



Characteristics and situational aspects of seafood fraud: a comparative crime script analysis

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Abstract

Seafood fraud is a global concern. High-value products with a diversity of species, production methods and fishery origins provide a business environment that is both conducive to criminality and financially lucrative. However, there is scarce empirical evidence on the nature of seafood fraud. This study aims to increase the understanding of deceptive practices in the seafood industry, the crime commission process and to identify possible intervention points. Ten case studies that had resulted in successful prosecutions were analysed using performed crime scripts to understand the actors, resources, processes, fraud techniques, conditions and the payment, sale and distribution of illicit products through legitimate supply chains. The crime scripts for each fraud were created using open-source intelligence, including media sources, publicly available court filings and company records. Similar to other white-collar offences, fraud opportunity was facilitated by leveraging existing resources, relationships and industry reputation to enable and conceal fraudulent practices. In all cases, fraud was perpetrated by senior management, undermining internal control mechanisms. Other fraud enablers included the availability and pricing of substitute products, lack of end-to-end traceability and the inability of supply chain actors, including consumers, to detect fraud. Also notable was the extent of employee involvement, so this paper considers impediments to external disclosure, particularly for migrant workers. The study enriches the food fraud literature by using crime script analysis to understand preparation, execution, and opportunity structures of seafood fraud. By emphasising the nature of fraudulent activities in specific markets, rather than solely focusing on perpetrators, it offers a more comprehensive approach to understanding environmental and situational influences. These insights, scarce in the current literature, are vital for shaping effective intervention strategies.

Keywords Food crime · Seafood fraud · Seafood mislabelling · Crime script analysis · Situational crime prevention

Introduction

Seafood ranks high on the list of commodities most susceptible to food fraud (Beia et al., 2020; Europol, 2021; Tähkää et al., 2015). Seafood supply chain networks are high-value, complex and opaque, providing an environment that is both profitable and conducive to criminal behaviour. Food fraud can be defined as the practice of misleading consumers or customers about a product for financial gain (Robson et al., 2021) and deceptive practices in this sector are well evidenced (Fox et al., 2018; Kroetz et al., 2020; Pardo et al., 2016). Techniques include species substitution, usually for a lower-priced or more abundant species (Bosko et al., 2018; Kitch et al., 2023; Sameera et al., 2021, misrepresentation of origin – by fishery, production, or catch method (Lawrence et al., 2022; Miller et al., 2012) and the addition of undeclared ingredients to increase volume, quality, or production (Love et al., 2011; Niederer et al., 2019; Rahman et al., 2016). Seafood fraud has a wide impact. It creates a market for illegal fishing, depriving the legitimate supply chain of between \$9 bn and \$17 bn of trade per year (Sumaila et al., 2020), undermines marine biodiversity and sustainable fisheries management (Kroetz et al., 2020; Sameera et al., 2021) and has implications for public health (Cohen et al., 2009; Li et al., 2022; Pigłowski, 2023). As with all food frauds, businesses caught up in a scandal face reputational risk, revenue impacts and financial impacts from recalls and regulatory penalties (Bindt, 2016; Cox et al., 2020).

Several studies have investigated the incidence (Fox et al., 2018; Pardo et al., 2016; Reilly, 2018; Silva et al., 2021; Lawrence et al., 2022) and vulnerability (Wagner, 2015) of the seafood sector to food fraud. However, as acknowledged in other food fraud research (Gussow & Mariët, 2022; Lord et al., 2021; Smith et al., 2022), there is minimal investigation into the empirical nature of seafood fraud. Crime script analysis (CSA) is used to inform situational crime prevention to understand how criminal relationships, behaviours and processes influence fraud opportunity by mapping out the specific sequential steps, skills and resources required for such a crime to take place (Cornish, 1994; Cornish & Clarke, 2002). Its applicability to white-collar crime is evidenced in the literature (Donegan, 2019; Jordanoska & Lord, 2019; Junger et al., 2020; Kennedy et al., 2018). Food fraud, a non-violent, financially motivated offence typically committed by individuals or organisations in business or professional settings is commonly referred to in the literature as a form of corporate or white-collar crime, committed by either business owners, or by employees of a food business operator (Huisman & van Ruth, 2022; Lord et al., 2017a; Smith et al., 2017). CSA is emerging as a methodology to analyse food fraud and the structural conditions that facilitate illegal behaviour in the food system. Examples include the analysis of counterfeit alcohol investigations (Bellotti et al., 2020), the examination of the black market in poached meats (Goodall, 2019) and to propose local and macro-level intervention strategies to prevent illegal, unreported and unregulated (IUU) fishing (Petrossian & Pezzella, 2018).

This study aims to comprehensively understand criminal activities in the seafood sector by examining the structured sequences of events and actions of large-scale seafood frauds and the conditions in place to facilitate them using CSA. The analysis has two broad aims. The first objective is to provide new insights into how food crime

is prepared and conducted. It considers the actors, decisions, processes and resources required to commit each fraud and the opportunity structures that facilitate it. Second, by employing CSA, a structured framework that maps the distinct criminal stages of fraud within the food system, it becomes possible to identify common situational elements across different crimes and identify possible opportunities for intervention. In this study, Open-Source Intelligence (OSINT) was collated from the media, publicly available court records from the US and company records. Subsequently, CSA was used to construct the scripts of 10 distinct fraudulent activities in the UK and the US. Research using CSA to analyse food fraud is still relatively scarce, so this paper contributes to exploring the use of CSA as a framework to study food-related criminality and to broaden the crime types analysed by the methodology. Moreover, this represents the most extensive investigation employing CSA to analyse illicit activities within traditional and legitimate segments of the food industry.

Theoretical framework

Commonly referenced in the literature are the components of an anti-fraud strategy; prevent, detect, deter and disrupt (Soon et al., 2019; Spink, 2019; Spink et al., 2017). These components are closely interlinked, and each plays its own significant role in combatting criminality and creating a hostile environment for fraudsters to operate in. Prevention and mitigation exist in the prevent, detect and deter components of this strategy, and a consensus is forming in the food fraud literature that it is more effective to prevent than to pursue and prosecute (Barrere et al., 2020; Lord et al., 2017b; Soon et al., 2019; Spink, 2019; van Ruth et al., 2017), a central theme underpinning the Elliott Review into the integrity and assurance of food supply networks (Elliott, 2014).

