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§ 670.22 [Reserved]

Subpart E—Specially Protected Species of Mammals, Birds, and Plants

§ 670.23 Specific issuance criteria.

Permits authorizing the taking of mammals, birds, or plants designated as a Specially Protected Species of mammals, birds, and plants in § 670.25 may only be issued if:

- (a) There is a compelling scientific purpose for such taking;
- (b) The actions allowed under any such permit will not jeopardize the existing natural ecological system, or the survival of the affected species or population;
- (c) The taking involves non-lethal techniques, where appropriate; and
- (d) The authorized taking, transporting, carrying or shipping will be carried out in a humane manner.

§ 670.24 Content of permit applications.

In addition to the information required in subpart C of this part, an applicant seeking a permit to take a Specially Protected Species shall include the following in the application:

- (a) A detailed scientific justification of the need for taking the Specially Protected Species, including a discussion of possible alternative species;
- (b) Information demonstrating that the proposed action will not jeopardize the existing natural ecological system or the survival of the affected species or population; and
- (c) Information establishing that the taking, transporting, carrying, or shipping of any native bird or native mammal will be carried out in a humane manner.

§ 670.25 Designation of specially protected species of native mammals, birds and plants.

The following two species have been designated as Specially Protected Species by the Antarctic Treaty Parties and are hereby designated Specially Protected Species:

Common Name and Scientific Name
Kerguelen Fur Seal—*Arctocephalus tropicales gazella*.

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Ross Seal—*Ommatophoca rossii*.

[63 FR 50164, Sept. 21, 1998, as amended at 66 FR 46740, Sept. 7, 2001]

§ 670.26 [Reserved]

Subpart F—Antarctic Specially Protected Areas

§ 670.27 Specific issuance criteria.

Permits authorizing entry into any Antarctic Specially Protected Area designated in § 670.29 may only be issued if:

- (a) The entry and activities to be engaged in are consistent with an approved management plan, or
- (b) A management plan relating to the area has not been approved by the Antarctic Treaty Parties, but
 - (1) There is a compelling scientific purpose for such entry which cannot be served elsewhere, and
 - (2) The actions allowed under the permit will not jeopardize the natural ecological system existing in such area.

§ 670.28 Content of permit application.

In addition to the information required in subpart C of this part, an applicant seeking a permit to enter an Antarctic Specially Protected Area shall include the following in the application:

- (a) A detailed justification of the need for such entry, including a discussion of alternatives;
- (b) Information demonstrating that the proposed action will not jeopardize the unique natural ecological system in that area; and
- (c) Where a management plan exists, information demonstrating the consistency of the proposed actions with the management plan.

§ 670.29 Designation of Antarctic specially protected areas, specially managed areas and historic sites and monuments.

The following areas have been designated by the Antarctic Treaty Parties for special protection and are hereby designated as Antarctic Specially Protected Areas (ASPA). The Antarctic Conservation Act of 1978, as amended, prohibits, unless authorized by a permit, any person from entering or engaging in activities within an ASPA.

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Detailed maps and descriptions of the sites and complete management plans can be obtained from the National Science Foundation, Office of Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

