



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
NORTHEAST REGION
55 Great Republic Drive
Gloucester, MA 01930-2276

July 20, 2011

Effective July 21, 2011: New Measures under Amendment 15 (Amendment 15) to the Atlantic Sea Scallop Fishery Management Plan (Scallop FMP)

Effective August 1, 2011: New Measures under Framework 22 to the Scallop FMP (Framework 22)

To explain what the new Scallop Amendment 15 and Framework 22 measures mean to you, we have divided this letter into three sections:

- **Section 1:** Measures that apply to all scallop vessels (i.e., both limited access (LA) and limited access general category (LAGC) scallop permits (Page 2)
- **Section 2:** Measures that apply to vessels with LA scallop permits (Page 5)
- **Section 3:** Measures that apply to vessels with LAGC scallop permits (Page 10)

This summary is not a substitute for the actual regulations. We encourage you to review the full text of the regulations, available at <http://www.nero.noaa.gov>.

Questions You May Have

When are the measures in this letter effective?

Unless otherwise indicated, these measures are effective on July 21, 2011. As noted throughout this letter, allocation adjustments, including days-at-sea (DAS), individual fishing quota (IFQ), and access area trips, are effective 0001 hours, August 1, 2011.

Are there other details that you have not described in this letter?

We have summarized only the new measures that are essential to your day-to-day fishing operations for the remainder of fishing year (FY) 2011. If you want to learn more about other measures and details in Amendment 15 and Framework 22, we have posted additional information on our website at: <http://www.nero.noaa.gov/sfd/sfdscallop.html>.

Who can I call if I have a question about any of the measures?

Please call our Sustainable Fisheries Division staff at (978) 281-9315. They can answer your questions or direct you to other Northeast Regional Office staff that can.

Sincerely,

Patricia A. Kurkul
Regional Administrator

This small entity compliance guide complies with section 212 of the Small Business Regulatory Enforcement and Fairness Act of 1996.



SECTION 1: MEASURES THAT APPLY TO ALL SCALLOP VESSELS

YELLOWTAIL FLOUNDER (YTF) ALLOCATIONS TO THE SCALLOP FISHERY

Effective 0001 hours, August 1, 2011, the FY 2011 YTF annual catch limits (ACLs) and total allowable catches (TACs) are as follows:

YTF Stock	Total YTF ACL (lb)	Scallop Access Area YTF TAC (lb)	Scallop YTF sub-ACL (lb)
Georges Bank (GB)	3,121,746	306,000	442,688
Southern New England (SNE)/Mid-Atlantic (MA)	1,413,163	N/A	180,779

If the GB YTF access area TAC is reached, the Closed Area I (CAI) and Closed Area II (CAII) access areas will close to all vessels fishing for scallops for the remainder of FY 2011. Updates on the status of the FY 2011 scallop fishery YTF access area TACs can be found at: www.nero.noaa.gov/ro/fso/scal.html.

In addition, the scallop fishery is limited in the total amount of YTF that can be taken in the GB and SNE/MA YTF stock areas (See the ACL values in the table above), which includes the YTF TAC in access areas located in the stock area (See Attachment 1 for YTF stock area coordinates). Therefore, for FY 2011, the fishery is limited to 442,688 lb of GB YTF, which includes any of the 306,000 lb of YTF caught in the CAI and CAII access areas. The access areas will close if the applicable YTF TAC is caught, but the stock areas are not closed within that same FY if the YTF sub-ACL is exceeded. Instead, an area closure will take effect in the following year for a period of time that is based on the amount of the YTF sub-ACL overage.

No Discarding of YTF on LA Scallop Trips

A LA scallop vessel on a declared scallop trip (i.e., access area or DAS trip) may not discard any YTF that meet the minimum size restrictions (currently 13 inches). A vessel fishing under its LAGC scallop permit is not allowed to retain YTF or any other Northeast multispecies.

Monitoring the YTF Sub-ACL

In order to more effectively monitor YTF bycatch, the daily vessel monitoring system (VMS) catch report is required for all scallop trips in all areas for LA and IFQ scallop vessels. Each of these vessels must report YTF caught (kept and discarded) and all other species kept. Each vessel is required to submit VMS catch reports every day by 9:00 am of the day following the day on which fishing occurred, consistent with access area catch reporting.

