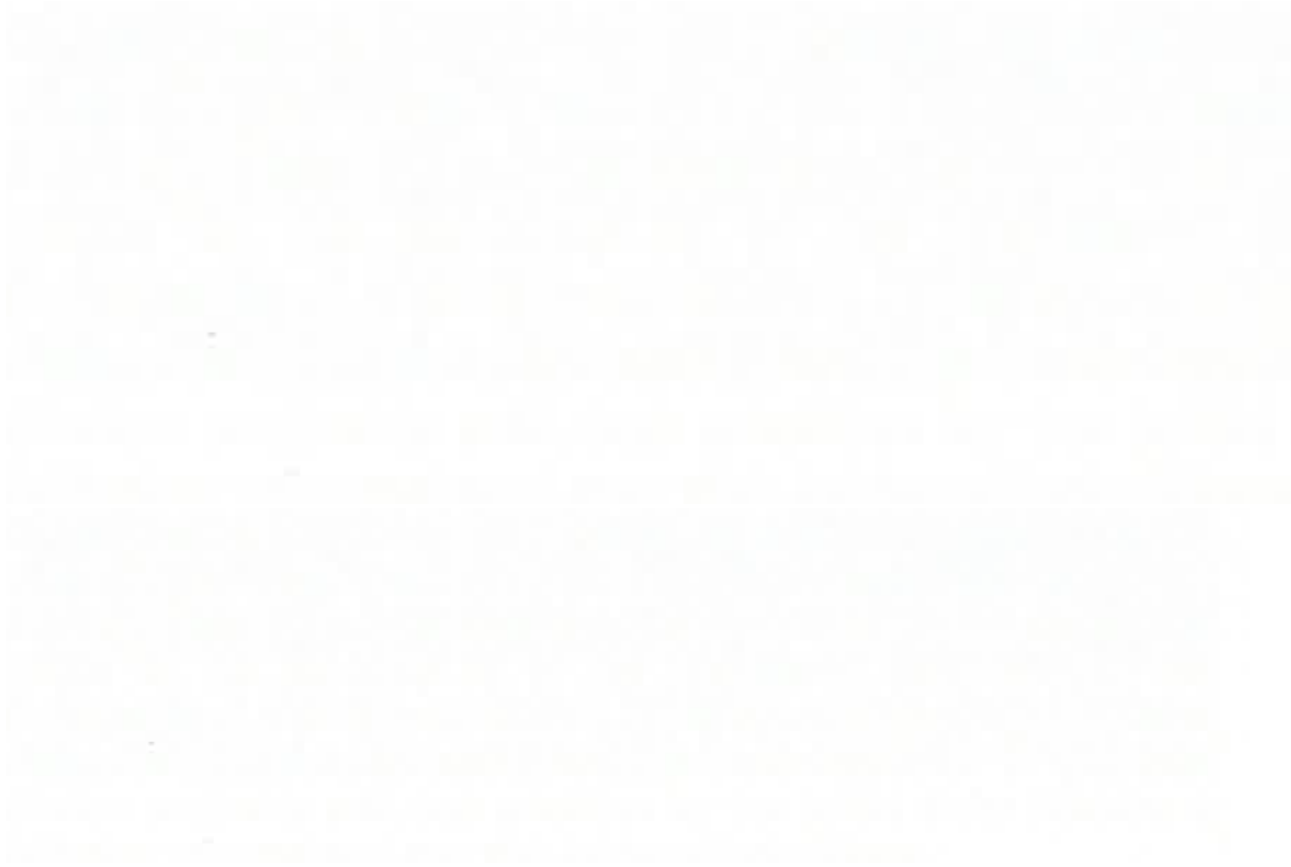
At this point it is important to note that currently the vessel is on the IUU list under its new registered name "Halifax" with the new owners Southern Wolf Holdings (Pty) Limited (a Namibian entity) registered as the owners and the flag of the vessel listed as the Namibian flag. Southern Wolf Holdings (Pty) Limited is a reputable Namibian fishing company with no involvement in illegal fishing, not to mention the prejudice to the Republic of Namibia which has a well-run fishery with an excellent compliance record. As such, on the face of it, the entry on the IUU list as it currently stands implies that our client was involved in illegal fishing while the vessel was under the Namibian flag, which is factually incorrect.

The vessel Halifax has been licenced from 19 October 2021 until 31st December 2022 to operate in Namibian waters. 118 981 mt of Tunas was caught by the Halifax and discharged in the port of Luderitz in the presence of a fisheries Inspector. All catches has been exported to South Africa only.

NB: All fishing operations of the vessel Halifax has been stopped since August 2022 until the process of removing the vessel from the ICCAT IUU listing has been finalized. The vessel is currently in the port of Luderitz.

Southern Wolf Holdings (Pty) Limited has invested R10 million in the overall refurbishment and conversion of the vessel to a tuna pole and line vessel, and this has been advantageous for the local Namibian economy and in addition has created much needed local employment especially for a developing nation such as Namibia. This local investment and employment is being prejudiced by the prolonged process of the vessel being removed from the IUU list;

Please accept herewith assurances of my highest esteem.



Summary Tables of Document n° 3: Eight (8) sales slips which indicate that some tuna fish quantities were either exported to South Africa between 3 January to 15 April 2022 or traded domestically, between 13 April and 1 September 2022:

Invoice #	Date	Owner/Operator of FV "HALIFAX" and Address	Buying/Importing Company/Country and Address	BET	ALB	YFT	Tunas	Total
2022-01	03/01/2022	NAMIBIA	SOUTH AFRICA		19,728	205	3,024	22,957
2022-02	08/02/2022				8,523	1,749	172	10,444
2022-03	21/01/2022						13,303	13,303
2022-04	15/04/2022						12,417	12,417
				-	28,251	1,954	28,916	59,121

Invoice #	Date	Owner/Operator of FV "HALIFAX" and Address	Buying Company/Country and Address	BET	ALB	YFT	Tunas	Total
2022-04	13/04/2022	NAMIBIA	NAMIBIA				5,360	5,360
2022-05	23/04/2022						25,973	25,973
2022-06	21/06/2022			648	5,867			6,515
2022-07	01/09/2022			1,853	20,159			22,012
				2,501	26,026	-	31,333	59,860