
ASEAN Regional Forum

Practical Lessons for Addressing Piracy

Jon Huggins

Director of Oceans Beyond Piracy

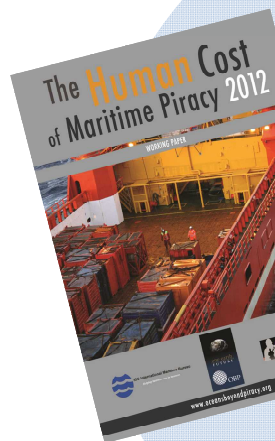


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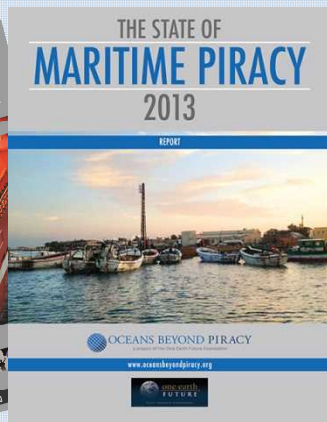
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OBP Initiatives

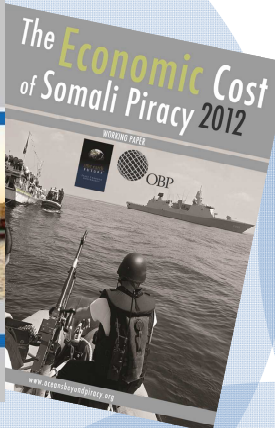
Objective Reporting



Human Cost of
Maritime
Piracy 2012



State of
Maritime
Piracy 2013



Economic Cost
of Somali
Piracy 2012

Multi-stakeholder Collaboration



Declaration Condemning Acts of
Violence Against Seafarers



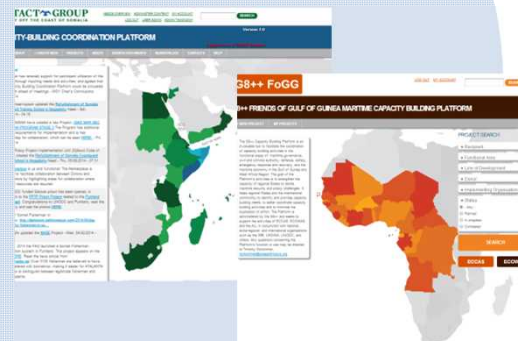
OBP
Western Africa

CONTACT GROUP
ON PIRACY OFF THE COAST OF SOMALIA

Support to the Contact Group on Piracy
Off the Coast of Somalia