This is the layout of the new VMS scallop catch report. It may appear differently depending on the manufacturer of your VMS. If the information on your catch report is different than below, you may need to update your VMS software. If so, please call the Northeast VMS Team at (978) 281-9149.

SCALLOP CATCH REPORT

This report is required by all limited access scallop and LAGC IFQ vessels on all declared scallop trips ONLY when fishing in the Georges Bank Yellowtail Flounder Stock Area (GB YT) and the Southern New England/Mid-Atlantic Yellowtail Flounder Stock Area (SNE/MA YT). For each day of a declared trip, this report must be submitted by 9 AM the following day. Negative reports (0 lb) must be submitted when no fish were caught.

Note: The VTR serial number must be the same number reported to the seafood dealer receiving the landings at the end of the trip. If you use multiple pages of the VTR on the trip, record the serial number from the first VTR page used.

Vessel Trip Report (VTR) Serial Number: _____
 Date fish caught: Month (01-12) _____
 Day (01-31) _____

SPECIES	GB YT	SNE/MA YT
=====		
Scallop Meats Kept (lbs)	_____	_____
Yellowtail Kept (lbs)	_____	_____
Yellowtail Discarded (lbs)	_____	_____
All <u>Other</u> * Fish Kept (lbs)	_____	_____
* exclude Scallop and Yellowtail		

INDUSTRY-FUNDED OBSERVER PROGRAM

Observer Set-Aside TACs:

Area	Observer Set-Aside (lb)
Hudson Canyon (HC)	74,445
Delmarva (DMV)	74,445*
CAI	111,540
CAII	35,060
Open Area	136 DAS*

* These Framework 22 set-aside amounts are slightly higher than those effective on March 1, 2011. Observer set-aside harvested in open areas and in DMV between March 1, 2011, and August 1, 2011, will be deducted from the appropriate set-asides above.

The owner, operator or vessel manager of a limited access scallop vessel or LAGC scallop vessel must comply with observer notification procedures (details in Attachment 2), as follows:

- LA Vessels: Notification prior to all open area and access area trips.
- LAGC vessels: Notification prior to all access area trips.

Observer Set-Aside Compensation Rate

The compensation rates in effect for open area DAS, CAI, CAII, and HC for scallop vessels that carry an observer on scallop trips are provided below. We will continue to monitor the condition of the fishery in open areas and access areas to determine whether the compensation rate needs adjustment.

Compensation Rate for LA Vessels

- 0.08 DAS per DAS fished for open area DAS trips (i.e., vessels will be charged 0.92 DAS per DAS fished with an observer onboard).
- 180 lb per day, or part of a day, for CAI, CAII, HC, and DMV trips.

Compensation Rate for LAGC IFQ Vessels

- 180 lb per trip for CAI, HC, and DMV trips.

Amendment 15 and Framework 22 include the following additional measures that we have not described in this letter. For more information on these provisions, please see the information posted on our scallop fishery web page: <http://www.nero.noaa.gov/sfd/sfdscallop.html>, or call us at 978-281-9315 to request a copy of additional information.

- Annual Catch Limit Management Structure;
- Modification of the Essential Fish Habitat Closed Areas (these are reflected in the coordinates for the Access Areas provided in Attachment 1);
- New Overfishing Definition;
- Additions to the list of measures that can be adjusted through framework adjustments;
- Establishing third-year default measures through the biennial framework process;
- Changes to the scallop RSA program; and
- Fishery quotas and management measures for FY 2012 and FY 2013.

SECTION 2: MEASURES THAT APPLY TO LIMITED ACCESS SCALLOP VESSELS

LA FLEET-WIDE ALLOCATIONS AND ACCOUNTABILITY MEASURES FOR FY 2011

- In FY 2011, 47,248,055 lb of scallops is allocated to the LA scallop fleet, and is used to set DAS and access area trip allocations. This target quota is called an annual catch target (ACT).
- Although this is the targeted fleet-wide quota, there is a possibility that the fleet may exceed this allocation. For example, vessels may land more scallops than estimated on a DAS trip.
- To account for this, the LA fleet is also allocated an annual catch limit (ACL) that is higher than the targeted quota. If the ACL is exceeded, this will result in new measures in the following FY to account for the overage*, called accountability measures (AMs).
- For example, if the LA fleet exceeds the fleet's ACL of 55,014,180 lb in FY 2011, an AM will occur in FY 2012, which requires a DAS reduction for the fleet that would equal the FY 2011 overage.
- The overall DAS reduction will be distributed evenly to each vessel. Part-time and occasional deductions are proportional to the full-time deduction, representing 40 and 8 percent of the full-time DAS deduction, respectively.
- For example, assuming a 300,000-lb overage of the ACL in 2011, an open area landings-per-unit-effort (LPUE) of 2,500 lb per DAS in 2012, and 313 full-time vessels, each full time vessel's DAS would be reduced by 0.38 DAS ($300,000 \text{ lb} / 2,500 \text{ lb per DAS} = 120 \text{ lb (0.05 mt) per DAS} / 313 \text{ vessels} = 0.38 \text{ DAS per vessel}$).

