

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 660**

[Docket No. 060824226-6322-02]

RIN 0648-AV69

Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments; Correction

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule; inseason adjustments to groundfish anagement measures; correction.

SUMMARY: This final rule corrects publication errors in the final rule announcing inseason changes to management measures in the commercial Pacific Coast groundfish fishery, which were published in the **Federal Register** on July 5, 2007, and are effective August 1, 2007. This correction reinstates several trip limits in the limited entry commercial groundfish trawl fishery that were

inadvertently omitted in the final rule. These changes ensure that the trip limits, intended to allow fisheries to access more abundant groundfish stocks while protecting overfished and depleted stocks, remain in place.

DATES: Effective 0001 hours (local time) August 1, 2007.

FOR FURTHER INFORMATION CONTACT:

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SUPPLEMENTARY INFORMATION:**Electronic Access**

This final rule is accessible via the Internet at the Office of the Federal Register's Web site at <http://www.gpoaccess.gov/fr/index.html>. Background information and documents are available at the Pacific Fishery Management Council's (Council's) Web site at <http://www.pcouncil.org/>.

Background

This correction reinstates several limited entry trawl commercial trip limits that were published in a proposed rule on September 29, 2006 (71 FR 57764) and implemented in a final rule on December 29, 2006 (71 FR 78638). Trip limits are an important management measure used in the Pacific Coast groundfish fishery to allow

fisheries to access more abundant groundfish stocks while protecting overfished and depleted stocks. The trip limits that are the subject of this correction are contained in Tables 3 (North) and 3 (South) to part 660 subpart G.

Need for the Correction

Due to a formatting error, these trip limits were inadvertently omitted during the publication of inseason changes on July 5, 2007 (72 FR 36617), which are effective August 1, 2007.

List of Subjects in 50 CFR Part 660

Fisheries and fishing.

Dated: July 31, 2007.

James P. Burgess,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

■ 50 CFR part 660 is corrected by making the following correcting amendments:

PART 660—FISHERIES OFF WEST COAST STATES

■ 1. The authority citation for part 660 continues to read as follows:

Authority: 16 U.S.C. 1801 et seq.

■ 2. Tables 3 (North) and 3 (South) to part 660 subpart G are revised to read as follows:

BILLING CODE 3510-22-P

Table 3 (North) to Part 660, Subpart G -- 2007-2008 Trip Limits for Limited Entry Trawl Gear North of 40°10' N. Lat.
 Other Limits and Requirements Apply -- Read § 660.301 - § 660.399 before using this table

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	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC		
Rockfish Conservation Area (RCA)^{6/}:								
North of 48°10.00' N. lat.	75 fm - modified 250 fm ^{7/}	75 fm - 250 fm	shore - 150 fm		shore - 200 fm	shore - modified 200 fm ^{7/}		
48°10.00' N. lat. - 46°38.17' N. lat.			75 fm - 150 fm		75 fm - 200 fm	75 fm - modified 200 fm ^{7/}		
46°38.17' N. lat. - 46°16.00' N. lat.			60 fm -150 fm		60 fm -200 fm	75 fm - modified 200 fm ^{7/}		
46°16.00' N. lat. - 45°03.83' N. lat.			75 fm - 150 fm		75 fm - 200 fm		75 fm - modified 200 fm ^{7/}	
45°03.83' N. lat. - 43°20.83' N. lat.			75 fm - 200 fm					75 fm - modified 200 fm ^{7/}
43°20.83' N. lat. - 42°40.50' N. lat.			shore - 200fm					shore - modified 200 fm ^{7/}
42°40.50' N lat -40°10.00' N. lat.			75 fm - 200 fm					75 fm - modified 200 fm ^{7/}

Selective flatfish trawl gear is required shoreward of the RCA; all trawl gear (large footrope, selective flatfish trawl, and small footrope trawl gear) is permitted seaward of the RCA. Large footrope trawl gear is prohibited shoreward of the RCA. Midwater trawl gear is permitted only for vessels participating in the primary whiting season.

See § 660.370 and § 660.381 for Additional Gear, Trip Limit, and Conservation Area Requirements and Restrictions. See §§ 660.390-660.394 and §§ 660.396-660.399 for Conservation Area Descriptions and Coordinates (including RCAs, YRCA, CCAs, Farallon Islands, Cordell Banks, and EFHCAs).

State trip limits and seasons may be more restrictive than federal trip limits, particularly in waters off Oregon and California.

