


MEMORANDUM

TO: Council, SSC and AP Members

FROM: Chris Oliver   
Executive Director

ESTIMATED TIME 2 HOURS
---------------------------

DATE: December 1, 2004

SUBJECT: Staff Tasking

**ACTION REQUIRED**

Review tasking and Committees and provide direction.

**BACKGROUND**

Committees

The list of Council committees is attached as Item D-2(a). At this meeting, the Council will appoint membership for the Scientific and Statistical Committee and Advisory Panel during an executive session. Appointments will be announced at the conclusion of the Council meeting, and listed in the newsletter.

Projects and Tasking

Item D-2(b) is the three meeting outlook, and Item D-2(c) is the summary of current projects and tasking. New items from the last meeting that now appear on this list are the Groundfish Management Policy Implementation Actions (#1) and Pacific Cod Allocations (#16). The Pacific cod allocation item was discussed earlier in the meeting under the C-9 agenda item. The Groundfish Management Policy Implementation Actions will be a staff tasking item at every to evaluate priorities and progress toward achieving the policy goals, adopted as part of the Programmatic Groundfish SEIS.

At the June meeting, the Council identified priority areas for implementing the groundfish management policy previously adopted as part of the Groundfish Programmatic SEIS. The list of priorities, and a review of ongoing activities to address these actions, is attached as Item D-2(d). Many of the priorities are being addressed directly or indirectly through current Council initiatives, either as amendments underway or in the form of developmental discussion papers. Some of them have yet to be explicitly initiated, and their development may be subject to various possible approaches (alternatives). We agreed in October that we would revisit this list sometime in the spring of 2005, once some of the major current initiatives become more defined, and discuss a specific process for addressing the PSEIS priorities.

At this time, both the Council and its staff are subsumed with existing projects, and preparations for the 'Managing Our Nation's Fisheries II' Conference. However, a few weeks of staff time may become available over the winter months to begin working on new or previously tasked projects that have not yet been initiated. Prioritization of the Pacific cod allocations, and/or salmon bycatch measures, would likely subsume this available staff time. We do have some contracting resources available to assist in these projects.

**AP COMMITTEE**

<u>Pending</u> Staff: Chris Oliver	Roy Hyder, Chair Dennis Austin Kevin Duffy
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**National Conference Committee**

<u>Appointed June 2003</u> Staff: Chris Oliver	Stephanie Madsen, Chair Dennis Austin John Bundy Jim Balsiger
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**Council/Board of Fisheries Joint Protocol Committee**

Last update: 7/28/03 Staff: Jane DiCosimo	<table> <tr> <td><u>Council</u></td> <td><u>Board</u></td> </tr> <tr> <td>Dave Benson</td> <td>Mel Morris</td> </tr> <tr> <td>Hazel Nelson</td> <td>Art Nelson</td> </tr> <tr> <td>Doug Hoedel</td> <td>Ed Dersham</td> </tr> </table>	<u>Council</u>	<u>Board</u>	Dave Benson	Mel Morris	Hazel Nelson	Art Nelson	Doug Hoedel	Ed Dersham
<u>Council</u>	<u>Board</u>								
Dave Benson	Mel Morris								
Hazel Nelson	Art Nelson								
Doug Hoedel	Ed Dersham								

**Council Executive Committee**

Updated: 7/28/03 Staff: Chris Oliver	<b>Chair:</b> Stephanie Madsen Dennis Austin Jim Balsiger Kevin Duffy Roy Hyder
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**Crab Interim Action Committee**

[Required under BSAI Crab FMP]

Dennis Austin, WDF Jim Balsiger, NMFS Kevin Duffy, ADF&G
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**Ecosystem Committee**

Last update: 10/25/01 <u>Status:</u> Meet as necessary Staff: Diana Evans/ David Witherell	<b>Chair:</b> David Fluharty Stosh Anderson Dorothy Childers Tony DeGange Dan Falvey George Hunt, Jr. Patricia Livingston Donna Parker
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## NPFMC COMMITTEES AND WORKGROUPS

### Enforcement Committee

Last update: July 2003	<b>Chair:</b> Roy Hyder Earl Krygier, ADF&G James Cockrell, F&W Protection Jeff Passer, NMFS-Enforcement Al McCabe, USCG Sue Salvesson, NMFS-Mgmt. Lisa Lindeman, NOAA - GC
<u>Status:</u> Active	
Staff: Chris Oliver	