Prevention and mitigation are the anticipation, recognition and appraisal of a crime risk and the initiation of action to remove (prevent) or reduce (mitigate) it (Welsh & Farrington, 2012). Prevention aims to eradicate the risk; mitigation assumes prevalence and aims to reduce the negative consequences (Spink, 2019). The literature on crime prevention is vast; in the context of food crime, it has been explored by numerous authors, primarily in the context of situational crime prevention (Lord et al., 2017b; Manning & Soon, 2016; Spink, 2019; Spink et al., 2017; van Ruth et al., 2017). Situational crime prevention aims to reduce crime by taking a systematic approach to minimise the opportunities and incentives to commit crime by manipulating the environment within which the crime is situated to increase the risks and costs of being caught and reduce the benefits (Cornish, 1994). It is particularly relevant for food crime, as the types of criminals (Manning & Soon, 2016; Spink et al., 2013) and methods of fraud (Robson et al., 2021) are so varied that it is easier to focus on reducing situational risk than to target offenders through individual crime profiling (Spink, 2019). Situational crime prevention also allows resources to shift from law enforcement to public and private interventions (Spink et al., 2016).

Food fraudsters are described in the literature as 'intelligent, resilient, clandestine, and good at stealthily avoiding detection' (Spink & Moyer, 2011, p. 161). This premise is reinforced in multiple research papers (van Ruth et al., 2017; Spink et al., 2017),

as is the concept of entrepreneurship (Lord et al., 2017a, b), framing food fraud as an enterprise crime and concealing illegal activity behind legal businesses and markets. Often perpetrated by legitimate market actors who are seeking to maximise profit or manage supply, demand and competitive pressures (FSA & FSS 2020; Gussow, 2020), it is proposed that food frauds are ‘situated actions, shaped by contingent enterprise conditions’ (Lord et al., 2017b, p. 483), i.e., influenced by the internal and external environment of the businesses within which they occur. Criminal advantage is provided by actors’ legitimate business processes, relationships and resources, a concept well recognised in white-collar crime (Benson et al., 2009; Benson & Simpson, 2018), food fraud literature (Lord et al., 2017a; Spencer et al., 2018) and by regulators, where ‘food crime is committed by those with an existing role in the food and drink economy, and the access to markets which this provides is clearly an asset to those criminals’ (FSA and FSS, 2020, p.6).

The seafood industry encompasses a variety of species, production methods and attributes, actors, supply chain nodes and geographies, making it more complex than other areas of the food system (Anderson et al., 2018) and consequently challenging to monitor and regulate. Fraud is perpetrated via numerous techniques (Fox et al., 2018; Lawrence et al., 2022) and can be confined to one part of the supply chain or incorporate multiple network actors working in collusion. For example, the UK’s black fish scandal, a large-scale fraud, was worth almost £63 million in Northeastern Scotland through the illegal landing of undeclared fish between 2002 and 2006, involving approximately half of all pelagic fishing vessels from the area. The fraud involved actors across the fishing community, including skippers, factories and agents, enabling criminal activity to be concealed within legitimate business processes through the ability to falsify logbooks, conduct false accounting, manipulate weight recording and offload fish directly to processing factories to avoid fish markets and public scrutiny (Smith, 2015).

White collar criminals, in this case, food system actors engaging in criminality, find opportunity in their legitimate organisational practices and processes (Benson et al., 2009; Lord et al., 2017b), their occupational resources provide a facilitating asset (FSA & FSS, 2020) and the ability to conceal criminal activity behind their routine, everyday practices (Levi & Lord, 2017). Detection and proof of white-collar offences are often more challenging to detect and prove than for other types of crime (Gottschalk, 2021; Gottschalk & Gunnesdal, 2018) because such offences are often ‘invisible’, covert, apparently legitimate, physically distant and without immediate impact (Benson et al., 2009; Croall, 1999). As offenders have legitimate access to the space where the crime occurs (for example the harvesting and processing of seafood), criminological approaches that focus on the characteristics of crime rather than the offender may be more effective in supporting interventions (Eck & Clarke, 2019).

Crime script analysis (CSA)

Underpinned by these theories and introduced by Derek Cornish (Cornish, 1994), CSA is increasingly used as a technique to explore the procedural aspects of criminal activity (Dehghanniri & Borrión, 2021), the modus operandi of fraudsters and the context within which crimes occur. A systematic approach deconstructs crime into

component parts to establish a chronological sequence of activities, skills, processes and resources required for a given crime.

CSA has been used to analyse a wide range of offences; examples include ‘traditional’ crimes such as homicide (Osborne & Capellan, 2017; de Korte & Kleemans, 2022), sexual offences (Brayley et al., 2011; Chiu & Leclerc, 2021; Cook et al., 2019) and white-collar crimes including financial fraud (Donegan, 2019; Gilmour, 2014; Junger et al., 2020), cybercrime (Hutchings & Holt, 2015; Loggen & Leukfeldt, 2022; van Nguyen, 2021) and corruption (Rowe et al., 2013). It has also been used as a tool to explore wildlife crime and potential disruption strategies (Lemieux & Bruschi, 2019; Moreto & Clarke, 2013; Skidmore, 2021; Sosnowski et al., 2020; Viollaz et al., 2021). In the context of food fraud, specific information on the crime commission process is more fragmented with a relatively small selection of studies (Bellotti et al., 2020; Goodall, 2019; Petrossian & Pezzella, 2018), that demonstrate the applicability of this type of analysis to inform situational prevention for food supply chains.

Practical application In this study, CSA helps to explore how illicit products move through legitimate and illegitimate supply chains, opportunities for co-offending, methods of misrepresentation and concealment and the situational conditions and actors that facilitate criminal activity. In addition to the ‘why’ of traditional criminological theories, CSA gives an understanding of the ‘how’ of committing crime, which offer more tangible opportunities for interventions. Focusing on the ‘how’ of crime events provides procedural information that is key to developing comprehensive prevention strategies and also to sense check mitigation tools such as food fraud vulnerability assessments, commonly used by the food industry and regulators to pinpoint potential weak spots in a supply chain (van Ruth et al., 2017). By delving into how such crimes are carried out and considering historical contexts conducive to criminal activities, crime script analysis helps to validate the “why factors” considered in vulnerability assessments, which advocate adopting a criminal mindset (van Ruth et al., 2017). CSA provides a detailed examination of specific criminal activities to engage in such critical thinking and although these insights are limited to information on crimes that are known, provide empirical information on existing criminal activity.

By identifying recurring patterns and modus operandi used by offenders and understanding how crimes are committed, food industry actors can strengthen internal control systems. It allows regulators and law enforcement to focus their efforts on key points within criminal activities, such as vulnerable stages in a process or specific locations prone to certain types of crimes. This targeted approach can optimise resource allocation and enhance the effectiveness of enforcement actions.