1	Minor slope rockfish^{2/} & Darkblotched rockfish	4,000 lb/ 2 months		1,500 lb/ 2 months		
2	Pacific ocean perch	3,000 lb/ 2 months				
3	DTS complex					
4	Sablefish					
5	large & small footrope gear	13,000 lb/ 2 months		15,000 lb/ 2 months		13,000 lb/ 2 months
6	selective flatfish trawl gear	5,000 lb/ 2 months	8,000 lb/ 2 months	5,000 lb/ 2 months		
7	multiple bottom trawl gear ^{8/}	5,000 lb/ 2 months	8,000 lb/ 2 months	5,000 lb/ 2 months		
8	Longspine thornyhead					
9	large & small footrope gear	22,000 lb/ 2 months		25,000 lb/ 2 months		
10	selective flatfish trawl gear	3,000 lb/ 2 months				
11	multiple bottom trawl gear ^{8/}	3,000 lb/ 2 months				
12	Shortspine thornyhead					
13	large & small footrope gear	7,500 lb/ 2 months		10,000 lb/ 2 months		
14	selective flatfish trawl gear	3,000 lb/ 2 months				
15	multiple bottom trawl gear ^{8/}	3,000 lb/ 2 months				
16	Dover sole					
17	large & small footrope gear	80,000 lb/ 2 months		60,000 lb/ 2 months		80,000 lb/ 2 months
18	selective flatfish trawl gear	40,000 lb/ 2 months		38,000 lb/ 2 months		25,000 lb/ 2 months
19	multiple bottom trawl gear ^{8/}	40,000 lb/ 2 months		38,000 lb/ 2 months		25,000 lb/ 2 months

TABLE 3 (North)

Table 3 (North). Continued

20	Whiting				
21	midwater trawl	Before the primary whiting season: CLOSED. -- During the primary season: mid-water trawl permitted in the RCA. See §660.373 for season and trip limit details. -- After the primary whiting season: CLOSED.			
22	large & small footrope gear	Before the primary whiting season: 20,000 lb/trip. -- During the primary season: 10,000 lb/trip. -- After the primary whiting season: 10,000 lb/trip.			
23	Flatfish (except Dover sole)				
24	Arrowtooth flounder				
25	large & small footrope gear	100,000 lb/ 2 months	Arrowtooth included within other flatfish limits - - see below		
26	selective flatfish trawl gear	90,000 lb/ 2 months			
27	multiple bottom trawl gear ^{8/}	90,000 lb/ 2 months			
28	Other flatfish ^{3/} , English sole, starry flounder, & Petrale sole				
29	large & small footrope gear for Other flatfish ^{3/} , English sole, & starry flounder	110,000 lb/ 2 months	110,000 lb/ 2 months, no more than 30,000 lb/ 2 months of which may be petrale sole.	110,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	110,000 lb/ 2 months (including arrowtooth)
30	large & small footrope gear for Petrale sole	50,000 lb/ 2 months			30,000 lb/ 2 months
31	selective flatfish trawl gear for Other flatfish ^{3/} , English sole, & starry flounder	90,000 lb/ 2 months, no more than 16,000 lb/ 2 months of which may be petrale sole.	90,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 15,000 lb/ 2 months of which may be petrale sole.
32	selective flatfish trawl gear for Petrale sole				30,000 lb/ 2 months (including arrowtooth), no more than 8,000 lb/ 2 months of which may be petrale sole.
33	multiple bottom trawl gear ^{8/}	90,000 lb/ 2 months, no more than 16,000 lb/ 2 months of which may be petrale sole.	90,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 15,000 lb/ 2 months of which may be petrale sole.
34	Minor shelf rockfish ^{1/}, Shortbelly, Widow & Yelloweye rockfish				
35	midwater trawl for Widow rockfish	Before the primary whiting season: CLOSED. -- During primary whiting season: In trips of at least 10,000 lb of whiting, combined widow and yellowtail limit of 500 lb/ trip, cumulative widow limit of 1,500 lb/ month. Mid-water trawl permitted in the RCA. See §660.373 for primary whiting season and trip limit details. -- After the primary whiting season: CLOSED.			
36	large & small footrope gear	300 lb/ 2 months			
37	selective flatfish trawl gear	300 lb/ month	1,000 lb/ month, no more than 200 lb/ month of which may be yelloweye rockfish		300 lb/ month
38	multiple bottom trawl gear ^{8/}	300 lb/ month	300 lb/ 2 months, no more than 200 lb/ month of which may be yelloweye rockfish		300 lb/ month