*** LA Fleet AM Exception**

Even if the LA fishery exceeds its ACL, it is possible that the excess scallop landings would not cause overfishing. Working with the New England Fishery Management Council, we will review the prior year's landings and scallop resource information to determine if the higher landings resulted in a fishing mortality rate that was sufficiently low enough to help prevent overfishing. If it was, we will exempt the LA fleet from the AM for that year. The details of this provision, including the fishing mortality rate standards used to determine if the Exception should be implemented, are available on our website:

<http://www.nero.noaa.gov/sfd/sfdscallop.html>

OPEN AREA DAS ALLOCATIONS

Effective 0001 hours, August 1, 2011, the FY 2011 DAS allocations* for limited access vessels are as follows:

Full-Time	Part-Time	Occasional
32	13	3

* Allocations exclude carryover DAS

DAS Overages in FY 2011 Due to Mid-Year Implementation

The DAS allocations that took effect on the March 1, 2011, start of the FY were as follows: Full-time - 38 DAS; Part-time - 15 DAS; and Occasional - 3 DAS. If a full-time or part-time vessel used more than 32 or 13 DAS, respectively, between March 1, 2011, and August 1, 2011, the DAS overage will be deducted from the vessel's FY 2012 DAS allocation. For example, if a full-time vessel has fished 37 DAS since the start of FY 2011, 5 DAS (37 DAS-32 DAS) will be deducted from the vessel's FY 2012 allocation.

SCALLOP ACCESS AREA TRIP ALLOCATIONS

The following scallop access areas are open in FY 2011:

Access Area	Status
CAI	Open*
CAII	Open*
HC	Open*
DMV	Open

* Opens 0001 hours, August 1, 2011

● **The CAI access area has new coordinates due to the change in the essential fish habitat (EFH) closed areas. See Attachment 3 for access area and new EFH closed area coordinates and charts that show the boundaries of the areas.**

● CAI and CAII access areas close on January 31, 2012.

Occasional vessels are each allocated one access area trip in FY 2011, with a possession limit of 6,000 lb/trip, which can be taken in one of the access areas.

Part-time vessels are each allocated two access area trips in FY 2011, with a possession limit of 14,400 lb/trip, which can be taken in one of the following ways:

- Two trips in CAI;
- One trip in the CAI and one trip in CAII;
- One trip in CAI and one trip in HC;
- One trip in CAI and one trip in DMV;
- One trip in CAII and one trip in HC;
- One trip in CAII and one trip in DMV; or
- One trip in HC and one trip in DMV.

Full-time vessels are each allocated four access area trips in FY 2011, with a possession limit of 18,000 lb/trip, which are allocated to the following access areas:

- One trip into DMV;
- One trip into HC;
- One trip into CAI;
- Half of the full-time vessels will be allocated one additional trip into CAI*; and
- The other half of full-time vessels will be allocated one trip into CAII*.

* For a list of vessels and associated trip assignments for CAI and CAII, go to our website (<http://www.nero.noaa.gov/sfd/sfdscallop.html>) or request a copy by calling (978) 281-9135.

ACCESS AREA OVERAGES IN FY 2011 DUE TO MID-YEAR IMPLEMENTATION

Overages Due to Harvested Elephant Trunk (ET) Access Area Trips:

The access area trip allocations that took effect on March 1, 2011, included two trips into the ET. Effective August 1, 2011, the ET is no longer an access area and is part of the open area.

