SYMPOSIUM TO COMMEMORATE RECAAP'S 10TH ANNIVERSARY

PIRACY & SEA ROBBERY - MMEA'S PERSPECTIVE

RADM (M) DATO' ZULKIFILI BIN ABU BAKAR
MALAYSIAN MARITIME ENFORCEMENT AGENCY

SCOPE

- INTRODUCTION
- PIRACY V SEA ROBBERY
- ISSUES & CHALLENGES
- MMEA ENFORCEMENT EFFORTS
- WAY FORWARD
- CONCLUSION

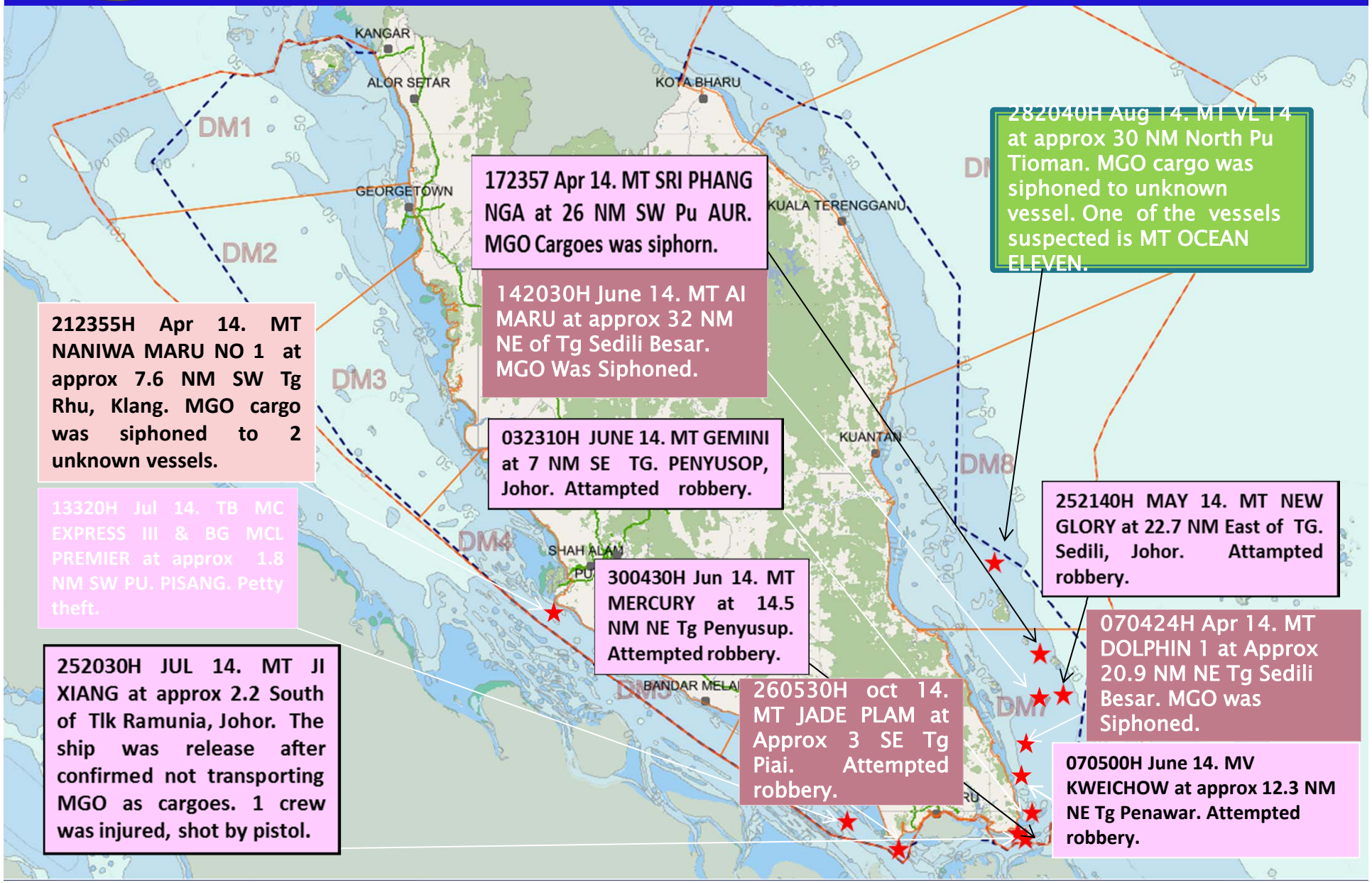
MARITIME SECURITY THREATS

AS A COUNTRY WHICH IS HEAVILY DEPENDANT ON MARITIME ACTIVITIES, MMEA'S GREATEST CHALLENGE IS TO MITIGATE MARITIME SECURITY THREATS THAT COULD POTENTIALLY DESTABILIZE THE POLITICAL, ECONOMIC AND NATIONAL SECURITY. THE THREATS IN ORDER OF PRIORITY ARE:

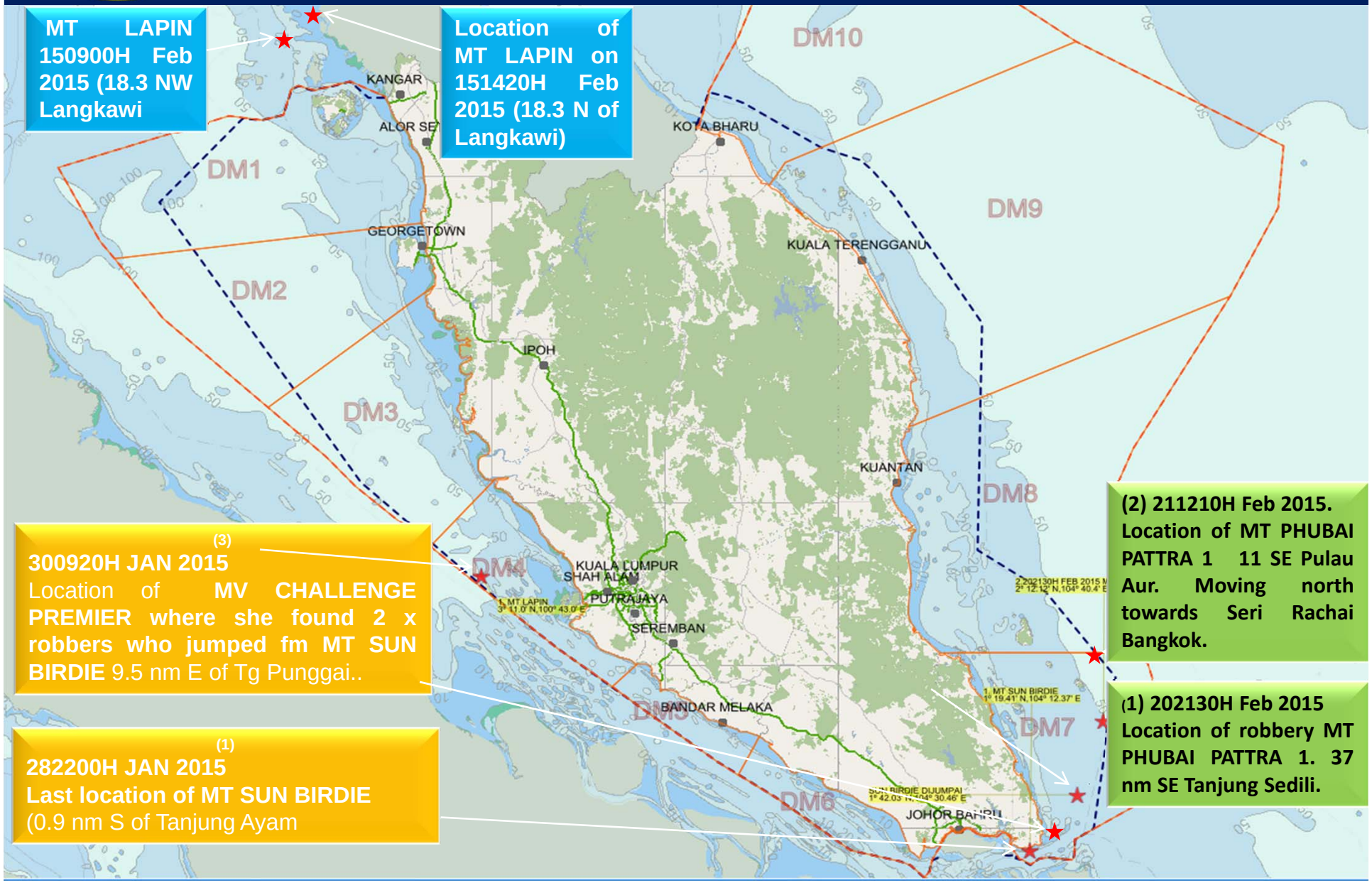
- PIRACY/SEA ROBBERY
- ILLEGAL MIGRATION
- ILLEGAL FISHING
- SMUGGLING OF CONTRABAND
- MARINE ENVIRONMENTAL POLLUTION