TABLE 3 (North) cont

Table 3 (North). Continued

39	Canary rockfish	CLOSED		
40	large & small footrope gear	CLOSED		
41	selective flatfish trawl gear	100 lb/ month	300 lb/ month	100 lb/ month
42	multiple bottom trawl gear ^{8/}	CLOSED		
43	Yellowtail	Before the primary whiting season: CLOSED. -- During primary whiting season: In trips of at least 10,000 lb of whiting: combined widow and yellowtail limit of 500 lb/ trip, cumulative yellowtail limit of 2,000 lb/ month. Mid-water trawl permitted in the RCA. See §660.373 for primary whiting season and trip limit details. -- After the primary whiting season: CLOSED.		
	midwater trawl	Before the primary whiting season: CLOSED. -- During primary whiting season: In trips of at least 10,000 lb of whiting: combined widow and yellowtail limit of 500 lb/ trip, cumulative yellowtail limit of 2,000 lb/ month. Mid-water trawl permitted in the RCA. See §660.373 for primary whiting season and trip limit details. -- After the primary whiting season: CLOSED.		
44	large & small footrope gear	300 lb/ 2 months		
45	selective flatfish trawl gear	2,000 lb/ 2 months		
46	multiple bottom trawl gear ^{8/}	300 lb/ 2 months		
	Minor nearshore rockfish & Black rockfish			
48	large & small footrope gear	CLOSED		
49	selective flatfish trawl gear	300 lb/ month		
50	multiple bottom trawl gear ^{8/}	CLOSED		
51	Lingcod ^{4/}			
52	large & small footrope gear	4,000 lb/ 2 months		
53	selective flatfish trawl gear	1,200 lb/ 2 months	1,200 lb/2 months	
54	multiple bottom trawl gear ^{8/}	1,200 lb/2 months		
55	Pacific cod	30,000 lb/ 2 months	70,000 lb/ 2 months	30,000 lb/ 2 months
56	Spiny dogfish	200,000 lb/ 2 months	150,000 lb/ 2 months	100,000 lb/ 2 months
57	Other Fish ^{5/}	Not limited		
58				

TABLE 3 (North) cont'

1/ Bocaccio, chilipepper and cowcod are included in the trip limits for minor shelf rockfish.
 2/ Splitnose rockfish is included in the trip limits for minor slope rockfish.
 3/ "Other flatfish" are defined at § 660.302 and include butter sole, curlfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.
 4/ The minimum size limit for lingcod is 24 inches (61 cm) total length.
 5/ "Other fish" are defined at § 660.302 and include sharks, skates, ratfish, morids, grenadiers, and kelp greenling. Cabezon is included in the trip limits for "other fish."
 6/ The Rockfish Conservation Area is a gear and/or sector specific closed area generally described by depth contours but specifically defined by lat/long coordinates set out at §§ 660.391-660.394.
 7/ The "modified 200 fm" line is modified to exclude certain petrale sole areas from the RCA.
 8/ If a vessel has both selective flatfish gear and large or small footrope gear on board during a cumulative limit period (either simultaneously or successively), the most restrictive cumulative limit for any gear on board during the cumulative limit period applies for the entire cumulative limit period.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 3 (South) to Part 660, Subpart G -- 2007-2008 Trip Limits for Limited Entry Trawl Gear South of 40°10' N. Lat.

Other Limits and Requirements Apply -- Read § 660.301 - § 660.399 before using this table

