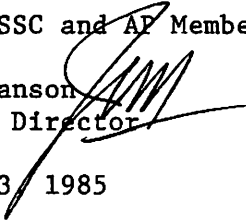


M E M O R A N D U M

TO: Council, SSC and AP Members
FROM: Jim H. Branson 
Executive Director
DATE: December 3, 1985
SUBJECT: Foreign Vessel Permit Applications

ACTION REQUIRED

Approve foreign permits for 1986.

BACKGROUND

The Council has received 542 permit applications from six countries as follows:

	<u>Japan</u>	<u>Korea</u>	<u>USSR</u>	<u>PRC</u>	<u>Poland</u>	<u>Taiwan</u>
Trawlers	189	27	21	3	35	5
Longlines	22	--	--	-	--	-
Support	193	11	16	2	10	1
Pots	<u>7</u>	<u>--</u>	<u>--</u>	<u>=</u>	<u>--</u>	<u>=</u>
Total	411	38	37	5	45	6

Under the Council's current review policy, the Executive Director may approve permit applications that do not involve (1) serious violators, (2) joint ventures, (3) new countries or (4) unusual operations. Vessel applications falling in these four categories are discussed below.

Serious Violators. Item C-7(a) lists 36 foreign vessels which are defined as serious violators by the Council's permit review policy because they have:

- (1) A final civil penalty or assessed civil penalty of \$10,000 or more in 1985;
- (2) two or more civil penalties paid or assessed totaling \$10,000 or more in 1984-85; and/or
- (3) been seized in the past five permit years.

Of the serious violators, the following request to work with joint ventures in 1986:

<u>Country</u>	<u>Vessel</u>	<u>Joint Venture</u>
Japan	Akebono Maru(s): 1,2, 15, 18, 27, 32, 72	Peter Pan/Nichiro
	Kaiyo Maru 11	Alaska Contact/Nansei Group
	Akebono Maru 22	
	Daian Maru 188	
	Shinnichi Maru 38	
	Shunyo Maru 118	
	Zuiho Maru 28	
	Tomi Maru 83	Westward Trawlers/Kanai
Taiwan	Golden Dragon 1	Alaska Contact Windjammer Seafoods

Joint Ventures. Foreign vessels participating in joint ventures are listed by company in Table 3 of Agenda item C-5.

New Countries. The People's Republic of China is the only country that has not fished before in the Alaska FCZ. PRC requests directed fishing permits [C-7(b)] for the following vessels:

<u>Name</u>	<u>Vessel Type</u>	<u>Permit Number</u>	<u>Call Sign</u>
Geng Hai	Factory Stern Trawler	CH-86-0001	BAJK
Yan Yuan 1	Factory Stern Trawler	CH-86-0002	BBED
Kai Chuang	Factory Stern Trawler	CH-86-0003	BIEL
Hai Feng 2021	Transport	----	BANW

Unusual Operations. There are no applications for unusual gear types or operating methods.

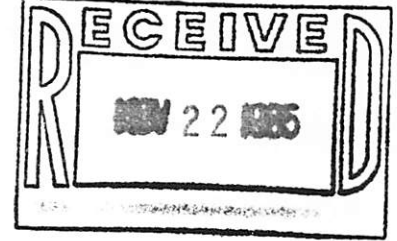


UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration

National Marine Fisheries Service

P.O. Box 1668

Juneau, Alaska 99802



November 18, 1985

Mr. James H. Branson
Executive Director
North Pacific Fishery Management Council
P.O. Box 103136
Anchorage, AK 99510


Dear Jim:

Enclosed is a summary of foreign violations prepared for your use during the foreign permit review process. In accordance with the guidelines adopted last year, these cases include:

- Any case with a civil penalty of \$10,000 or more paid or assessed during the previous permit year (since 1/1/85).
- Any vessel that has two or more cases with civil penalties totalling \$10,000 or more paid or assessed during the two previous permit years (since 1/1/84). No cases fall into this category this year.
- All seizures in the past five permit years (since 1/1/81). Repeat seizures by these vessels have also been listed.