Several methods exist for crime scripting practice and there are no specific guidelines about the data collection or the creation of scripts themselves (Dehghanniri & Borrion, 2021). Presented initially as a nine-step process by Cornish, it has been adapted in some subsequent studies. Tompson and Chainey (2011) simplified the process into four steps (preparation, pre-activity, activity and post-activity) so that the language was more widely understood, and the process streamlined (Chainey & Ber-

botto, 2022), a methodology that has been employed by other studies (Ambagtsheer & Bugter, 2022; Berbotto & Chainey, 2021; Skidmore, 2021). Multiple sources of data are used for creating scripts (Brayley et al., 2011; Dehghanniri & Borrión, 2021). These include interviews with law enforcement, subject matter experts or victims, police and court records and OSINT (Hutchings & Holt, 2015; Hutchings & Pastrana, 2019; Peters, 2020), intelligence gathered from openly available information on the internet or elsewhere.

Methodology

This study uses OSINT to collect data for the crime scripts. This could include resources such as media sources, social media grey literature, mapping, imagery, commercial databases and books (National Police Chief's Council, 2020). Although widely acknowledged as an invaluable intelligence resource (Sampson, 2016; Wells & Gibson, 2017), care must be taken to ensure data quality and reliability, as there are minimal constraints on who can produce and distribute open-source data (de Busser, 2014). The methodology is therefore based on the structured method proposed by Chainey and Berbotto (2022), that uses document analysis and a coding process to ensure that the data gathered from open sources is validated as much as possible.

In contrast to a broad overview, this study adopts a case study approach, aligning with Benson et al.'s (2009) recommendation for detailed appraisal. Given the number of changeable variables for seafood crimes (seafood product, fraud type, actor, supply chain node), the decision was made not to pursue a singular crime script but to take a crime-specific approach (Cornish, 1994) and script each crime individually, a method that has been used to provide comparative analyses of individual cases (Ambagtsheer & Bugter, 2022). This approach allows for an in-depth consideration and analysis of historical situational factors that enabled diverse fraudulent practices.

Scripting individual crimes entails a significant amount of data, so each crime event was simplified to one 'act or facet' that demotes seafood mislabelling. This approach was taken in a previous study on IUU fishing (Petrossian & Pezzella, 2018) and by certain authors to script wildlife crimes (Skidmore, 2021; Sosnowski et al., 2020; Viollaz et al., 2018, 2021).

The crime script was broken down into scenes (the stages of the crime event), cast (individuals and organisations) and conditions, which include the prerequisites, (equipment, resources, information that needs to be in place before the crime is initiated), facilitators (rewards, risks and costs) and enforcement conditions (legislation, permits/licences and regulators). Systematically scripting out the conditions allows for some consideration of the wider drivers and environmental factors that propel offenders into criminality, essential information to fully understand offender decision-making, particularly for white-collar crime (Jordanoska & Lord, 2019). The data from each case were carefully analysed to identify the actors and main events specific to each crime. The crime commission process was compared among sources to ensure reliability and then the data were analysed and coded by hand to organise the data to a scene, using Tompson and Chainey's (2011, p. 88) simplified scene typology: preparation (the opportunities and conditions in place in place for illegal activity

to take place in the food system), pre-activity (the logistical or transactional steps that need to be carried out prior to the activity), (this relates to the actual food fraud activity), or post-activity (the logistical or transactional steps necessary to exit from the illegal activity). The data were also coded according to cast (offenders and legitimate businesses) and conditions (prerequisites, facilitators and enforcement conditions), creating a performed script for each crime (Borrion, 2013). These scripts were compared to identify common themes across the data.

Data sources Case study criteria were legitimate seafood companies that had occurred or been prosecuted between 2015 and 2023, were of a significant scale, had resulted in a conviction and had enough data to create a meaningful script. Relevant cases were initially identified via a keyword search of media sources, using Nexis UK and the terms: '*seafood fraud or fish fraud or seafood mislabelling or fish mislabelling or (food fraud and seafood) or (food fraud and fish)*' under the topic 'crime, law enforcement and corrections'.

Additional searches of the grey literature were conducted via Google to identify additional cases, further information on the cases identified and information on specific seafood chains. Certain cases were excluded; blue crab (US Department of Justice (DOJ), 2020) and spiny lobster (Department of Justice (DOJ), 2023), frauds with very similar crime scripts to Cases 5, 6 and 7 and two cases of complex organised fraud with wide-ranging timelines (Oceana, 2018; Sharpe, 2017) that were too extensive to script for this study. Although the search criteria was not limited by country, the search strategy resulted in ten cases for analysis, eight from the US and two from the UK. For the US cases, the validity of the data identified in media sources was checked by viewing indictments, judgements and summaries of judiciary proceedings via Public Access to Court Electronic Records (PACER), a service that provides electronic public access to federal court records, available at <https://pacer.uscourts.gov>. In the UK, the relevant courts for each case were contacted. However, there was no publicly available information on the cases. Companies House was used to verify company directors and filings. (<https://www.gov.uk/government/organisations/companies-house>). The sources used for each case are listed in supplementary information (appendix 2) Table A.2.

Limitations

This study is subject to various limitations. Open-source data are a valuable tool for crime scripting because they provide a wide breadth of easily accessible data. However, data may not be accurate, or up to date and key details may be omitted, some parts of the crime script may be more comprehensively covered. In some cases, there were gaps in the data. For example, in cases 7 and 10, post-activity data is still needed as there was only information up to export. To make this clear, the authors have explicitly stated our lack of knowledge in the script of these cases. Data from media outlets may contain bias, as media sources may have specific agendas or perspectives that limit the crime script's accuracy and credibility. Where possible, information was

retrieved on each case from multiple sources (including US judiciary records) to try and mitigate bias and inaccuracy as much as possible and provide a comprehensive understanding of criminal activity in these cases. Using open-source data, each case's details can be transparently scripted and made available to all to provide a comprehensive picture of the crime commission process.

The selection of cases only includes crimes that have been detected and prosecuted, so the data are subject to selection bias. Many food crimes go unnoticed and those that succeed in evading detection may have more complex methods of concealment than those that are identified. The search criteria also only revealed large-scale cases from the UK and US, likely due to the use of English language sources and a broader geographical spread would have been more desirable. However, the aim is to provide valuable insights on previous criminality in the sector, rather than an exhaustive account of all seafood crime and, in the absence of expert or confidential data sources, is based on the best publicly available information. Combining CSA with other methods of analysis, such as food fraud vulnerability assessments, allows for the assessment of both known and unknown risks in the food system and demonstrates the necessity of using multiple tools in the measurement, prediction, prevention and mitigation of food fraud.

Results

Table 1 contains key information on each fraud, including company name, supply chain node, location, description and scale of fraud. Supplementary information, (Appendix 1) Table A.1 contains the crime scripts of each fraud, including relevant actors (cast) and categorised by act and conditions into four stages: preparation, pre-activity, activity and post-activity, based on the open-source information available.