PIRACY V SEA ROBBERY

SEA ROBBERIES, HIJACKING AND CARGO SIPHONING STATISTICS 2014
(PENINSULAR MALAYSIA)



SEA ROBBERIES, HIJACKING AND CARGO SIPHONING STATISTICS 2015



Brazen act of piracy

Even as the Royal Malaysian Navy was conducting an exercise to counter piracy in Malaysian waters, pirates commandeered yet another tanker and siphoned off its RM2.8mil worth of oil cargo. In the wake of the latest heist, two ministers are calling for security to be beefed up and for improved anti-piracy coordination with the country's neighbours. **> See Page 2 for reports by JASTIN AHMAD TARMIZI and JUSTIN ZACK**

Reports by JASTIN AHMAD TARMIZI, JUSTIN ZACK, BEH YUEN HUI, NEVILLE SPYKERMAN and R.S.N. MURALI

'Time to revisit anti-piracy efforts'

Hisham calls for stronger security after yet another oil tanker gets hijacked

PUTRAJAYA: Pirates hijacked yet another oil tanker and siphoned off its cargo of 3,500 metric tonnes of fuel oil, ironically while the Royal Malaysian Navy was conducting an exercise to counter acts of piracy in Malaysian waters.

Singapore-registered *MT Joaquim* went missing on Saturday night after being hijacked by pirates near Port Dickson, 380km away from Tanjung Ayam, Johor, where the navy's special warfare force (Paskal) was testing a mock scenario of a hijacking.

The oil tanker was found in Indonesian waters near Pulau Rupat at about 8.45am yesterday.

The hijacking came less than two months after the dramatic rescue of tanker *Orkim Harmony*'s crew members and the arrests of eight pirates.

The latest attack has added to the notoriety of the Strait of Malacca and the South China Sea as among the most piracy prone waters in the world.

Malaysian Maritime Enforcement Agency (MMEA) Vice-Admiral Datuk Ahmad Puzi Ab Kahar said *MT Joaquim* was spotted by the agency's Bombardier CL 415 aircraft, 14 nautical miles east of Pulau Rupat.

Defence Minister Datuk Seri Hishammuddin Hussein said Malaysia would be urging its neighbours to review and step up anti-piracy coordination efforts following the latest hijacking.

He said Malaysia had working arrangements, including "eyes in the sky" surveillance and joint patrols, with Singapore, Indonesia and Thailand.

"I think these efforts must be revisited and we should call on other countries to come on board too," he said after opening the Pandan Umno nomination meeting in Kuala Lumpur.

Transport Minister Datuk Seri Liow Tiong Lai said the Marine Department was working closely with other agencies to bolster the security of the waterways in Malaysia.

"Security is of our great concern and we are stepping up measures to wipe out piracy," he said at a Hari Raya celebration at Taman Harmony in Bentong yesterday.

Live demonstration: Paskal personnel carrying out a mock hijacking in Tanjung Ayam, Johor.

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Datuk Seri Hishammuddin Hussein

Earlier, Ahmad Puzi told reporters the tanker's captain and a crew member suffered minor injuries after they were beaten up by the pirates but 10 other crew members – nine Indonesians and a Singaporean – were safe.

He added that the stolen oil was worth RM2.8mil.

Ahmad Puzi said initial investigations showed the ship's Automatic Identification System was not activated where it was last tracked at 6am on Thursday.

He also did not rule out the possibility of an inside job as the vessel was tracked heading south instead of its north-bound destination.

"We will investigate this thoroughly to track the suspects together with neighbouring enforcement agencies, as well as the Royal Malaysian Navy and Air Force," he added.

Ahmad Puzi said this was the eighth hijacking in Malaysian waters this year.

Watch the video
thestar.com.my/Videos/

Danger at sea: MT Joaquim was found in Indonesian waters near Pulau Rupat after it was hijacked by pirates for its fuel oil.

Step up sea patrols to combat hijacking, says watchdog

PETALING JAYA: The Regional Cooperation Agreement on Combating Piracy and Armed Robbery against Ships in Asia (ReCAAP) believes an oil smuggling syndicate is behind the hijacking of vessels carrying ship fuel and oil in the area.