- ASPA 101 Taylor Rookery, Mac. Robertson Land, East Antarctica
- ASPA 102 Rookery Islands, Holme Bay, Mac. Robertson Land, East Antarctica
- ASPA 103 Ardery Island and Odbert Island, Budd Coast, Wilkes Land, East Antarctica
- ASPA 104 Sabrina Island, Balleny Islands
- ASPA 105 Beaufort Island, Ross Sea (see ASPA 124)
- ASPA 106 Cape Hallett, Victoria Land
- ASPA 107 Emperor Island, Dion Islands, Marguerite Bay, Antarctic Peninsula (see Measure 1, 2002)
- ASPA 108 Green Island, Berthelot Islands, Antarctic Peninsula
- ASPA 109 Moe Island, South Orkney Islands
- ASPA 110 Lynch Island, South Orkney Islands
- ASPA 111 Southern Powell Island and adjacent Islands, South Orkney Islands
- ASPA 112 Coppermine Peninsula, Robert Island, South Shetland Islands
- ASPA 113 Litchfield Island, Arthur Harbour, Anvers Island, Palmer Archipelago
- ASPA 114 Northern Coronation Island, South Orkney Islands
- ASPA 115 Lagotellerie Island, Marguerite Bay, Antarctic Peninsula
- ASPA 116 'New College Valley', Caughley Beach, Cape Bird, Ross Island
- ASPA 117 Avian Island, off Adelaide Island, Antarctic Peninsula
- ASPA 118 'Cryptogam Ridge', Mount Melbourne, Victoria Land
- ASPA 119 Davis Valley and Forlidas Pond Pond, Dufek Massif
- ASPA 120 'Pointe-Géologie Archipelego', Terre Adélie
- ASPA 121 Cape Royds, Ross Island
- ASPA 122 Arrival Heights, Hut Point Peninsula, Ross Island
- ASPA 123 Barwick and Balham Valleys (see Measure 1, 2002), Victoria Land
- ASPA 124 Cape Crozier, Ross Island
- ASPA 125 Fildes Peninsula, King George Island, South Shetland Islands
- ASPA 126 Byers Peninsula, Livingston Island, South Shetland Islands
- ASPA 127 Haswell Island
- ASPA 128 Western shore of Admiralty Bay, King George Island
- ASPA 129 Rothera Point, Adelaide Island
- ASPA 130 'Tramway Ridge', Mount Erebus, Ross Island
- ASPA 131 Canada Glacier, Lake Fryxell, Taylor Valley, Victoria Land
- ASPA 132 Potter Peninsula, '25 de Mayo' (King George) Island, South Shetland Islands
- ASPA 133 Harmony Point, west coast of Nelson Island, South Shetland Islands
- ASPA 134 Cierva Point and offshore islands, Danco Coast, Antarctic Peninsula
- ASPA 135 North-eastern Bailey Peninsula, Budd Coast, Wilkes Land
- ASPA 136 Clark Peninsula, Budd Coast, Wilkes Land
- ASPA 137 Northwest White Island, McMurdo Sound
- ASPA 138 Linnaeus Terrace, Asgaard Range, Victoria Land
- ASPA 139 Biscoe Point, Anvers Island
- ASPA 140 Parts of Deception Island, South Shetland Islands
- ASPA 141 'Yukidori Valley', Langhovde, Lützow-Holmbukta
- ASPA 142 Svarthamaren, Mühlig-Hofmannfjella, Dronning Maud Land
- ASPA 143 Marine Plain, Mule Peninsula, Vestfold Hills, Princess Elizabeth Land
- ASPA 144 'Chile Bay' (Discovery Bay), Greenwich Island, South Shetland Islands
- ASPA 145 Port Foster, Deception Island, South Shetland Islands
- ASPA 146 South Bay, Doumer Island, Palmer Archipelago
- ASPA 147 Ablation Valley-Ganymede Heights, Alexander Island
- ASPA 148 Mount Flora, Hope Bay, Antarctic Peninsula
- ASPA 149 Cape Shirreff and San Telmo Island, Livingston Island, South Shetland Islands
- ASPA 150 Ardley Island, Maxwell Bay, King George Island
- ASPA 151 Lions Rump, King George Island, South Shetland Islands
- ASPA 152 Western Bransfield Strait off Low Island, South Shetland Islands
- ASPA 153 Eastern Dallmann Bay off Brabant Island, Palmer Archipelago
- ASPA 154 Botany Bay, Cape Geology, Victoria Land
- ASPA 155 Cape Evans, Ross Island
- ASPA 156 Lewis Bay, mount Erebus, Ross Island
- ASPA 157 Backdoor Bay, Cape Royds, Ross Island
- ASPA 158 Hut Point, Ross Island
- ASPA 159 Cape Adare, Borchgrevink Coast
- ASPA 160 Frazier Islands, Wilkes Land, East Antarctica (see Measure 2, 2003)
- ASPA 161 Terra Nova Bay, Ross Sea
- ASPA 162 Mawson's Huts, Commonwealth Bay, George V Land, East Antarctica (see Measure 2, 2004)
- ASPA 163 Dakshin Gangotri Glacier, Dronning Maud Land
- ASPA 164 Scullin and Murray Monoliths, Mac. Robertson Land, East Antarctica

(b) The following areas have been designated by the Antarctic Treaty Parties for special management and

