

KILLER WHALE (*Orcinus orca*): Northern Gulf of Mexico Stock

STOCK DEFINITION AND GEOGRAPHIC RANGE

The killer whale is distributed worldwide from tropical to polar regions (Leatherwood and Reeves 1983). Sightings of these animals in the northern Gulf of Mexico (i.e., U.S. Gulf of Mexico) during 1921-1995 occurred primarily in oceanic waters ranging from 256 to 2,652 m (averaging 1,242 m) in the north-central Gulf of Mexico (O'Sullivan and Mullin 1997). More recent sightings from NMFS vessel surveys have also occurred in oceanic waters of the north-central Gulf (Figure 1). Despite extensive shelf surveys (O'Sullivan and Mullin 1997), no killer whales have been reported on the Gulf of Mexico shelf waters other than those reported in 1921, 1985 and 1987 by Katona *et al.* (1988). Killer whales were seen only in the summer during GulfCet aerial surveys of the northern Gulf of Mexico between 1992 and 1998 (Hansen *et al.* 1996; Mullin and Hoggard 2000), were reported from May through June during vessel surveys (Mullin and Fulling 2004; Maze-Foley and Mullin 2006) and recorded in May, August, September and November by earlier opportunistic ship-based sources (O'Sullivan and Mullin 1997).

Different stocks were identified in the northeastern Pacific based on morphological, behavioral and genetic characteristics (Bigg *et al.* 1990; Hoelzel 1991). There is no information on stock differentiation for the Atlantic Ocean population, although an analysis of vocalizations of killer whales from Iceland and Norway indicated that whales from these areas may represent different stocks (Moore *et al.* 1988). Thirty-two individuals have been photographically identified to date in the northern Gulf of Mexico, with 6 individuals having been sighted over a 5 year period, and 1 whale resighted over 10 years. Three animals have been sighted over a range of more than 1,100 km (O'Sullivan and Mullin 1997). The Gulf of Mexico population is provisionally being considered a separate stock for management purposes, although there is currently no information to differentiate this stock from the Atlantic Ocean stock(s). Additional morphological, genetic and/or behavioral data are needed to provide further information on stock delineation.

POPULATION SIZE

The best abundance estimate available for northern Gulf of Mexico killer whales is 49 (CV=0.77) (Mullin 2007; Table 1). This estimate is pooled from summer 2003 and spring 2004 oceanic surveys covering waters from the 200 m isobath to the seaward extent of the U.S. Exclusive Economic Zone (EEZ).

Earlier abundance estimates

Estimates of abundance were derived through the application of distance sampling analysis (Buckland *et al.* 2001) and the computer program DISTANCE (Thomas *et al.* 1998) to sighting data. From 1991 through 1994, line-transect vessel surveys were conducted in conjunction with bluefin tuna ichthyoplankton surveys during summer in the northern Gulf of Mexico from the 200-m isobath to the seaward extent of the U.S. EEZ (Hansen *et al.* 1995). Annual cetacean surveys were conducted along a fixed plankton sampling trackline. Survey effort-weighted estimated average abundance of killer whales for all surveys combined was 277 (CV=0.42) (Hansen *et al.* 1995; Appendix IV). Similar surveys were conducted during spring from 1996 to 2001 (excluding 1998) in oceanic waters of the northern Gulf of Mexico. Due to limited survey effort