ReCAAP, the first regional government-to-government agreement to enhance co-operation against piracy and armed robbery in Asia, said in its latest update that vessels were hijacked when it was dark and taken from shore to siphon off the fuel cargo.

The hijacking of *MT Joaquim* was the third in the Strait of Malacca this year, following two other cases on March 2 and Feb 15.

ReCAAP urged the authorities to step up surveillance and patrols in the strait and captains to exercise enhanced vigilance while sailing in the vicinity.

Before the hijacking of *MT Joaquim*, there were already 12 other attacks on vessels in South-East Asian waters, including six Malaysian registered tankers, since the beginning of the year.

The number is alarming compared with last year's total of 15 reported hijacked ships, eight of which were carrying cargo of fuel.

Most hijackings involve small groups of armed pirates, moving in smaller and faster boats which they use to quickly overtake and overwhelm the crew of targeted vessels.

PIRACY V SEA ROBERY

- **2 TYPES OF CASES:**

  - OPPORTUNITY BASIS
  - ORGANIZED CRIMES

- **OPPORTUNITY BASIS:**

  - MOSTLY SEA ROBBERY
  - ADHOC TARGETS;
    a. LOW FREEBOARD VESSEL / SLOW MOVING VESSEL / TUG BOATS
    b. PERSONAL BELONGINGS
    c. MOBILE PHONES/LAPTOPS

CONT…

- **ORGANIZED CRIMES (PIRACY / SEA ROBBERY):**

- **TARGETS:**

  - BUNKER BARGE (MINI TANKER)
  - CARGO (MGO)

- **WRONG TARGET INCIDENTS:**

a. BITUMEN	-	MT VP ASPHALT II
b. RON 95	-	MT ORKIM HARMONY
c. MFO	-	MT SUN BIRDIE

ISSUES
&
CHALLENGES

MMEA
MALAYSIAN MARITIME ENFORCEMENT AGENCY

ISSUES & CHALLENGES

- SHIP'S PREVENTIVE ACTIONS
- IDENTIFYING THE RELEVANT ENFORCEMENT AUTHORITY
- MULTI-JURISDICTIONAL ISSUES
- ORGANIZED CRIMES
- LEGAL COMPLEXITIES
- TIMELY REPORTING
- LAW ENFORCEMENT AUTHORITIES RESPONSE IN DISTANT AREAS

