



REPUBLIC OF NAURU

Note No. 390/2022

The Department of Foreign Affairs and Trade of the Republic of Nauru presents its compliments to the Embassy of the Republic of China (Taiwan) in Nauru and has the honour to refer to the Embassy Note 032/2022 regarding the Standard Operating Procedure (SOP) for the Republic of China (Taiwan) and the Republic of Nauru's Joint Maritime Patrol in the Exclusive Economic Zone of The Republic of Nauru.

The Department has the further honour to inform the Embassy that the Government of the Republic of Nauru has approved the Standard Operating Procedure (SOP) for the Republic of China (Taiwan) and the Republic of Nauru's Joint Maritime Patrol in the Exclusive Economic Zone of The Republic of Nauru.

The Department of Foreign Affairs and Trade of the Republic of Nauru avails itself of this opportunity to renew to the Embassy of the Republic of China (Taiwan) in Nauru the assurances of its highest consideration.

31 October 2022, Nauru



**Embassy of the Republic of China (Taiwan)
NAURU**



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Note No. 045/2022

The Embassy of the Republic of China (Taiwan) presents its compliments to the Department of Foreign Affairs and Trade of the Republic of Nauru and has the honor to refer to Note No. 390/2022 regarding the approval of the Standard Operating Procedure for the Republic of China (Taiwan) and the Republic of Nauru's Joint Maritime Patrol in the Exclusive Economic Zone of the Republic of Nauru (hereinafter referred to as "the SOP").

The Embassy wishes to inform the Department that it is the intention of the Government of the Republic of China (Taiwan) to confirm that this Note and your Note No. 390/2022 shall constitute mutual consent to the SOP, which enters into force on November 17, 2022, as previously agreed to by both sides.

The Embassy of the Republic of China (Taiwan) avails itself of this opportunity to renew to the Department of Foreign Affairs and Trade of the Republic of Nauru the assurances of its highest consideration.

November 17, 2022



Amb. Hai-long Wang

Department of Foreign Affairs and Trade
Republic of Nauru

The Standard Operating Procedure for the Republic of China (Taiwan) and the Republic of Nauru's Joint Maritime Patrol in the Exclusive Economic Zone of the Republic of Nauru

I. Reference

The Agreement Between the Government of the Republic of China (Taiwan) and the Government of the Republic of Nauru on Coast Guard Cooperation (hereafter, "the Agreement")

II. Competent Authorities

- i.** The competent authorities that shall implement this standard operating procedure (hereafter, "the SOP") are:
 - 1.** The Coast Guard Administration, Ocean Affairs Council of the Government of the Republic of China(Taiwan)(hereafter, "the ROC CGA"); and
 - 2.** The Nauru Police Force of the Government of the Republic of Nauru (hereafter, "the NPF").
- ii.** Authorities above hereafter referred to individually as a "Participant" and collectively as the "Participants".

III. Procedures

i. Preparation

For the purpose of implementing joint maritime patrol (hereafter, "the mission"), the NPF shall provide following information to the ROC CGA:

- 1.** Information of fishing hot zone in the EEZ of the Republic of Nauru.
 - 2.** Local maritime security intelligence (information), weather forecast, and other mission-related information.
- ii. The NPF uniformed officers embark the ROC CGA patrol ship and relative tasks**
- 1. The NPF uniformed officers' identification check**

The head officer of the ROC CGA patrol ship shall check the

identification and registration of the NPF uniformed officers, have them sign in after their embarkation, and give an introduction of the ship and safety instructions.

2. Pre-mission meeting

The Participants shall together discuss information, which is collected in accordance with **III.i.** of the SOP, to make the mission plan (including mission objectives, patrolling area, communicating methods, etc.) accordingly.

3. Mission briefing

After pre-mission meeting, the head officer of the ROC CGA patrol ship shall hold a mission briefing by informing the mission plan to every personnel on board.

4. Equipment preparation

The Participants shall conduct equipment preparation to build readiness for upcoming law enforcement activities.

iii. Depart and patrol

1. The deck officers and law enforcement officers (hereafter, “DO ” and “LEO”) of the ROC CGA patrol ship

(1) The DO shall be responsible for navigation and watchkeeping.

(2) The LEO shall assist the DO in watchkeeping and discuss operational information with the NPF uniformed officers if needed.