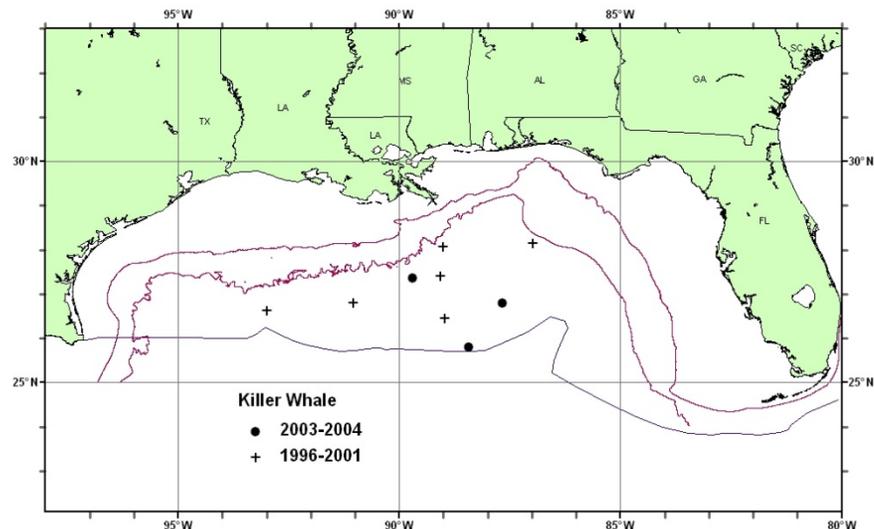


Figure 1. Distribution of killer whale sightings from SEFSC spring vessel surveys during 1996-2001 and from summer 2003 and spring 2004. All the on-effort sightings are shown, though not all were used to estimate abundance. Solid lines indicate the 100-m and 1,000-m isobaths and the offshore extent of the U.S. EEZ.

in any given year, survey effort was pooled across all years to develop an average abundance estimate. The estimate of abundance for killer whales in oceanic waters, pooled from 1996 to 2001, was 133 (CV=0.49) (Mullin and Fulling 2004; Appendix IV).

Recent surveys and abundance estimates

During summer 2003 and spring 2004, line-transect surveys dedicated to estimating the abundance of oceanic cetaceans were conducted in the northern Gulf of Mexico. During each year, a grid of uniformly-spaced transect lines from a random start were surveyed from the 200-m isobath to the seaward extent of the U.S. EEZ using NOAA Ship *Gordon Gunter* (Mullin 2007).

As recommended in the GAMMS Workshop Report (Wade and Angliss 1997), estimates older than 8 years are deemed unreliable, and therefore should not be used for PBR determinations. Because most of the data for estimates prior to 2003 were older than this 8-year limit and due to the different sampling strategies, estimates from the 2003 and 2004 surveys were considered most reliable. The estimate of abundance for killer whales in oceanic waters, pooled from 2003 to 2004, was 49 (CV=0.77) (Mullin 2007; Table 1), which is the best available abundance estimate for this species in the northern Gulf of Mexico.

Table 1. Summary of recent abundance estimate for northern Gulf of Mexico killer whales. Month, year and area covered during each abundance survey, and resulting abundance estimate (N_{best}) and coefficient of variation (CV).			
Month/Year	Area	N_{best}	CV
Jun-Aug 2003, Apr-Jun 2004	Oceanic waters	49	0.77

Minimum Population Estimate

The minimum population estimate is the lower limit of the two-tailed 60% confidence interval of the log-normal distributed abundance estimate. This is equivalent to the 20th percentile of the log-normal distributed abundance estimate as specified by Wade and Angliss (1997). The best estimate of abundance for killer whales is 49 (CV=0.77). The minimum population estimate for the northern Gulf of Mexico is 28 killer whales.

Current Population Trend

There are insufficient data to determine the population trends for this species. The pooled abundance estimate for 2003-2004 of 49 (CV=0.77) and that for 1996-2001 of 133 (CV=0.49) are not significantly different ($P>0.05$), but due to the precision of the estimates, the power to detect a difference is low. The abundance estimate for 1991-1994 was 277 (CV=0.42). The large relative changes in the total abundances of killer whales are probably due to a number of factors. The killer whale is most certainly a resident species in the Gulf of Mexico but probably occurs in low numbers and the survey effort is not sufficient to estimate the abundance of uncommon or rare species with precision. Also, these temporal abundance estimates are difficult to interpret without a Gulf of Mexico-wide understanding of killer whale abundance. The killer whale, like all the other oceanic cetacean species in the Gulf, is a mobile predator and this stock is most likely a transboundary stock. The Gulf of Mexico is composed of waters belonging to the U.S., Mexico and Cuba. U.S. waters only comprise about 40% of the entire Gulf of Mexico, and 65% of oceanic waters are south of the U.S. EEZ. The oceanography of the Gulf of Mexico is quite dynamic, and the spatial scale of the Gulf is small relative to the ability of most cetacean species to travel. Studies based on abundance and distribution surveys restricted to U.S. waters are unable to detect temporal shifts in distribution beyond U.S. waters that might account for any changes in abundance.

