

ENFORCEMENT CONSULTANTS REPORT ON PRELIMINARY REVIEW OF EXEMPTED
FISHING PERMITS (EFP'S) FOR 2009

The Enforcement Consultants (EC) have reviewed the proposed EFP's for 2009 and have some concerns over the criteria used to establish a list of EFP participants. The EC would recommend the criteria that establishes who will participate in the EFP's. The EC would offer criteria language similar to what has been established for the Whiting EFP at a later time for Council consideration.

Regarding the Oregon Recreational Yellowtail Rockfish EFP, the EC recommends that the minimum distance between the weight and the first hook be clearly defined so that it is clear it is a minimum distance and not just a leader length.

The EC also has some concern over the use of "cold spots" in the recreational flat fish EFP. Enforcers could be challenged with regard to closed area enforcement. The questions that arise are (1) how will cold spots be defined (2) how does enforcement verify vessel position (Vessel Monitoring Systems?). Without some electronic surveillance, closed area enforcement will be challenging, particularly where large expanses of closed waters are involved.

PFMC
06/09/08