



The world's leading international professional body for qualified mariners



***The International Body for Maritime  
Professionals –  
Supporting those involved in the  
Control of Seagoing Craft.***

**Capt James Robinson DSM FNI  
Irish Navy (Retd)  
President  
The Nautical Institute**



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**The Nautical Institute  
Hong Kong Branch**

**TO THE FUTURE**

**Friday 21<sup>st</sup> October 2011**


**PRESSURES ON THE  
MARINER**





**Pressure:**  
**The state of being pressed**  
**Constraining Force**  
**That which afflicts**  
**Urgency**  
**Strong demand**

# PRESSURE?

A photograph of a large cargo ship, likely a container ship, sailing on the ocean. The ship has a green upper hull and a red lower hull. The image is partially obscured by the text.

**A man must be mad to go to sea  
for being at sea is akin to being in  
prison with the added danger of  
being drowned**

**Dr Samuel Johnson  
1709 - 1784**

# **NATURAL PRESSURES**

## **THE ELEMENTS**

- **SEA**
- **WEATHER**



# **TRADITIONAL PRESSURES**

- **SAFETY OF CREW**
- **SAFETY OF SHIP**
- **SAFETY OF CARGO**



# **COMMERCIAL PRESSURES**

- **DELIVERY OF CARGO**
- **REGULATIONS**
- **CODES**





# NEW PRESSURES

- **CRIMINALISATION**
- **PIRACY**



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# NAUTICAL INSTITUTE

- ADVANCEMENT OF NAUTICAL SCIENCE
- PROFESSIONAL DEVELOPMENT OF OUR MEMBERS



# PIRACY?




# PIRACY





# PIRACY

## *UNCLOS Article 101*

- 
- (a) any **illegal acts of violence or detention**, or any act of depredation, **committed for private ends** by the crew or the passengers of a **private ship** or a private aircraft, and directed:
    - (i) **on the high seas**, against another ship or aircraft, or against persons or property on board such ship or aircraft;
    - (ii) against a ship, aircraft, persons or property in a place **outside the jurisdiction of any State**;
  - (b) any **act of voluntary participation** in the operation of a ship or of an aircraft with knowledge of facts making it a pirate ship or aircraft;
  - (c) any act of **inciting or of intentionally facilitating** an act described in subparagraph (a) or (b).

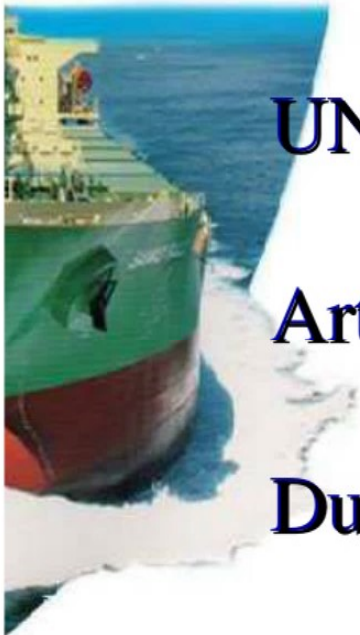
# PIRACY

## UNCLOS

### Article 100

#### Duty to cooperate in the **repression** of piracy

**All States shall cooperate to the fullest possible extent in the repression of piracy on the high seas or in any other place outside the jurisdiction of any State.**



