

a moratorium permit for summer flounder; to carry a NMFS-certified fisheries observer. A vessel holding a permit for Atlantic sea scallops is subject to the additional requirements specific in paragraph (g) of this section. Also, any vessel or vessel owner/operator that fishes for, catches or lands hagfish, or intends to fish for, catch, or land hagfish in or from the exclusive economic zone must carry a NMFS-certified fisheries observer when requested by the Regional Administrator in accordance with the requirements of this section.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[Docket No. 060824226-6322-02]

RIN 0648-AW27

Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments

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

ACTION: Final rule; inseason adjustments to biennial groundfish management measures; request for comments.

SUMMARY: This final rule announces inseason changes to management measures in the commercial Pacific Coast groundfish fishery. These actions, which are authorized by the Pacific Coast Groundfish Fishery Management Plan (FMP), are intended to allow fisheries to access more abundant groundfish stocks while protecting overfished and depleted stocks.

DATES: Effective 0001 hours (local time) December 4, 2007. Comments on this final rule must be received no later than 5 p.m., local time on January 3, 2008.

ADDRESSES: You may submit comments, identified by RIN 0648-AW27 by any one of the following methods:

- Electronic Submissions: Submit all electronic public comments via the Federal eRulemaking Portal <http://www.regulations.gov>.
- Fax: 206-526-6736, Attn: Gretchen Arentzen

• Mail: D. Robert Lohn, Administrator, Northwest Region, NMFS, 7600 Sand Point Way NE, Seattle, WA 98115-0070, Attn: Gretchen Arentzen.

Instructions: All comments received are a part of the public record and will generally be posted to <http://www.regulations.gov> without change. All Personal Identifying Information (for example, name, address, etc.) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information.

NMFS will accept anonymous comments. Attachments to electronic comments will be accepted in Microsoft Word, Excel, WordPerfect, or Adobe PDF file formats only.

FOR FURTHER INFORMATION CONTACT:

Gretchen Arentzen (Northwest Region, NMFS), phone: 206-526-6147, fax: 206-526-6736 and e-mail gretchen.arentzen@noaa.gov.

SUPPLEMENTARY INFORMATION:

Electronic Access

This final rule is accessible via the Internet at the Office of the Federal Register's Website at <http://www.gpoaccess.gov/fr/index.html>. Background information and documents are available at the Pacific Fishery Management Council's (Council's) website at <http://www.pcouncil.org/>.

Background

The Pacific Coast Groundfish FMP and its implementing regulations at title 50 in the Code of Federal Regulations (CFR), part 660, subpart G, regulate fishing for over 90 species of groundfish off the coasts of Washington, Oregon, and California. Groundfish specifications and management measures are developed by the Pacific Fishery Management Council (Council), and are implemented by NMFS. A proposed rule to implement the 2007-2008 specifications and management measures for the Pacific Coast groundfish fishery and Amendment 16-4 of the FMP was published on September 29, 2006 (71 FR 57764). The final rule to implement the 2007-2008 specifications and management measures for the Pacific Coast Groundfish Fishery was published on December 29, 2006 (71 FR 78638). These specifications and management measures were codified in the CFR (50 CFR part 660, subpart G). The final rule was subsequently amended on: March 20, 2007 (72 FR 13043); April 18, 2007 (72 FR 19390); July 5, 2007 (72 FR 36617); August 3, 2007 (72 FR 43193);

September 18, 2007 (72 FR 53165); and October 4, 2007 (72 FR 56664).

Changes to current groundfish management measures implemented by this action were recommended by the Council, in consultation with Pacific Coast Treaty Indian Tribes and the States of Washington, Oregon, and California, at its November 5-9, 2007, meeting in San Diego, California. At that meeting, the Council recommended adjusting current groundfish management measures to respond to updated fishery information and other inseason management needs in order to allow access to groundfish without exceeding the 2007 optimum yields (OYs) for the target species or the 2007 OYs for overfished and depleted stocks.

For the remainder of 2007, the Council recommended increasing the 2-month cumulative limits for sablefish in the limited entry non-whiting trawl fishery for large and small footrope trawl gear north of 40°10.00' N. lat., increasing trip limits for sablefish in the limited entry non-whiting trawl fishery south of 40°10.00' N. lat., and increasing the open access sablefish daily trip limits between 40°10.00' N. lat. and 36° N. lat.