Capacity-Building

Support to
Regional
Maritime
Cooperation



Development of Online
Capacity-Building
Coordination Platforms



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OBP in Somalia

Capacity Building



**Support to
Regional Maritime Cooperation**



**Seafarer Support -
Crew of Albedo After Release**

Coastal/Maritime Development



Coastal Development

Multi-stakeholder Collaboration



**Sustainable Fisheries/IUU
Prevention**



**Declaration Condemning Acts of
Violence Against Seafarers**



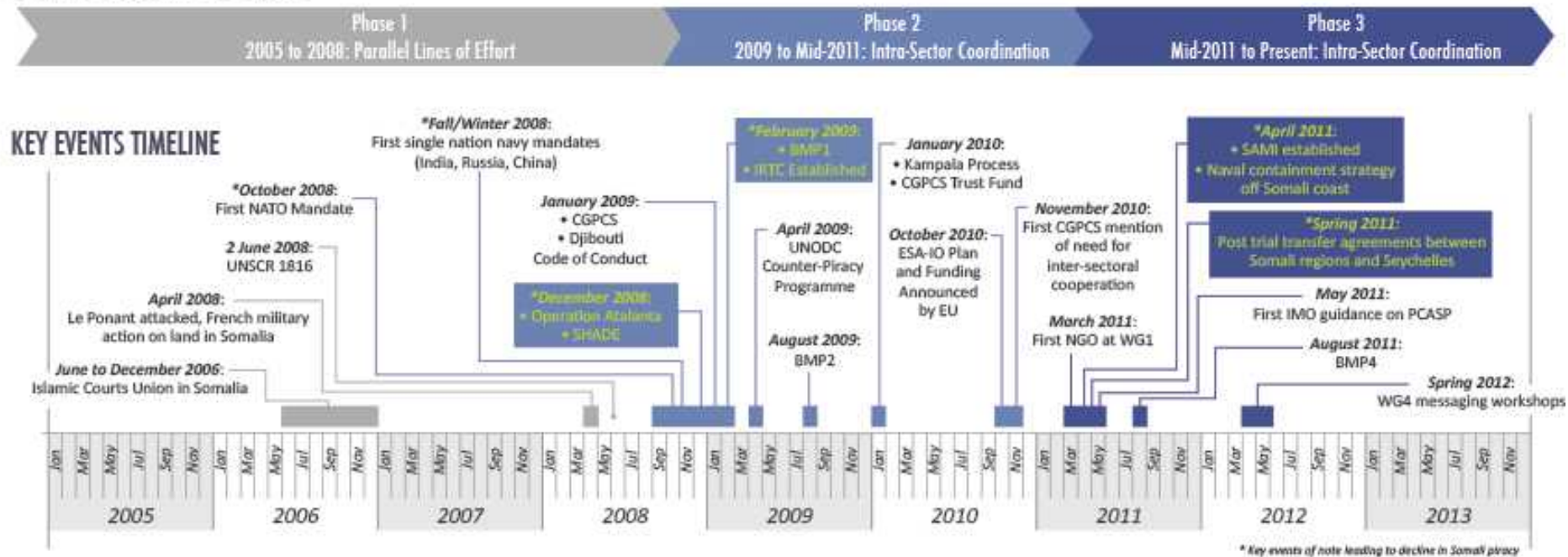
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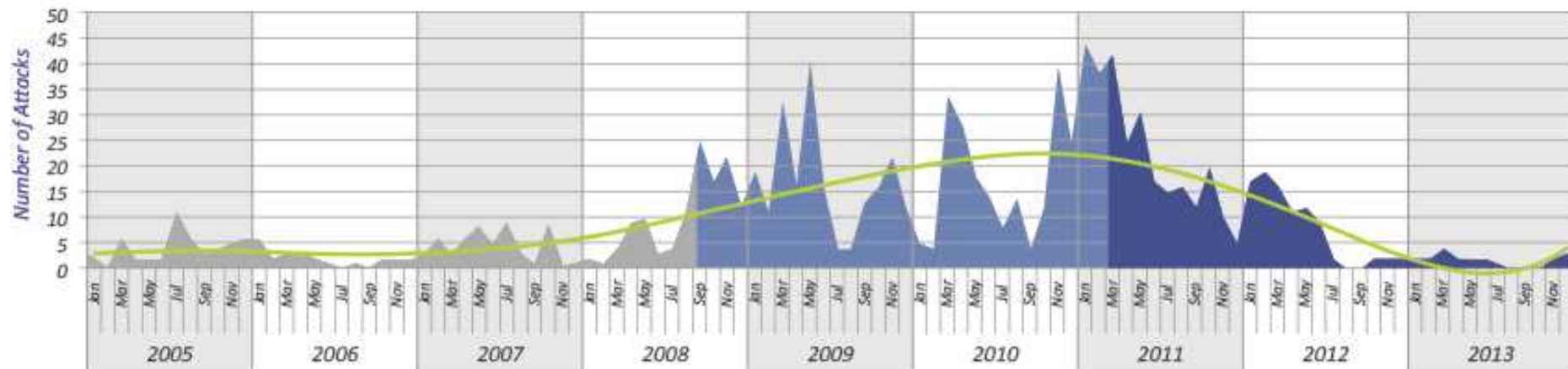
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A History of Counter-Piracy in the Western Indian Ocean