With the exception of ET FY 2010 compensation trips, which must have started on or before April 29, 2011 or else they expire, LA vessels that used ET trips between March 1, 2011, and August 1, 2011, will have DAS deducted in FY 2012. The amount of the DAS deduction is based on how much of the possession limit was landed. If the full possession limit was landed, the following DAS amounts will be deducted in FY 2012:

- Full-time vessels: 7.4 DAS
- Part-time vessels: 5.9 DAS
- Occasional vessels: 2.5 DAS

If a vessel only lands a portion of its trip's possession limit, the DAS deduction will be proportional to those landings. For example, if a full-time vessel lands 9,000 lb during a declared ET trip in FY 2011, its FY 2012 DAS allocation will be reduced by 3.7 DAS (i.e., half of the DAS that will be deducted for a full trip).

Trip Exchanges that Occurred Prior to Framework 22's Implementation:

For the full-time and part-time vessels that exchanged DMV/ET trips prior to August 1, 2011:

- The full-time vessel that received an additional ET trip through a trip exchange, and did not declare into and fish the trip, will be credited with 7.4 DAS. Similarly, a part-time vessel will be credited 5.9 DAS. If the vessel fished part of an ET trip gained through a trip exchange, those landings will be converted to DAS and deducted from any DAS credit applied to FY 2011. For example, if the full-time vessel fished half of its traded ET trip (9,000 lb), it would only be credited with 3.7 DAS (i.e., half of the full DAS conversion).
- The full-time vessel that received an additional DMV trip through a trip exchange, resulting in an unintended FY 2011 allocation of five trips, must give up one trip in FY 2011 so that it receives the same number of FY 2011 access area trips as all other full-time vessels (i.e., four trips). For any vessel to which this applies, we will soon send a notification letter to the owner to provide an opportunity to select the area from which the trip will be deducted. We will assign the area if the vessel owner fails to respond within 30 days.

OPEN AREA DAS ADJUSTMENTS IF THE YTF GB ACCESS AREA TAC IS ATTAINED

If the scallop fishery's GB YTF TAC is harvested in CAI, CAII, or both, CAI and CAII will close to scallop fishing for the remainder of FY 2011. If this occurs, a LA vessel with unutilized

trip(s) in CAI and/or CAII will receive additional open area DAS, as specified below. A vessel with broken trip compensation trip(s) will be issued additional DAS in proportion to the unharvested possession limit (e.g., if half the possession limit remains, vessels would receive half of the DAS credit listed below). Part-time and occasional vessels that have one or more access area trips that can be taken in the HC area will not be issued additional DAS.

Permit Category	CAI	CAII
Full-time	4.3 DAS	5.7 DAS
Part-time	3.4 DAS	4.5 DAS
Occasional	1.4 DAS	1.9 DAS

MID-ATLANTIC ACCESS AREA TRIP RESTRICTIONS FOR FULL-TIME AND PART-TIME VESSELS TO PROTECT SEA TURTLES

- Full-time and part-time vessels are restricted to fishing up to the equivalent of one trip from June 15, 2011, through October 31, 2011 (“the trip restriction window”) in DMV and HC, combined.
- To provide more flexibility to a full-time vessel, the full-time vessel may fish up to the equivalent of two trips during the trip restriction window if, due to trips exchanges, its entire access area trip allocation consists of Mid-Atlantic trips.
- Because a vessel operator does not always land the full possession limit on a single trip and may be authorized to take a compensation trip for a previously terminated trip, this restriction is implemented in terms of trip equivalents based on pounds landed. The table below outlines the “poundage limits,” equivalent to full trips by permit category that can be landed from DMV and HC (combined) during the trip restriction window.

Full-Time Vessels	Full-Time Vessels with 4 Mid-Atlantic Access Area Trips Gained through Trip Exchanges	Part-Time Vessels
18,000 lb (equivalent of 1 full trip)	36,000 lb (equivalent of 2 full trips)	14,400 lb (equivalent of 1 full trip)

- Once a vessel has reached its poundage limit during the trip restriction window, it must wait to declare any remaining compensation trips and/or full access area trips into the HC and DMV until November 1, 2011.
- If a vessel started a trip before June 15 but ended on or after that date, or starts a trip before October 31 (i.e., started a trip on June 13, 2011, and ended the trip on June 15, 2011), all scallop landings from that trip will count towards the vessel’s poundage limit.
- The additional pounds harvested by vessels as compensation for on-board observers during trips taken within this time period will not count towards these poundage limits.
- The seasonal closures in DMV and ET are no longer in effect, and these areas will no longer close from September 1 through October 31.
- FY 2011 Mid-Year Implementation Provision: Because Framework 22 was not implemented prior to June 15, 2011, there is a chance that a vessel that has traded in extra DMV trips could have harvested more than 18,000 lb (14,000 lb for part-time vessels) in

the Mid-Atlantic access areas after June 15, 2011. If so, that vessel may not take an access area trip in FY 2012 in the Mid-Atlantic during the trip restriction window. Alternatively, a full-time vessel could make up for the overage by trading in trips in FY 2011 so that it has a total of four trips allocated into the Mid-Atlantic access areas and continue to fish up to a maximum of 36,000 lb.

