

## **Baccalieu Endeavour (2017)**

Location: Musgrave Harbour, NL

Case number: 120-739-C1

### **The Incident**

On April 4, 2017, the Canadian Coast Guard (CCG) was advised that the *Baccalieu Endeavour* (40.45 GRT), a fibreglass hull, 15.69 metre fishing vessel, was partly submerged and listing heavily to port at the wharf of Musgrave Harbour, Newfoundland. Two CCG personnel arrived on site the following day and met with the owner who was in the process of responding to the emergency.

On April 6, 2017, the CCG personnel returned to the site to monitor the owner led response. The vessel was raised and upright by the afternoon of April 6, 2017. The *Baccalieu Endeavour* held approximately 800 litres of diesel fuel and 300 litres of lube and hydraulic oils at the time of the occurrence; there was no observable release of pollution. The area supports an active commercial groundfish industry.

### **The Claim**

On December 29, 2017, CCG acting on behalf of the Department of Fisheries and Oceans (DFO/CCG) filed a claim with the Administrator for costs and expenses incurred to respond to the incident in the amount of \$5,146.31, pursuant to the *Marine Liability Act*.

The Administrator determined that the claim was admissible under Part 7 of the Act.

### **Assessment and Offer**

On February 7, 2018, after investigation and assessment of the claim, the Administrator made an offer to DFO/CCG for the established amount of \$5,045.49, plus interest. DFO/CCG accepted the offer on February 13.

On February 14, the Administrator directed payment of \$5,179.44 (including \$133.95 in accrued interest) to DFO/CCG, as full and final payment of the claim.

### **Recovery Action**

The Office of the Administrator contacted the owner of the ship and informed him the Administrator would take all reasonable measures to recover from him the amount of the payment made to DFO/CCG.

On January 15, 2019, the Administrator received a cheque of \$5,345.75 including accrued interest from the shipowner as full and final settlement of the claim. On January 21, 2019, the Administrator sent a Release from Liability letter to the shipowner.

**Status**

The file was closed on January 25, 2019.