Cast

Lead offenders All the companies for whom it was possible to gather business size data were classed as small, according to their number of employees. In all cases, fraud was carried out by senior leadership, in most cases, CEOs or directors of legitimate seafood companies. The directors were also company owners, meaning that the company benefits of fraudulent activity were also of direct personal benefit. Where fraud was initiated by company employees (Case 1), it was with the approval and at senior leadership's behest. Cases 2, 4 and 6 were familial associates, including father and sons, cousins and brothers. Family firms are generally considered to act more ethically than non-family firms (Ding & Wu, 2014), affording more value to non-financial attributes such as employee satisfaction, loyalty and trust than non-family businesses (Zellweger et al., 2013). However, internal control mechanisms may be weaker than in non-family firms due to the corporate culture operating based on trust, contributing to an environment where illicit behaviour is facilitated by weak governance.

Table 1 Fraud description and company characteristics

Case No	Company name	Offenders	Supply chain node	Description of fraud	Scale of fraud
1	Alphin Brothers	Buyer and salesman	US processor & distributor	Farm-raised imported shrimp falsely labelled as wild-caught product of the US.	13,450 lbs.
2	Anchor Frozen Foods Inc.& Advanced Frozen Foods Inc.	CEO (father) and sales director (son)	US processor	Imported giant squid from Peru and used e-mail and wire transactions to market it as octopus to 17 retailers across several US states.	£1.1 million of retail sales (113,000lbs of squid)
3	Asia Foods Distributor Inc.	CEO and 3-part owners	US importer& distributor	Illegally importing siluriformes fish from Myanmar and Bangladesh to the US	Undisclosed -court documents referred to 'large quantities'.
4	Bob Gosman Co.	2 partial owners (cousins)	US whole-sale & retail	Criminal conspiracy to purchase illegally harvested fluke and seabass from a local trawler captain.	78,000lbs of seafood
5	Capt. Neill's Seafood Inc	President and CEO	US processor	Substituting and falsely labelling Asian and South American crabmeat for domestic blue crab	\$4,082.841
6	Casey's seafood	President and CEO (Father) & VP (Son)	US processor	Mislabelling crabmeat from Asia and Central America as domestic blue crab. Re-pasteurising 'distressed' crabmeat from these regions and returns from US grocery stores and selling as fresh blue crab.	\$4.3 million retail value (400,000lbs of crab)
7	Elite Sky International	President	US wholesaler	Falsely labelled foreign origin spiny lobster as domestic and illegally exported various species of shark fin labelled as spiny lobsters or frozen fish	63, 095lbs foreign spiny lobster & 5666lbs sharks fin
8	Garcia Shrimp	Director	US wholesaler	Mexican Shrimp re-labelled as, 'Product of USA, Wild-caught Gulf Shrimp' and sold to US wholesaler.	35,000lbs of shrimp was seized and auctioned by NOAA at a retail value of \$120,800
9	Michael Redhead Associates	Director	UK processor	Fraudulently misrepresenting Japanese seabass as seabass). 400,000 packs of the mislabelled fish were sold at 600 Iceland Stores in UK.	£1.1 million retail value
10	Sea-Pac	Director	UK wholesaler	Mislabelled salmon with labels from two other companies, approved for exporting to Russia, Lithuania and Estonia to gain market access to Russia.	12 consignments of salmon (288 tonnes) £210,250 profit

Support offenders It is notable that, as far as is possible to assess from the data available, there was little collusion across supply chain networks, with offending occurring at one node and product received by legitimate supply actors and absorbed into the legitimate supply chain network. Cases 3 and 4 used support offenders; seafood customers who knowingly received illegally imported siluriformes and a fishing captain who was a licenced vessel operator to source IUU fish.

Legitimate actors Legitimate actors were active primarily in the post-activity phase, where illicit or mislabelled products entered legitimate supply chains, but they were also active in preparation, where offenders purchased legitimate products (e.g., Asian crab) but misrepresented them at sale. These actors included post-harvest nodes of the seafood supply chain; processors, wholesalers, restaurants and supermarkets.

Implications

Corporate culture In all cases, fraud was perpetrated from the top. Senior leadership is responsible for setting the tone at the top of the organisation and is considered to have a critical influence in shaping the corporate culture, attitudes and behaviour of others within the organisation (Ewelt-Knauer et al., 2022; Warren et al., 2015). A lack of moral leadership and permissive attitudes can contribute to fraud pervading throughout a corporation, an acceptance of unethical practices and an environment that is inconducive for employees to speak out on wrongdoing (Soltani, 2014).

Guardian offender overlap Chan and Gibbs (2022, p. 326) explore the concept of guardian offender overlap in the context of financial fraud; when individuals who should have guardianship responsibilities within an organisation choose to offend, it has far-reaching implications in the context of organisational control structures ‘if guardians are motivated to offend, in theory they can exploit their legitimate access to the accounting and reporting process to do so. If such guardian-offender overlap were pervasive, specialized access and the potential to circumvent the guardianship structures will render controls inadequate’. This can similarly be observed in the context of food fraud; if fraud is perpetrated at the management level, internal control systems are undermined. When individuals who should have guardianship responsibilities within an organisation choose to offend, it has far-reaching implications in the context of organisational control structures. For example, in Case 6, the vice president was employed by the company (also the CEO’s son) and responsible for sales, marketing and logistics. He also had technical responsibilities; for ensuring compliance with regulations and was the designated Hazard Analysis and Critical Control Points (‘HACCP’) coordinator. If fraud is committed by those with technical responsibilities, internal control systems are effectively undermined and the layer of food fraud prevention that sits within a food business is removed. These types of offenders have both specialised access to food business systems, processes and networks, but are also tasked with guardianship and have the access and knowledge to bypass internal food fraud and safety management systems. In cases 3 and 4, where customers and suppliers were also complicit, this has even more serious implica-

tions for guardian/offender overlap as controls upstream or downstream in the supply chain are also undermined.

Preparation, pre-activity, activity and post-activity

Preparation

Act Using an intricate knowledge of the seafood industry, offenders identified potential markets for illicit products. Cases 1, 3, 4, 5, 6, 7 and 8 were from existing customer relationships, while cases 2, 9 and 10 identified new markets. Illicit products were sourced. In some cases, these were products already supplied to the businesses (Cases 3, 5, 10); in other cases, they were sourced specifically for the purpose of criminal behaviour (Cases 1, 2, 4, 7, 8, 9). Case 6 sourced both new products and used existing imported products.