### Essential Fish Habitat Committee

Appointed: 5/15/01 Last Update: July 2003	<b>Chair:</b> Linda Behnken <b>Vice Chair:</b> Stosh Anderson Gordon Blue Ben Enticknap Jon Kurland John Gauvin Earl Krygier Heather McCarty Glenn Reed Michelle Ridgway Scott Smiley
<u>Status:</u> Idle, pending direction	
Staff: Cathy Coon	

### Finance Committee

Last Update: 10/25/01	<b>Chair:</b> Stephanie Madsen Dennis Austin Jim Balsiger Kevin Duffy Dave Hanson Roy Hyder Richard Marasco
<u>Status:</u> Meet as necessary	
Staff: Gail Bendixen/Chris Oliver	

### Fur Seal Committee

Last Update: 7/25/03	<b>Chair:</b> David Benson Evie Witten Anthony Mercurief Larry Cotter Paul MacGregor Aquilina Lestenkof Steve Minor
<u>Status:</u> Active	
Staff: Bill Wilson	

### Halibut Charter IFQ Implementation

<u>Status:</u> Pending SOC submittal
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**NPFMC COMMITTEES AND WORKGROUPS**

**IFQ Implementation Committee**

<p><u>Status:</u> Reconstituted as shown (July 2003).</p> <p>Staff: Jane DiCosimo</p>	<p><b>Chair:</b> Jeff Stephan Bob Alverson Arne Fuglvog/Cora Crome Dennis Hicks Don Iverson Don Lane</p>	<p>Gerry Merrigan Kris Norosz Paul Peyton David Soma</p>
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**IRIU Technical Committee**

<p>Appointed: 07/12/02</p> <p><u>Status:</u> Pending reconstitution</p> <p>Staff: Jon McCracken Marcus Hartley, Northern Econ. Lauren Smoker, NOAA GC</p>	<p><b>Chair,</b> Dave Hanson Michelle Ridgway Susan Robinson John Henderschedt Donna Parker Eric Olson Greg Baker Gerry Merrigan</p>	<p>Teressa Kandianis Matt Doherty Bill Orr Ed Richardson Dave Wood</p>
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**Magnuson-Stevens Act Reauthorization Committee**

<p><u>Status:</u> Pending appointment of additional members.</p> <p>Staff: Chris Oliver</p>	<p><b>Chair:</b> Stephanie Madsen Dennis Austin Kevin Duffy Roy Hyder John Bundy</p>
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**Non-Target Committee**

<p>Appointed: 7/26/03</p> <p>Staff: Jane DiCosimo, Sarah Gaichas, NMFS</p> <p>Updated 8/6/04</p>	<p><b>Chair:</b> Dave Benson Jule Bonney Karl Haflinger Whit Sheard Michelle Ridgway Eric Olson Lori Swanson Dave Wood Thorn Smith Paul Spencer</p>
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## NPFMC COMMITTEES AND WORKGROUPS

### Observer Advisory Committee

Last update: February 2004  <u>Status:</u> Active  Staff: Chris Oliver/ Nicole Kimball	<b>Chair:</b> Joe Kyle LeeAnne Beres Julie Bonney Pete Risse Kim Dietrich [Alt: Gillian Stoker] John Gauvin Rocky Caldero	Tracey Mayhew Trevor McCabe Bob Mikol Kathy Robinson Susan Robinson Arni Thomson Jerry Bongen Brent Paine
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### Pacific Northwest Crab Industry Advisory Committee

Last Update: 6/2/04  Staff: Diana Stram	<b>Chair:</b> Steve Minor Keith Colburn Lance Farr Phil Hanson Kevin Kaldestad Garry Loncon Gary Painter	Rob Rogers Clyde Sterling Gary Stewart Tom Suryan Vic Sheibert Arni Thomson, Secretary [non -voting]
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### Steller Sea Lion Mitigation Committee

Appointed: 2/10/01 Updated: Jan 2004 Pending membership adjustment [formerly SSL RPA Committee; renamed at Feb 02 meeting)  Staff: Bill Wilson	<b>Chair:</b> Larry Cotter David Benson Jerry Bongen Julie Bonney Shane Capron Tony DeGange Doug DeMaster Steve Drage John Gauvin Sue Hills	John Iani Terry Leitzell Denby Lloyd Chuck McCallum Matt Moir Bob Small Beth Stewart Farron Wallace John Winther
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### U.S.-Russia International Committee