FY 2011 PAYBACK MEASURES FOR FY 2010 OVERAGES

Last year, Framework Adjustment 21 to the FMP (Framework 21), which set the final FY 2010 scallop allocations, was not implemented until June 28, 2010. As a result, Framework 21 also included a number of payback measures in case vessels went over their final FY 2010 allocations. There are a few vessels that will soon be receiving letters regarding FY 2011 allocation adjustments due to FY 2010 overages.

SECTION 3: MEASURES THAT APPLY TO VESSELS WITH LAGC PERMITS

LAGC IFQ ALLOCATIONS (Effective 0001 hours, August 1, 2011)

The IFQ allocation for a vessel without an LA scallop permit is based on the fleet's landing allocation (i.e., sub-ACL) of 2,910,800 lb.

The IFQ allocation for a vessel with IFQ and LA scallop permits is based on the fleet's sub-ACL of 291,080 lb.

We will send a separate letter to LAGC IFQ permit holders specifying their revised 2011 IFQs based on the Framework 22 IFQ sub-ACLs. The revised allocations result in increases in the TAC from the March 1, 2010, allocations (584,100 lb more for LAGC IFQ vessels and 58,410 lb more for LA vessels with LAGC IFQ permits).

LAGC IFQ Fleet-Wide Access Area Trip Allocations:

The FY 2011 LAGC fleet-wide access area trip allocations are:

Access Area	LAGC Trips
CAI*	890
HC*	593
DMV	593

* Opens 0001 hours, August 1, 2011

- **The CAI access area has new coordinates due to the change in the essential fish habitat (EFH) closed areas. See Attachment 3 for access area and new EFH closed area coordinates and charts that show the boundaries of the areas.**
- CAI closes on January 31, 2012.

LAGC IFQ ACCOUNTABILITY MEASURE

If a vessel exceeds its IFQ allocation in FY 2011, the overage will be subtracted from its FY 2012 IFQ allocation. This deduction is the AM for the LAGC IFQ fleet, but IFQ overages are also a violation of scallop fishery regulations. An IFQ transfer can balance an IFQ overage, as long as the transfer is done prior to the end of the fishing year in which the overage happened.

IFQ CARRYOVER

A LAGC IFQ vessel that has unused IFQ on the last day of February of any year may carry over up to 15 percent of the vessel's original IFQ and transferred IFQ (either temporary or permanent) into the next FY. For IFQ transferred onto another IFQ vessel, the carryover applies to the vessel that receives the transferred IFQ. The vessel that transferred a portion of its IFQ may carry over up to 15 percent of the its remaining IFQ (see Example 3 below).

	Example 1	Example 2	Example 3
Original IFQ	10,000 lb	10,000 lb	10,000 lb
Transferred IFQ	5,000 lb transferred in	5,000 lb transferred in	5,000 lb transferred out
Total Available IFQ	15,000 lb	15,000 lb	5,000 lb
Maximum Carryover	2,250 lb	2,250 lb	750 lb
IFQ Landed	12,750 lb	14,000 lb	0 lb
Carryover Issued	2,250 lb	1,000 lb	750 lb

IFQ scallop vessels that held a confirmation of permit history for an entire FY cannot carry IFQ over to the next FY.

This carryover provision applies to un-harvested IFQ from FY 2010. We will send vessel owners a separate letter with adjusted FY 2011 IFQ allocations that take into account carryover of un-harvested FY 2010 IFQ.

PERMANENT IFQ TRANSFERS SEPARATE FROM AN LAGC IFQ PERMIT

A LAGC IFQ permit holder without an LA scallop permit may now permanently transfer some or all of the IFQ quota allocation, independent of their IFQ permit and other LA permits, to another LAGC IFQ vessel. If a vessel permanently transfers its entire IFQ allocation to another IFQ vessel and retains its IFQ permit, we will adjust the vessel's IFQ percent share to 0 for future years. In the future, the vessel could transfer in IFQ from other vessels or choose to permanently give up its IFQ permit.

