

## CENTRAL SUBPOPULATION OF NORTHERN ANCHOVY LITIGATION RESPONSE

A recent court order requires the National Marine Fisheries Service (NMFS) to issue a new final rule on central subpopulation of northern anchovy (CSNA) reference points by May 28, 2019. A proposed rule and a 15-day comment period is also required, which will overlap with the April Council meeting. The new rule must include an overfishing limit, acceptable biological catch, and an annual catch limit.

The proposed rule and associated materials may only become available a few days prior to the beginning of the Council meeting, which leaves minimal time for review by the Scientific and Statistical Committee and other Council Advisory Bodies (ABs). As time allows, Council ABs will provide recommendations.

### **Council Task:**

- 1. Consider the Proposed Rule on CSNA.**
- 2. Provide Comments on the Proposed Rule as Necessary.**
- 3. Provide Further Guidance as Necessary.**

### **Reference Materials:**

1. Agenda Item E.5, Attachment 1: Court Order to Enforce Judgment.
2. Agenda Item E.5, Attachment 2: Court Order on Schedule.
3. If received, Public Comments are electronic only ([see e-portal](#)).

### **Agenda Order:**

- E.5 Central Subpopulation of Northern Anchovy Litigation Response Kerry Griffin
- a. Reports and Comments of Management Entities and Advisory Bodies
  - b. Public Comment
  - c. **Council Action:** Review the National Marine Fisheries Service Response to Litigation and Comment as Necessary