MALAYSIAN MARITIME ENFORCEMENT AGENCY

MASTERMIND

RECEIVING SHIP/PHANTOM SHIP

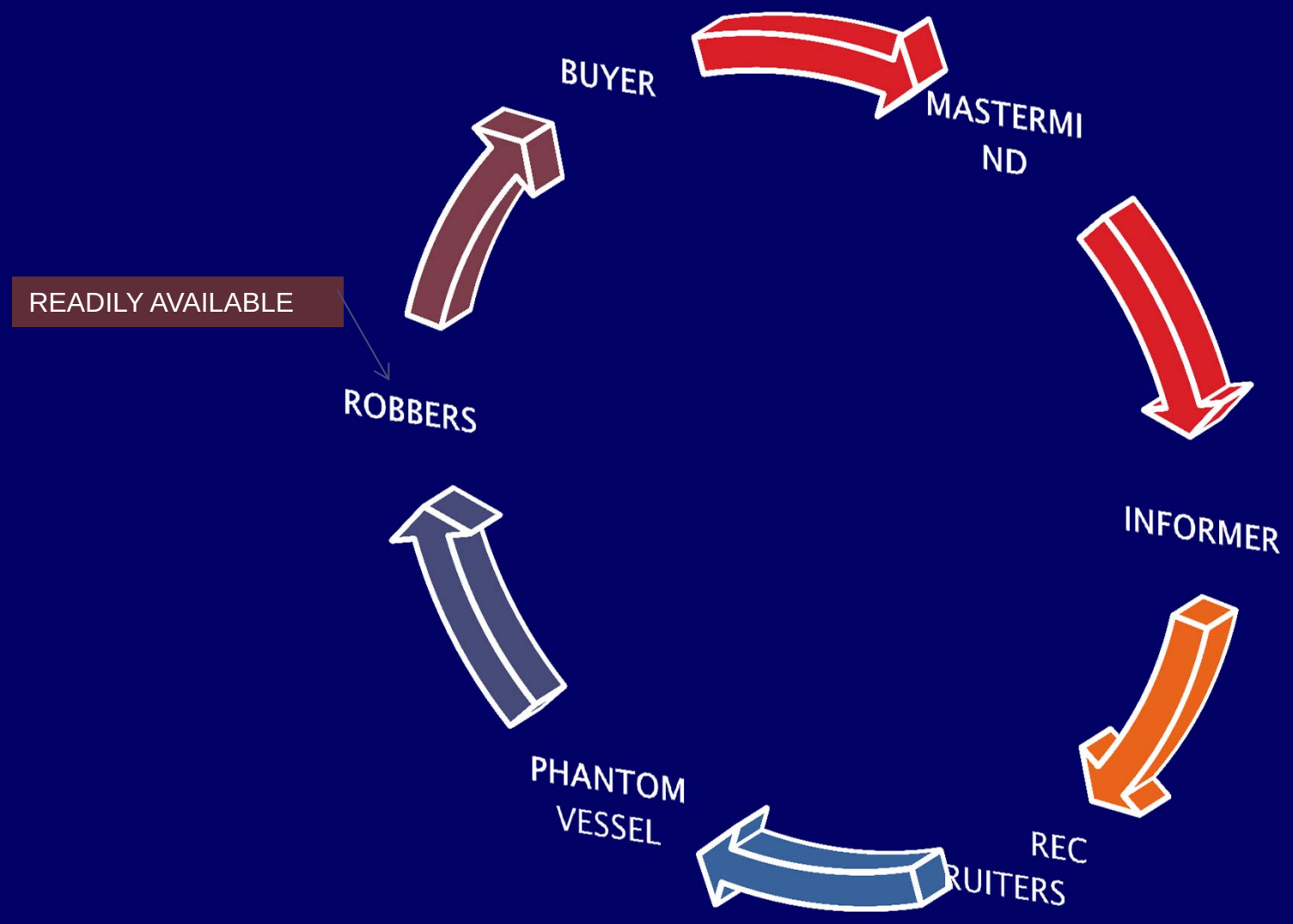
ORGANIZED CRIME

ROBBERS/ PIRATES

BUYER

INFORMERS/ TONTO

ORGANIZED CRIME



LACUNA IN THE LAW

LOCATION OF THE INCIDENT TW/EEZ

LEGAL COMPLEXITIES

MULTI-NATIONALITIES
FLAG STATE
ROBBERS/PIRATES, MASTER/CREW
OTHER PLAYERS

SYNOPSIS OF NATIONALITIES INVOLVED IN MT ASPHALT

LOCATION OF INCIDENT

TANJUNG SEDILI WATERS (MALAYSIA)

FLAGSTATE

VIETNAM

ROBBERS

UNKNOWN

SYNOPSIS OF NATIONALITIES INVOLVED IN MT LAPIN

LOCATION OF INCIDENT

PORT DICKSON (MALAYSIA)

FLAGSTATE

THAILAND

ROBBERS

INDONESIANS

OTHER PLAYERS ???

IDENTIFYING THE RELEVANT ENFORCEMENT AUTHORITY

	MALAYSIA	SINGAPORE	INDONESIA	THAILAND
CAPABILITIES	-SOLE AGENCY -ONE STOP CENTRE	-MULTIPLE AGENCIES -LIMITED POWERS	-MULTIPLE AGENCIES - SOLE AGENCY JUST FORMED	- MULTIPLE AGENCIES
AGENCIES	MMEA	-MSTF -SPCG	-BAKAMLA -12 OTHER AGENCIES	-RTN -MARINE POLICE