3 PHASE RESPONSE TO PIRACY



PIRACY ATTACKS IN THE WESTERN INDIAN OCEAN

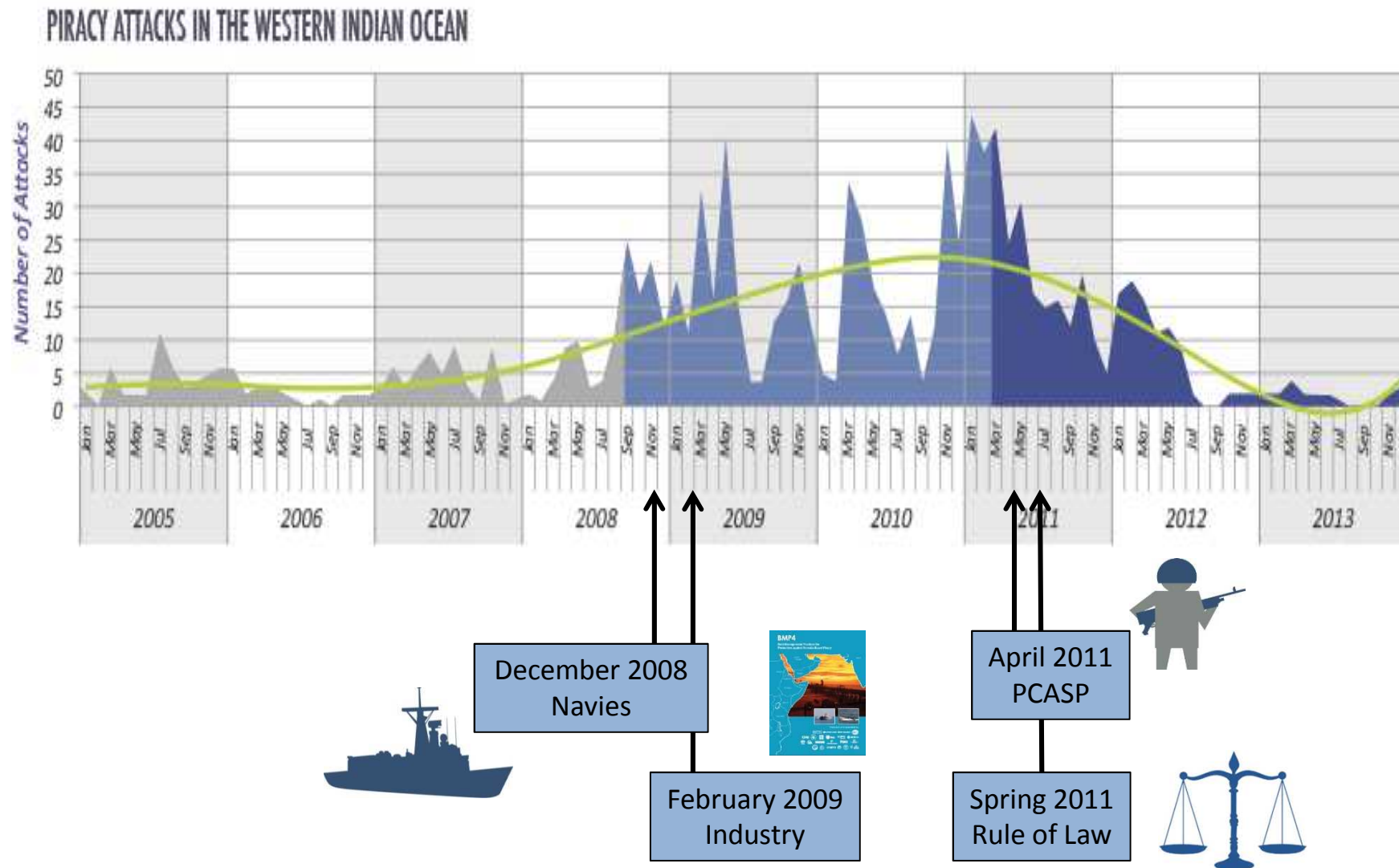


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Challenges to Prosecution



- Numbers:
 - 3,000 or More
- Maritime Law Enforcement:
 - Catch and Release
- Legal Aspects
 - Capacity Issues
 - Identification
 - Human Rights
 - Forensics/Crime Scene Access
 - Witness Availability
- Universal Jurisdiction
 - Does Anyone Mean Nobody?



Royal Navy capture of suspected pirates – later released



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Initial Attempts



- UN Special Representative Recommendations (Jurisdictional and Correctional)
 - Specialized Courts in Puntland and Somaliland
 - Specialized extraterritorial Somali court
 - Arusha, United Republic of Tanzania.
- Extra-regional prosecution
 - Time and expense
 - (€35,000 for each day the court is in session)
 - Reluctance of Nations to Prosecute



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Practical Solutions



- Progress over Politics
 - Began Practical Solution
- Capacity Building
 - Bi-lateral Donors
 - CGPCS Trust Fund
- Transfer Agreements for Prosecution
 - Case-by-case Transfers to Regional Countries
- Transfer Agreements for Incarceration
 - Case-by-case Transfers
 - Prisons Built in Somalia



Convicted pirates from Seychelles returned to Puntland for incarceration



Garowe Prison Opening



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Importance of Legal Finish



Somali pirates increase brutality

Pirates' torture of kidnapped crew members is becoming commonplace.

