

the public at large, the Pamlico Sound shallow water fishery begins September 1. A second round of public comments would likely result in issuing Permit 1528 well past the September start date. NMFS will accept, at any time, comments and additional data on Permit 1528. This information will be considered in annual reauthorization of Permit 1528.

*Comment 20:* Observer coverage must be mandatory and adequate, and funding must be assured. One commenter felt that NMFS should fund at least 50 percent or more of the observer program.

*Response:* Observer coverage will be a mandatory requirement of the permit. NCDMF is expected to have adequate funds to provide the mandatory observer coverage. The permit requires the stipulated levels of observer coverage, and therefore if the required levels cannot be met, management actions would be undertaken to address the issue.

As to NMFS funding some level of the observer program, ESA section 10(a)(2) clearly specifies that the applicant is responsible for identifying available funds for conservation plans under section 10(a)(1)(B). However, NMFS works closely with NCDMF to help identify appropriate funding sources, as well as provide funding support when appropriate and when funds are available.

*Comment 21:* NMFS needs to expeditiously address the problem of the cumulative impact of Atlantic gillnets, not just the impacts from the Pamlico Sound gillnet fisheries.

*Response:* NMFS recognizes the need to take a broader, gear-based approach to dealing with fishery impacts on sea turtles. NMFS has devoted staff to gather information on a coastwide gear-basis, however, assimilation and evaluation of this information is a long-term process that is still in its early stages. In managing impacts to sea turtles, however, cumulative impacts from both fishery and non-fishery sources are always considered and are taken into account when we analyze actions in pursuant to ESA section 7 jeopardy determinations.

*Comment 22:* NMFS should continue to support research on the seasonal abundance and distribution of sea turtles in North Carolina waters to determine which inshore, nearshore, and offshore habitats and migratory routes are used by turtles.

*Response:* NMFS, along with NCDMF, has continuing programs that provide valuable information to help determine migratory routes and important sea turtle habitats. Various sources of

information including observer programs and directed research conducted and/or funded by NMFS and NCDMF are providing information leading to a better understanding of sea turtles in North Carolina waters.

*Comment 23:* Pound net interactions data need to be made available to help develop future management efforts.

*Response:* Interaction data from various fishery observer programs, and directed research, including the pound net fisheries, are always used where appropriate to get a better understanding of sea turtle abundance, distribution, behavior, and habitat use in order to aid future management efforts. When pound net data are fully analyzed and available, NMFS will review the data to determine whether changes are necessary to future management efforts.

Upon a review of the application, relevant documents, public comments, and further discussions with NCDMF, NMFS found that the application met the criteria for issuance of 50 CFR 222.307(c). Permit 1528 was issued on August 26, 2005, and expires on December 31, 2010.

Dated: August 30, 2005.

**Thomas C. Eagle,**

*Acting Chief, Marine Mammal and Turtle Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 05-17638 Filed 9-2-05; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 081905A]

#### New England Fishery Management Council; Public Meeting; Correction

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

**ACTION:** Notice of public meeting notice; correction.

**DATES:** The New England Fishery Management Council has changed the location of its 3-day Council meeting which will be held on September 13, 14, and 15, 2005. The meeting was initially announced in the Federal Register on August 24, 2005.

**ADDRESSES:** The meeting, previously scheduled at the Holiday Inn Express, Fairhaven, MA will now be held at the Providence Biltmore Hotel, 11 Dorrance Street, Providence, Rhode Island; telephone:(401) 421-0700.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council; telephone: (978)465-0492.

**SUPPLEMENTARY INFORMATION:** The initial meeting notice published on Wednesday, August 24, 2005. This document replaces the information regarding the location of the meeting. All other details remain unchanged.

Dated: August 31, 2005.

**Emily Menashes,**

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

[FR Doc. E5-4841 Filed 9-2-05; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 083005B]

#### South Atlantic Fishery Management Council; Public Meetings

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

**ACTION:** Notice of public meetings.

**SUMMARY:** The South Atlantic Fishery Management Council (Council) will hold a meeting of its Snapper Grouper Committee, Controlled Access Committee, Joint Executive and Finance Committees, Advisory Panel Selection Committee, Scientific and Statistical Selection Committee, and a meeting of the full Council.

**DATES:** The meeting will be held on September 19, 2005 through September 23, 2005. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

**ADDRESSES:** The meeting will be held at the Town and Country Inn, 2008 Savannah Highway, Charleston, SC 29407; telephone: (1-800) 334-6660 or (843) 571-1000, fax: (843) 766-9444.

Copies of documents are available from Kim Iverson, Public Information Officer, South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, SC 29407-4699.

**FOR FURTHER INFORMATION CONTACT:** Kim Iverson, Public Information Officer; telephone: (843) 571-4366 or toll free at (866) SAFMC-10; fax: (843) 769-4520; e-mail: [kim.iverson@safmc.net](mailto:kim.iverson@safmc.net).