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have been designated as Antarctic Specially Managed Areas (ASMA). Detailed maps and descriptions of the sites and complete management plans can be obtained from the National Science Foundation, Office of Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

ASMA 1 Admiralty Bay, King George Island, South Shetland Islands

ASMA 2 McMurdo Dry Valleys, Southern Victoria Land

ASMA 3 Cape Denison, Commonwealth Bay, George V Land

ASMA 4 Deception Island, South Shetland Islands

(c) The following areas have been designated by the Antarctic Treaty Parties as historic sites or monuments (HSM). The Antarctic Conservation Act of 1978, as amended, prohibits any damage, removal or destruction of a historic site or monument listed pursuant to Annex V to the Protocol. Descriptions of the sites or monuments can be obtained from the National Science Foundation, Office of Polar Programs, National Science Foundation, Room 755, 4201 Wilson Boulevard, Arlington, Virginia 22230.

HSM 1 Flag mast at South Pole

HSM 2 Rock cairn and plaques on Ongul Island, Prins Harald Kyst

HSM 3 Rock cairn and plaques on Proclamation Island, Enderby Land

HSM 4 Bust and plaque at 'Pole of Inaccessibility'

HSM 5 Rock cairn and plaques at Cape Bruce, Mac. Robertson Land

HSM 6 Rock cairn and canister at Walkabout Rocks, Vestfold Hills, Princess Elizabeth Land

HSM 7 Stone and plaque at Mabus Point, Queen Mary Land

HSM 8 Monument sledge and plaque at Mabus Point, Queen Mary Land

HSM 9 Cemetery on Buromskiy Island, Queen Mary Land

HSM 10 Observatory at Bunger Hills, Queen Mary Land

HSM 11 Tractor and plaque at Vostok Station

HSM 14 Ice cave at Inexpressible Island, Terra Nova Bay, Scott Coast

HSM 15 Hut at Cape Royds, Ross Island

HSM 16 Hut at Cape Evans, Ross Island

HSM 17 Cross at Cape Evans, Ross Island

HSM 18 Hut at Hut Point, Ross Island

HSM 19 Cross at Hut Point, Ross Island

HSM 20 Cross on Observation Hill, Ross Island

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HSM 21 Hut at Cape Crozier, Ross Island

HSM 22 Hut at Cape Adare, Borchgrevink Coast

HSM 23 Grave at Cape Adare, Borchgrevink Coast

HSM 24 Rock cairn at Mount Betty, Queen Maud Range

HSM 26 Installations at Barry Island, Debenham Islands, Marguerite Bay, Antarctic Peninsula

HSM 27 Cairn with plaque at Megalestris Hill, Petermann Island, Antarctic Peninsula

HSM 28 Cairn, pillar and plaque at Port Charcot, Booth Island, Antarctic

HSM 29 Lighthouse on Lambda Island, Melchior Islands, Antarctic Peninsula

HSM 30 Shelter at Paradise Harbour, Danco Coast, Antarctic Peninsula

HSM 32 Monolith on Greenwich Island, South Shetland Islands

HSM 33 Shelter, cross and plaque on Greenwich Island, South Shetland Islands

HSM 34 Bust on Greenwich Island, South Shetland Islands

HSM 35 Cross and statute on Greenwich Island, South Shetland Islands

HSM 36 Plaque at Potter Cove, King George Island, South Shetland Islands

HSM 37 Statue at Trinity Peninsula, Antarctic Peninsula

HSM 38 Hut of Snow Hill Island, Antarctic Peninsula

HSM 39 Hut at Hope Bay, Trinity Peninsula, Antarctic Peninsula

HSM 40 Bust, grotto, statue, flag mast, graveyard and stele at Hope Bay, Trinity Peninsula, Antarctic Peninsula

HSM 41 Hut and grave at Paulet Island, Antarctic Peninsula

HSM 42 Huts, magnetic observatory and graveyard at Scotia Bay, Laurie Island, South Orkney Islands