The Council also recommended adjusting management measures beginning January 1, 2008; these measures will be implemented in a separate rulemaking.

NMFS has considered the recommendations for the remainder of 2007, and is implementing them as described below. Pacific Coast groundfish landings will be monitored throughout the remainder of the biennium, and further adjustments to trip limits or management measures may be made as necessary to allow achievement of, or to avoid exceeding, optimum yields (OYs).

Commercial Sablefish Fishery Management Measures

The Council considered adjustments to 2007 sablefish trip limits in the limited entry non-whiting trawl fishery and in the open access daily trip limit (DTL) fishery. At the Council's November 2007 meeting, an advisory body to the Council, the Groundfish Management Team (GMT), reviewed the best available data on estimates of landed catch and total mortality for the sablefish in the limited entry trawl and open access fisheries. These data, which estimated catch through the end of October, were compared to catch and mortality estimates modeled for these fisheries and were used to update catch predictions through the end of the year. Based on the Pacific Fishery Information Network's (PacFIN's) Quota

Species Monitoring (QSM) data, landed catch and total mortality data to date for 2007 have been lower than expected for: sablefish taken with large and small footrope trawl gear north of 40°10' N. lat.; sablefish taken with trawl gear south of 40°10' N. lat., and in the open access sablefish DTL fishery north of 36° N. lat. The Council considered increases to sablefish trip limits in these fisheries and the potential impacts on overall catch levels and overfished species.

The most recently updated catch projections for 2007 indicate 89 percent (2,380 mt out of 2,651 mt) of the trawl allocation of sablefish north of 36°, and 77 percent (350 mt out of 456 mt) of the open access allocation of sablefish is expected to be taken through the end of the year. This action would not increase estimated impacts on overfished species because estimated mortality for overfished species for 2007 assume that these sectors will achieve their sablefish allocations. Therefore, the Council recommended and NMFS is implementing: an increase in the limited entry trawl limits for large and small footrope trawl gear north of 40°10.00' N. lat. from 22,000 lb (9,979 kg) per two months to 30,000 lb (13,608 kg) per two months; an increase in the sablefish trawl trip limits south of 40°10' N. lat. from 22,000 lb (9,979 kg) per two months to 30,000 lb (13,608 kg) per two months; and an increase in the open access sablefish daily trip limits between 40°10.00' N. lat. and 36° N. lat. from "300 lb (136 kg) per day, or 1 landing per week of up to 700 lb (318 kg), not to exceed 2,100 lb (953 kg) per two months" to "300 lb (136 kg) per day, or 1 landing per week of up to 1,000 lb (454 kg), not to exceed 3,000 lb (1,360 kg) per two months", beginning December 1 through the remainder of 2007.

Classification

These actions are taken under the authority of 50 CFR 660.370(c) and are exempt from review under Executive Order 12866.

These actions are authorized by the Pacific Coast groundfish FMP and its implementing regulations, and are based on the most recent data available. The aggregate data, upon which these actions are based, are available for public inspection at the Office of the Administrator, Northwest Region, NMFS, (see **ADDRESSES**) during business hours.

For the following reasons, NMFS finds good cause to waive prior public notice and comment on the revisions to groundfish management measures under 5 U.S.C. 553(b)(3)(B) because notice and comment would be impracticable and contrary to the public interest. Also for the same reasons, NMFS finds good cause to waive the 30-day delay in effectiveness pursuant to 5 U.S.C. 553(d)(1) and 5 U.S.C. 553(d)(3).

The data upon which these recommendations were based was provided to the Council and the Council made its recommendations at its November 5–9, 2007, meeting in San Diego, California. The Council recommended that these changes be implemented on or as close as possible to December 1, 2007. There was not sufficient time after that meeting to draft this document and undergo proposed and final rulemaking before these actions need to be in effect. For the actions to be implemented in this notice, affording the time necessary for prior notice and opportunity for public comment would be impractical and contrary to the public interest because it would prevent the Agency from managing fisheries using the best available science to approach without exceeding the OYs for federally managed species. The adjustments to management measures in this document affect commercial groundfish fisheries off Washington, Oregon, and California.