Conditions All lead offenders owned legitimate seafood businesses through which these frauds were conducted, with resources and relationships already in place that could be used for both legal and illicit behaviour. Resources included access to facilities including docking and weighing, cold storage, company-owned transport and packaging. Existing relationships were used for identifying markets, using existing suppliers and customers. In all cases, the fraudulent behaviour was conducted within the structures, normal business processes and networks of their legitimate businesses, with complex concealment strategies that facilitated the illicit behaviour and the ability to 'launder' illicit products into legitimate supply chains. Offenders' routine business activities created effective opportunity structures for crime to occur. For example, in the case of US crab and shrimp mislabelling, the companies already purchased domestic wild-caught products and imported foreign products as part of legitimate business arrangements. Misrepresenting one for the other, for example, could conceivably have occurred as a small act of deception, as a one-off solution to fulfil an order during a supply shortfall, but escalates gradually into a much more significant fraud - the 'slippery slope effect', a concept explored by Lord et al. (2017a).

As part of his job, 'A.P' bought and sold shrimp on behalf of Alphin Brothers. 'A.P' bought and sold both domestic shrimp.... also shrimp that had been imported into the United States from other countries, such as Mexico, Venezuela and Ecuador. 'A.P' sold shrimp to customers in the United States, including other wholesalers as well as retail operations and arranged for transportation of shrimp to customers. (United States of America v. Alphin Brothers Inc., 2014). As part of its business, CAPT. NEILL'S purchased live domestic blue crab. CAPT NEILL'S employed workers to steam, pick, and process the meat from the domestic blue crab.... As part of its business, CAPT. NEILL's also purchased crab meat from species other 'than blue crab, including crab indigenous to, and exported from, South America... As part of its business, CAPT.

NEILL'S sold crab meat to wholesale member stores, grocery store chains, and retail establishments. (United States of America v. Capt. Neill's Seafood, Inc & Phillip R. Carawan, 2019).

Many companies were well trusted within the industry, with longstanding reputations that enabled them to initiate illegal activity without question. Case 5, for example, had a 30-year reputation in the seafood industry and despite having repackaged 42,855 lbs. of foreign jumbo crab in 2015 (DOJ, 2020) received an excellent rating in their SQF food safety certification in July 2015 (SQF Institute, 2023), which would have provided additional reassurance to buyers that products meet safety, regulatory and quality standards.

A condition key to preparation for most of these crimes was a demand for products with certain attributes, volatility in supply and/or pricing of these products and the availability and pricing of potential substitutes. In the UK, for example, sea bass prices increased in 2011 due to reduced supply (FAO, 2011), partly attributed to the financial crisis in Europe (Dove, 2011), with producers scaling back production from previous years (Towers, 2012). In addition, wild seabass stocks suffered a decline from 2009 onwards (Williams & Carpenter, 2015) and consumer demand in the UK increased by 10% between 2011 and 2012 as it replaced overfished species such as cod and haddock. During this period, the seabass market was characterised by significant price swings as it is subject to seasonality (Towers, 2012); industry fragmentation and a lack of intra-industry cooperation made production forecasting difficult, meaning that it was difficult to sell seabass on contract to reduce price uncertainty. The media reports surrounding Case 9 cited these price increases as an initial motivator to source a cheaper product.

In the US, domestic blue crab is native to the western Atlantic and the Gulf of Mexico. 50% originates from Chesapeake Bay, providing the area with an annual economic value between \$46 and \$103 million (Huang, 2015). The blue crab harvest supports coastal communities and ecosystems and is of cultural and culinary significance (Paolisso, 2007), but yields are in decline due to overfishing, disease and environmental pressures, particularly in the Chesapeake fishery (Hedgpeth, 2022). Crab meat is still primarily extracted via process-intensive manual labour, often by Mexican immigrants (Paolisso, 2007). To bridge the dwindling supply, make use of cheap and abundant foreign crab meat and create a year-round product, food businesses began to import crab from Asia and South America, used predominantly for processed products such as crab cakes (Daub, 2006). Selling imported crab 'Maryland style', while it may be misleading to some consumers, is not considered fraud; restaurants are not regulated by country-of-origin labelling regulation (COOL) and 'Maryland style' refers to the cooking or seasoning of such dishes (Oceana, 2015). However, it could be argued that the easy availability and acceptance of such substitutes precipitated 'industrial drift' and a slippery slope to food fraud and several high-profile court cases have followed, where products are stated as local. A study in 2015 found that 38% of crab cakes advertised as blue local crabs contained cheaper imported (often swimming) crabs from the Indo-Pacific region and the Mexican Pacific coast (Oceana, 2015). It is estimated that 10 to 45% of crab imported into the US from these countries originates from IUU fishing (Pramod et al., 2014).

The substitutions observed in these cases include cheaper fillets of white fish for sea bass, foreign processed crab meat substituted for local, farm-raised shrimp sold as ‘wild-caught’, processed octopus sold and IUU catch sold as legitimate. In most cases, they feature a less abundant, more expensive species being substituted for a cheaper species with a plentiful supply. When fish are processed and morphological features are moved, it can be very difficult to distinguish between visually similar species (Reilly, 2018).

Similarly, it is impossible to verify the production method visually, or if seafood has been caught legitimately. Therefore, the availability of cheap substitutes that are only distinguishable from the intended product with sophisticated testing or sold without end-to-end traceability data is a key condition for most of these offences. The offenders’ intricate knowledge of local demand for premium products, alongside the availability of substitutes that would go undetected, allowed them to benefit from substantial price differentials between legitimate and illicit products.

Implications The CSA revealed that these large-scale food frauds were primarily characterised by opportunistic decision-making within legitimate and well-regarded seafood enterprises, rather than organised or independently planned crimes. The crimes were mostly perpetrated through existing supply chain networks, using established trading relationships to launder illicit products. This contrasts with previous studies of seafood fraud that warn against complex and opaque supply chains (Fox et al., 2018; Lawrence et al., 2022; Pramod et al., 2014) and signals that there is also vulnerability for locally produced and distributed goods, a phenomenon recently observed in a UK report on food fraud drivers (Elahi et al., 2022a).

In many of these cases, shortfalls in supply and plentiful availability of visually similar cheap substitutes were key motivators and facilitators of criminality. Food systems have been placed under recent strain due to a myriad of factors, including Brexit (Ranta & Mulrooney, 2021), COVID-19 (Ahmed & Azra, 2022; Alabi & Ngwenyama, 2023; Soon-Sinclair et al., 2023), the war in Ukraine (Ben Hassen & El Bilali, 2022; Jagtap et al., 2022), the cost-of-living crisis (Benton et al., 2022) and face future climate change-related impacts (Godde et al., 2021; Guzmán-Luna et al., 2022; Scanes & Byrne, 2023). Price volatility and fluctuations in supply are considered key drivers of food fraud vulnerability (van Ruth et al., 2017) and care should be taken to ensure the integrity of such products, particularly if the cost deviates from the prevailing market pricing. Horizon scanning and fraud predictor models, including AI-based predictive analytics, may offer possibilities for the food industry and regulators to track such price differentials and identify anomalies and patterns that may indicate fraudulent activity in the supply chain (Soon, 2022; Ulberth, 2020).