<u>Status:</u> Pending reconstitution.  Staff: Chris Oliver	<b>Chair:</b> Stephanie Madsen Dennis Austin John Bundy Kevin Duffy CDR. Mike Cerne
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### VMS Committee

Appointed: 06/02  <u>Status:</u> Idle, pending direction  Staff: Jane DiCosimo	<b>Chair,</b> Earl Krygier Al Burch Guy Holt	Bob Mikol Ed Page CDR Mike Cerne Lori Swanson
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**Council Project Summary** Updated December 1, 2004

<b>Mandated Actions</b>		<b>Projected Weeks</b>	<b>Council/ NMFS %</b>	<b>Comments</b>
1	Groundfish Management Policy Implementation Actions	0	20/80	Discuss/evaluate priorities at every meeting (Diana E)
2	Groundfish FMP Updates	1	90/10	Final Action in Dec. (Diana E.)
3	EFH EIS	1	20/80	Final action in February (David)
4	HAPC Designation	1	50/50	Final action in February (Cathy/NMFS)
5	Crab FMP EIS	0	50/50	Proposed rule out for public review (Mark)
6	Aleutian Islands Pollock Allocation	0	50/50	Being prepared for Secretarial review (Bill/NMFS)
7	GOA Rockfish Demonstration Program	10	80/20	Refine alternatives in Dec. (Mark/Jim)

<b>Council Priorities</b>				
8	GOA Rationalization	?	90/10	Major project (Jane,Mark,Nicole, Elaine, contractors)
9	IR/IU flatfish adjustments (Am 79)	0	80/20	Amendment 79 being prepared for Secretarial review
10	IR/IU flatfish trailing amendments (Am 80)	10	80/20	Finalize alternatives in Dec. (Jon /contract help)
11	SR/RE retention	4	80/20	Not started. Note: DSR Retention being prepared for SOC. (Jane/NMFS)
12	Halibut Charter IFQ	0	90/10	Being prepared for Secretarial Review (Jane/NMFS)
13	Non-target (other rockfish, other flatfish, other species) developmen	?	60/40	Committee report in December (Jane/NMFS).
14	Rockfish management discussion paper	?	20/80	Staff report in December (Jane/NMFS)
15	Observer Program (fee and deployment mechanism)	10	80/20	Preliminary Review in December (Nicole/Chris)
16	BSAI Pacific cod Allocations	?	90/10	Problem Statement and alternatives in Dec. (Nicole)

<b>Other Projects Previously Tasked</b>				
16	BSAI Salmon Bycatch Discussion paper	?	?	Issue paper for December (David/Diana S.)
17	IFQ Regulatory Changes (medical, hired skipper, check-in, blocks, QS categories, 4c&4D )	1	90/10	Final action in December (NMFS/Jane/Daina E.)
18	Repeal of VIP	2	10/90	Delayed (NMFS/Jane)
19	GOA Salmon and Crab Bycatch Controls	12	80/20	Incorporated into GOA Rationalization EIS (Diana S./Cathy/ADF&G)
20	Opilio VIP	2	50/50	Not started -Pending action on existing VIP
21	Catch/bycatch disclosure (vessel level)	2	70/30	Discussion paper - Postponed

**Other Projects Previously Tasked (Continued)**

22	Saper on fee/loan program for IFQ Charter (NMFS?)	1	10/90	Pending SOC review of program (NMFS)
23	Groundfish overfishing definitions	?	10/90	FR notice on NS 1 forthcoming
24	SSL Trailing Amendment (GOA changes)	0	30/70	Secretarial Review (Bill)
25	Subsistence halibut amendment	1	90/10	Final action in December (Jane)
26	AFA s/b caps to quotas and trawl LLP recency	10	80/20	Pending further Council direction
27	Charter IFQ Community Set-Aside analysis	6	90/10	Awaiting Secretarial Approval (Nicole)
28	Industry proposal for pollock bycatch	?	90/10	Pending proposal and Council Direction
29	Scallop FMP update	1	80/20	Final Review in February (Diana S)
30	Crab Overfishing definition revision	?	10/90	Initial review in June 05 (NMFS/ADF&G/Diana S)
31	CDQ eligible communities	?	20/80	Pending due to possible Legislation (Nicole)
32	CDQ Amendment 71 (a) Investment in non-fisheries projects	0	20/80	Being prepared for Secretarial Review (Nicole)
33	CDQ Amendment 71 (b) Oversight and Allocation	8	50/50	Initial Review in 2005 (NMFS/Nicole)
34	CDQ quota transfers and alternative plans	0	10/90	Proposed rule out for public review (NMFS/Nicole)
35	CDQ: Management of CDQ Reserves	1	10/90	Initial Review in April (NMFS/Nicole)
36	Aleutian Islands Special Management Area	10	90/10	Discussion paper in December (Diana E./David)