Changes to the sablefish cumulative limits for the rest of 2007 in the non-whiting commercial fisheries must be implemented as soon as possible to relieve a restriction by allowing fishermen increased opportunities to harvest available healthy stocks.

Changes to sablefish cumulative limits for the following fisheries must be implemented as close as possible to December 1, 2007: (1) limited entry trawl fishery north and south of 40°10.00' N. lat.; and (2) open access daily trip limit fishery between 40°10.00' N. lat. and 36° N. lat. It would be contrary to the public interest to wait to implement these trip limit changes until after public notice and comment, because making these regulatory changes as soon as possible relieves an unnecessary regulatory restriction for fisheries that are important to coastal communities. For the same reasons, allowing a 30-day delay in effectiveness would be contrary to the public interest.

Delaying these changes would keep management measures in place that are not based on the best available data, which could risk fisheries exceeding OYs, or deny fishermen access to available harvest. Such delay would impair achievement of one of the Pacific Coast Groundfish FMP objectives of providing for year-round harvest opportunities or extending fishing opportunities as long as practicable during the fishing year.

List of Subjects in 50 CFR Part 660

Administrative practice and procedure, Fisheries, Fishing, Reporting and recordkeeping requirements.

Dated: November 28, 2007.

Emily H. Menashes

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

■ For the reasons set out in the preamble, 50 CFR part 660 is amended as follows:

PART 660—FISHERIES OFF WEST COAST STATES

■ 1. The authority citation for part 660 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

■ 2. Tables 3 (North) and 3 (South) to part 660, subpart G are revised to read as follows:

Table 3 (North) to Part 660, Subpart G -- 2007-2008 Trip Limits for Limited Entry Trawl Gear North of 40°10' N. Lat.
 Other Limits and Requirements Apply -- Read § 660.301 - § 660.399 before using this table

112007

	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC		
Rockfish Conservation Area (RCA)^{6/}:								
North of 48°10.00' N. lat.			shore - 150 fm		shore - 200 fm	75 fm - 200 fm		
48°10.00' N. lat. - 46°38.17' N. lat.			75 fm - 150 fm		75 fm - 200 fm			
46°38.17' N. lat. - 46°16.00' N. lat.			60 fm - 150 fm		60 fm - 200 fm			
46°16.00' N. lat. - 45°03.83' N. lat.	75 fm - modified 250 fm ^{7/}	75 fm - 250 fm	75 fm - 150 fm		75 fm - 200 fm			
45°03.83' N. lat. - 43°20.83' N. lat.			75 fm - 200 fm					
43°20.83' N. lat. - 42°40.50' N. lat.			shore - 200 fm				75 fm - 200 fm	
42°40.50' N. lat. - 40°10.00' N. lat.			75 fm - 200 fm					
								75 fm - modified 200 fm ^{7/}

Selective flatfish trawl gear is required shoreward of the RCA; all trawl gear (large footrope, selective flatfish trawl, and small footrope trawl gear) is permitted seaward of the RCA. Large footrope trawl gear is prohibited shoreward of the RCA. Midwater trawl gear is permitted only for vessels participating in the primary whiting season.

See § 660.370 and § 660.381 for Additional Gear, Trip Limit, and Conservation Area Requirements and Restrictions. See §§ 660.390-660.394 and §§ 660.396-660.399 for Conservation Area Descriptions and Coordinates (including RCAs, YRCA, CCAs, Farallon Islands, Cordell Banks, and EFHCAs).

State trip limits and seasons may be more restrictive than federal trip limits, particularly in waters off Oregon and California.