LAW ENFORCEMENT AUTHORITIES TO RESPOND IN DISTANT AREAS

IF THE OFFENCE OCCURS IN THE EEZ, THERE COULD BE NO RESPONSE

- LATE REPORTING

- NO ASSETS IN THAT AREA

- TOO FAR FOR ANY AGENCY TO RESPOND

MALAYSIAN MARITIME ENFORCEMENT AGENCY

SHIP'S PREVENTIVE ACTIONS

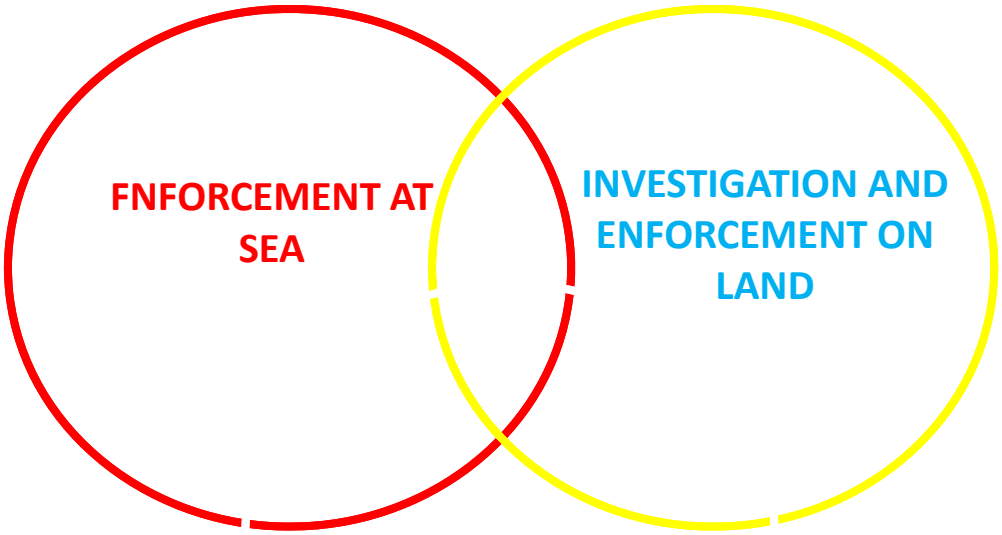
- USE OF RAZOR BARBED WIRE
- SHIP'S AWARENESS -SSP-SSAS
- INSTALLING ANOTHER HIDDEN TRACKER
- AGGRESSIVE MANEUVER -TB HUB1
- DAY TIME PASSAGE
- ENHANCE VIGILANCE
- MMEA'S OFFICER ON BOARD
- TIMELY REPORTING
- PRIVATE SECURITY COMPANY