# **REPRESSION**

**The use of force to restrict  
and control a society or  
other group of people**



# PIRACY

## UNCLOS

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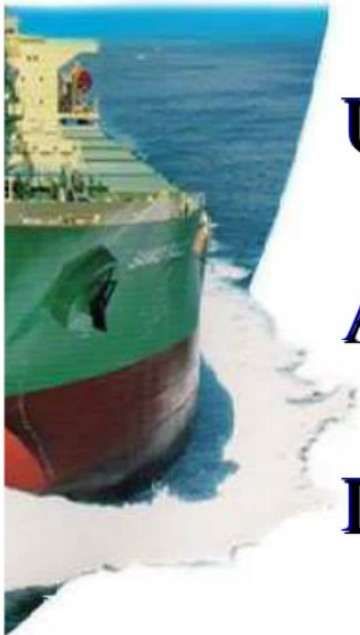
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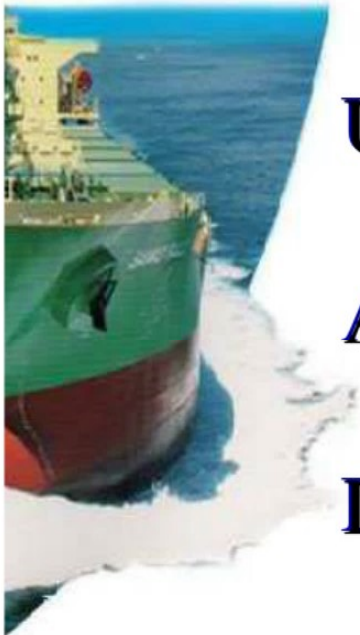
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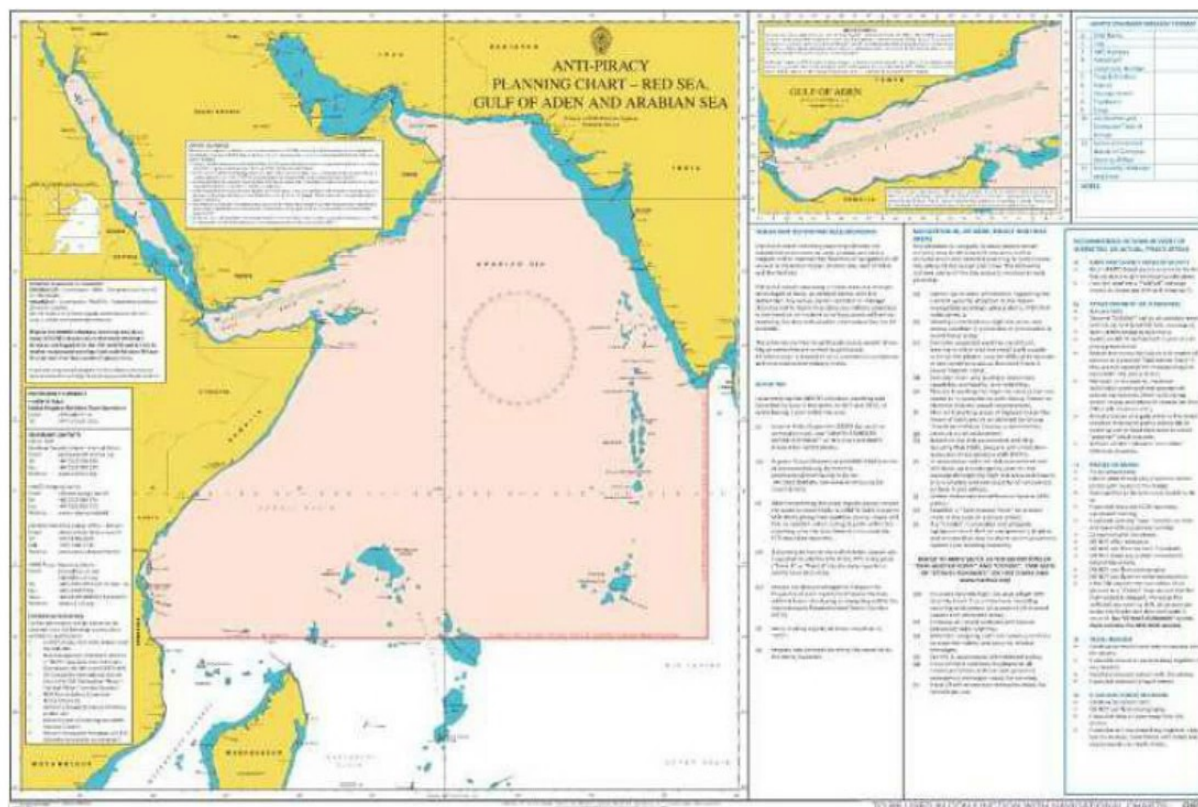
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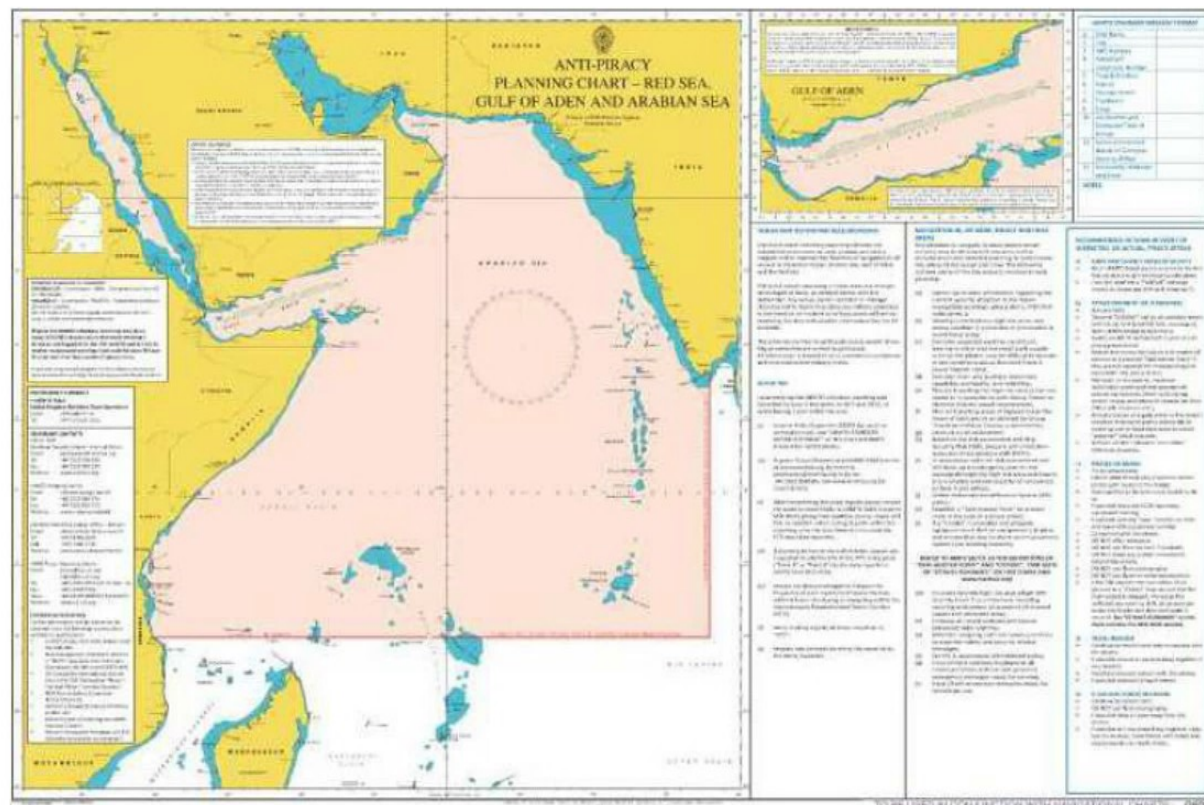
# Gulf of Aden, Horn of Africa, Indian Ocean