1	Minor slope rockfish ^{2/} & Darkblotched rockfish	4,000 lb/ 2 months		1,500 lb/ 2 months		
2	Pacific ocean perch	3,000 lb/ 2 months				
3	DTS complex					
4	Sablefish					
5	large & small footrope gear	13,000 lb/ 2 months		15,000 lb/ 2 months	22,000 lb/ 2 months	30,000 lb/ 2 months
6	selective flatfish trawl gear	5,000 lb/ 2 months	8,000 lb/ 2 months	5,000 lb/ 2 months		
7	multiple bottom trawl gear ^{8/}	5,000 lb/ 2 months	8,000 lb/ 2 months	5,000 lb/ 2 months		
8	Longspine thomyhead					
9	large & small footrope gear	22,000 lb/ 2 months		25,000 lb/ 2 months		
10	selective flatfish trawl gear	3,000 lb/ 2 months				
11	multiple bottom trawl gear ^{8/}	3,000 lb/ 2 months				
12	Shortspine thomyhead					
13	large & small footrope gear	7,500 lb/ 2 months		10,000 lb/ 2 months	12,000 lb/ 2 months	
14	selective flatfish trawl gear	3,000 lb/ 2 months				
15	multiple bottom trawl gear ^{8/}	3,000 lb/ 2 months				
16	Dover sole					
17	large & small footrope gear	80,000 lb/ 2 months		60,000 lb/ 2 months	95,000 lb/ 2 months	
18	selective flatfish trawl gear	40,000 lb/ 2 months		38,000 lb/ 2 months		25,000 lb/ 2 months
19	multiple bottom trawl gear ^{8/}	40,000 lb/ 2 months		38,000 lb/ 2 months		25,000 lb/ 2 months

TABLE 3 (North)

Table 3 (North). Continued

20	Whiting					
21	midwater trawl	Before the primary whiting season: CLOSED. -- During the primary season: mid-water trawl permitted in the RCA. See §660.373 for season and trip limit details. -- After the primary whiting season: CLOSED.				
22	large & small footrope gear	Before the primary whiting season: 20,000 lb/trip. -- During the primary season: 10,000 lb/trip. -- After the primary whiting season: 10,000 lb/trip.				
23	Flatfish (except Dover sole)					
24	Arrowtooth flounder					
25	large & small footrope gear	100,000 lb/ 2 months		Arrowtooth included within other flatfish limits -- see below		
26	selective flatfish trawl gear	90,000 lb/ 2 months				
27	multiple bottom trawl gear ^{8/}	90,000 lb/ 2 months				
28	Other flatfish ^{3/} , English sole, starry flounder, & Petrale sole					
29	large & small footrope gear for Other flatfish ^{3/} , English sole, & starry flounder	110,000 lb/ 2 months	110,000 lb/ 2 months, no more than 30,000 lb/ 2 months of which may be petrale sole.	110,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	150,000 lb/ 2 mo (including arrowtooth), no more than 20,000 lb/ 2 mo of which may be petrale sole.	150,000 lb/ 2 months (including arrowtooth)
30	large & small footrope gear for Petrale sole	50,000 lb/ 2 months				40,000 lb/ 2 months
31	selective flatfish trawl gear for Other flatfish ^{3/} , English sole, & starry flounder	90,000 lb/ 2 months, no more than 16,000 lb/ 2 months of which may be petrale sole.	90,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 15,000 lb/ 2 months of which may be petrale sole.	30,000 lb/ 2 months (including arrowtooth), no more than 8,000 lb/ 2 months of which may be petrale sole.
32	selective flatfish trawl gear for Petrale sole					
33	multiple bottom trawl gear ^{8/}	90,000 lb/ 2 months, no more than 16,000 lb/ 2 months of which may be petrale sole.	90,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 20,000 lb/ 2 months of which may be petrale sole.	70,000 lb/ 2 months (including arrowtooth), no more than 15,000 lb/ 2 months of which may be petrale sole.	30,000 lb/ 2 months (including arrowtooth), no more than 8,000 lb/ 2 months of which may be petrale sole.
34	Minor shelf rockfish ^{1/}, Shortbelly, Widow & Yelloweye rockfish					
35	midwater trawl for Widow rockfish	Before the primary whiting season: CLOSED. -- During primary whiting season: In trips of at least 10,000 lb of whiting, combined widow and yellowtail limit of 500 lb/ trip, cumulative widow limit of 1,500 lb/ month. Mid-water trawl permitted in the RCA. See §660.373 for primary whiting season and trip limit details. -- After the primary whiting season: CLOSED.				
36	large & small footrope gear	300 lb/ 2 months				
37	selective flatfish trawl gear	300 lb/ month	1,000 lb/ month, no more than 200 lb/ month of which may be yelloweye rockfish			300 lb/ month
38	multiple bottom trawl gear ^{8/}	300 lb/ month	300 lb/ 2 months, no more than 200 lb/ month of which may be yelloweye rockfish			300 lb/ month

