

KILLER WHALE (*Orcinus orca*): Western North Atlantic Stock

STOCK DEFINITION AND GEOGRAPHIC RANGE

Killer whales are characterized as uncommon or rare in waters of the U.S. Atlantic Exclusive Economic Zone (EEZ) (Katona *et al.* 1988). The 12 killer whale sightings constituted 0.1% of the 11,156 cetacean sightings in the 1978-81 CETAP surveys (CETAP 1982). The same is true for eastern Canadian waters, where the species has been described as relatively uncommon and numerically few (Mitchell and Reeves 1988). Their distribution, however, extends from the Arctic ice-edge to the West Indies. They are normally found in small groups, although 40 animals were reported from the southern Gulf of Maine in September 1979, and 29 animals in Massachusetts Bay in August 1986 (Katona *et al.* 1988). In the U.S. Atlantic EEZ, while their occurrence is unpredictable, they do occur in fishing areas, perhaps coincident with tuna, in warm seasons (Katona *et al.* 1988; NMFS unpublished data). In an extensive analysis of historical whaling records, Reeves and Mitchell (1988) plotted the distribution of killer whales in offshore and mid-ocean areas. Their results suggest that the offshore areas need to be considered in present-day distribution, movements, and stock relationships.

Stock definition is unknown. Results from other areas (e.g., the Pacific Northwest and Norway) suggest that social structure and territoriality may be important.

POPULATION SIZE

The total number of killer whales off the eastern U.S. coast is unknown.

Minimum Population Estimate

Present data are insufficient to calculate a minimum population estimate.

Current Population Trend

There are insufficient data to determine the population trends for this species.

CURRENT AND MAXIMUM NET PRODUCTIVITY RATES

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

POTENTIAL BIOLOGICAL REMOVAL

Potential Biological Removal (PBR) is the product of minimum population size, one-half the maximum productivity rate, and a "recovery" factor (Wade and Angliss 1997). The minimum population size is unknown. 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 this stock is of unknown. PBR for the western North Atlantic killer whale is unknown because the minimum population size cannot be determined.

ANNUAL HUMAN-CAUSED MORTALITY

In 1994, one killer whale was caught in the New England multispecies sink gillnet fishery but released alive. No takes were documented in a review of Canadian gillnet and trap fisheries (Read 1994).

Fishery Information

Data on current incidental takes in U.S. fisheries are available from several sources. In 1986, NMFS established a mandatory self-reported fishery information system for large pelagic fisheries. Data files are maintained at the Southeast Fisheries Science Center (SEFSC). The Northeast Fisheries Science Center (NEFSC) Sea Sampling Observer Program was initiated in 1989, and since that year several fisheries have been covered by the program. In late

1992 and in 1993, the SEFSC provided observer coverage of pelagic longline vessels fishing off the Grand Banks (Tail of the Banks) and provides observer coverage of vessels fishing south of Cape Hatteras.

There have been no observed mortalities or serious injuries by NMFS Sea Samplers in the pelagic drift gillnet, pelagic longline, pelagic pair trawl, New England multispecies sink gillnet, mid-Atlantic coastal sink gillnet, and North Atlantic bottom trawl fisheries.

STATUS OF STOCK

The status of killer whales relative to OSP in U.S. Atlantic EEZ is unknown. Because there are no observed mortalities or serious injury between 1990 and 1995, the total fishery-related mortality and serious injury for this stock is considered insignificant and approaching zero mortality and serious injury rate. The species is not listed as threatened or endangered under the Endangered Species Act. In Canada, the Cetacean Protection Regulations of 1982, promulgated under the standing Fisheries Act, prohibit the catching or harassment of all cetacean species. There are insufficient data to determine the population trends for this species. This is not a strategic stock because, although PBR could not be calculated, there is no evidence of human-induced mortality.

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