

# NOAA'S NATIONAL MARINE FISHERIES SERVICE (NMFS) MARINE MAMMAL AUTHORIZATION PROGRAM CERTIFICATE FOR 2019

## **A. Authorization:**

Pursuant to Section 118 of the Marine Mammal Protection Act (Act) (16 U.S.C. 1387), the implementing regulations at 50 CFR Part 229, and subject to the terms and conditions below, NOAA's National Marine Fisheries Service (NMFS) issues this Authorization Certificate, which, when presented in combination with a current/valid state or federal fisheries permit, authorizes the taking of non-endangered/threatened marine mammals incidental to commercial fishing operations in those fisheries listed on the reverse side.

## **B. Terms and Conditions:**

- **All incidental mortality or injury of marine mammals occurring in the course of commercial fishing operations must be reported to NMFS within 48 hours after the end of each fishing trip in which the incidental death or injury occurred using the appropriate reporting form, even if the trip is observed.**
- This Authorization Certificate, or a photocopy of it, must be on board the vessel during commercial fishing operations.
- Authorization Certificate holders must comply with any applicable take reduction plans and emergency regulations.
- If requested to do so by NMFS or a designated contractor providing observer services to NMFS, an Authorization Certificate holder must take aboard an observer to accompany the vessel on fishing trips and must possess a valid Commercial Fishing Vessel Safety Examination decal issued by the U.S. Coast Guard.
- When necessary to deter a marine mammal from damaging fishing gear, catch, other private property, or from endangering personal safety, the vessel owner, operator, or crew members may use measures which do not result in serious injury or death of the animal pursuant to the deterrence provisions of the Act.
- A marine mammal may not be intentionally killed in the course of commercial fishing operations except where imminently necessary in self-defense or to protect the life of a person in immediate danger. Such lethal taking must be reported to NMFS within 48 hours after the end of each fishing trip in which the mortality occurred using the appropriate MMAP mortality/injury reporting form.
- Any marine mammal incidentally taken must be immediately returned to the sea unless directed otherwise by NMFS or a NMFS-authorized observer.
- Any person who violates these Terms and Conditions, regulations under 50 CFR Part 229, or any provisions of Section 118 of the Act, shall be subject to the penalties set forth in the Act.
- This Authorization Certificate, or a copy, must be made available upon request to any state or federal enforcement agent authorized to enforce the Act, any designated agent of NMFS, or any contractor providing observer services to NMFS.
- This Certificate is not transferable. In the event of a change in vessel ownership, the Authorization Certificate is void and a new Authorization Certificate must be obtained by the new owner.
- If the registered vessel is sold or destroyed or is replaced by a new designated vessel, an authorization must be obtained for the new vessel.
- If there are changes in the mailing address or vessel ownership, please contact your state or federal fishery management office for permit corrections (phone: 978-281-9370, address: 55 Great Republic Drive, Gloucester, MA 01930) within 30 days of the change. Please also notify the Protected Resources Division of any changes at 978-281-9328.