# **NAVAL COUNTER PIRACY OPERATIONS**

- **EU NAVFOR**
- **CHINESE TASK FORCE**
- **NATO TASK FORCE**
- **US NAV TASK FORCE**
- **INDEPENDENT NAVIES**





# CAUSE



# **RANSOM PAID 2010**



**\$79.8 Million**

**(From 25 Ransoms)**

**AVERAGE      \$3.19 Million**

**EUNAVFOR**



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# **RANSOM PAID 2011** **up to sept**

## **\$116.2 Million**

**EUNAVFOR**





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**23rd September 2011**

**375 HOSTAGES IN SOMALIA  
(228 nationality known)**

**284 merchant seafarers  
91 fishermen and crews of sailing  
vessels**

**683 people have been released in 2011**


**EUNAVFOR**

|               |    |
|---------------|----|
| Filipino      | 33 |
| Indian        | 30 |
| Chinese       | 18 |
| Syrian        | 18 |
| Algerian      | 17 |
| Georgian      | 15 |
| Indonesian    | 14 |
| Vietnamese    | 12 |
| Italian       | 11 |
| Myanmar       | 11 |
| Yemini        | 9  |
| Ukrainian     | 8  |
| Thai          | 5  |
| Ghanaian      | 4  |
| Korean        | 4  |
| Romanian      | 3  |
| Turkish       | 3  |
| Danish        | 2  |
| Pakistani     | 2  |
| South African | 2  |
| Sudanese      | 2  |
| Jordanian     | 1  |
| Russian       | 1  |
| Sri Lankan    | 1  |
| Taiwanese     | 1  |

# MV RAK AFRICANA

## Crew

### Indian Pakastani Tanzania

- 
- Held by Somali pirates for 332 days.
  - Released on 11<sup>th</sup> March 2011 on payment of \$3.2 million
  - Crew reported ill treatment of master to pressurise owners.
  - Crew claimed that they were subjected to beatings and mock executions.
  - Ship sank within hours of release.
  - Master died within months of release.