**DRAFT NPFMC THREE-MEETING OUTLOOK - updated 12/1/04**

December 6, 2004 Anchorage, Alaska	February 7, 2005 Seattle, Washington	April 4, 2005 Anchorage, Alaska
Halibut Subsistence Changes: <b>Final Action</b>		Bairdi Crab Amendment: <b>Initial Review (T)</b>
MMPA listing proposed rule: <b>Review and comment</b>		
Crab Rationalization proposed rule: <b>Review and comment</b>		CDQ Management of Reserves: <b>Initial Review (T)</b>
IFQ Program changes: <b>Final Action</b>	AFA: <b>Review co-op reports/agreements</b>	
GOA Rockfish Demonstration: <b>Action as necessary</b>	GOA Rockfish Demonstration: <b>Preliminary Review</b>	GOA Rockfish Demonstration: <b>Initial Review</b>
GOA Rationalization: <b>Action as necessary</b>	GOA Rationalization: <b>Action as necessary</b>	GOA Rationalization: <b>Action as necessary</b>
HAPC: <b>Action as necessary</b>	HAPC: <b>Final Action</b>	
EFH: <b>Review 5B analysis</b>	EFH: <b>Final Action</b>	
Groundfish FMP Updates: <b>Final Action</b>	Scallop SAFE: <b>Review</b>	
	Scallop FMP Update: <b>Final Action</b>	
Flatfish IRIU Amendment 80: <b>Review Progress</b>	Flatfish IRIU Trailing Am80: <b>Review Progress</b>	Flatfish IRIU Trailing Am80: <b>Initial Review</b>
Observer Program: <b>Preliminary Review</b>	Observer Program: <b>Review Progress</b>	Observer Program: <b>Initial Review (T)</b>
Rockfish Management: <b>Draft Discussion Paper</b>	Rockfish Management: <b>Progress Report</b>	Rockfish Management: <b>Determine next steps</b>
AI Special Management Area: <b>Review initial discussion paper</b>	AI Special Management Area: <b>Review Discussion paper</b>	AI Special Management Area: <b>Determine next steps</b>
Non Target Species: <b>Report from Committee</b>		
Groundfish Specifications and SAFE: <b>Final Action</b>		PSEIS Priorities: <b>Review (T)</b>
P.cod sector allocations: <b>Discussion/Direction</b>	P.cod sector allocations: <b>Finalize Alternatives</b>	P.cod sector allocations: <b>Action as Necessary</b>
BSAI salmon bycatch: <b>Discussion/Direction</b>	BSAI salmon bycatch: <b>Review Alternatives (T)</b>	BSAI salmon bycatch: <b>Action as Necessary</b>

TAC - Total Allowable Catch  
 BSAI - Bering Sea and Aleutian Islands  
 IFQ - Individual Fishing Quota  
 AFA - American Fisheries Act  
 HAPC - Habitat Areas of Particular Concern  
 LLP - License Limitation Program  
 PSC - Prohibited Species Catch

MSA - Magnuson Stevens Act  
 GOA - Gulf of Alaska  
 SSL - Steller Sea Lion  
 VIP - Vessel Incentive Program  
 SEIS - Supplemental Environmental Impact Statement  
 CDQ - Community Development Quota  
 IRIU - Improved Retention/Improved Utilization

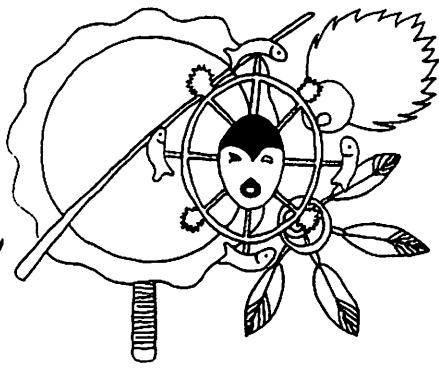
SAFE - Stock assessment and fishery evaluation  
 VMS - Vessel Monitoring System  
 CV - Catcher Vessel CP- Catcher Processor  
 SSC - Scientific & Statistical Committee  
 FMP - Fishery Management Plan  
 DPSEIS - Draft Programmatic Groundfish SEIS  
 (T) Tentatively scheduled