Pre-activity

Act Illicit products were purchased. All cases, except 4 and 10 were imported from overseas, usually for a farmed, cheaper product. In case 4, the fish was not local, but IUU and in case 10, the origin of the salmon was not disclosed. Each offence was facilitated by document fraud, defined as ‘making, using or possessing false docu-

ments with the intent to sell or market a fraudulent or substandard product' (FSA, 2023). In most cases, the original labelling and packaging were removed and new labels were applied. Additional information, such as an expiry date, was applied to make the packaging more realistic. In most cases, the mislabelling facilitated the substitution of species or fishery origin to sell a lower-priced product for a higher price. In Case 9, the misrepresentation of the communication from Trading Standards to the processor and retailer enabled the supply of a substandard product. In Case 3, siluriformes banned for import were mislabelled as permitted species, facilitating their entry to the US.

Due to the scale of some of these frauds, employees were required to repackage and mislabel the products and were actively engaged in wrongdoing. In the US blue crab and shrimp mislabelling cases, employees were directed to unpack foreign containers and repack the products from them into domestically branded packaging, a request that carries little ambiguity as to its lawfulness.

A.P. directed ALPHIN BROTHERS employees... to repack approximately 13,450 pounds of farm-raised shrimp that had been imported into the United States from Ecuador and elsewhere, into boxes bearing the brand name Uncle Jock and falsely labeled as wild-caught product of the United States' (United States of America v. Alphin Brothers, 2014).

In Case 9, the fraudulent e-mail pertaining to communicate Trading Standards permission to sell Japanese sea bass was sent from an employee's computer.

Conditions Offenders used existing food control systems for complex concealment strategies to 'launder' illicit products into legitimate supply chains. For example, in Case 4, they had the necessary dealer permits to account for fish purchased from commercial fishing vessels and in Case 7, wholesale saltwater products licences allowing them to purchase and sell domestic spiny lobster. Customs brokers used for their legitimate business prepared the necessary airway bills, labels, invoices and documents. In Case 8, the company provided services to vessels that unloaded at its dock, including the preparation of state 'trip tickets' and records of shrimp landings required by Texas law. To prepare the state trip ticket, the company had their own forms called unloading tickets, which contained information such as vessel name, licence number, vessel captain, pallet number and pallet weight. These tickets accompanied shrimp when transported across state lines to substantiate the origin of the seafood if inspected by highway patrol or agricultural authorities. Company personnel trucked illicit product to the companys' legitimate docking facility, re-weighted and wrapped it to appear that it had been caught by a local fishing vessel, a Texas-Licensed shrimper, 'The Regio', which was docked at a facility next to the LO's own facility. Using their legitimate unloading tickets, they created false bills of landing

and documentation that read 'Product of U.S.A., Wild-caught Gulf Shrimp.' Case 10 involved the use of false identification marks, false health and pre-export certificates.

Implications Document fraud was used in all cases to facilitate the sale of illicit products. The reliance of the food industry on documentation, often paper-based, to verify the origin and authenticity of products, is a key vulnerability that fraudsters can exploit. Additionally, food industry workers are not routinely trained to identify fraudulent documentation and where legitimate corporate documents are used (as in many of these cases), it may not differ from the expected documentation. Fenoff and Lee (2023) propose that a document fraud review should be added to corporate food fraud vulnerability assessments so that organisations understand where they may be at risk. The increasing digitisation of control systems and associated documentation should contribute to making document fraud more difficult.

In the food fraud literature and industry certification guidelines (BRCGS, 2018; Moy, 2018; Soon & Manning, 2017), there is (correctly) much focus placed on the importance of corporate whistleblowing systems that provide confidential, anonymous and independent reporting lines for disclosures of wrongdoing. However, where crime is perpetrated from within the company and by higher-ranking personnel, particularly if the deceptive behaviour is 'normalised as sharp practice' (Etienne et al., 2020, p. 26), internal reporting lines will be rendered ineffective, which underlines the importance of external whistleblowing resources alongside mechanisms that might increase external reporting. In the UK, for example, employees, contractors, trainees, or agency staff in the food industry who wish to make a qualified disclosure are protected by the Public Interest Disclosure Act 1998 (FSA, 2018), but its effectiveness in encouraging external reporting has been questioned, as the legislative structure is more favourable to that report internally first (Etienne et al., 2020; Hyde & Savage, 2015; Lewis, 2008). Anonymous reporting via hotlines or e-mail, such as the UK's FSA's Food Crime Confidential (FSA, 2023) may help lower the inhibition threshold for external reporting. However, if communication channels are only one-way and the whistleblower chooses to omit contact details, the ability to gather further intelligence is limited. Several suggestions to increase external reporting have been put forward in the literature, including law enforcement campaigns, financial support for reporters, the use of trade unions and food enforcement officers to act as contact points for potential reporters (Etienne et al., 2020).

The likelihood of reporting may be affected by labour force characteristics. Power imbalances between employers and staff within the global food industry exist due to concentrations of power and a reliance on low-wage labour, including migrant and seasonal workers (Davies, 2018; Palumbo et al., 2022; Scott et al., 2012). These groups of employees may be discouraged from whistleblowing for fear of retaliation, job loss, or harassment, particularly if they lack access to legal support and resources. A study on barriers to reporting in the UK's food industry (Etienne et al., 2020) found that the characteristics of the UK's food industry labour workforce made reporting less likely as workers were likely to be in zero hours or temporary contracts, regularly changing jobs and easily replaced. Similarly, the US blue crab and shrimp process-

ing industries have historically struggled to attract and retain workers (traditionally African American women) due to the seasonality of employment, repetitive and tedious labour, payment by piece and risk of injury. To solve this labour gap, they have employed several strategies; for example, hiring non-immigrant workers on the H2B visa program (Bier, 2021; Griffith, 1997), immigrant workers hired through temporary work agencies, international students through the e J-1 visa program and undocumented workers (Castellanos Contreras et al., 2016). These hiring practices can limit employees' ability to report wrongdoing; they are often linguistically and culturally isolated (Straut-Eppsteiner, 2016), lack access to legal resources and, as their visas are tied to their contracts, face immigration-related vulnerability in terms of legal status and employment.