# PIRACY

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## **Security Council Resolution SC/1851**

**16<sup>th</sup> Dec 2008**

A large cargo ship with a green and red hull is shown at sea. The ship is viewed from a low angle, emphasizing its size. The background is a clear blue sky and sea.

**decides that for a period of twelve months from the date of adoption of resolution 1846, States and regional organizations cooperating in the fight against piracy and armed robbery at sea off the coast of Somalia.....may undertake all necessary measures that are appropriate in Somalia, for the purpose of suppressing acts of piracy and armed robbery at sea,**

# **Security Council Resolution SC/1851 18<sup>th</sup> Dec 2008**

## **Secretary General's Response**

Turning to security arrangements, the most appropriate response to the complex security challenges in Somalia is a multinational force, rather than a typical peacekeeping operation. But, in the absence of adequate pledges for a multinational force, I will propose to the Council three concrete measures that will provide the necessary security arrangements..... If successful, those would pave the way for the deployment of a United Nations peacekeeping operation.



# **Security Council Resolution SC/1851**

**18th Dec 2008**

## **Secretary General's Response**

**The objective is to stabilize Somalia and find a durable solution to the crisis in that country.....**

**I am, however, continuing contingency planning for the deployment of a fully fledged United Nations peacekeeping operation at the appropriate time and under the right conditions, and I will soon provide a detailed report to the Council covering those proposals.**





## **14 May 2010 – United Nations General Assembly President Ali Treki.**



**“I call on the Security Council, in particular, to shoulder its responsibility with regard to Somalia by undertaking strong and resolute measures in support of a wider political, peacekeeping and peace-building strategy in Somalia, to bring peace to the country and to ensure its sovereignty, unity and territorial integrity,”**

**United Nations  
General Assembly President  
Ali Treki.**



**“There is simply too much water to patrol, and an almost endless supply of pirates”**



# **Sec Gen UN**

**11<sup>th</sup> April 2011**



**The situation off the coast of Somalia is completely unacceptable. The violence and hostage-taking have taken a great human toll, especially for seafarers. Piracy is also distorting the Somali economy and disrupting shipping lanes that are vital to people around the world. And the pirates' reach is expanding. Piracy seems to be outpacing the efforts of the international community to stem it.**

## **NI President's Letter to Branches**

**While acknowledging the initiatives of the IMO and the work being done by the international navies, the problem of piracy is not waning. The total ransom paid in 2011 will be double that paid in 2010. This impacts on the shipping industry and the world economy. It appears, however, that the international community is content to continue to pay although the sums involved in financing pirate operations and the assets of the recipients of ransoms might be open to financial investigation by the international police or intelligence communities.**





## **NI President's Letter to Branches**

**“The temptation to blame our naval colleagues must be resisted as military forces may only operate under the rules of engagement handed down to them by their governments”**





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## **NI President's Letter to Branches**

**The IMO continues to try highlight the issue and to raise it with the UN. It has made “Piracy; Orchestrating the Response” the theme for its activities of this year.**



## **NI President's Letter to Branches**

**The emergence of private security parties and commercial escort ships while having a deterrent effect is viewed with some concern for legal reasons including the status of the master of a vessel with embarked armed civilian personnel.**



## **NI President's Letter to Branches**

**My main concern however is the cost to our seafaring colleagues and their families. The continuation of this level of human suffering has now become a shame on us all because of the apparent lack of a cohesive response to solve, rather than just contain, the problem. Continuing to treat the symptom will no longer suffice.**






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## **NI President's Letter to Branches**

**I call on all our branch committees and our individual members to resolve to take some action to alert their governments to the plight of their citizens. It is a government's responsibility to protect its citizens and the fact that the people being held to ransom are seafarers does not absolve governments of that responsibility. We must do all that we can to ensure that the plight of our seafaring colleagues and our fellow countrymen and women is not forgotten.**



## **NI President's Letter to Branches**

- 
- **Forward this letter to your Minister of Transport and local political representative requesting more action at the UN to tackle the political problems of Somalia and or increased naval intervention;**
  - **Hold a conference or seminar on the subject to raise awareness of the issues and develop cooperation and an exchange of ideas with your navy;**
  - **Raise the awareness of the need for support of seafarers in piracy waters before, during and after capture and support for their families during the incarceration period.**



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# AIM



## What is the Nautical Institute?

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- MARS Reports
- Seaways Journal
- Training Accreditations
- DP Certification
- Careers Guidance
- Representative Voice

**It is your professional body. Join us today.**

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