HSM 43 Cross at "Piedrabuena Bay", Filchner Ice Front, Weddell Sea

HSM 44 Plaque at Nivlisen Ice Front, Princesse Astrid Kyst, Dronning Maud Land

HSM 45 Plaque at Metchnikoff Point, Brabant Island, Antarctic Peninsula

HSM 46 Buildings and installations at Port-Martin, Terre Adélie

HSM 47 Buildings on le des Pétrels, Terre Adélie

HSM 48 Cross on le des Pétrels, Terre Adélie

HSM 49 Pillar at Bunger Hill, Queen Mary Land

HSM 50 Plaque at Fildes Peninsula, King George Island, South Shetland Islands

HSM 51 Grave and cross at Admiralty Bay, King George Island, South Shetland Islands

HSM 52 Monolith at Fildes Peninsula, King George Island, South Shetland Islands

HSM 53 Monolith and plaques on Elephant Island, South Shetland Islands

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- HSM 54 Bust on Ross Island
- HSM 55 Buildings and artifacts on Stonington Island, Marguerite Bay, Antarctic Peninsula
- HSM 56 Remains of hut and environs at Waterboat Point, Danco Coast, Antarctic Peninsula
- HSM 57 Plaque at “Yankee Bay” (Yankee Harbour), MacFarlane Strait, Greenwich Island, South Shetland Islands
- HSM 59 Cairn on Half Moon Beach, Cape Shirreff, Livingston Island, South Shetland Islands
- HSM 60 Plaque and cairn at “Penguins Bay”, Seymour Island, James Ross Island archipelago
- HSM 61 “Base A” at Port Lockroy, Goudier Island, off Wiencke Island, Antarctic Peninsula
- HSM 62 “Base F (Wordie House)” on Winter Island, Argentine Islands
- HSM 63 “Base Y” on Horseshoe Island, Marguerite Bay, western Graham Land
- HSM 64 “Base E” on Stonington Island, Marguerite Bay, western Graham Land
- HSM 65 Message post on Foyen Island, Possession Islands
- HSM 66 Cairn at Scott Nunataks, Alexandra Mountains
- HSM 67 Rock shelter “Granite House” at Cape Geology, Granite Harbour
- HSM 68 Depot at Hells Gate Moraine, Inexpressible Island, Terra Nova Bay
- HSM 69 Message post at Cape Crozier, Ross Island
- HSM 70 Message post at Cape Wadworth, Coulman Island
- HSM 71 Whaling station at Whalers Bay, Deception Island
- HSM 72 Cairn on Tryne Islands, Vestfold Hills
- HSM 73 Memorial Cross, Lewis Bay, Ross Island
- HSM 74 Wreckage of sailing ship, Elephant Island, South Shetland Islands
- HSM 75 “A Hut”, Pram Point, Ross Island
- HSM 76 Ruins of base “Pedro Aguirre Cerda”, Pendulum Cove, Deception Island
- HSM 77 Cape Denison, Commonwealth Bay, George V Land
- HSM 78 Memorial Plaque at India Point, Humboldt Mountains, Wohlthat Massif, central Dronning Maud Land
- HSM 79 Lillie Marleen Hut, Mt. Dockery, Everett Range, Northern Victoria Land
- HSM 80 Amundsen’s Tent

[70 FR 69098, Nov. 14, 2005]

§ 670.30 [Reserved]

Subpart G—Import Into and Export From the United States

§ 670.31 Specific issuance criteria for imports.

Subject to compliance with other applicable law, any person who takes a native mammal, bird, or plant under a permit issued under the regulations in this part may import it into the United States unless the Director finds that the importation would not further the purpose for which it was taken. If the importation is for a purpose other than that for which the native mammal, bird, or plant was taken, the Director may permit importation upon a finding that importation would be consistent with the purposes of the Act, the regulations in this part, or the permit under which they were taken.

§ 670.32 Specific issuance criteria for exports.

The Director may permit export from the United States of any native mammal, bird, or native plants taken within Antarctica upon a finding that exportation would be consistent with the purposes of the Act, the regulations in this part, or the permit under which they were taken.

§ 670.33 Content of permit applications.

In addition to the information required in subpart C of this part, an applicant seeking a permit to import into or export from the United States a native mammal, a native bird, or native plants taken within Antarctica shall include the following in the application:

(a) Information demonstrating that the import or export would further the purposes for which the species was taken;

(b) Information demonstrating that the import or export is consistent with the purposes of the Act or the regulations in this part;

(c) A statement as to which U.S. port will be used for the import or export, and

(d) Information describing the intended ultimate disposition of the imported or exported item.