Please let us know if you have any questions.

Sincerely,

for

J. Craig Hammond
Special Agent-in-Charge

Enclosure (2 copies)



1985 cases with assessed penalty of \$10,000 or more,
or penalty paid \$10,000 or more:

Case
Number(s)

HOKUYU MARU NO. 68 (JA-84-1177, JAJS)

AK840300

Date of violation: July 17, 1984.

Violation: Forcible assault of an observer.

Settlement in the amount of \$20,000 is in progress.

Vessels seized within the last 5 permit years (since 1/1/81)
and vessels with repeat seizures:

Case
Number(s)

DAIEI MARU NO. 2 (JA-85-0544, JENE)

AK820046

Seized April 1982.

Violation: Mislogging catch. Pacific cod, rockfish, and other species
were underlogged by 45, 26, and 6 percent respectively, while
pollock, flounder, Atka mackerel, sablefish, squid, and turbot
were overlogged.

Settled in January 1983 for \$400,000 and an 8-month permit sanction.

DAIKICHI MARU NO. 35 (JA-81-0494, 7KDX)

AK810035

Seized April 1981.

Violation: Mislogging catch. Total catch was underlogged by
30 percent, with pollock and Pacific cod overlogged to mask an
underlogging of turbot and flounder.

Settled May 1981 with a penalty of \$550,000 and a 6-month permit
sanction.

DAIRIN MARU NO. 28 (JA-85-0524, JFQK)

AK810034

Seized April 1981.

Violation: Mislogging catch. Turbot, sablefish, and Pacific ocean
perch were underlogged, while several other species, including
flounder, Pacific cod, and pollock, were overlogged.

Settled November 1981 for \$400,000 and a 5-month permit sanction.

FUKUI MARU NO. 8 (JA-83-0542, JDYN)

AK790004/AK810090

Seized February 1979.

Violation: Underlogging catch of Pacific herring.
Settled April 1979 for \$225,000.

Seized August 1981.

Violation: Mislogging during each of four trips into the FCZ during 1981; vessel overlogged pollock, other species, and flounder, while underlogging squid, Pacific cod, sablefish, turbot, Pacific ocean perch, and yellowfin sole.
Settled July 1982 for \$700,000 and 18-month permit sanction.

GOLDEN DRAGON NO. 1 (TW-85-0004, BVHY)

AK800011/AK850270

Seized February 1980.

Violation: Underlogging catch by 20 percent.
Settled on May 1980 for \$40,000.

Seized October 1985.

Violation: Retention of prohibited species (halibut/sablefish).
Settlement for \$85,000 in progress.

HAMAZEN MARU NO. 35 (JA-84-0461, JRJA)

AK820139

Seized October 1982.

Violation: Species manipulation; underlogging cod and sablefish by 53 and 96 percent respectively.
Settled September 1983 for \$307,000 and 8-month permit sanction.

HIGHLY NO. 301 (TW-82-0002, BVMV)

AK770081/AK790092/AK820198

Seized September 1977.

Violation: Retention of prohibited species flounder, seabastes, squid, and Pacific cod (species for which Taiwan had no quota).
Settled September 1977 for \$335,000.

Seized August 1979.

Violation: Underlogged pollock catch by 53 percent.
Settled October 1979 for \$250,000.

Seized December 1982.

Violation: Fishing in a closed area, retention of prohibited species, and mislogging.
Settled April 1984 for \$500,000 and 2-year permit sanction.

HIGHLY NO. 302 (TW-82-0003, BYGM)

AK790093/AK820199

Seized August 1979.

Violation: Underlogged pollock catch by 48 percent.
Settled October 1979 for \$250,000.

Seized December 1982.

Violation: Fishing in a closed area, retention of prohibited species,
and mislogging.
Settled April 1984 for \$500,000 and 3-year permit sanction
(12/20/82-12/19/85).