‘As most supervisors at the crab houses do not speak Spanish, and the women rarely speak English, communicating basic questions or concerns is a significant challenge. Fear of being fired and sent back to Mexico makes the workers hesitant to ask questions or express concerns. They also fear that should they speak out about working conditions, they would not be recruited in future years’ (Washington College of Law International Human Rights Law Clinic and Centro de los Derechos del Migrante, 2013, p. 30).

Suggested solutions to encourage reporting include ensuring that workers are aware of their legal rights and protections, including the right to report wrongdoing without fear of retaliation from the start of their employment, ensuring workers have knowledge of and access to appropriate legal resources, strengthening immigration protection for whistleblowers and ensuring that whistleblowing protection legislation is not limited to those with a domestic employment contract. (Berg et al., 2023; Sinclair, 2022; Washington College of Law International Human Rights Law Clinic and Centro de los Derechos del Migrante, 2013).

Activity

Act The products were sold to retailers, wholesalers, wholesale member clubs, seafood stores, markets, grocery stores and restaurants. As far as it is possible to ascertain from the available information, customers of the lead offenders were generally unaware that products were misrepresented or mislabelled and bought the product in good faith, often from suppliers that they had existing relationships with and who had longstanding reputations in the industry. Cases 3, 4, 7,8 and 10 used relatively sophisticated counterfeit documentation (shipping documentation, fish dealer reports, vessel trip reports (VTRs), health and export certificates, false unloading documents and bills of landing) to facilitate the crimes.

Conditions Lead offenders perceived that the risk of checks or sampling was low, and that the product was not visually different from the authentic product. In case 9, for example, the fraud relied on the processor and retailer not independently checking the legislation and taking at face value the doctored e-mail from Trading Standards

sent by the offender, an omission for which the judge criticised the processor and retailer at the prosecution, “Both Iceland and Kirwin Brothers are to be criticised for not checking the relevant regulations and permitting the mislabelling of the food product for sale to the public’ (Former Royal Navy chef jailed over £1m ‘fake’ sea bass scam, 2015). In cases 1,2,5,6 and 8, where crab, shrimp and squid were substituted for other species, confirmation of fraud would have required onsite analysis (if the customer had appropriate fraud screening capabilities) or sent off for laboratory analysis. The crimes also relied on customers not verifying documentation. This would require the customer to be familiar with both the required documentation and regulations; for example, in Case 8, shrimp were accepted where the landing documentation (that guarantees the authenticity of domestically caught seafood) was not signed by the vessel owner; this should have raised a red flag.

Cases 3 and 4 relied on the absence of external verification. Case 3 relied on an absence of checks by border control for species included in the shipping consignment with the species of fish listed on the shipping documentation that were not subject to the Federal Meat Inspection Act (FMIA). Case 4 was based on the assumption that the National Oceanic and Atmospheric Administration (NOAA) could not identify the fraudulent VTR and dealer reports. Where the supply chain is vertically integrated and companies control both the fishing and distribution nodes of the supply chain, this represents a vulnerability. Fish dealers must report their purchases to NOAA via a dealer report, which includes information such as date of landing, port of landing, catch vessel, corresponding VTR number, commercial grade, species, price, and weight (NOAA, 2023). These reports corroborate the information submitted in the VTRs by vessel captains and it indicates a possibility of fraud if there is a mismatch. However, if both reports are falsified, this control is invalidated.

Implications The success of many of these frauds relied on the traceability concept of one step forward and one step back; food business operators should be able to identify the immediate supplier of a product (one step back) and the immediate customer to whom a product is supplied (one step forward). Designed with food safety in mind, the principle allows food to be accurately traced and recalled in the event of a food safety issue. For the UK, this was set out in EU Regulation (EC) No 178/2002, now replaced by the UK Food Information (Amendment) (EU Exit) Regulations 2019 and in the US, it is covered under the Food Safety Modernization Act (FSMA), 2011. However, particularly as many products were processed and it is not possible to visually distinguish one species from another, other techniques are required to ensure that fraudulent products do not contaminate legitimate supply chains, putting businesses and consumers at risk. It underlines the necessity of rigorous supplier verification, including food fraud vulnerability assessments, regular (unannounced) audits, mass balance checks and product testing, including DNA sampling, to ensure safety and quality standards. However, the victims in these crime scripts included smaller supply chain actors, such as grocery stores or areas of the supply chain, such

as food service who may not have and face challenges in implementing these levels of supplier verification.

Practical and cost-effective strategies to mitigate the risk of food fraud for these companies are essential, and efforts that support smaller companies or those without technical resources to achieve certification, such as GFSI's Global Markets (GFSI, 2022), BRCGS START! (BRCGS, 2022), or MSC's extension of its certification to retailers, fishmongers and restaurants are all initiatives that help strengthen the supply chain. Immutable sea-to-plate traceability systems that include authentication tools such as distributed ledger technologies, e.g., blockchain, also present opportunities to reduce information asymmetries, decrease management costs and share data among diverse actors in a supply chain via immutable transactions (Tolentino-Zondervan et al., 2023). Research and initiatives already promote and support the adoption of traceability systems by SMEs (Hamdan et al., 2022; Katsikouli et al., 2021; OECD, 2019), although ongoing challenges regarding cost, interoperability, scalability, data governance regulation are acknowledged (Astill et al., 2019; Chiaraluce et al., 2024).

Post-activity

Act For most scripts, at this point, the product is transported to the final customer and placed on the market. At this point, it has been successfully incorporated into the legitimate supply chain. Opportunities to identify fraud and determine where it occurred become more difficult as food travels along the supply chain, particularly if it does not have end-to-end traceability.

Conditions All frauds ultimately end up with the consumer. For certain frauds, e.g., the laundering of IUU fish into legitimate supply chains and the illegal importation of siluriformes, it would be impossible for the consumer to identify based on the appearance or taste of the product. However, certain frauds, particularly where one species has been substituted for another, for example, Asian crab for domestic blue crab or Asian farmed prawn for wild-caught domestic, rely on consumer inability to tell the difference. If the product is processed, then it is less likely that concerns will be raised, as if morphological features are removed and flavouring is introduced, then it can be very difficult to distinguish certain species from each other (Reilly, 2018). As observed by the judge in Case 2, 'Equally likely is that defendants realized that they could make more money for less work by claiming that the squid was octopus because it sells at a higher price, reasoning that most, if not all, frozen seafood consumers could not tell the difference. They then mislabelled the squid and reaped a larger profit' (United States of America v. Anchor Foods, Inc., Advanced Frozen Foods, Inc., Roy Tuccillo, Sr. & Roy Tuccillo, Jr., 2020).