MMEA ENFORCEMENT

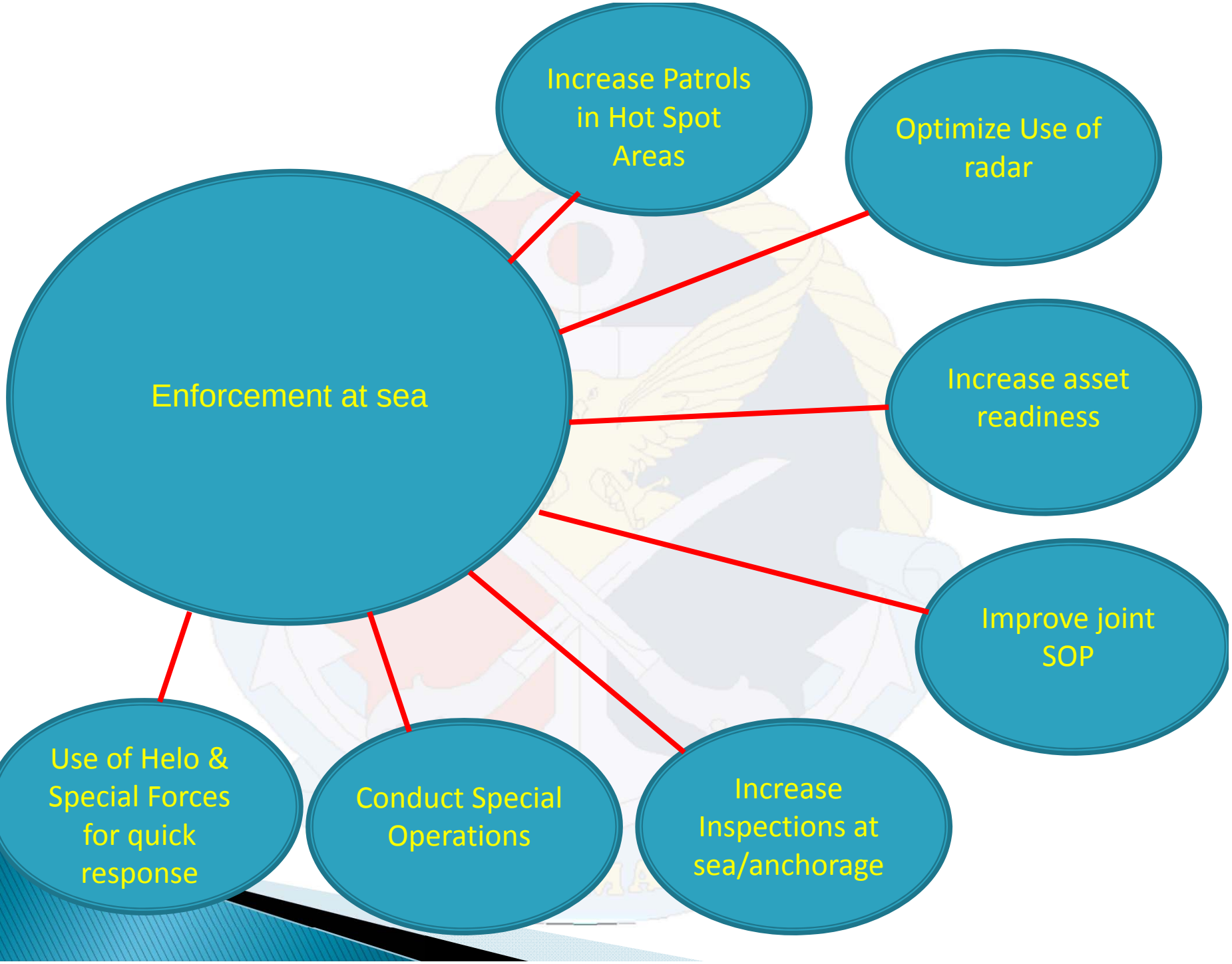
EFFORTS

STRATEGY

INCREASING EFFECTIVENESS IN :



ENGAGING SHIPPING COMMUNITIES


Enforcement at sea
Increase Patrols in Hot Spot Areas
Optimize Use of radar
Increase asset readiness
Improve joint SOP
Increase Inspections at sea/anchorage
Conduct Special Operations
Use of Helo & Special Forces for quick response

Investigation and Enforcement on land
Working close with counterparts
Sharing of Information
Joint Investigations
Information from local communities
Capacity Building with other agencies

Engaging Shipping Communities
Awareness Program
Timely Reporting
Best Management Practices (BMPs)
Sharing of Information
Stop buying black market syndicate stolen cargo

MMEA'S SHORT-TERM GOALS

AS LEAD SHEPHERD IN COMBATING PIRACY/SEA ROBBERY UNDER ASEAN SOMTC, MMEA IS COORDINATING WITH INTERPOL TO CONDUCT LAW ENFORCEMENT TRAINING FOR ASEAN MEMBER STATES

UNDER THE AUSPICES OF US-MALAYSIA LETTER OF AGREEMENT, AMSAS IS THE REGIONAL LAW ENFORCEMENT TRAINING CENTRE

SAHABAT MARITIM PROJECTS - MORE ENGAGEMENTS WITH SHIPPING COMMUNITIES

ENHANCE EXPERTISE IN MARITIME FORENSICS

PROMULGATION OF MARITIME SECURITY BILL

THE WAY FORWARD

ENHANCING REGIONAL COOPERATION

- Establish cooperation agreement and SOPs with respect to preventing and suppressing piracy
- Conduct exercises to verify SOPs
- Conduct real time information sharing
- Establishing bilateral Mutual Legal Agreement or extradition treaties

MMEA
MALAYSIAN MARITIME ENFORCEMENT AGENCY

INCREASE MLE AND REGIONAL COOPERATION

EXAMPLE OF MMEA REGIONAL COOPERATION

HIJACKING OF MT JOACHIM

18 AUGUST 2015

ASSETS INVOLVED

AGENSI	LAUT	UDARA	CATATAN
	KM SATRIA KM SIANGIN KM TENGGOL KM BURAU PENYELAMAT 5 KILAT 3 KILAT 29 KILAT 26 PENGGALANG 13 PETIR 90 KILAT 20 PENGAWAL 49 PETIR 85	1 X CL 415 BOMBARDIER 1 X DAUPHINE	SAR ACTIVATED 082135H AUGUST 2015
	KD SRI INDERA SAKTI KD LAKSAMANA HANG NADIM	-	
TOTAL	**6 SHIPS** **9 BOATS**	**2 AIRCRAFT**	

ASSETS INVOLVED

AGENCY	SURFACE	AIR	NOTES
	2 X ROYAL THAI NAVY VESSELS	-	THAI BORDERS CLOSED AND MONITORED
	1x PATROL VESSEL 1X COMBAT VESSEL	-	SINGAPORE BORDERS CLOSED AND MONITORED
	1X SINGAPORE COAST GUARD VESSEL	-	
TOTAL	**4 SHIPS** **1 X BOAT**	**-**	

