

Fishery Conservation and Management

Pt. 665, Table 1

Magnuson-Stevens Act, other applicable laws, and the CREFMP.

(iv) To minimize conflicts between the Federal and state/territorial/commonwealth management systems, the Council will use the procedures in paragraph (a)(2) in this section to respond to state/territorial/commonwealth management actions. The Council's consideration of action would normally begin with a representative of the state, territorial or commonwealth government bringing a potential or actual management conflict or need to the Council's attention.

§ 665.608 Regulatory area.

(a) The regulations in this subpart govern fishing for coral reef ecosystem management unit species by vessels of the United States or persons who operate or are based inside the outer boundary of the U.S. EEZ off:

(1) The Hawaiian Islands Archipelago lying to the east of 160°50' W. long.

(2) Guam.

(3) American Samoa.

(4) Offshore area of the CNMI or that portion of the U.S. EEZ around the CNMI between three nautical miles offshore and the outer boundary of the U.S. EEZ.

(5) Baker Island, Howland Island, Jarvis Island, Wake Island, Johnston Atoll, Palmyra Atoll and Kingman Reef.

(b) The inner boundary of the regulatory area is as follows:

(1) The shoreline of Baker Island, Howland Island, Jarvis Island, Wake Island, Johnston Atoll, Palmyra Atoll and Kingman Reef.

(2) The seaward boundaries of the State of Hawaii, the Territory of Guam, the Territory of American Samoa; and

(3) A line three nautical miles seaward from the shoreline of the CNMI.

(c) The outer boundary of the regulatory area is the outer boundary of the U.S. EEZ or adjacent international maritime boundaries. The CNMI and Guam regulatory area is divided by a line intersecting these two points: 148°

E. long., 12° N. lat., and 142° E. long., 16° N. lat.

§ 665.609 Annual reports

(a) *Annual reports.* By July 31 of each year, a Council-appointed coral reef ecosystem plan team will prepare an annual report on coral reef fisheries of the western Pacific region. The report will contain, among other things, fishery performance data, summaries of new information and assessments of need for Council action.

(b) *Recommendation for Council action.* (1) The Council will evaluate the annual report and advisory body recommendations and may recommend management action by either the state/territorial/commonwealth governments or by Federal regulation;

(2) If the Council believes that management action should be considered, it will make specific recommendations to the Regional Administrator after considering the views of its advisory bodies.

TABLE 1 TO PART 665—QUOTAS FOR PRECIOUS CORALS PERMIT AREAS

Name of coral bed	Type of bed	Harvest quota	Number of years
Makapu'u	Established	P—2,000 kg	2
		G—Zero (0 kg)	n/a
		B—500 kg	2
Ke-ahole Point	Conditional	P—67 kg	1
		G—20 kg	1
		B—17 kg	1
Kaena Point	Conditional	P—67 kg	1
		G—20 kg	1
		B—17 kg	1
Brooks Bank	Conditional	P—17 kg	1
		G—133 kg	1
		B—111 kg	1
180 Fathom Bank	Conditional	P—222 kg	1
		G—67 kg	1
Westpac Bed	Refugium	B—56 kg	1
		Zero (0 kg)	n/a
		X—1,000 kg (all species combined except black corals) per area	1
Hawaii, American, Samoa, Guam, U.S. Pacific Island possessions.	Exploratory		

Notes:
 1. Types of corals: P = Pink G = Gold B = Bamboo
 2. No authorized fishing for coral in refugia

[67 FR 11945, Mar. 18, 2002]