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		JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
Rockfish Conservation Area (RCA)^{6/}:							
	40°10' - 38° N. lat.	100 fm - modified 200 fm ^{7/}	100 fm - 150 fm			100 fm - modified 200 fm ^{7/}	
	38° - 34°27' N. lat.	100 fm - 150 fm					
	South of 34°27' N. lat.	100 fm - 150 fm along the mainland coast; shoreline - 150 fm around islands					
All trawl gear (large footrope, selective flatfish trawl, and small footrope trawl gear) is permitted seaward of the RCA. Large footrope trawl gear is prohibited shoreward of the RCA. Midwater trawl gear is permitted only for vessels participating in the primary whiting season.							
See § 660.370 and § 660.381 for Additional Gear, Trip Limit, and Conservation Area Requirements and Restrictions. See §§ 660.390-660.394 and §§ 660.396-660.399 for Conservation Area Descriptions and Coordinates (including RCAs, YRCA, CCAs, Farallon Islands, Cordell Banks, and EFHCAs).							
State trip limits and seasons may be more restrictive than federal trip limits, particularly in waters off Oregon and California.							
	Minor slope rockfish^{2/} & Darkblotched rockfish						
1							
2	40°10' - 38° N. lat.	15,000 lb/ 2 months		10,000 lb/ 2 months		15,000 lb/ 2 months	
3	South of 38° N. lat.	40,000 lb/ 2 months					
4	Splitnose						
5	40°10' - 38° N. lat.	15,000 lb/ 2 months		10,000 lb/ 2 months		15,000 lb/ 2 months	
6	South of 38° N. lat.	40,000 lb/ 2 months					
7	DTS complex						
8	Sablefish	14,000 lb/ 2 months					
9	Longspine thornyhead	22,000 lb/ 2 months					
10	Shortspine thornyhead	7,500 lb/ 2 months					
11	Dover sole	70,000 lb/ 2 months			80,000 lb/ 2 months		
12	Flatfish (except Dover sole)						
13	Other flatfish ^{3/} , English sole, & starry flounder						
14	40°10' - 38° N. lat.	110,000 lb/ 2 months	Other flatfish, English sole, starry flounder & Petrale sole: 110,000 lb/ 2 months, no more than 30,000 lb/ 2 months of which may be petrale sole.	Other flatfish, English sole, starry flounder, arrowtooth flounder & Petrale sole: 110,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole			110,000 lb/ 2 months (including arrowtooth)
15	South of 38° N. lat.						50,000 lb/ 2 months
16	Petrale sole	50,000 lb/ 2 months					50,000 lb/ 2 months
17	Arrowtooth flounder						
18	40°10' - 38° N. lat.	10,000 lb/ 2 months		Arrowtooth included within other flatfish limits - - see above			
19	South of 38° N. lat.	Arrowtooth included within other flatfish limits - - see above					
20	Whiting						
21	midwater trawl	Before the primary whiting season: CLOSED. -- During the primary season mid-water trawl permitted in the RCA. See §660.373 for season and trip limit details. -- After the primary whiting season: CLOSED					
22	large & small footrope gear	Before the primary whiting season: 20,000 lb/trip. -- During the primary season 10,000 lb/trip -- After the primary whiting season: 10,000 lb/trip.					

TABLE 3 (South)

Table 3 (South). Continued

23	Minor shelf rockfish^{1/}, Chilipepper, Shortbelly, Widow, & Yelloweye rockfish			
24	large footrope or midwater trawl for Minor shelf rockfish & Shortbelly	300 lb/ month		
25	large footrope or midwater trawl for Chilipepper	2,000 lb/ 2 months	12,000 lb/ 2 months	8,000 lb/ 2 months
26	large footrope or midwater trawl for Widow & Yelloweye	CLOSED		
27	small footrope trawl for Minor Shelf, Shortbelly, Widow & Yelloweye	300 lb/ month		
28	small footrope trawl for Chilipepper	500 lb/ month		800 lb/ month
29	Bocaccio			
30	large footrope or midwater trawl	300 lb/ 2 months		
31	small footrope trawl	CLOSED		
32	Canary rockfish			
33	large footrope or midwater trawl	CLOSED		
34	small footrope trawl	100 lb/ month	300 lb/ month	100 lb/ month
35	Cowcod	CLOSED		
36	Minor nearshore rockfish & Black rockfish			
37	large footrope or midwater trawl	CLOSED		
38	small footrope trawl	300 lb/ month		
39	Lingcod^{4/}			
40	large footrope or midwater trawl	1,200 lb/ 2 months	4,000 lb/ 2 months	
41	small footrope trawl		1,200 lb/ 2 months	
42	Pacific cod	30,000 lb/ 2 months	70,000 lb/ 2 months	30,000 lb/ 2 months
43	Spiny dogfish	200,000 lb/ 2 months	150,000 lb/ 2 months	100,000 lb/ 2 months
44	Other Fish^{5/} & Cabezon	Not limited		

TABLE 3 (South) cont

1/ Yellowtail is included in the trip limits for minor shelf rockfish.
 2/ POP is included in the trip limits for minor slope rockfish
 3/ "Other flatfish" are defined at § 660.302 and include butter sole, curflin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.
 4/ The minimum size limit for lingcod is 24 inches (61 cm) total length.
 5/ Other fish are defined at § 660.302 and include sharks, skates, ratfish, morids, grenadiers, and kelp greenling.
 6/ The Rockfish Conservation Area is a gear and/or sector specific closed area generally described by depth contours but specifically defined by lat/long coordinates set out at §§ 660.391-660.394.
 7/ The "modified 200 fm" line is modified to exclude certain petrale sole areas from the RCA.
To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.