

I.5 Trawl Trailing Actions

Agenda Item I.5.a, Attachment 1

Chafing Gear (1)

- Agenda I.5.a, Attachment 2 – Executive Summary
- Agenda I.5.a, Attachment 3 – Environmental Assessment (Electronic Only)

Chafing Gear (2)

- Up Until Recently **(Option 2b)**
 - Chafing gear allowed over 50% of circumference
 - Chafing gear panels Limited to 50 meshes in length
 - No limit on number of panels (cover entire length)
- Same as Opt 2b but eliminate 50 mesh limit **(Option 2a)**
- Change Leading to Need for Action
 - Limited placement to last 50 meshes of codend
- Final Preferred (April 2012) **(Option 1)**
 - Chafing gear cover bottom and sides (about 75% circ)
 - Panel length not limited (coverage of full length allowed)

Chafing Gear (3)

- Applies to midwater gear in all uses
 - **Whiting**
 - **Nonwhiting**
(Widow, Yellowtail, Chilipeppers)

Gear Workshop Report

- Agenda Item I.5.a, Attachment 4
- To be addressed in September 2013

Lender Issue: Control Rule Safe Harbor (1)

- Agenda Item I.5.a, Attachment 5
- Safe Harbor Already Provided – Clarifications Needed
 - For who?
 - For what activities?

Lender Issue: Control Rule Safe Harbor (2)

- Who qualifies ?
 - Status Quo – exclusion from some provisions for *“banks and other financial institutions that rely on QS or IBQ as collateral for loans”*
 - **Alt 1** – add: primarily engaged in lending and not harvesting, processing, or distributing
 - Requires ownership disclosure for banks or financial institutions that are not state or Federally chartered
 - **Alt 2** – most restrictive – must be a state or Federally chartered financial institution
 - **Alt 3** – least restrictive – any person relying on QS or IBQ as loan collateral

Lender Issues: Control Rule Safe Harbor(3)

For what activities?: Status Quo control provisions

No Lender Exclusion Provided	Lender Exclusion Provided
(A) & (B) directs the business of an entity or authority over director, board, partners etc.	(E) Any activity related to quota
(C) Prevents or delays quota transfer (shares or pounds)	(F) Controlling management of the entity or being a controlling factor
(D) Through loan covenants affects day to day business activities	(G) Cause or prevent sale, lease, or other disposition of quota
(H) Any other means of control over shares	

Some confusion about overlaps between

(C) and (E), (C) and (G), (D) and (E)/(F), (A/B) and (F).

Alt 1. Provide lenders an exclusion for (C).

Alt 2. Eliminate exclusion for everything but (C) and provide a clause in all other sections: *except for lender activities covered under (C)*