Implications In the cases studied, the frauds were often longstanding and relied on the criminality not being detected, either internally from within the supply chain network or externally from regulators. However, at the final stage, the frauds also

relied on the consumers' inability to distinguish legitimate from illicit products. The concept of consumers as guardians of food fraud is uncomfortable. If consumers discover fraud, then it has already occurred and travelled to the end of the supply chain. However, many of these frauds were perpetrated over several years and relied on the inability of the consumer to distinguish between genuine and illicit products. Cusa et al. (2021, p. 1315) explored the concept of 'seafood literacy...the knowledge required for consumers to make informed purchasing and feeding choices concerning personal health, environmental impact, and ethical standards'. Their study found only a 30% accuracy rate among European consumers, and consumers in the UK only correctly identified 18% of species, indicating the unfamiliarity attributed to globalised supply chains and urbanisation. Global trade means consumers are no longer restrained by location and seasonality (Anderson et al., 2018) and modern lifestyles are detaching consumers from the source of their food. Ready-to-cook products are more popular than whole fish (Menozzi et al., 2020); products lack morphological features and are also purchased through large retailers rather than fishmongers and local markets.

At the same time, consumers are increasingly making conscious decisions about the seafood they purchase and are willing to pay more for specific production methods or premium attributes (Menozzi et al., 2020; Zander & Feucht, 2018). A recent study indicated that consumers who were more aware of seafood fraud would increase demand for independently verified products (Ryburn et al., 2022), in line with other research on food fraud (Charlebois et al., 2016; Kendall et al., 2019) and that they would pay a premium for traceability systems that ensure attributes such as assured safety control (Hoque et al., 2022). Possible interventions to improve consumer guardianship could include increasing awareness of seafood fraud generally, driving consumer demands for initiatives that track the seafood supply chain from catch to consumer, advising consumers to buy from sources who are transparent about their sourcing practices and, most importantly can demonstrate that their products are legal and sustainable, potentially through the use of third-party certification such as the Marine Stewardship Council (MSC) or the Aquaculture Stewardship Council (ASC) and providing clear channels for reporting to the relevant authorities if consumers suspect fraud. However, it is essential to ensure adequate regulation with increasing numbers of certification standards (Danley, 2021), as the associated credence attributes and consequent price premiums (Asche & Bronnmann, 2017; Fonner & Gill, 2015) can also be drivers of fraud (van Ruth et al., 2017).

Finally, it is worth noting that these frauds were large-scale, generating substantial illegal profits. This prompts questions about whether the frauds were facilitated by other accomplices, for example, company accountants and suggests an additional intervention point post-activity. Unusually elevated profits, financial discrepancies or inconsistencies, unusual payment patterns, inconsistent payment schedules, or large cash deposits could indicate suspicious activity for tax authorities, auditors and banks. While automated auditing software is commonly utilised in the financial services sector, its adoption in the food industry remains limited (Jack, 2014), despite its potential application (Elahi et al., 2022b; Jack, 2014; Onarinde et al., 2023). Forensic accounting presents an effective opportunity to combat fraud, to complement tradi-

tional food fraud vulnerability assessments for supplier profiling (Jack, 2014) and by the regulators for to support detection, as well as proceeds of crime investigations.

Conclusion

The aim of this review was to comprehensively understand and break down the criminal process of conducting seafood fraud into a process of sequential acts using CSA. This provided a framework to identify the actors, decisions, processes and resources involved in the criminal process and surface opportunity structures and common characteristics that facilitated the fraudulent behaviour. The overarching aim is to identify points in the sequence where various actors could apply intervention strategies to deter fraud.

The studied crime scripts showed that for most frauds, criminal activity was perpetrated at the top of small companies where the owners were also CEOs or presidents and benefited directly from illicit activity. Those individuals who should have been guardians had become offenders, a phenomenon that contributes to fraud becoming pervasive throughout an organisation (Chan & Gibbs, 2022). Importantly, this completely undermines corporate control mechanisms, as the offenders have specialised access to food business risk management systems, processes and networks. These offenders used legitimate food business premises and facilities, transport and packaging to conduct their illegitimate activities. Regular suppliers and customers provided supply and demand for illicit products and company documentation such as labels, invoices and landing documentation concealed the crimes and assured recipients of their legality. Understanding how fraud manifests within legitimate businesses allows for a better understanding of how structural market conditions facilitate criminal opportunities for deceptive practice, insights more common in other white collar-crime literature, for example in the financial industry (Jordanoska & Lord, 2019; Snaphaan & van Ruitenburt, 2024).

In many of the cases, senior leadership directed employees to carry out deceptive acts such as repacking and mislabelling products. There is scarce information on how these food frauds were finally detected, so we are unable to ascertain for certain if any employees made disclosures. However, these particular frauds were longstanding (over several years) and therefore reliant on remaining unreported and undetected, at least for the duration of the reported criminality. Labour force characteristics in the food industry may contribute to workers' motivation to report, as well as differing legislation on whistleblower protection (Etienne et al., 2020). Within the food industry, customers demanded no further traceability other than 'one step back' and did not conduct regular testing or audits. Many of the customers were small-scale food businesses that took at face value the suppliers' longstanding industry reputations and trading relationships. Research exploring the motivation, difficulties, and barriers to more stringent controls exist in the food safety domain (Macheka et al., 2013; Lee et al., 2021), but future research to comprehend these factors in relation to food fraud is required. By mapping the sequence of actions and decisions across the crime commission process, supply chain weaknesses and potential areas of intervention were identified. These include the recognition of potential vulnerabilities from local

networks, ensuring whistleblowing legislation provides robust protection, particularly for external reporting and non-immigrant and migrant workers and increasing the capabilities of consumers as food fraud guardians. The extensive use and apparent ease of document fraud suggests a requirement for increased security, scrutiny and digitisation and underlines the need for a transparent food system that ensures immutable traceability from sea to plate. For the food industry and regulators, certification, supplier assessment and horizon scanning provide different forms of assurance that known and unknown food fraud risks are being identified and mitigated (Soon-Sinclair et al., 2023). Increased support to ensure that smaller businesses and those outside manufacturing, particularly food service and retail, have knowledge and access to these countermeasures may help safeguard their supply chains against rogue operators.

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Data availability The data that support the findings of this study are available from Nexis (<https://www.lexisnexis.co.uk/>) and PACER (<https://pacer.uscourts.gov/>). Restrictions apply to the availability of the data from Nexis, which were used under license for this study. The data are, however, available from the authors upon reasonable request and with the permission of the database providers.

Declarations

Competing interests Wim Huisman is Editor-in-Chief for *Crime Law and Social Change*. The other authors have no relevant financial or non-financial interests to disclose.

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