IFQ VESSEL CAP INCREASE TO 2.5 PERCENT

A LAGC IFQ vessel without an LA scallop permit can acquire up to 2.5 percent of the IFQ fleet's scallop landings allocation (i.e., sub-ACL), including all IFQ acquired through IFQ transfers. IFQ that is carried over would not count towards to the vessel's IFQ accumulation limit. This provision does not apply to a vessel with an LAGC IFQ and LA permit because it may not acquire or lease in any additional IFQ.

LAGC NORTHERN GULF OF MAINE (NGOM) MANAGEMENT AREA TAC

The NGOM TAC for FY 2011 is 70,000 lb.

If this TAC is reached, the area will close to all scallop fishing for the remainder of the FY. Please note that any IFQ-permitted vessel declared into the NGOM fishery must adhere to the lower NGOM possession limit (see below). Landings by an IFQ-permitted vessel declared into the NGOM will be counted against both the NGOM TAC and the vessel's IFQ.

LAGC SCALLOP INCIDENTAL CATCH TARGET TAC (TTAC)

The incidental catch TTAC for FY 2011 is 50,000 lb.

Incidental landings are compared to the TTAC after FY 2011 is completed, and future management measures may be adjusted if the TTAC is exceeded.

LAGC SCALLOP POSSESSION LIMITS

LAGC vessels may possess the following amounts of scallops:

LAGC Permit Category	Scallop Meat Possession Limit	In-Shell Possession Limit Shoreward of VMS Line	In-shell Possession Limit Seaward of VMS Line
IFQ – Not declared into the Access Area Program	600 lb	75 U.S. bu	100 U.S. bu
IFQ – Declared into the Access Area Program	600 lb [†]	50 U.S. bu	50 U.S. bu (100 bu only while inside access area)
NGOM	200 lb	25 U.S. bu	50 U.S. bu
Incidental	40 lb	5 U.S. bu	10 U.S. bu

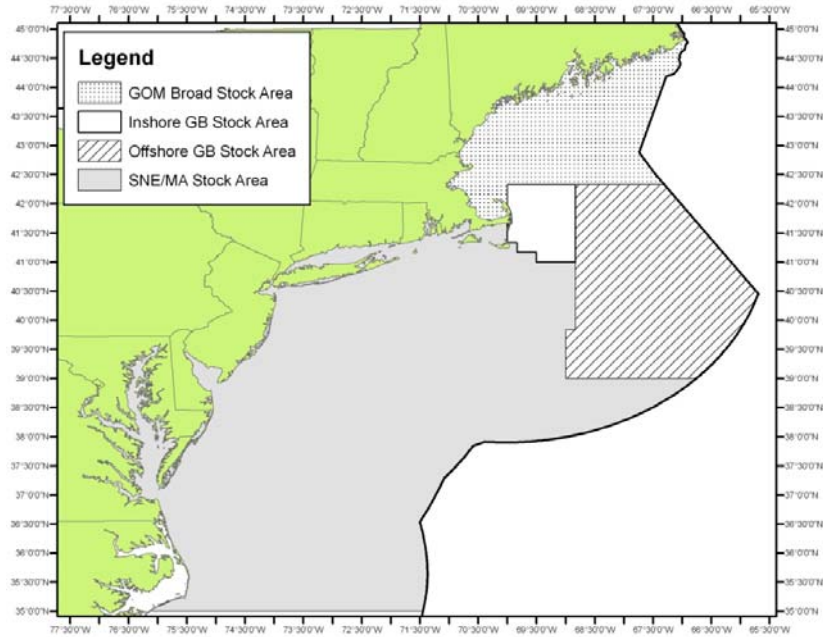
[†] An IFQ-permitted vessel on a declared access area trip may possess up to 780 lb of shucked scallops if it is carrying an observer and the observer set-aside for that particular access area is available to harvest.

LAGC CALENDAR DAY LANDING RESTRICTIONS

A LAGC vessel is prohibited from landing scallops more than once per calendar day. For example, an LAGC vessel that lands scallops on Monday may depart on a second trip on the same day it landed scallops (Monday), but cannot land additional scallops until Tuesday.

Attachment 1: Stock Areas for Yellowtail Reporting

The following chart shows the stock areas applicable to the yellowtail sub-ACLs. For the scallop fishery, the Inshore and Offshore GB yellowtail stocks are combined. There is no sub-ACL for the Gulf of Maine yellowtail stock.