General Priority (in no particular order of importance)	Specific priority actions	Status (updated 10-12-04)	2004		2005				2006					
			Oct	Dec	Feb	Apr	Jun	Oct	Dec	Feb	Apr	Jun	Oct	Dec
Protection of Habitat	a. complete EFH action as scheduled	analysis ongoing	█	█										
	b. recommend to NOAA Fisheries increased mapping of benthic environment													
	c. develop and adopt definitions of MPAs, marine reserves, etc.	discussion paper initiated	█	█										
	d. review all existing closures to see if these areas qualify for MPAs under established criteria	discussion paper initiated	█	█										
	e. evaluate effectiveness of existing closures	discussion paper initiated	█	█										
Bycatch Reduction	a. complete rationalization of GOA fisheries	analysis ongoing	█	█										
	b. complete rationalization of BSAI non-pollock fisheries	partially addressed through IRIU Amd 80; also Pacific cod sector allocations	█	█										
	c. explore incentive-based bycatch reduction programs	partially addressed through GOA rationalization												
	d. explore mortality rate-based approach to setting PSC limits													
	e. consider new management strategies to reduce incidental rockfish bycatch and discards	discussion paper initiated	█	█										
Protection of Steller Sea Lions	a. continue to participate in development of mitigation measures to protect SSL including development of an EIS and participation in the ESA jeopardy consultation process													
	b. recommend to NOAA Fisheries and participate in reconsideration of SSL critical habitat	on hold pending completion of the recovery plan												
Prevent Overfishing	a. continue to participate in the development of "lumping and splitting" criteria	committee recommendations in December 04	█	█										
	b. consider new harvest strategies for rockfish	discussion paper initiated	█	█										
	c. set TAC at or < ABC	proposed in conjunction with FMP revision amendments (83/75)	█	█										
Ecosystem Management	a. revisit calculation of OY caps													
	b. recommend to NOAA Fisheries and participate in the development and implementation of ecosystem indicators as part of stock assessment process	development ongoing; ecosystem SAFE chapter to be presented each June; NPRB considering funding a workshop to address	█	█			█						█	
Improve Data Quality and Management	a. expand or modify observer coverage and sampling methods based on scientific data and compliance needs	analysis ongoing	█	█										
	b. develop programs for economic data collection that aggregate data	partially addressed through GOA rationalization												
	c. modify VMS to incorporate new technology and system providers													

Copy of signed doc

AGENDA D-2  
Supplemental  
DECEMBER 2004



# Nunakauyak Traditional Council

November 24, 2004

Department of Commerce, NOAA  
National Marine Fisheries Service  
222 West 7<sup>th</sup> Avenue, #43  
Anchorage, Alaska 99513-7577

RECEIVED  
NOV 29 2004  
N.P.F.M.C.

Subject: Request for No Trawl Zone Status

Dear Sirs,

Nunakauyak Traditional Council, who is member village of Coastal Village Region Fund, is a tribal governing body of the federally recognized Nunakauyarmiut Tribe of Toksook Bay, Alaska.

The problems over the trawlers fishing for yellow fins within Etoin Strait, between Nunivak and Nelson Island, in the summer of 2003 and 2004 has raised some concerns both for local subsistence and commercial herring and halibut fishing in Nelson Island region as well as in the other area where those trawlers have fished. We understand that such trawlers scrapes the bottom of the sea catching all kind of fish species as well as destroying the fish habitat and marine mammal feeding areas. Also hearing from other area residents, they have experienced the same problem with the trawlers, those areas are usually wiped out because everything on the path of trawlers are destroyed and takes years for restoration and growth.

The 2004 commercial herring fishing quota allowance was successfully harvested in Nunivak and Nelson Island district but subsistence herring for those people who waited for usual second run of herrings almost did not get any. Commercial halibut fishing was not good compare to other past years. Trawler's fishing in the area has caused low run of herring, salmon and halibut. In herring spawning area, there was nothing. Local fishermen and other areas as far as Kipnuk to the south have complained about trash floating in the area where trawlers are. This kind of activity, including trash, completely affects the fish we catch for survival and when such area is destroyed or polluted, it will take years for fish to come back in great numbers.