Source: Global Post

- **Commitment to seafarers – Pirates will be brought to justice**
- Legal Finish Preferable to Violent Finish
- Legal Finish Incentivizes
 - Reporting of Piracy Incidents
 - Cooperation on Evidence and Witnesses
- Deterrence Will Build Over Time
- Messaging - No Impunity for Pirates
 - “1,200 individuals have been convicted of piracy or are awaiting trial in 21 states world wide”



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Navies



- Close Cooperation with Industry
 - Internationally Recognized Transit Corridor
 - Citadels
 - Reporting
 - Vulnerability Assessments
- Mil-Mil Coordination
 - SHADE process
 - Mercury System
 - Coalitions and Independent Deployers



SHADE Meeting in Bahrain

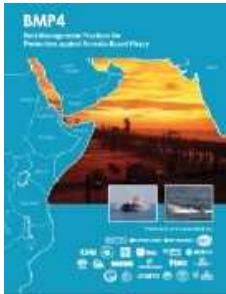


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Industry – Military Cooperation



- Defensive Measures
- Report to Trusted Centers
- Provision of Evidence/Witnesses
- Expectation of Naval Response
- Added Expertise Through Contact Group



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Security Teams



- Controversial
- Armed/Unarmed
- Flag State Oversight
 - Reporting Incidents
 - Certification and Vetting
 - Standard Use of Force Policy
- Communication with Navies
- Sovereignty Issues
- Safety Concerns



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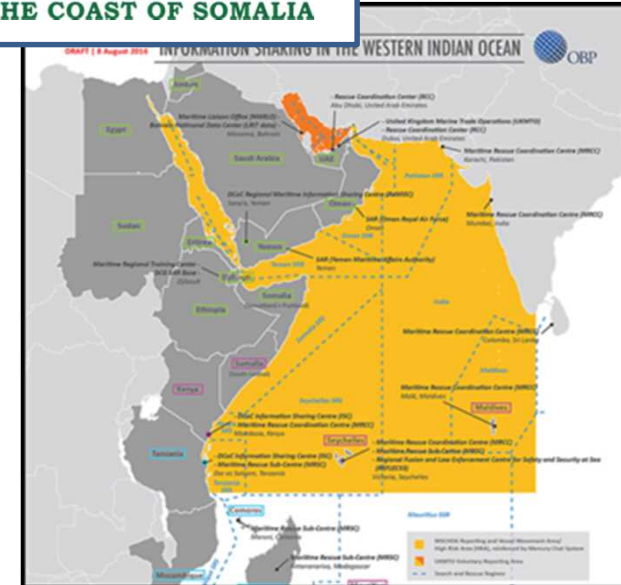
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Enablers

- Coordination Across Stakeholders
 - Action over Process
- Common Messaging
 - Regional Angles
 - Proactive Response
 - Consistent Reporting
- International Support
 - Reporting Framework
 - Maritime Situational Awareness
 - Capacity Building
 - Prosecution Avenues

CONTACT GROUP ON PIRACY OFF THE COAST OF SOMALIA



“No Somali pirate hijacking in nearly a year, says UN”

Massive reduction in pirate attacks on ships put down to greater co-operation, use of armed guards and harsh jail terms