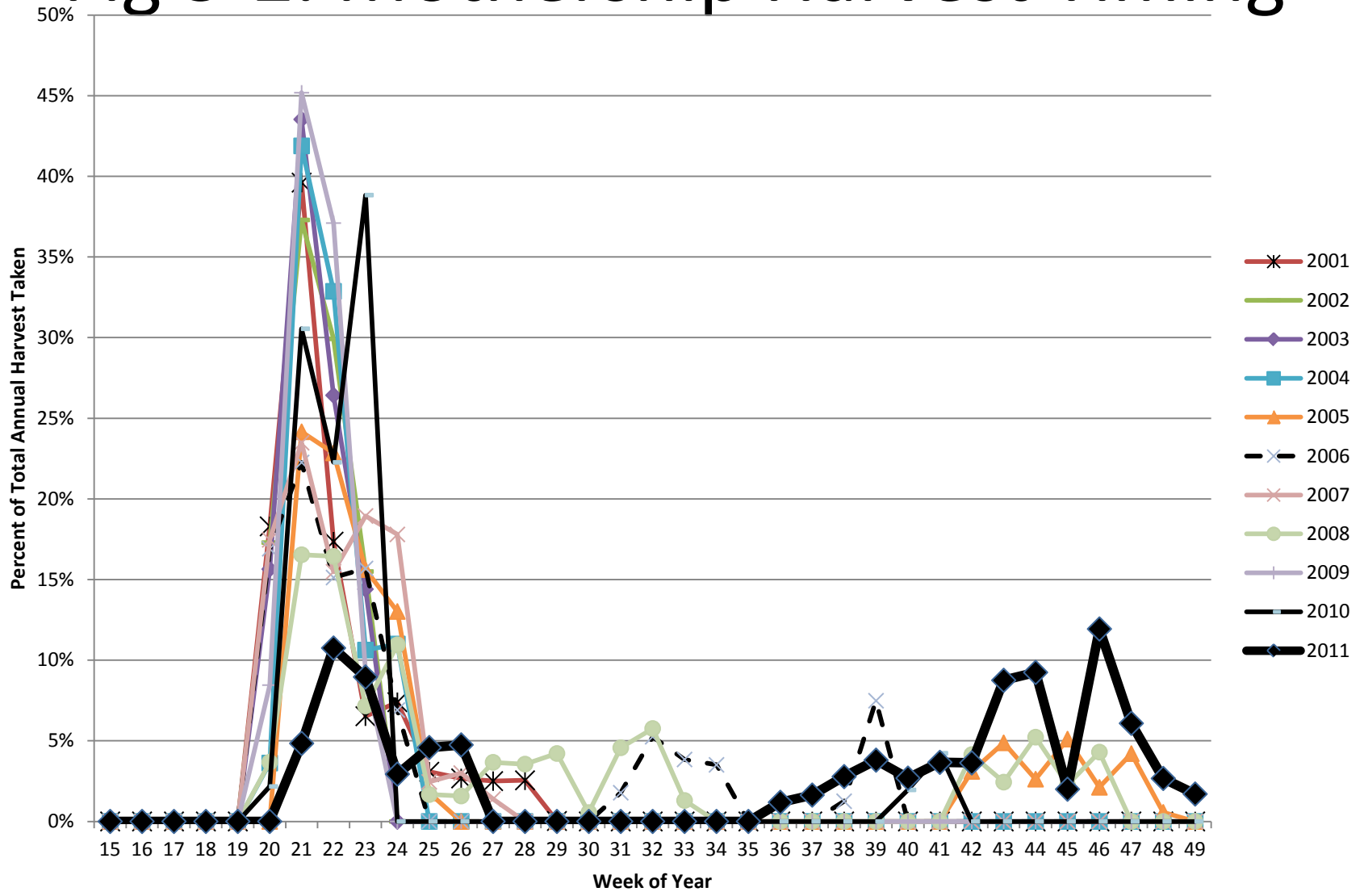
Alt 3. Under (C) exclude lender control over shares but not pounds.

Alt 4. Add lender exclusion for all paragraphs.

Whiting Season

- Agenda Item I.5.a, Attachment 6
- Moving shoreside start date from June 15 to May 15
- Framework Process for Adjusting Seasons
 - Applies only north of 40°30' N. Lat.
 - Does not apply to removing 5% early season cap
- Not trigger a ESA reconsultation for salmon
- Excerpt from 2006 Biological Opinion Included in I.5.a, Supplemental Attachment 11 (pre-A-20)
- 19 permits participate in both shorebased and mothership sectors (2004-2010)

Agenda Item I.5.a, Att 6, Fig 3-2. Mothership Harvest Timing



Widow Reallocation Alternatives (1)

- Agenda I.5.a, Attachment 7
- Existing alternatives are based on preliminary work of the staff, endorsed by GAP at previous meetings, and presented to the Council.

Widow Reallocation Alternatives (2)

- Alternative 1 – Full reallocation based on permit history for 1994-2003.
- Alternative 2 – Pounds neutral. Reallocate **65.5%** of the QS based on history
(everyone retains **34.5%** of existing holdings)
- Alternative 3 – Split the difference.
Reallocated **32.75%** (half of 65.5%)
(everyone retains **67.25%** of existing holdings)

Widow Reallocation Alternatives (3)

For all options:

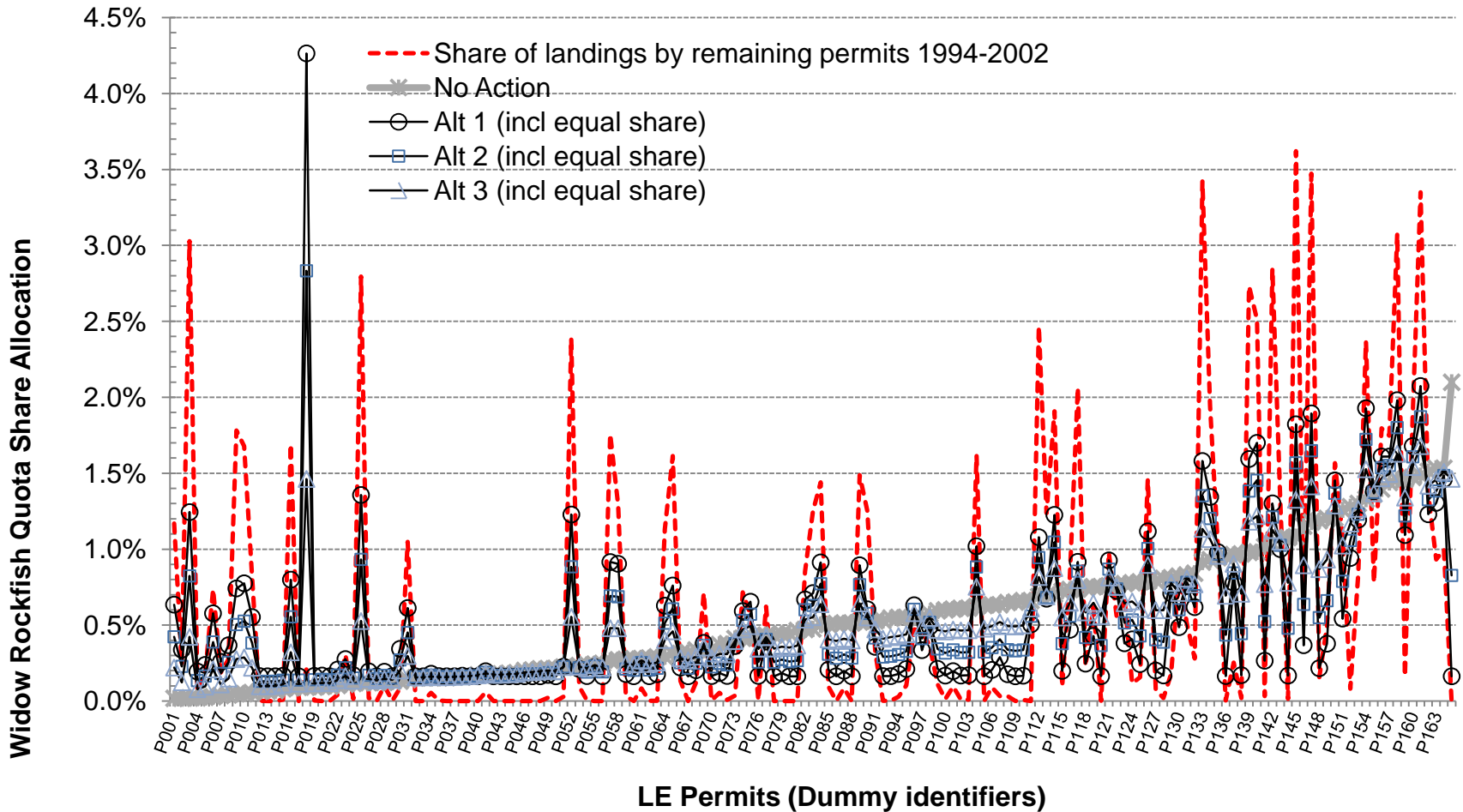
– Allocations of nonwhiting species QS

- nonwhiting (previously on a bycatch need basis)
- whiting trips (prorata).

