

Agenda Item H-3  
April, 1980

MEMORANDUM

DATE: April 19, 1980

TO: Council Members, Scientific & Statistical Committee  
and Advisory Panel

FROM: Jim H. Branson, Executive Director

SUBJECT: Proposed Change in Routine Foreign Permit Review Procedures

ACTION REQUIRED

*Consider modifying the review procedures for the routine approval of foreign fishing vessel permit applications.*

BACKGROUND

Since October, 1977 we have operated with guidelines established by the Foreign Permit Review Subcommittee for the review of foreign fishing vessel permit applications. Those guidelines established five conditions which, when applicable to a foreign vessel application requires review by the North Pacific Fishery Management Council.

1. Vessels to be used in support of vessels of a different flag.
2. Vessels with a record of violations and record of gear conflicts.
3. Vessels of a country which do not have a traditional fishery in the area.
4. Vessels planning to employ unusual or unaccustomed types of gear or fishing methods or to target on unaccustomed species.
5. Such other applications deemed non-routine by the Executive Director.

Authority has been delegated to the Executive Director for the routine approval of all other foreign permit applications.

The experience to date has shown this to be a workable procedure. However, recently more and more vessels have a record of "insignificant" violations. These, according to the guidelines, cannot be approved by me and must be referred to the Council and the Foreign Permit Review Subcommittee. I propose that vessels with a record of "non-significant, non-catch related" violations be deleted from the list requiring review by the Council's Permit Review Committee.

Attached is a copy of the October 3, 1977 guidelines currently being used. Attached also is a sample of a permit application which, upon examination by the National Marine Fisheries Service, had a violation issued in 1979 and theoretically required Council approval.

Attachments

MIH

JAY S. HAMMOND  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

October 3, 1977

Mr. Jim Branson  
Executive Director  
North Pacific Fisheries  
Management Council  
P. O. Box 3136 DT  
Anchorage, AK 99510

Dear Jim:

A panel of the Foreign Permit Review Subcommittee met here in Juneau and has developed the following purpose language and guidelines for review of foreign permit applications:

Purpose:

To allow for expeditious Council review of routine foreign fishing vessel permit applications. Review of non-routine permits would be accomplished by the Foreign Permit Application Review Subcommittee and submitted with recommendations to the Council. Public input in accordance with Section 204(b)(5) of the FCMA will be accomplished by publishing permit applications in the Federal Register in accordance with Section 204(b)(4) of the Fishery Conservation and Management Act of 1976.

Foreign vessel applications requiring review by the NPFMC Permit Review Committee are:

1. Vessels to be used in support of vessels of a different flag.
- \* 2. Vessels with a record of violations and record of gear conflicts.
3. Vessels of a country which does not have a traditional fishery in the area.
4. Vessels planning to employ unusual or unaccustomed types of gear or fishing methods or to target on unaccustomed species.
5. Such other applications deemed non-routine by the Executive Director.

Mr. Jim Branson  
October 3, 1977  
Page 2

It is hoped that the public input requirements will be met through the method outlined under Purpose; we have not had this checked out yet with Kim White, who was unable to attend this meeting. It is my understanding that at least one of the other councils uses a system of executive director review of all foreign permit applications.

Members of the Subpanel present were: Commander Giffin, United States Coast Guard; Commander Ellis, United States Coast Guard; and Mr. Ron Naab, National Marine Fisheries Service.

Kindest regards,

*Keith Specking*  
Keith Specking *KS*

KS:re

# North Pacific Fishery Management

Agenda H-3 #2  
April 1980

Clement V. Tillion, Chairman  
Jim H. Branson, Executive Director

Suite 32, 333 West 4th Avenue  
Post Office Mall Building



Mailing Address: P.O. Box 3136DT  
Anchorage, Alaska 99510

Telephone: (907) 274-4563  
FTS 271-4064

February 25, 1980

Mr. Terry L. Leitzell (F)  
National Marine Fisheries Service  
3300 Whitehaven Street, Page #2  
Washington, D.C. 20235

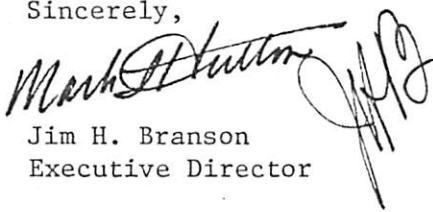
Dear Terry:

Under the authority delegated to me by the North Pacific Fishery Council I recommend approval of the Permit Applications for the 12 ships listed below:

| <u>Vessel Name</u>           | <u>Permit No.</u> | <u>Call Sign</u> |
|------------------------------|-------------------|------------------|
| <del>KAIKO MARU No. 5</del>  | JA-80-0404        | JAYQ             |
| HOKO MARU No. 36             | JA-80-0813        | JHUX             |
| KAISEI MARU No. 8            | JA-80-0900        | 7JKK             |
| KYOWA MARU No. 8             | JA-80-0901        | JDCQ             |
| KOYO MARU No. 17             | JA-80-0902        | JJLY             |
| TENYO MARU No. 2             | JA-80-0032-A      | JETD             |
| TENYO MARU No. 3             | JA-80-0333-A      | JFJO             |
| TENYO MARU No. 5             | JA-80-0334-A      | JGVD             |
| TENYO MARU                   | JA-80-0352-A      | JCEC             |
| VISAYAN                      | JA-80-1158        | JLKV             |
| BERING MARU                  | JA-80-1159        | JLDL             |
| <del>SHOKEN MARU No. 8</del> | JA-80-1160        | JLOO             |

The permit application for the EIKYU MARU No. 82 will be reviewed at the next Council meeting; our routine inquiry of past violations turned up a 1979 violation for failing to maintain an accurate and timely catch log. Under the policy established by the Council, any vessel application with a past violation can not be routinely approved by me and must be reviewed by the Council.

Sincerely,

*for:*  
  
Jim H. Branson  
Executive Director

CC: Naab, FAK 12  
Bilik, F 37  
Cashdollar/Yellman, Department of State



# North Pacific Fishery Management Council

Clement V. Tillion, Chairman  
Jim H. Branson, Executive Director

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February 13, 1980

3

Mr. Ron Naab, Special Agent in Charge  
National Marine Fisheries Service  
P. O. Box 1668  
Juneau, Alaska 99802

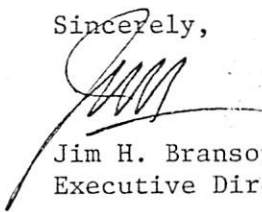
Dear Ron:

Please run this group of application permits thru your computer to see if these vessels have previous violations:

|              |                   |           |
|--------------|-------------------|-----------|
| JA-80-0032-A | TENYO MARU No. 2  | JETD      |
| JA-80-0333-A | TENYO MARU No. 3  | JFJO      |
| JA-80-0334-A | TENYO MARU No. 5  | JGVD JGVD |
| JA-80-0352-A | TENYO MARU        | JCEC      |
| JA-80-1158   | VISAYAN           | JLKV      |
| JA-80-0607   | EIKYU MARU No. 82 | JGUV      |
| JA-80-1159   | BERING MARU       | JLDL      |
| JA-80-1160   | SHOKEN MARU No. 8 | JLOO      |

Thanks, Ron.

Sincerely,

  
Jim H. Branson  
Executive Director

Enclosures

FMM