TABLE 3 (North) cont

Table 3 (North). Continued

39	Canary rockfish			
40	large & small footrope gear	CLOSED		
41	selective flatfish trawl gear	100 lb/ month	300 lb/ month	100 lb/ month
42	multiple bottom trawl gear ^{8/}	CLOSED		
43	Yellowtail			
	midwater trawl	Before the primary whiting season: CLOSED. -- During primary whiting season: In trips of at least 10,000 lb of whiting: combined widow and yellowtail limit of 500 lb/ trip, cumulative yellowtail limit of 2,000 lb/ month. Mid-water trawl permitted in the RCA. See §660.373 for primary whiting season and trip limit details. -- After the primary whiting season: CLOSED.		
44				
45	large & small footrope gear	300 lb/ 2 months		
46	selective flatfish trawl gear	2,000 lb/ 2 months		
47	multiple bottom trawl gear ^{8/}	300 lb/ 2 months		
	Minor nearshore rockfish & Black rockfish			
48				
49	large & small footrope gear	CLOSED		
50	selective flatfish trawl gear	300 lb/ month		
51	multiple bottom trawl gear ^{8/}	CLOSED		
52	Lingcod ^{4/}			
53	large & small footrope gear		4,000 lb/ 2 months	
54	selective flatfish trawl gear	1,200 lb/ 2 months	1,200 lb/2 months	
55	multiple bottom trawl gear ^{8/}			
56	Pacific cod	30,000 lb/ 2 months	70,000 lb/ 2 months	30,000 lb/ 2 months
57	Spiny dogfish	200,000 lb/ 2 months	150,000 lb/ 2 months	100,000 lb/ 2 months
58	Other Fish ^{5/}	Not limited		

TABLE 3 (North) con't

1/ Bocaccio, chilipepper and cowcod are included in the trip limits for minor shelf rockfish.

2/ Splitnose rockfish is included in the trip limits for minor slope rockfish.

3/ "Other flatfish" are defined at § 660.302 and include butter sole, curffin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

4/ The minimum size limit for lingcod is 24 inches (61 cm) total length.

5/ "Other fish" are defined at § 660.302 and include sharks, skates, ratfish, morids, grenadiers, and kelp greenling.

Cabezon is included in the trip limits for "other fish."

6/ The Rockfish Conservation Area is a gear and/or sector specific closed area generally described by depth contours but specifically defined by lat/long coordinates set out at §§ 660.391-660.394.

7/ The "modified 200 fm" line is modified to exclude certain petrale sole areas from the RCA.

8/ If a vessel has both selective flatfish gear and large or small footrope gear on board during a cumulative limit period (either simultaneously or successively), the most restrictive cumulative limit for any gear on board during the cumulative limit period applies for the entire cumulative limit period.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 3 (South) to Part 660, Subpart G -- 2007-2008 Trip Limits for Limited Entry Trawl Gear South of 40° 10' N. Lat.

Other Limits and Requirements Apply -- Read § 660.301 - § 660.399 before using this table