HIYO MARU (JA-85-2025, JRBU)

AK830053

Seized March 1983.

Violation: Underlogging/mislogging of cargo transfer log (sablefish).
Settled April 1983 for \$200,000.

KIYO MARU NO. 55 (JA-85-0602, JKRL)

AK830258

Seized October 1983.

Violation: Mislogging catch; underlogged sablefish and other species,
while overlogging Pacific cod and turbot.
Settled December 1984 for \$200,000.

KORYO MARU NO. 23 (JA-85-0423, JRCI)

AK790110/AK820107

Seized October 1979 as the EBISU MARU NO. 38.

Violation: Underlogging total catch by 26 percent.
Settled October 1980 for \$300,000 and 2-month permit sanction.

Seized August 1982 as KORYO MARU NO. 23 (different ownership).

Violation: Mislogging catch, which resulted in a 43 percent underlog.
Vessel underlogged Pacific cod, turbot, and rockfish, while
overlogging pollock, flounder, and other species.
Settled November 1982 for \$400,000 and 8-month permit sanction.

NIKKO MARU (JA-83-1077, JGAL)

AK830283

Seized November 1983.

Violation: Twenty catcher vessels owned or controlled by Nichiro
Gyogyo Kaisha, Ltd. underlogged fish caught and transferred to
cargo vessel NIKKO MARU in 1982 and 1983. Documents indicated
underlogging by almost 50 percent.
Settled in January 1985 for \$2,000,000 and permit sanctions totalling
20 vessel-years against the NIKKO MARU and catcher vessels.

Following are the currently scheduled permit sanctions:

NIKKO MARU	1/1/84-12/31/86
AKEBONO MARU NO. 11 (JA-83-0310, JHZP)	1/1/85-12/31/87
AKEBONO MARU NO. 17 (JA-83-0314, JNME)	1/1/85-12/31/87
AKEBONO MARU NO. 21 (JA-83-0316, JDUR)	1/1/85-12/31/87
AKEBONO MARU NO. 31 (JA-83-0306, JBVU)	1/1/85-12/31/86
SEKISHU MARU (JA-83-0573, 8KZF)	1/1/85-12/31/87
SHIZUOKA MARU (JA-83-0318, JNHD)	1/1/85-12/31/87

The following catcher vessels may be substituted in fulfilling the total 20 vessel-years:

AKEBONO MARU NO. 1 (JA-84-1153, JKYK)
 AKEBONO MARU NO. 15 (JA-82-0312, JNJJ)
 AKEBONO MARU NO. 18 (JA-82-0315, JNMI)
 AKEBONO MARU NO. 2 (JA-84-1154, JLCK)
 AKEBONO MARU NO. 22 (JA-84-0317, JEES)
 AKEBONO MARU NO. 27 (JA-84-0308, JBST)
 AKEBONO MARU NO. 32 (JA-84-0307, JRLW)
 AKEBONO MARU NO. 72 (JA-84-0338, 8LZR)
 DAIAN MARU NO. 188 (JA-84-0553, JAFV)
 KAIYO MARU NO. 11 (JA-84-0313, JNKH)
 KAIYO MARU NO. 12 (JA-82-0724, JPVK)
 SHINNICHI MARU NO. 38 (JA-82-0563, JBRT)
 SHUNYO MARU NO. 118 (JA-82-0564, JFKFJ)
 ZUIHO MARU NO. 28 (JA-82-0565, JBXQ)

TOMI MARU NO. 83 (JA-85-1170, 7KWC)

AK830052

Seized March 1983.

Violation: Underlogging sablefish and cargo transfer log.
 Settled November 1983 for \$350,000.

YAMASAN MARU NO. 85 (JA-83-0410, 7JSP)

AK810056

Seized June 1981.

Violation: Mislogging catch; vessel overlogged pollock by 97 percent,
 while underlogging number of Pacific halibut caught and discarded.
 Vessel also failed to log catch for a 7-day period.
 Settled December 1981 for \$400,000 and 5-month permit sanction.