ASSETS INVOLVED

AGENCY	SURFACE	AIR	NOTES
	KRI CLURIT KRI SIGALU KRI WELANG KRI SURIK	-	SEARCH IN STRAITS OF MALACCA (INDONESIAN SIDE)
	-	2 X AIRCRAFT	
TOTAL	**4 SHIPS**	**2**	
OVERALL TOTAL	**15 SHIPS 9 BOATS**	**4 AIRCRAFT**	

MMEA ACHIEVEMENTS IN COMBATING PIRACY/SEA ROBBERY

SUCCESSFUL CASES

9 MARCH 2011 - MT FRONT QUEEN WAS ROBBED BY 7 ROBBERS 3NM OFF MUNGGING ISLAND, SOUTH OF JOHORE. THEY WERE CAUGHT, CONVICTED AND SENTENCED TO 12 YEARS IMPRISONMENT + 4 STROKES OF THE WHIP.

SUCCESSFUL CASES

7 AUG 2011 – MALAYSIAN FISHING BOAT (PKF U 928) WAS HIJACKED BY 2 ROBBERS IN MALAYSIAN WATERS. THE VESSEL WAS INTERCEPTED BY MMEA NORTH OF STRAITS OF MALACCA. THE ROBBERS WERE CAUGHT, CONVICTED AND SENTENCED TO 10 YEARS IMPRISONMENT + 4 STROKES OF THE WHIP.

SUCCESSFUL CASES

18 SEP 2011 – 6 ROBBERS WERE CAUGHT ATTEMPTING TO ROB MV SKY JUPITER 2.5 NM OFF TG PIAI. THEY WERE SENTENCED TO 15 YEARS IMPRISONMENT + 5 STROKES OF THE WHIP.

SUCCESSFUL CASES

18 OCT 2012 – 4 ROBBERS WERE CAUGHT BY MMEA AFTER THEY ATTEMPTED TO ROB A TUG BOAT (TB HUB 1) OFF MERUDUNG, INDONESIA. THE TUG BOAT CONDUCTED EVASIVE MANOEUVRES AND THE BOAT USED BY THE ROBBERS CAPSIZED. THE ROBBERS CLIMBED THE TOWED BARGE FOR SAFETY. THEY WERE LATER ARRESTED BY MMEA. THE 4 ROBBERS WERE HANDED OVER TO THE INDONESIAN AUTHORITIES.

SUCCESSFUL CASES

11 DEC 2012 – MT MERLION 2 WAS ROBBED BY 8 ROBBERS OFF TG SETAPA. THEY WERE CAUGHT, CONVICTED AND SENTENCED TO 13 YEARS IMPRISONMENT FOR THE LEADER, 12 YEARS FOR THE OTHERS + 3 STROKES OF THE WHIP.

SUCCESSFUL CASES

14 OCT 2014 – **ARREST OF 4 SUSPECTED SEA ROBBERS AT 3.2 NM OFF TG PIAI . LACK OF EVIDENCE TO CHARGE FOR OFFENCE OF STEALING SCRAP METALS FROM TB/BARGE CHIN HUA 40. PROSECUTED UNDER GENERAL CRIME ACT. FOUND GUILTY AND FINED FOR RM700 EACH.**

SUCCESSFUL CASES

29 JAN 2015 – MT SUN BIRDIE WAS ROBBED BY 9 ROBBERS OFF TG PENAWAR. THEY WERE CAUGHT, CONVICTED AND SENTENCED TO 10 YEARS IMPRISONMENT + 1 STROKE OF THE WHIP.

IMPORTANT TELEPHONE NUMBERS

HOTLINE - 999

MMEA Contact Points.			
Hq	03-89434001	Kuantan	09-5735587
Langkawi	04-9609814	Kuala Terengganu	09-6223657
Pulau Pinang	04-26246146	Tok Bali	09-7780070
Lumut	05-6838737	Kuching	082-432544
Kuala Kedah	04-7621810	Bintulu	086-314024
Kuala Perlis	04-9851072	Miri	085-418204
Kuala Kurau	05-7279919	Tg. Manis	084-431364
Klang	03-31012445	Labuan	087-427999
Linggi	06-3876730	Kota Kinabalu	088-385174
Johor Bahru	07-2199402	Sandakan	089-229504
Tg Sedili	07-8916590	Tawau	089-752115
Batu Pahat	07-4344343	Lahad Datu	089-885713
Mersing	07-8531145		

THANK YOU
Q & A