112007

		JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
Rockfish Conservation Area (RCA)^{6/}:							
	40°10' - 38° N. lat.	100 fm - modified 200 fm ^{7/}		100 fm - 150 fm			100 fm - modified 200 fm ^{7/}
	38° - 34°27' N. lat.			100 fm - 150 fm			
	South of 34°27' N. lat.	100 fm - 150 fm along the mainland coast; shoreline - 150 fm around islands					
All trawl gear (large footrope, selective flatfish trawl, and small footrope trawl gear) is permitted seaward of the RCA. Large footrope trawl gear is prohibited shoreward of the RCA. Midwater trawl gear is permitted only for vessels participating in the primary whiting season.							
See § 660.370 and § 660.381 for Additional Gear, Trip Limit, and Conservation Area Requirements and Restrictions. See §§ 660.390-660.394 and §§ 660.396-660.399 for Conservation Area Descriptions and Coordinates (including RCAs, YRCA, CCAs, Farallon Islands, Cordell Banks, and EFHCAs).							
State trip limits and seasons may be more restrictive than federal trip limits, particularly in waters off Oregon and California.							
Minor slope rockfish^{2/} & Darkblotched rockfish							
1							
2	40°10' - 38° N. lat.	15,000 lb/ 2 months		10,000 lb/ 2 months		15,000 lb/ 2 months	
3	South of 38° N. lat.	40,000 lb/ 2 months			55,000 lb/ 2 months		
Splitnose							
5	40°10' - 38° N. lat.	15,000 lb/ 2 months		10,000 lb/ 2 months		15,000 lb/ 2 months	
6	South of 38° N. lat.	40,000 lb/ 2 months					
DTS complex							
8	Sablefish	14,000 lb/ 2 months			22,000 lb/ 2 months		30,000 lb/ 2 months
9	Longspine thornyhead	22,000 lb/ 2 months			25,000 lb/ 2 months		
10	Shortspine thornyhead	7,500 lb/ 2 months			13,000 lb/ 2 months		
11	Dover sole	70,000 lb/ 2 months		80,000 lb/ 2 months	95,000 lb/ 2 months		
Flatfish (except Dover sole)							
Other flatfish^{3/}, English sole, & starry flounder							
14	40°10' - 38° N. lat.	110,000 lb/ 2 months	Other flatfish, English sole, starry flounder & Petrale sole: 110,000 lb/ 2 months, no more than 30,000 lb/ 2 months of which may be petrale sole.	Other flatfish, English sole, starry flounder, arrowtooth flounder & Petrale sole: 110,000 lb/ 2 months, no more than 25,000 lb/ 2 months of which may be petrale sole.	Other flatfish, English sole, starry flounder, arrowtooth flounder & Petrale sole: 150,000 lb/ 2 mo, no more than 25,000 lb/ 2 mo of which may be petrale sole.	150,000 lb/ 2 months (including arrowtooth)	
15	South of 38° N. lat.					50,000 lb/ 2 months	
Petrale sole		50,000 lb/ 2 months					
Arrowtooth flounder							
18	40°10' - 38° N. lat.	10,000 lb/ 2 months		Arrowtooth included within other flatfish limits - - see above			
19	South of 38° N. lat.						
Whiting							
21	midwater trawl	Before the primary whiting season: CLOSED. -- During the primary season: mid-water trawl permitted in the RCA. See §660.373 for season and trip limit details. -- After the primary whiting season: CLOSED.					
22	large & small footrope gear	Before the primary whiting season: 20,000 lb/trip. -- During the primary season: 10,000 lb/trip. -- After the primary whiting season: 10,000 lb/trip.					

TABLE 3 (South)

Table 3 (South). Continued

23	Minor shelf rockfish ^{1/} , Chilipepper, Shortbelly, Widow, & Yelloweye rockfish			
24	large footrope or midwater trawl for Minor shelf rockfish & Shortbelly	300 lb/ month		
25	large footrope or midwater trawl for Chilipepper	2,000 lb/ 2 months	12,000 lb/ 2 months	8,000 lb/ 2 months
26	large footrope or midwater trawl for Widow & Yelloweye	CLOSED		
27	small footrope trawl for Minor Shelf, Shortbelly, Widow & Yelloweye	300 lb/ month		
28	small footrope trawl for Chilipepper	500 lb/ month		800 lb/ month
29	Bocaccio			
30	large footrope or midwater trawl	300 lb/ 2 months		
31	small footrope trawl	CLOSED		
32	Canary rockfish			
33	large footrope or midwater trawl	CLOSED		
34	small footrope trawl	100 lb/ month	300 lb/ month	100 lb/ month
35	Cowcod	CLOSED		
36	Minor nearshore rockfish & Black rockfish			
37	large footrope or midwater trawl	CLOSED		
38	small footrope trawl	300 lb/ month		
39	Lingcod^{4/}			
40	large footrope or midwater trawl	1,200 lb/ 2 months		4,000 lb/ 2 months
41	small footrope trawl	1,200 lb/ 2 months		
42	Pacific cod	30,000 lb/ 2 months	70,000 lb/ 2 months	30,000 lb/ 2 months
43	Spiny dogfish	200,000 lb/ 2 months	150,000 lb/ 2 months	100,000 lb/ 2 months
44	Other Fish^{5/} & Cabezon	Not limited		

TABLE 3 (South) cont

1/ Yellowtail is included in the trip limits for minor shelf rockfish.