## 2018 Atlantic, Caribbean, Gulf of Mexico Category I & II Fishery Definition Reference

Gear Type	Fishery	Cat.	Location & Details
<b>Gillnet</b>	<i>Northeast sink gillnet</i>	I	U.S./Canada border to Long Island, NY, at 72° 30' W long., south to VA/NC border & east to the EEZ.
	<i>Northeast anchored float gillnet</i>	II	U.S./Canada border to Long Island, NY, at 72° 30' W long., south to VA/NC border & east to the EEZ.
	<i>Northeast drift gillnet</i>	II	U.S./Canada border to Long Island, NY, at 72° 30' W long., south to VA/NC border & east to the EEZ. Includes any residual large pelagic driftnet effort in New England.
	<i>Chesapeake Bay inshore gillnet</i>	II	Between the Chesapeake Bay/Bridge Tunnel & mainland
	<i>Mid-Atlantic gillnet</i>	I	West of a line drawn at 72° 30' W long., south to VA/NC border, east to the eastern edge of EEZ & north of the NC/SC border. Includes any residual large pelagic driftnet effort in the Mid-Atlantic; any shark & dogfish gillnet effort, & all NC beach-anchored gillnets fished in the manner of a seine targeting species such as weakfish, speckled trout, & spot, excluding the Atlantic Ocean striped bass beach seine fishery.
	<i>North Carolina inshore gillnet</i>	II	Inshore of the COLREGS lines in NC
	<i>Southeast Atlantic gillnet</i>	II	Waters south of a line extending east from the NC/SC border to the EEZ, & east of the fishery management council demarcation line between the Atlantic Ocean/Gulf of Mexico. Excludes shark gillnetting effort using 5-inch or greater stretched mesh south of the SC/GA border.
	<i>Southeastern U.S. Atlantic shark gillnet (≥ 5 inch stretched mesh)</i>	II	Waters south of line extending east from the SC/GA border to the EEZ.
	<i>Gulf of Mexico gillnet</i>	II	Waters west of fishery management council demarcation line between the Atlantic Ocean/Gulf of Mexico & north of U.S./Mexico border.
	<i>High Seas Atlantic highly migratory species drift gillnet</i>	II	On the High Seas - waters outside of the EEZ.
<b>Traps and Pots</b>	<i>Northeast/Mid-Atlantic American lobster trap/pot</i>	I	Atlantic inshore & offshore waters
	<i>Atlantic mixed species trap/pot</i>	II	U.S./Canada border south through the waters east of the fishery management demarcation line between the Atlantic Ocean & Gulf of Mexico. Excludes other Category I, II, & III trap/pot fisheries already appearing on the List of Fisheries.
	<i>Atlantic blue crab trap/pot</i>	II	From south shore of Long Island, NY at 72° 30' W long. fishery management council demarcation line through the Atlantic Ocean/Gulf of Mexico - includes estuarine, coastal, & offshore waters.
	<i>Southeastern U.S. Atlantic, Gulf of Mexico stone crab trap/pot</i>	II	Includes all estuarine, coastal, & offshore waters in the Atlantic from NC through FL, & in the Gulf of Mexico from FL through TX.
<b>Longline</b>	<i>Atlantic Ocean, Caribbean, Gulf of Mexico large pelagic &amp; highly migratory species longline</i>	I	Waters within Atlantic EEZ & on the High Seas (outside of the EEZ).
<b>Trawl</b>	<i>Northeast mid water trawl (including pair trawl)</i>	II	U.S./ Canada border through waters east of 70° W. long. to the intersection of the EEZ, primarily on the continental shelf & throughout the Gulf of Maine, Georges Bank, & Southern New England.
	<i>Mid-Atlantic mid-water trawl (including pair trawl &amp; flynet)</i>	II	Cape Cod, MA, to Cape Hatteras, NC, in waters west of 70° W. long. to the intersection of the EEZ & north of a line extending due east from the NC/SC border.
	<i>Northeast bottom trawl</i>	II	From the U.S/ Canada border through waters east of 70° W. long.
	<i>Mid-Atlantic bottom trawl</i>	II	Cape Cod, MA, to Cape Hatteras, NC, in waters west of 70° W. long. & north of a line extending due east from the NC/SC border.
	<i>Southeastern U.S. Atlantic, Gulf of Mexico Shrimp Trawl</i>	II	Pelagic, skimmer, or bottom trawl fisheries in the Atlantic from NC through FL, & in the Gulf of Mexico from FL through TX. Includes all estuarine, coastal, & offshore waters.
	<i>High Seas Atlantic highly migratory species trawl</i>	II	On the High Seas - waters outside of the EEZ.
<b>Seines, Pound &amp; Stop Net</b>	<i>Mid-Atlantic menhaden purse seine</i>	II	Mid-Atlantic region.
	<i>Gulf of Mexico menhaden purse seine</i>	II	Gulf of Mexico.
	<i>Mid-Atlantic haul/beach seine</i>	II	Waters west of 72°30' W long. & north of a line extending due east from the NC/SC border.
	<i>North Carolina long haul seine</i>	II	NC state waters.
	<i>Virginia pound net</i>	II	VA state waters, including inside Chesapeake Bay.
	<i>North Carolina roe mullet stop net</i>	II	Off Bogue Banks, NC.
<b>Other High Seas Fisheries</b>	<i>High Seas Atlantic highly migratory species troll</i>	II	On the High Seas- waters outside of the EEZ.
	<i>High Seas Atlantic highly migratory species pole &amp; line</i>	II	On the High Seas- waters outside of the EEZ.
	<i>High Seas Atlantic highly migratory species multipurpose vessel not included elsewhere (NEI)</i>	II	On the High Seas- waters outside of the EEZ.

\*Note the EEZ (Exclusive Economic Zone) in the U.S. typically extends 200 nautical miles from the coast.

For more detailed descriptions of each fishery, please reference the 2018 List of Fisheries available online at <http://www.nmfs.noaa.gov/pr/interactions/lof/>