YURYO MARU NO. 31 (JA-85-0466, JCQK)

AK830090

Seized May 1983.

Violation: Underlogging Pacific cod by 25 percent.
 Settled July 1985 for \$60,000 and 18-month permit sanction.

FISHING VESSEL IDENTIFICATION FORM (VIF)

NO: _____

- (1) VESSEL NAME: GENG HAI (2) CALL SIGN: BAJK
 (3) HULL NO: 7310856
 (4) VESSEL TYPE: FACTORY STERN TRAWLER (5) LENGTH : 95 M
 (6) GROSS TONS: 3577 (7) NET TONS: 1561 (8) MAX SPEED: 15.5
 (9) OWNERS NAME: DALIAN DISTANT SEA FISHERIES COMPANY
 ADDRESS: DALIAN GULF, GANJINGZI DISTRICT, DALIAN, LIAONING, CHINA
 (10) PROCESSING EQUIPMENT: heading, gutting, filleting, freezing, meal and oil equipment on board
 (11) HOLD CAPACITY (IN CUBIC METERS - BALE CAPACITY ONLY):
 HOLD #1: 1200 HOLD #2: 990 HOLD #3: _____ HOLD #4: _____
 (IF MORE THAN 4 HOLDS, GIVE TOTAL HOLD CAPACITY) _____
 (12) LIST LAST APPLICATION NUMBER CH-85-001 IF NONE, CHECK _____
 (13) ARE FISHING ACTIVITIES REQUESTED IN SUPPORT OF VESSELS OF THE U.S.? YES NO^x
 (IF YES, ATTACH JOINT VENTURE SUPPLEMENTAL RESPONSES)
 (14) FISHERIES FOR WHICH PERMIT IS REQUESTED:

FISHERY	REQUESTED SPECIES	GEAR	ACTIVITY		
			CATCH	PROCESS	OTHER
BSA	POLLOCK	BOTTOM & PELAGIC TRAWL	X	X	X
	YELLOWFINSOLE, OTHER		X	X	X
	FLOUNDERS AND TURBOT		X	X	X
	PACIFIC COD		X	X	X
AND BY-CATCH OTHER TARGET SPECIES AS ALLOWABLE					

FISHING VESSEL IDENTIFICATION FORM (VIF)

NO: _____

(1) VESSEL NAME: YAN YUAN 1

(2) CALL SIGN: BBED

(4) VESSEL TYPE: FACTORY STERN TRAWLER

(3) HULL NO: 7229784

(5) LENGTH : 95M

(6) GROSS TONS: 3577 (7) NET TONS: 1560

(8) MAX SPEED: 15.5

(9) OWNERS NAME: YANTAI MARINE FISHERIES COMPANY

ADDRESS: 15 HUIDONG ST., YANTAI, SHANDONG, CHINA

(10) PROCESSING EQUIPMENT: HEADING, GUTTING, FREEZING, FILLETING, MEAL AND OIL EQUIPMENT ON BOARD

(11) HOLD CAPACITY (IN CUBIC METERS - BALE CAPACITY ONLY):

HOLD #1: 1200 HOLD #2: 990 HOLD #3: _____ HOLD #4: _____

(IF MORE THAN 4 HOLDS, GIVE TOTAL HOLD CAPACITY) _____

(12) LIST LAST APPLICATION NUMBER CH-85-002 IF NONE, CHECK _____

(13) ARE FISHING ACTIVITIES REQUESTED IN SUPPORT OF VESSELS OF THE U.S.? YES N
(IF YES, ATTACH JOINT VENTURE SUPPLEMENTAL RESPONSES)

(14) FISHERIES FOR WHICH PERMIT IS REQUESTED:

ACTIVITY

FISHERY	REQUESTED SPECIES	GEAR	ACTIVITY		
			CATCH	PROCESS	OTHER
USA	POLLOCK	BOTTOM & PELAGIC TRAWL	X	X	X
	YELLOWFIN SOLE, OTHER		X	X	X
	FLOUNDERS AND TURBOT		X	X	X
	PACIFIC COD		X	X	X
	AND BY-CATCH OTHER TARGET SPECIES AS ALLOWABLE				

FISHING VESSEL IDENTIFICATION FORM (VIF)

NO: _____

- (1) VESSEL NAME: KAI CHUANG (2) CALL SIGN: BIEL
- (3) HULL NO: 7319644
- (4) VESSEL TYPE: FACTORY STERN TRAWLER (5) LENGTH : 91.86
- (6) GROSS TONS: 3180 (7) NET TONS: 1358 (8) MAX SPEED: 14 kt
- (9) OWNERS NAME: SHANGHAI DEEP SEA FISHERIES
- ADDRESS: 486 GONGQING ROAD, YANGPU DIST. SHANGHAI, CHINA
- (10) PROCESSING EQUIPMENT: HEADING, GUTTING, FREEZING, FILLETING, MEAL AND FISH OIL EQUIPMENT ON BOARD
- (11) HOLD CAPACITY (IN CUBIC METERS - BALE CAPACITY ONLY):
 HOLD #1: 1204 HOLD #2: 660 HOLD #3: _____ HOLD #4: _____
 (IF MORE THAN 4 HOLDS, GIVE TOTAL HOLD CAPACITY) _____
- (12) LIST LAST APPLICATION NUMBER CH-85-003 IF NONE, CHECK _____
- (13) ARE FISHING ACTIVITIES REQUESTED IN SUPPORT OF VESSELS OF THE U.S.? YES NO X
 (IF YES, ATTACH JOINT VENTURE SUPPLEMENTAL RESPONSES)
- (14) FISHERIES FOR WHICH PERMIT IS REQUESTED:

ACTIVITY

FISHERY	REQUESTED SPECIES	GEAR	ACTIVITY		
			CATCH	PROCESS	OTHER
BSA	POLLOCK	BOTTOM AND PELAGIC TRAWL	X	X	X
	YELLOWFIN SOLE		X	X	X
	OTHER FLOUNDERS AND TURBOT		X	X	X
	PACIFIC COD		X		
AND BY-CATCH OTHER TARGET SPECIES AS ALLOWABLE					

FISHING VESSEL IDENTIFICATION FORM (VIF)

NO: _____

- (1) VESSEL NAME: Hai Feng 2021 (2) CALL SIGN: BANW
 (3) HULL NO: 7413062
 (4) VESSEL TYPE: Refrigerated Transport (5) LENGTH : 97.52 M
 (6) GROSS TONS: 1908 (7) NET TONS: 898 (8) MAX SPEED: 14 kt
 (9) OWNERS NAME: Dalian Distant Seas Fisheries Company
 ADDRESS: Dalian Gulf, Ganjingzi District Dalian, Liaoning, China
 (10) PROCESSING EQUIPMENT: not applicable
 (11) HOLD CAPACITY (IN CUBIC METERS - BALE CAPACITY ONLY):
 HOLD #1: 274 HOLD #2: 659 HOLD #3: 770 HOLD #4: _____
 (IF MORE THAN 4 HOLDS, GIVE TOTAL HOLD CAPACITY) _____
 (12) LIST LAST APPLICATION NUMBER _____ IF NONE, CHECK X
 (13) ARE FISHING ACTIVITIES REQUESTED IN SUPPORT OF VESSELS OF THE U.S.? YES NO X
 (IF YES, ATTACH JOINT VENTURE SUPPLEMENTAL RESPONSES)
 (14) FISHERIES FOR WHICH PERMIT IS REQUESTED:

FISHERY	REQUESTED SPECIES	GEAR	ACTIVITY		
			CATCH	PROCESS	OTHER
BSA AND GOA	TRANSPORT VESSEL IN SUPPORT OF AND DIRECTED FISHING OPERATIONS		BOTH	JOINT VENTURE	