

North Pacific Fishery Management Council

Don W. Collinsworth, Chairman
Clarence G. Pautzke, Executive Director

605 West 4th Avenue
Anchorage, Alaska 99501



Mailing Address: P.O. Box 103136
Anchorage, Alaska 99510

Telephone: (907) 271-2809
FAX (907) 271-2817

Certified by: Peggy Kircher
Date: 4-26-90

ADVISORY PANEL MINUTES

January 14-17, 1990

Anchorage, Alaska

The Advisory Panel of the North Pacific Fishery Management Council met January 14-17, 1990 at the Anchorage Hilton Hotel. The following members were present:

George Anderson	Ed Fulgvog	Dan O'Hara
Al Burch	Pete Isleib	Jay Skordahl
Phil Chitwood	Kevin Kaldestad	Harold Sparck
Paul Clampitt	David Little	John Woodruff, Vice Chair
Lamar Cotten	Pete Maloney	Robert Wurm
Dave Fraser	Nancy Munro, Chair	Lyle Yeck

Minutes of the December 3-6, 1989 meeting were approved as presented.

The AP moved to reelect Nancy Munro as Chair and John Woodruff as Vice Chair for 1990. *The motion passed unanimously.*

Advisory Panel Operations

The AP discussed the Performance Review of AP operations and appreciated the comments and suggestions. In response the AP decided to:

1. Encourage public testimony in groups.
2. Prioritize the agenda to the Council needs and schedule including deleting subjects if the Council has already covered them.
3. Start at 10:30 a.m. rather than 1:30 p.m. where Sunday meetings are required.
4. Plan on night meetings where necessary to stay ahead of the Council.
5. Use frequent short in-the-room recesses to limit debate.
6. Have the Chair control and where appropriate limit internal debate.

Icelandic Joint Venture Request

The AP urges the Council not to change the specifications in the Bering Sea to allow for a new joint venture on Pacific cod. *The motion passed unanimously.*

The AP believes that creating a joint venture for cod means that DAP will be cut by the same amount. In addition, that joint venture product will be competing with DAP product on the market. The AP believes this absolutely contrary to the intent of the Magnuson Act. If JV cod is available,

the AP questions why it should be allocated to a particular venture endrunning some of the traditional joint ventures.

C-1 Northern Sea Lions

The AP heard a status report from NMFS staff. No action was taken.

C-2 Domestic Observer Program

The AP heard a status report from NMFS staff. No action was taken.

C-5 Sablefish Management

The AP recommends that the Council direct the staff to flesh out an IQ (individual quota) option for the April meeting. At the April meeting the AP would expect to vote between this IQ option and status quo. In fleshing out the IQ system the AP recommends that the analysis consider:

1. Issuing IQs to all vessel owners who landed sablefish in any year between 1984 and December 31, 1989.
2. Basing the initial allocation on one of the options outlined in the RIR.
3. Allowing these IFQs to be bought and sold for a period of five years. After that time the Council would re-evaluate and choose a more preferred system, or combination of systems, including, but not limited to, the Annual Fishing Allotment system (AFA), a license limitation system, open access, and retention of the IQ system.
4. Restricting transfer of the IQs among various length specific brackets in order to maintain the historic profile of the fleet and shoreside processors on an equitable basis.
5. Leaving a portion of the TAC available for new entrants. This open access portion would not be available to IQ holders.
6. Not allowing IQs to be leased.
7. This system would apply to both the Gulf of Alaska and Bering Sea/Aleutian Islands.

The motion passed 10 to 7. A minority report is included as Attachment 1.

C-7 Future Management Planning for Groundfish and Crab

In considering the issue of limited access in the sablefish fishery, the AP believes it is important to address the question of future management schemes in the other fisheries. In that light, the AP recommends that the Council begin the process of establishing a moratorium or non-transferable license system for all fisheries under Council jurisdiction. This system would sunset either: (1) on implementation of a final program under a cycle for each of the fisheries as outlined by the Fishery Planning Committee, or (2) after four years if cycles are abandoned or delayed.

The AP would recommend that the Council make this a priority for staff analysis.

The motion passed 11 to 6. A minority report is included as Attachment 2.

C-8 Inshore-Offshore Allocation

The AP recommends that the Council direct the staff to move on the inshore-offshore issue as quickly as possible and that it remain a high priority. The AP recommends that the Council direct staff to flesh out the list of alternatives as amended (Attachment 3). The AP would like the staff to develop a discussion paper for the April meeting and, if possible, for the issue to stay on the published schedule. *The motion passed unanimously.*

D-1 General Groundfish

D-1(a) Groundfish Proposals

The AP recommends that the Council adopt the Plan Amendment Advisory Group's recommendations with three exceptions:

1. Add proposal #36, establishing a PSC cap for herring, to the highest priority list.
2. Delete proposal #32, allocating halibut PSC cap by regulatory area, since it can be handled by the Regional Director's authority.
3. Add proposal #15, prohibiting longline fishing three days before the sablefish opening, to the highest priority list.

In regards to proposal #36 (establishing a PSC cap for herring), the AP recommends that the Council provide public notice that emergency action on this subject may be taken at the April 1990 meeting. *The motion passed unanimously.*

The AP heard testimony from NMFS staff about combining the Gulf of Alaska and Bering Sea/Aleutian Islands Groundfish FMPs. Some members are opposed to the idea, others had no opinion at this time.

D-1(c) Amendment on Roe-stripping

The AP recommends that the Council direct the staff to:

1. (a) Send out regulatory language with the amendment package for public comment.
(b) Prepare an option which would allow the use of actual observed data where available, before using assumed rates.
2. Prepare an option which allows the Council to framework the seasonal percentage split.

The motion passed unanimously.

The EA/RIR neither defines "roe-stripping" nor gives any indication of sample regulatory form of a prohibition of roe-stripping; a word that means different things to different people.

The AP believes the public deserves an opportunity to comment on the impact of the particular form regulations to "ban roe-stripping" might take, and that the Council ought to consider the option of using actual observed recovery rates rather than hypothetical rates that would allow "roe-stripping" at some times and require discard of substantial amounts of roe at other times. The AP also wished

to see inclusion of an option of a frameworked seasonal split in order to avoid the repetition of the Amendment 11 scenario; requiring the repeal of a plan amendment by emergency rule.

D-2 Salmon Plan

The AP recommends that the Council direct the staff to review the two proposals submitted by the Yukon-Kuskokwim Fisheries Task Force regarding establishing a TAC for salmon and a ban on gillnets greater than 1.5 miles in length and to prepare materials as appropriate. *The motion passed 8 to 3.*