

#17
Sept. 28



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
National Marine Fisheries Service
Washington, D.C. 20513
F37/WPA

SEP 12 1978

TO: Distribution
FROM: *John Fred H. Meibohm*
Perry L. Litzell
Assistant Administrator
for Fisheries
SUBJECT: Joint Ventures

As you may know, the FCMA has been amended to provide, among other things, for the regulation of foreign processing vessels which receive U.S. harvested fish in the FCZ. A copy of the Act amending the FCMA is attached.

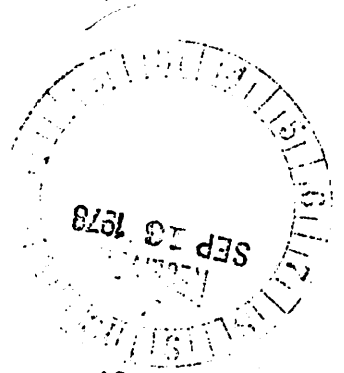
In order to provide sufficient information for regional fishery management councils to make meaningful comments on joint venture applications and for the Secretary to decide on such applications, an application form specifically designed for joint ventures is desirable. Attached for your review and comment is a draft proposed joint venture application form. The joint venture application form will be supplemented by individual Vessel Identification Forms submitted as they have been in the past.

So that the form may be modified as necessary and distributed to foreign nations for 1979 applications, your expeditious review and submission of comments by October 20 is requested.

Attachments

Distribution:

- Regional Directors
- Assistant Directors
- Regional Fishery Management Councils



BRANSON



DRAFT

APPLICATION FOR VESSEL PERMITS
TO RECEIVE UNITED STATES HARVESTED
FISH FROM VESSELS OF THE UNITED STATES

NO. _____

In accordance with the provisions of the Fishery Conservation and Management Act of 1976, the Government of _____ hereby submits this application for permits for vessels under its jurisdiction to receive United States harvested fish from vessels of the United States within the Fishery Conservation Zone of the United States, or beyond that zone for anadromous species or Continental Shelf fishery resources subject to the jurisdiction of the United States, during the year 1979.

Fishing Vessel Identification Forms will be submitted in support of this application. The fisheries, species, and amounts of United States harvested fish desired to be received by vessels of the _____ flag are as follows:

Fisheries	Species	Total Tonnage Requested For Each Species (MT)

Detailed descriptions of the methods of operation proposed for each fishery requested are attached and form a part of this application.

Submitted: _____
(Date)

(Signature)

DRAFT

INSTRUCTIONS FOR
APPLICATION FOR VESSEL PERMITS
TO RECEIVE UNITED STATES HARVESTED FISH
FROM VESSELS OF THE UNITED STATES

This form is to be used to request permits which authorize the receipt of United States harvested fish in the Fishery Conservation Zone from vessels of the United States (so-called "joint ventures") during 1979. To the maximum extent possible, all proposed receipts of United States harvested fish should be included in the initial submission of the application. Subsequent submissions, however, will be accepted when necessary. Timely submission of the application will enhance full consideration of the request.

The form is to be typed in English. Do not enter information in the space at the top, right-hand corner labeled "No." A number will be assigned by the Government of the United States.

Fisheries: Enter one or more of the fisheries for which a fishery management plan or a preliminary fishery management plan has been implemented.

Species: For each fishery, enter the common names of all species or species groups desired or expected to be received from vessels of the United States.

Total Tonnage Requested for Each Species: For each species listed within each fishery, enter the amount desired or expected to be received from vessels of the United States in metric tons.

On 8" x 10-1/2" paper, attach detailed descriptions of each distinct venture requested. Examples of distinct ventures are as follows. Within the Bering Sea and Aleutian Islands Trawl, Longline, and Herring Gillnet Fishery, the receipt of roe herring from gillnet vessels of the United States would be distinct from the receipt of trawl-caught herring. Within the Northwest Atlantic Fishery, the receipt of squid by the vessels of one company or conglomerate would be distinct from the receipt by vessels of another company or conglomerate. The involvement of more than one foreign vessel or vessel of the United States does not, in itself, constitute a distinct venture.

Each description should contain, in as much detail as possible, the following:

- (1) Number and type of foreign vessels to be employed.
- (2) Number and type of vessels of the United States from which United States harvested fish will be received.
- (3) Person or company within the United States who will be the principal contact with owners/operators of vessels of the United States.
- (4) Geographical area in which vessels will operate.
- (5) Seasons during which vessels will operate.
- (6) By species and quantity, initial and ultimate disposition of United States harvested fish.
- (7) By species, quantity of incidental catch to be received.
- (8) Procedures to be employed for reduction of receipt of incidental catch and/or disposition of incidental catch by species.
- (9) Method of transfer from vessels of the United States to foreign vessels (e.g., delivery of zippered cod ends, transfer from deck to deck with initial sorting on vessels of the United States, etc.).
- (10) Relationship to other fishing operations (e.g., foreign vessels will be used exclusively to receive United States harvested fish, foreign vessels will receive fish from both vessels of the United States and foreign fishing vessels, foreign vessels will both catch fish and receive United States harvested fish, vessels of the United States will deliver certain species to foreign vessels and other species to United States fish processors, etc.)
- (11) By species, approximate price to be paid for United States harvested fish.

The form should be dated and signed by an appropriate official of the foreign nation.