

GROUP 3 IDEAS ON CONOPS

Rapporteur's template

1. Session details; CONOPS

Date: 02 SEP 25

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2. Agenda/Objectives of the Discussion

Develop CONOP for WG3 ensuring it leads to a legal finish and address legal gaps during operations at sea

Briefly outline specific questions

How do we ensure info shared become admissible to court?

How do we reconcile varied operations conducted by various member states to ensure admissibility to courts given their different framework?

Does MOU help in enhancing legal finish?

INFORMATION SHARING

- Have a common definition/approach of data/information and then move to how sharing mechanisms are done, produce a document that is legal.
- Source validation: Is it credible or not? The Dissemination process, have a centre, probably RMIFC, to analyze infor and its coordination with NMIFCS from the Member state.
- Which system/Platform to be used for information sharing eg. IORIS, MERCURY, ensure it is dynamic that can attain a legal finish
- Have an MOU, SOP on exchange, AND analysis of information
- Be mindful of the confidentiality of information/ need to disclose; interest of public or - Cyber threat
- Legislative reviews on the information sharing during Operations National encouraged to align with broader DCOC/JA frameworks/SOPs
- Categorise infor sharing in terms of ppriorities operational, exercise or routine or Routine or Short term.

LEGAL INSTRUMENT

- Right of Visit – Flexibility of Member States to visit
- How to widen the jurisdiction to enable tracing the crime syndicate
- MOU/Bilateral agreement in certain circumstances, consent on the right of Boarding
- MOU applicable to a stateless vessel in the DCOC/JA member states maritime zones
- Boarding procedure- collection of evidence, reconciliation of the national law of evidence for maritime crimes after operations, procedures for admissibility
- Harmonisation of evidence handling and handover procedures
- Capacity building on collection, handling, and handover of evidence; Have one at the national level, then build to a critical level of TOT
- Each nation has to nominate a focal response team to be capacitated to undertake the legal aspects of the operations undertaken

MOU

- Legality of the MOU should from the Nation- consent for operations
- National Leadership to make informed decision and goodwill
- Harmonise to the broader regional effort
- Apply technology to national laws to enhance effective prosecutions of maritime crimes and how it can be shared to other nations in need
- Laws on crimes not originally intended by operations undertaken(Opportunistic crimes; Have a signed checklist (General specific or Country specific) for common activities related to maritime crime that will ensure legal finish
- Review SOPs
- Check on the ROEs during operations that align to both national and international laws

AREAS OF CONCERN

- Purpose of the CONOPS to clarify specific coordinated agencies
- How to measure successful boarding , Cases concluded /Successful Convictions
- Command, Clearly bring out who is in command, Command structure, Review to state

ACTION PLAN TEMPLATE

S/NO	LINES OF EFFORT	DESIRED END STATE			DESIRED OUTCOME
		(1)	(2)	(3)	
1.	LOE 1				
2.	LOE 2				
3.	LOE 3				
4.	LOE 4				

THANK YOU