

ENFORCEMENT CONSULTANTS REPORT ON REGULATORY DEEMING FOR
FISHERY MANAGEMENT PLAN (FMP) AMENDMENT 20 (TRAWL
RATIONALIZATION) AND AMENDMENT 21 (INTERSECTOR ALLOCATION)

The Enforcement Consultants (EC) have reviewed Agenda Item B.6.a, Proposed Groundfish Fishery Management Plan Amendment 20 (Trawl Rationalization); Agenda Item B.6.b Supplemental NMFS Report 2, Draft Proposed Regulations for Amendment 20 and 21, Program Components Rule; Supplemental NMFS Report 3, NMFS Interpretations and Request for Clarifications; the Regulatory Deeming Workgroup Report on Draft Components Regulations; and Supplemental Regulatory Deeming Workgroup Report 2, Regulatory Deeming Workgroup Report on Regulations Deeming for Fisheries Management Plan Amendment 20 and Amendment 21. We have also received the briefing from National Marine Fisheries Service (NMFS) on their response to the Regulatory Deeming Workgroup Report that you received earlier in this agenda item. Having reviewed the above mentioned documents and taking into account the response briefing from NMFS, we find no conflicts or inconsistencies within the Components Rule (inclusive of the NMFS response briefing) and Council intent as reflected by Council decisions to date.

We would like to take this opportunity to congratulate those who have been involved in bringing this Draft Components Rule to this deeming decision point. We especially appreciate that NMFS has taken this opportunity during this regulation development process to reorganize the regulations for all West Coast groundfish fisheries. We believe this reorganization is an important and helpful step in clarifying a complex, yet necessary, regulation package.

PFMC
06/15/10