Unlike other regions such as Nushagak and Kvichak, we do not have hatcheries and we depend on the return of the fish that naturally spawns in our area. Many of our elders told us that there used to be plenty of Pacific Cods, they even fish right in front of Umkumiut, a traditional area summer camp, about 70 years ago and Japanese trawlers completely wiped them out. We still don't catch Pacific Cods but our fishermen are beginning to catch black cods but in very small numbers.

The Nunakauyak Traditional Council, at it duly called meeting on November 22 and 23, 2004 where quorum was present, caused this memorandum to be send to your office requesting that all of Area 4E be restricted as "No Trawl Zone" for the sake of our fisheries as well as current and future subsistence activities.

Sincerely,  
NUNAKAUYAK TRADITIONAL COUNCIL

Joseph Henry  
Tribal Council Chair

cc: North Pacific Fisheries Management Council ✓  
U.S. Senator Ted Steven  
U.S. Senator Lisa Murkowski  
Congressman Don Young  
State Senator Lyman Hoffman  
State Representative Mary Kapner  
Chairman Howard Amos, Coastal Village Region Fund

# Public Testimony Sign Up Sheet

Agenda Item D-2 Staff Tasking

	NAME (PLEASE PRINT)	AFFILIATION
1	JOE CHILDERS	WESTERN GOA Fisherman
2	Paul Groholt	
3	Robin Samuelsen	BBED
4	Dave WOOD	US Seafoods
5	Steve Rieger, Don Mitchell Eugene Arichsik	NSEDC
6	Clem Tillion	
7	<del>CA</del> Joe Kyle	APICDA
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NOTE to persons providing oral or written testimony to the Council: Section 307(1)(I) of the Magnuson-Stevens Fishery Conservation and Management Act prohibits any person "to knowingly and willfully submit to a Council, the Secretary, or the Governor of a State false information (including, but not limited to, false information regarding the capacity and extent to which a United State fish processor, on an annual basis, will process a portion of the optimum yield of a fishery that will be harvested by fishing vessels of the United States) regarding any matter that the Council, Secretary, or Governor is considering in the course of carrying out this Act.

Motion to correct a loophole in the WGOA 300,000lb pollock trip limit regulation.

**The Problem:**

Vessels are beginning to exploit a loophole in GOA fishing regs found at 50 CFR 679.7(b)(2). which pertains to trip limits for pollock.

**§ 679.7 Prohibitions**

*In addition to the general prohibitions specified in § 600.725 of this chapter, it is unlawful for any person to do any of the following:*

**(b) Prohibitions specific to the GOA.**

*(2) Catcher vessel trip limit for pollock. Retain on board a catcher vessel at any time during a trip, more than 300,000 lb (136 mt) of unprocessed pollock.*

The regulation is intended to slow down the race for fish in the WGOA pollock fishery by limiting harvesting vessels to 300,000 pounds of unprocessed pollock per fishing trip. Until recently, it was understood that the regulation meant that a harvester could deliver no more than 300,000 pounds of pollock daily. Pollock tender vessels are allowed to pack 600,000 pounds of pollock in the WGOA.

50 CFR 679.2 defines a fishing trip as follows;

**§ 679.2 Definitions.**

Fishing trip means:

(A) The effective date of a notification prohibiting directed fishing in the same area under § 679.20 or § 679.21;

**(B) The offload or transfer of all fish or fish product from that vessel;**

(C) The vessel enters or leaves an area where a different directed fishing prohibition applies;

(D) The vessel begins fishing with different type of authorized fishing gear; or

(E) The end of a weekly reporting period, whichever comes first.

Some vessels are now delivering multiple 300,000lb trips daily to tenders, up to the 600,000 tender limit. In some cases they are reported to have employed multiple tenders and harvested and delivered as much as 1,500,000 in a single day.

. The WGOA currently has 4 distinct seasons, all with low TACs. The practice of circumventing the original intent of the 300,000 pound trip limit will increase as harvesters struggle to remain competitive. This situation is significant, undesirable, unwarranted, and unintended.

**The Solution:**

Taken together 679.2(B) and 679.7(b)(2) creates a loophole in regulations which allows harvesting vessels to make multiple trips daily and to greatly exceed the intended 300,000 pound daily trip limit.

