

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
AUSTRALIAN CUSTOMS AND BORDER PROTECTION SERVICE

**Question No. 39**

**Senator Humphries asked the following question at the hearing on 25 May 2010:**

Please provide a map distinguishing the Southern Ocean area patrolled by the Australian Customs and Border Protection Service (ACBPS), from the area where Japanese whaling vessels hunt.

**The answer to the honourable senator's question is as follows:**

A set of two maps is attached.

These maps show the standard "*Customs and Border Protection Southern Patrol Area*" surrounding the Australian Exclusive Economic Zone around Heard Island and the McDonald Islands, and the French Exclusive Economic Zone around Kerguelen Island. The "*Customs and Border Protection Southern Patrol Area*" illustrates the normal operational patrol area of the ACV *Oceanic Viking* during a standard Southern Ocean customs and fisheries patrol. The latitude 60 degrees South is the boundary of the standard patrol due to the presence of ice south of this latitude. Patrols undertaken south of this line require the permission from the owner of the vessel and their insurance company.

The area designated identified as "*First Year Survey Area*" and "*Second Year Survey Area*" are the areas of interest defined on page 24 of the "*Plan for the Second Phase of the Japanese Whale Research Program under Special Permit in the Antarctic (JARPA II) - Monitoring of the Antarctic Ecosystem and Development of New Management Objectives for Whale Resources*", by the Government of Japan. According to the plan, whaling alternates each season between the two survey areas, with the "*First Year Survey Area*" corresponding to the 2009/10 whaling season. This plan was located at <http://www.icrwhale.org/JARPAIIResearchPlan.htm> on 22 June 2010.