2/ POP is included in the trip limits for minor slope rockfish

3/ "Other flatfish" are defined at § 660.302 and include butter sole, curlfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

4/ The minimum size limit for lingcod is 24 inches (61 cm) total length.

5/ Other fish are defined at § 660.302 and include sharks, skates, ratfish, morids, grenadiers, and kelp greenling.

6/ The Rockfish Conservation Area is a gear and/or sector specific closed area generally described by depth contours but specifically defined by lat/long coordinates set out at §§ 660.391-660.394.

7/ The "modified 200 fm" line is modified to exclude certain petrale sole areas from the RCA.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

■ 3. Table 5 (South) to part 660, subpart G is revised to read as follows:

Table 5 (South) to Part 660, Subpart G -- 2007-2008 Trip Limits for Open Access Gears South of 40°10' N. Lat.

Other Limits and Requirements Apply -- Read § 660.301 - § 660.399 before using this table

112007

		JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
Rockfish Conservation Area (RCA)^{8/}:							
40°10' - 34°27' N. lat.		30 fm - 150 fm					
South of 34°27' N. lat.		60 fm - 150 fm (also applies around islands)					
<p>See § 660.370 and § 660.383 for Additional Gear, Trip Limit, and Conservation Area Requirements and Restrictions. See §§ 660.390-660.394 and §§ 660.396-660.399 for Conservation Area Descriptions and Coordinates (including RCAs, YRCA, CCAs, Farallon Islands, Cordell Banks, and EFHCAs).</p>							
<p>State trip limits and seasons may be more restrictive than federal trip limits, particularly in waters off Oregon and California.</p>							
1	Minor slope rockfish ^{1/} & Darkblotched rockfish						
2	40°10' - 38° N. lat.	Per trip, no more than 25% of weight of the sablefish landed					
3	South of 38° N. lat.	10,000 lb/ 2 months					
4	Splitnose	200 lb/ month					
5	Sablefish						
6	40°10' - 36° N. lat.	300 lb/ day, or 1 landing per week of up to 700 lb, not to exceed 2,100 lb/ 2 months					300 lb/ day, or 1 landing per week of up to 1,000 lb, not to exceed 3,000 lb/ 2 months
7	South of 36° N. lat.	300 lb/ day, or 1 landing per week of up to 700 lb			350 lb/ day, or 1 landing per week of up to 1,050 lb		
8	Thornyheads						
9	40°10' - 34°27' N. lat.	CLOSED					
10	South of 34°27' N. lat.	50 lb/ day, no more than 1,000 lb/ 2 months					
11	Dover sole						
12	Arrowtooth flounder						
13	Petrale sole						
14	English sole						
15	Starry flounder						
16	Other flatfish ^{2/}	3,000 lb/month, no more than 300 lb of which may be species other than Pacific sanddabs. South of 42° N. lat., when fishing for "other flatfish," vessels using hook-and-line gear with no more than 12 hooks per line, using hooks no larger than "Number 2" hooks, which measure 11 mm (0.44 inches) point to shank, and up to two 1 lb (0.45 kg) weights per line are not subject to the RCAs.					
17	Whiting	300 lb/ month					
18	Minor shelf rockfish ^{1/} , Shortbelly, Widow & Chilipepper rockfish						
19	40°10' - 34°27' N. lat.	300 lb/ 2 months	CLOSED	200 lb/ 2 months	300 lb/ 2 months		
20	South of 34°27' N. lat.	750 lb/ 2 months		750 lb/ 2 months			
21	Canary rockfish	CLOSED					
22	Yelloweye rockfish	CLOSED					
23	Cowcod	CLOSED					
24	Bocaccio						
25	40°10' - 34°27' N. lat.	200 lb/ 2 months	CLOSED	100 lb/ 2 months	200 lb/ 2 months		
26	South of 34°27' N. lat.	100 lb/ 2 months		100 lb/ 2 months			

TABLE 5 (South)