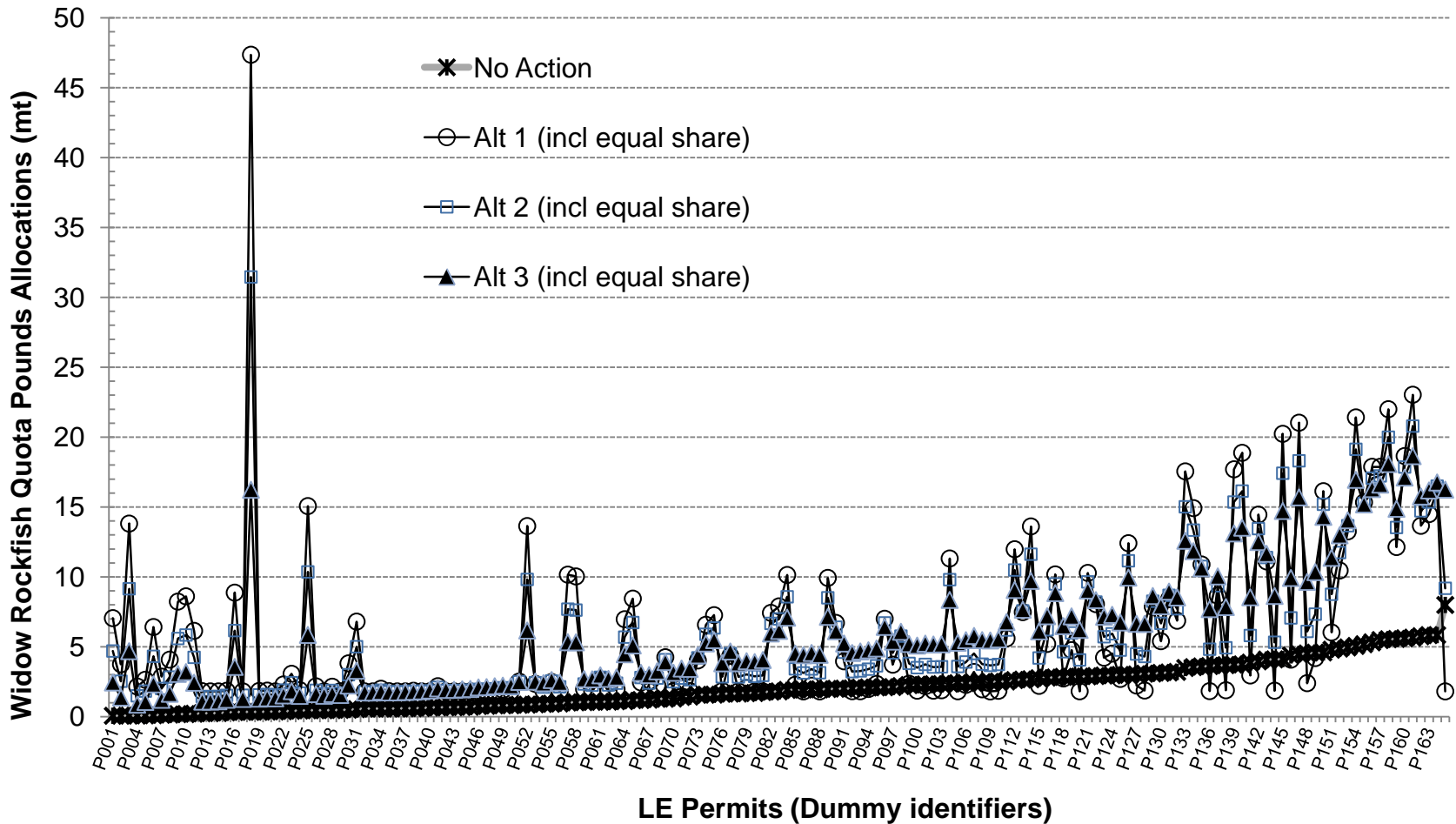
Change the split of widow QS between whiting and nonwhiting trips based on Amendment 21 guidance pertaining to rebuilt conditions for the shoreside split between whiting and nonwhiting.

– Leave all other aspects of the history based portion of the allocations the same, except as modified by the alternatives (e.g. drop years, relative pounds, etc.)

Agenda Item I.5.a, Att 7, Fig 3-1. QS to permits



Agenda Item I.5.a, Att 7, Fig 3-5 – pounds to permits.



Widow Reallocation Alternatives (4)

For all options:

- Should equal allocation be included (36%)?
- Should years of overfished status be included in historic period used for allocation?

Other Issues Under 1.5.a

- Carryover (whiting)
 - 1.5.a, Attachment 8 and Sup Attachment 10,
 - 1.5.b, Sup Workshop Report,
 - 1.5.b, Sup US Advisory Panel Draft Minutes
- Electronic Monitoring (1.5.a, Attachment 9)
 - Scheduled scoping delayed – need additional resources
- Cost Recovery
 - Place holder – no action required
- Adaptive Management Program
 - 1.5.b, NMFS Report – no specific action for this meeting