This loophole can be corrected by modifying 679.7(b)(2) with the following **Regulatory Amendment**.

**Move to modify § 679.7 Prohibitions as follows:**

**§ 679.7 Prohibitions**

In addition to the general prohibitions specified in § 600.725 of this chapter, it is unlawful for any person to do any of the following:

*(b) Prohibitions specific to the GOA.*

(2) Catcher vessel trip limit for pollock. *For a catcher vessel to harvest more than 300,000 lb (136 mt) in aggregate, of unprocessed pollock during a 24 hour period.*



# Coastal Villages Region Fund

711 H Street, Suite 200 • Anchorage, Alaska 99501 • Phone 907.278.5151 • Fax 907.278-5150

D-2 Handout Pub. Test.

12.14.04

Dave Wood. 12:39pm

December 13, 2004

David S. Wood  
United States Seafoods LLC  
9461 Olson Place SW  
Seattle, WA 98106

RE: Yellowfin sole trawl fishery near Cape Avinof

Dear David:

Thank you for your recent time and cooperation in working with fishermen concerned about the H&G fleet's operations near Cape Avinof. Please consider this letter our attempt to document our understanding of the outcome of recent meetings.

On November 18, 2004, you met with us in our offices, and we forwarded concerns brought to us by fishermen participating in our region commercial and subsistence fisheries. You agreed to work on providing information about catch data near our communities, and meet directly with concerned residents.

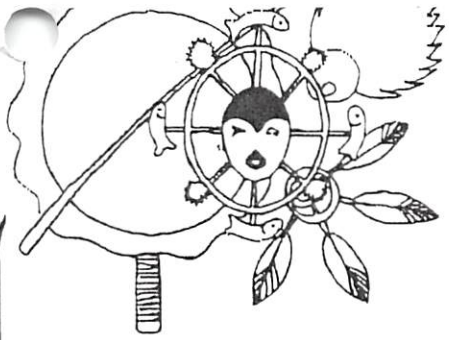
On December 3, 2004, you met with CVRF staff and community members from Kipnuk, Chefornak, Nightmute, Mekoryuk, Tununak and Toksook Bay, and presented historical information on some of the fleets activities near their villages. All in attendance spoke of their concerns, observations and sightings of trawlers near Cape Avinof and within Etolin Strait. Many of those who spoke shared their concerns that when the bottom trawl fleet moves closer to shore, there are direct negative impacts on stocks (e.g. halibut, herring) that they use for commercial and subsistence purposes.

After some negotiation, a line was drawn marking the boundary that you believed the U.S. Seafoods fleet could stay below. This line runs roughly from Cape Avinof to South Nunivak. This boundary was unanimously accepted by all in attendance. You also agreed to attempt to convince other H&G participants to fish below the boundary.

Sincerely,

  
Morgen Crow – Executive Director  
COASTAL VILLAGES REGION FUND

D-2 handout  
Pub Test. 12.14.04  
Dawe Wood 12:39 pm



# Nunakauyak Traditional Council

December 6, 2004

Department of Commerce, NOAA  
National Marine Fisheries Service  
222 West, 7<sup>th</sup> Avenue, #43  
Anchorage, Alaska 99513-7577

Re: November 24, 2004 Letter

Dear Sirs,

Nunakauyak Traditional Council (NTC), who is a member village of Coastal Villages Region Fund (CVRF), is a tribal governing body of the federally recognized Nunakauyarmiut Tribe of Toksook Bay, Alaska.

NTC has received many benefits as a result of our membership in CVRF, and it's participation and success in the Western Alaska Community Development Quota Program (CDQ).

We hereby retract our November 24, 2004 letter to you in its entirety. It contained several factual misrepresentations, for which we apologize.

In addition, our letter should not have used CVRF's name, as we cannot and do not speak for them, or their 20 villages.

We do encourage your best efforts in continuing to manage all fisheries on a sustainable basis. If there are any current research efforts specifically focused on the current status of stocks of fish that we use for food (e.g. herring, halibut), we would be interested in hearing about them.

Sincerely  
NUNAKAUYAK TRADITIONAL COUNCIL

*Joseph Henry*  
Joseph Henry  
President

Cc: North Pacific Fisheries Management Council  
U.S Senator Ted Stevens  
U.S Senator Lisa Murkowski  
Congressman Don Young  
State Senator Lyman Hoffman

State Representative Mary Kapsner  
Howard Amos, Chairman CVRF