Table 5 (South). Continued

27	Minor nearshore rockfish & Black rockfish						
28	Shallow nearshore	600 lb/ 2 months	CLOSED	800 lb/ 2 months	900 lb/ 2 months	800 lb/ 2 months	600 lb/ 2 months
29	Deeper nearshore						
30	40°10' - 34°27' N. lat.	700 lb/ 2 months	CLOSED	700 lb/ 2 months		600 lb/ 2 months	700 lb/ 2 months
31	South of 34°27' N. lat.	500 lb/ 2 months		600 lb/ 2 months			
32	California scorpionfish	600 lb/ 2 months	CLOSED	600 lb/ 2 months	800 lb/ 2 months		600 lb/ 2 months
33	Lingcod ^{3/}	CLOSED		400 lb/ month			CLOSED
34	Pacific cod	1,000 lb/ 2 months					
35	Spiny dogfish	200,000 lb/ 2 months		150,000 lb/ 2 months	100,000 lb/ 2 months		
36	Other Fish ^{4/} & Cabezon	Not limited					
37	RIDGEBACK PRAWN AND, SOUTH OF 38°57.50' N. LAT., CA HALIBUT AND SEA CUCUMBER NON-GROUNDFISH TRAWL						
38	NON-GROUNDFISH TRAWL Rockfish Conservation Area (RCA) for CA Halibut, Sea Cucumber & Ridgeback Prawn:						
39	40°10' - 38° N. lat.	100 fm - modified 200 fm ^{6/}	100 fm - 150 fm			100 fm - modified 200 fm ^{6/}	
40	38° - 34°27' N. lat.	100 fm - 150 fm					
41	South of 34°27' N. lat.	100 fm - 150 fm along the mainland coast; shoreline - 150 fm around islands					
42		Groundfish: 300 lb/trip. Trip limits in this table also apply and are counted toward the 300 lb groundfish per trip limit. The amount of groundfish landed may not exceed the amount of the target species landed, except that the amount of spiny dogfish landed may exceed the amount of target species landed. Spiny dogfish are limited by the 300 lb/trip overall groundfish limit. The daily trip limits for sablefish coastwide and thornyheads south of Pt. Conception and the overall groundfish "per trip" limit may not be multiplied by the number of days of the trip. Vessels participating in the California halibut fishery south of 38°57.50' N. lat. are allowed to (1) land up to 100 lb/day of groundfish without the ratio requirement, provided that at least one California halibut is landed and (2) land up to 3,000 lb/month of flatfish, no more than 300 lb of which may be species other than Pacific sanddabs, sand sole, starry flounder, rock sole, curfin sole, or California scorpionfish (California scorpionfish is also subject to the trip limits and closures in line 31).					
43	PINK SHRIMP NON-GROUNDFISH TRAWL GEAR (not subject to RCAs)						
44	South	Effective April 1 - October 31: Groundfish: 500 lb/day, multiplied by the number of days of the trip, not to exceed 1,500 lb/trip. The following sublimits also apply and are counted toward the overall 500 lb/day and 1,500 lb/trip groundfish limits: lingcod 300 lb/ month (minimum 24 inch size limit); sablefish 2,000 lb/ month; canary, thornyheads and yelloweye rockfish are PROHIBITED. All other groundfish species taken are managed under the overall 500 lb/day and 1,500 lb/trip groundfish limits. Landings of these species count toward the per day and per trip groundfish limits and do not have species-specific limits. The amount of groundfish landed may not exceed the amount of pink shrimp landed.					

TABLE 5 (South) cont'

1/ Yellowtail rockfish is included in the trip limits for minor shelf rockfish and POP is included in the trip limits for minor slope rockfish.
 2/ "Other flatfish" are defined at § 660.302 and include butter sole, curfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.
 3/ The size limit for lingcod is 24 inches (61 cm) total length.
 4/ "Other fish" are defined at § 660.302 and include sharks, skates, rattfish, morids, grenadiers, and kelp greenling.
 5/ The Rockfish Conservation Area is a gear and/or sector specific closed area generally described by depth contours but specifically defined by lat/long coordinates set out at §§ 660.391-660.394, except that the 20-fm depth contour off California is defined by the depth contour and not coordinates.
 6/ The "modified 200 fm" line is modified to exclude certain petrale sole areas from the RCA.
 To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.