theguardian
Winner of the Pulitzer prize

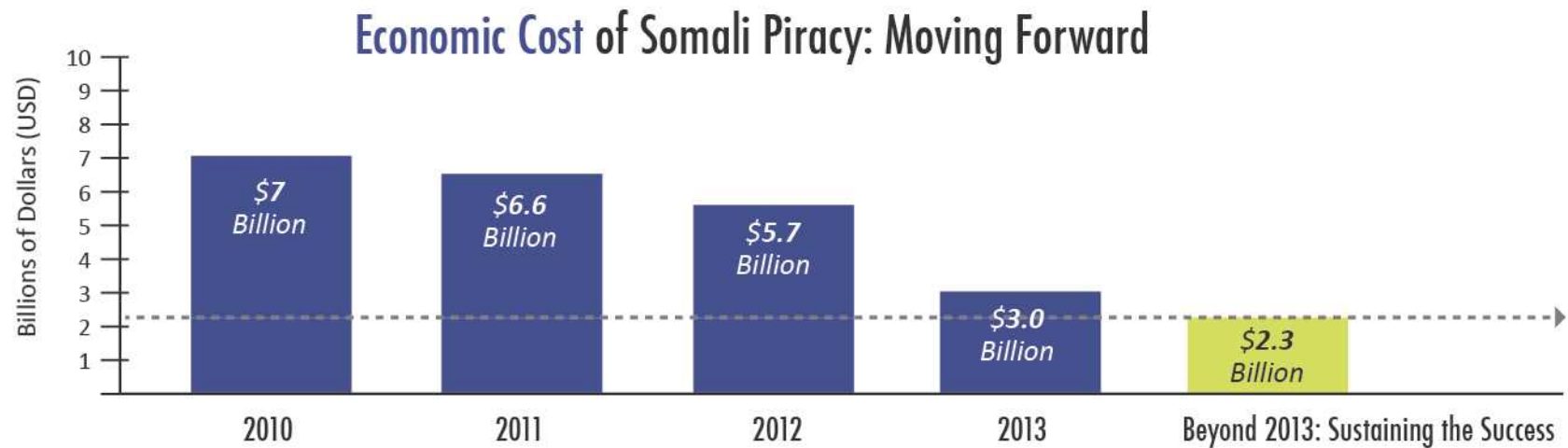


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Economic Cost



“Above the Line” costs = \$11.1 Billion

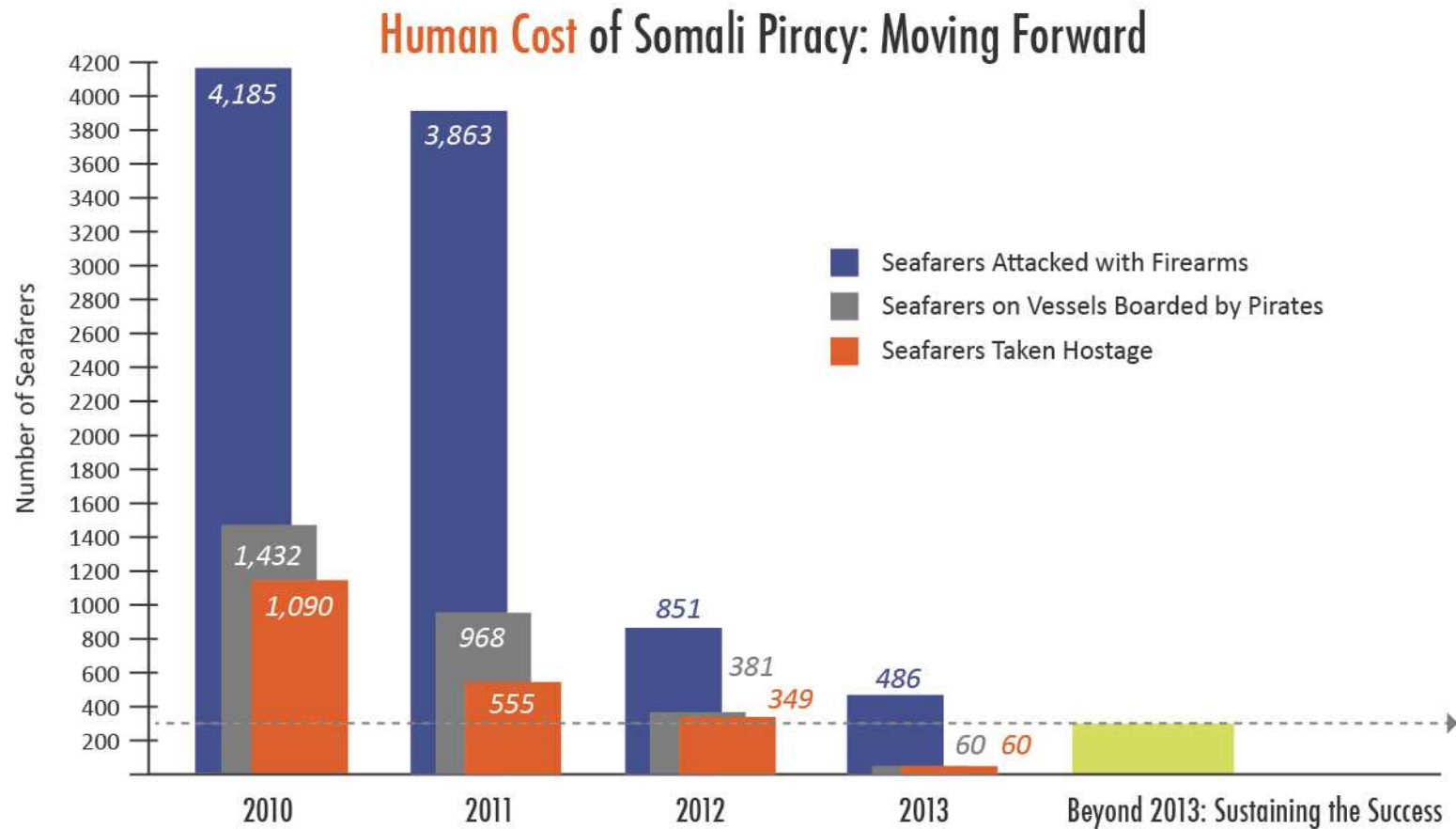


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Human Cost



“Above the Line” costs = Unbearable



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