2. The NPF uniformed officers

The NPF uniformed officers shall assist the DO in watchkeeping, discuss operational information with the LEO if needed, and assist the LEO and the DO with related matters.

iv. Target of Interest(e.g. fishing vessel, hereafter, “TOI”) discovered

The Participants shall determine whether to conduct the boarding and inspection of the vessel or not.

v. Board and Inspect

1. Before boarding

(1) The Participants shall organize a joint boarding team (hereafter, “JBT”), which consist of eight members, four from each Participant in principle.

The actual number of personnel assigned from each Participant to conduct boarding and inspection may be adjusted on scene, depending on the size of the TOI, type of potential illegal activity discovered, and other related factors upon each Participant's head officers mutual consent.

- (2) Before conducting boarding and inspection, the JBT shall promptly notify the Participants respectively.

2. During the process of boarding and inspection

- (1) The LEO of the ROC CGA patrol ship shall use signals (including lights and radio, etc.), dispatch small boat, assist, and secure the NPF uniformed officers.
- (2) The NPF uniformed officers shall:
 - A. stop the TOI by using radio system, request to board, and announce the law enforcement activity will be carried out with the assistance of the ROC CGA pursuant to the Agreement.
 - B. conduct boarding and inspection and complete relevant forms (e.g. boarding report, etc.).
- (3) While conducting the boarding and inspection, members of the JBT shall carry their service identity card and a copy of the Agreement.
- (4) Enforcement measures taken by the JBT shall follow the instructions given by the head of NPF uniformed officers in principal, but if ROC CGA brings up any personnel and navigation safety-related concerns, those concerns shall be fully considered and the related enforcement measures shall be adjusted accordingly if needed.
- (5) If the safety of personnel and navigation are potentially compromised, the participants may take immediate measures to avoid threats or dangers when needed.

3. After boarding

The JBT shall carry out personnel headcount, equipment check and report the process and result of the boarding to the Participants respectively after returning to the ROC CGA patrol ship.

vi. Detain the TOI

1. Four of the JBT (two from each Participant) shall remain on the

TOI to control, secure and escort the TOI back to the port for further investigation.

The actual number of personnel remain on the TOI from each Participant may be adjusted on scene, depending on the size of the TOI, type of potential illegal activity discovered, and other related factors upon each Participant's head officer's mutual consent.

2. In the case of detaining foreign fishing vessel (non-Nauru flagged), the NPF shall promptly notify the flag State, through appropriate channels, of the action taken and any penalties subsequently imposed. (Article 73, UNCLOS)

vii. Before mission closed

1. Debrief and review

In order to improve the SOP, the Participants shall review the process of the mission and give suggestions.

2. Collect documents

- (1) The Participants shall together collect documents which are made during the mission, including photos, videos and other relevant documents (e.g. boarding report, press release, etc.).
- (2) All collected documents shall be kept by the NPF uniformed officers and the copy shall be kept by the LEO of the ROC CGA patrol ship.

3. The NPF uniformed officers disembark the patrol ship

The head officer of the ROC CGA patrol ship shall carry out the headcount of the NPF uniformed officers and have them sign out before their disembarkation.

IV. Injury treatment steps

In case of injury of personnel of each Participant during the mission, the personnel who has Emergency Medical Technician (EMT) license within its validity will perform on-site emergency rescue. If any medical treatments are needed immediately, the ROC CGA shall transport the injured in emergency to Nauru or to other country in the vicinity in which the appropriate medical care institution is located for further medical treatment as soon as possible. Necessary and reasonable payments like medical expenses will be borne by the Participant to which the injured belongs.

V. Other NPF's domestic partner agencies's participation

1. If the mission involves authorities of other Nauruan agencies, those agencies may assign personnel to participate in the mission, including to be part of the JBT. The assigned personnel shall also follow all the procedures in the SOP.
2. NPF will be responsible to coordinate with and provide assistances to the other Nauruan agency in principle.

VI. Use of Force during the mission

1. The use of force shall be avoided except when and to the degree necessary to ensure the safety of the members of the JBT or where the members of the JBT are obstructed in the execution of their duties.
2. Any incident involving the use of force shall be immediately reported respectively to the Participants.

VII. Dispute Resolution

Any dispute arising out of implementing the SOP shall be settled by head officer of the Participants on scene. If not resolved, the dispute shall be respectively report to the superiors of the Participants.