CURRENT AND MAXIMUM NET PRODUCTIVITY RATES

Current and maximum net productivity rates are unknown for this stock. For purposes of this assessment, the maximum net productivity rate was assumed to be 0.04. This value is based on theoretical modeling showing that cetacean populations may not grow at rates much greater than 4% given the constraints of their reproductive history (Barlow *et al.* 1995).

POTENTIAL BIOLOGICAL REMOVAL

Potential biological removal level (PBR) is the product of the minimum population size, one half the maximum net productivity rate and a recovery factor (MMPA Sec. 3.16 U.S.C. 1362; Wade and Angliss 1997). The minimum population size is 28. The maximum productivity rate is 0.04, the default value for cetaceans. The “recovery” factor, which accounts for endangered, depleted, threatened stocks, or stocks of unknown status relative to optimum sustainable population (OSP), is assumed to be 0.5 because the stock is of unknown status. PBR for the northern

Gulf of Mexico killer whale is 0.3.

ANNUAL HUMAN-CAUSED MORTALITY AND SERIOUS INJURY

There has been no reported fishing-related mortality of a killer whale during 1998-2008 (Yeung 1999; 2001; Garrison 2003; Garrison and Richards 2004; Garrison 2005; Fairfield Walsh and Garrison 2006; Fairfield-Walsh and Garrison 2007; Fairfield and Garrison 2008; Garrison *et al.* 2009). However, during 2008 there was 1 killer whale released alive with no serious injury after an entanglement interaction with the pelagic longline fishery (Garrison *et al.* 2009).

Fisheries Information

The level of past or current, direct, human-caused mortality of killer whales in the northern Gulf of Mexico is unknown. Pelagic swordfish, tunas and billfish are the targets of the longline fishery operating in the northern Gulf of Mexico. There were no reports of mortality or serious injury to killer whales by this fishery. However, on 17 May 2008 there was 1 killer whale released alive with no serious injury after an entanglement interaction with the pelagic longline fishery (Garrison *et al.* 2009). This was the second observed interaction between a killer whale and this fishery and the first observed interaction within the Gulf of Mexico. During 15 April – 15 June 2008 observer coverage in the Gulf of Mexico was greatly enhanced to collect more robust information on the interactions between pelagic longline vessels and spawning bluefin tuna. Resulting observer coverage for this time and area is dramatically higher than typical for previous years (Garrison *et al.* 2009).

Other Mortality

There were no reported strandings of killer whales in the Gulf of Mexico during 2004-2008 (NOAA National Marine Mammal Health and Stranding Response Database unpublished data, accessed 16 September 2008 and 21 September 2009). Stranding data probably underestimate the extent of fishery-related mortality and serious injury because not all of the marine mammals which die or are seriously injured in fishery interactions wash ashore, not all that wash ashore are discovered, reported or investigated, nor will all of those that do wash ashore necessarily show signs of entanglement or other fishery interaction. Finally, the level of technical expertise among stranding network personnel varies widely as does the ability to recognize signs of fishery interactions.

STATUS OF STOCK

The status of killer whales in the northern Gulf of Mexico, relative to OSP, is unknown. The species is not listed as threatened or endangered under the Endangered Species Act. There are insufficient data to determine the population trends for this species. Total human-caused mortality and serious injury for this stock is not known but none has been documented. There is insufficient information available to determine whether the total fishery-related mortality and serious injury for this stock is insignificant and approaching zero mortality and serious injury rate. This is not a strategic stock because it is assumed that the average annual human-related mortality and serious injury does not exceed PBR.

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