**SUPPLEMENTARY INFORMATION:**

**Meeting Dates**

1. *Snapper Grouper Committee Meeting: September 19, 2005, 1:30 p.m. until 5 p.m. and September 20, 2005, 8:30 a.m. until 5 p.m.*

The Snapper Grouper Committee will meet to review the Snapper Grouper Regulatory Amendment document to finalize it for public hearings. The Regulatory Amendment addresses management measures for snowy grouper, golden tilefish, vermilion snapper, black sea bass, and red porgy. The Committee will also receive a report on the development of an evaluation team for review of the Oculina Experimental Closed Area and develop recommendations for Council consideration. The Committee will develop recommendations relative to addressing marine protected areas. In addition, the Committee will review issues relative to the draft of Amendment 13B to the Snapper Grouper Fishery Management Plan regarding mandates under the Sustainable Fisheries Act to address overfishing.

2. *Controlled Access Committee Meeting: September 21, 2005, 8:30 a.m. until 12 noon*

The Controlled Access Committee will discuss goals and objectives of a rights-based system in the South Atlantic, receive a presentation on "Who Owns America's Fisheries" by Dr. Seth Macinko, and review controlled access issues in the draft Senate Bill of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) reauthorization.

3. *Joint Executive Committee and Finance Committee Meeting: September 21, 2005, 1:30 p.m. until 5 p.m.*

The Committees will receive updates on current budget items, review the Council's 2006 Fishery Management Plan/Amendment/Framework timelines, discuss participation in the Southeastern Aquatic Resources Partnership, develop Council comments on the Senate Bill working draft for MSFCMA reauthorization and proposed modifications to National Standard 1, discuss the function and duties of the joint Council and National Marine Fisheries Service Fishery Management Plan Teams, review the NMFS Status of Stocks Report to Congress, receive a report on the Southeastern Data, Assessment, and Review (SEDAR) Steering Committee meeting and discuss the Council's current committee structure.

4. *Advisory Panel Selection Committee Meeting: September 22, 2005, 8:30 a.m. until 10:30 a.m. (CLOSED SESSION)*

The Advisory Panel Selection Committee will review advisory panel applications and develop recommendations for Council consideration.

5. *Scientific and Statistical Committee (SSC) Meeting: September 22, 2005, 10:30 a.m. until 12 noon (CLOSED SESSION)*

The Scientific and Statistical Committee will meet to discuss the role of the SSC relative to the SEDAR process. In addition, the Committee will review applications and develop recommendations for Council for appointing SSC members.

6. *Council Session: September 22, 2005, 1:30 p.m. until 5:30 p.m. and September 23, 2005, 8:30 a.m. until 12 noon*

From 1:30 p.m. until 2 p.m., the Council will call the meeting order, make introductions and roll call, adopt the meeting agenda, and approve earlier meeting minutes. The Council will also hold elections for Chairman and Vice-Chairman.

From 2 p.m. until 4 p.m., the Council will receive a presentation on new fishing regulations proposed for Atlantic tunas, sharks, swordfish, and billfish and provide comment.

From 4 p.m. until 4:30 p.m., the Council will receive a presentation on the Sustainable Seafood Initiative.

From 4:30 p.m. until 5:30 p.m., the Council will hear a report from the Snapper Grouper Committee, approve the Regulatory Amendment for public hearings, take other action as appropriate.

*Council Session: September 23, 2005, 8:30 a.m. until 12 noon.*

From 8:30 a.m. until 9 a.m., the Council will receive a briefing from NOAA General Counsel on litigation (CLOSED SESSION).

From 9 a.m. until 9:15 a.m., the Council will receive a report from the Controlled Access Committee and take action as appropriate.

From 9:15 a.m. until 9:30 a.m., the Council will receive a report from the Joint Executive/Finance Committee and take action as appropriate.

From 9:30 a.m. until 9:45 a.m., the Council will hear a report from the Advisory Panel Selection Committee and appoint advisory panel members.

From 9:45 a.m. until 10 a.m., the Council will hear a report from the Scientific and Statistical Selection Committee and take action as appropriate.

From 10 a.m. until 11:15 a.m., the Council will hear status reports from NOAA Fisheries' Southeast Regional Office and the Southeast Fishery Science Center.

From 11:15 a.m. until 12 noon, the Council will receive agency and liaison reports, discuss other business and upcoming meetings.

Documents regarding these issues are available from the Council office (see **ADDRESSES**).

Although non-emergency issues not contained in this agenda may come before this Council for discussion, those issues may not be the subjects of formal Council action during this meeting. Council action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305 (c) of the Magnuson-Stevens Act, provided the public has been notified of the Council's intent to take final action to address the emergency.

Except for advertised (scheduled) public hearings and public comment, the times and sequence specified on this agenda are subject to change.

**Special Accommodations**

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Council office (see **ADDRESSES**) by September 15, 2005.

Dated: August 30, 2005.

**Emily Menashes,**

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

[FR Doc. E5-4829 Filed 9-2-05; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration**

[I.D. 052405C]

**Small Take of Marine Mammals Incidental to Specified Activities; Maintenance Dredging Around Pier 39, San Francisco, California**

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

**ACTION:** Notice; receipt of application and proposed incidental harassment authorization; request for comments.

**SUMMARY:** NMFS has received an application from Bay Marina Management Incorporated (BMMI) to take small numbers of marine mammals,