GOM Stock Area

Point	N. latitude	W. longitude
G1	(¹)	(¹)
CI13	(¹)	67°20'
G6	42°20'	67°20'
G10	42°20'	70°00'
G9	(²)	70°00'

¹The intersection of the shoreline and the U.S.-Canada maritime boundary.

²The intersection of the Cape Cod, MA, coastline and 70°00' W. long.

Inshore GB Stock Area 2

Point	N. latitude	W. longitude
G9	(²)	70°00'
G10	42°20'	70°00'
IGB1	42°20'	68°50'
IGB2	41°00'	68°50'
IGB3	41°00'	69°30'
IGB4	41°10'	69°30'
IGB5	41°10'	69°50'
IGB6	41°20'	69°50'
IGB7	41°20'	70°00'
G12	(²)	70°00'

¹The intersection of the Cape Cod, MA, coastline and 70°00' W. long.

²South-facing shoreline of Cape Cod, MA.

Offshore GB Stock Area 3

Point	N. latitude	W. longitude
IGB1	42°20'	68°50'
G6	42°20'	67°20'
CII3	(¹)	67°20'
SNE2	39°00'	(¹)
SNE3	39°00'	69°00'
SNE4	39°50'	69°00'
SNE5	39°50'	68°50'
IGB1	42°20'	68°50'

¹The U.S.-Canada maritime boundary as it intersects with the EEZ.

SNE/MA Stock Area 4

Point	N. latitude	W. longitude
G12	(¹)	70°00'
IGB7	41°20'	70°00'
IGB6	41°20'	69°50'
IGB5	41°10'	69°50'
IGB4	41°10'	69°30'
IGB3	41°00'	69°30'
IGB2	41°00'	68°50'
SNE4	39°50'	68°50'
SNE3	39°50'	69°00'
SNE5	39°00'	69°00'
SNE6	39°00'	(²)

¹South-facing shoreline of Cape Cod, MA.

²The U.S.-Canada maritime boundary as it intersects with the EEZ.

Attachment 2 – Industry-Funded Scallop Observer Program Call-In Guide

Limited Access (LA) Vessels: Call for both Open Area and Access Area trips. 72 hours notice before the intended sail date is required and notice should be no more than 10 days prior to sail date.

LA General Category Vessels: Call for Access Area trips only. Notify weekly and call by Thursday if you expect to make any trips in an Access Area from Sunday through Saturday of the following week.

STEP I – CALL (508) 495-2100

1. **Press 1** to report a trip and follow the telephone message prompts.

2. **Gear type:**

1	Scallop Dredge	2	Scallop Trawl
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3. **Permit type:**

1	Limited Access	2	General Category
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4. **Fishing Area:**

2	Closed Area II Access Area	5	Georges Bank Open Area
3	Hudson Canyon Access Area	7	Closed Area I Access Area
4	Mid-Atlantic Open Area	8	Delmarva Access Area

5. **Phone Number:** enter your 10 digit phone number (DO NOT use ‘1’ before the area code)

6. **Permit number:** enter your 6 digit permit number

7. **Name:** please speak clearly, first and last name, then press # key

8. **Port sailing from:** please speak clearly the port name, including city and state, then press # key

9. **Date of sailing:** please speak clearly the month, day, and year, then press # key; for General Category, use the date for Sunday starting that week.

You will receive a **trip confirmation number** for each call (trip calls for limited access trips, and weekly calls for general category trips). An email transmission from the National Marine Fisheries Service (NMFS) will be sent to your email address(s) within 24 hours and will either issue a ‘waiver’ or notify you that an observer must be hired for the trip. If you are issued a waiver, you may begin your trip(s). If you receive an observer notice, please follow the instructions in Step II. **If you do not receive VMS notification within 24 hours, contact the NMFS Vessel Call-in Coordinator (508) 495 – 2188 or (508) 560 – 3550 (cell)**

STEP II - OBSERVER PROVIDER 48-HOURS PRIOR TO TRIP

If selected for observer coverage you MUST provide 48 hours notice to observer providers. The 48 hour notice is required for each provider when contacting them to hire an observer for your trip. The observer provider may take up to 18 hours to get back to you on observer availability. General Category vessels that are selected for coverage are required to carry an observer on up to 2 trips during the week.

It is required to call all observer providers before requesting a waiver.

Current Industry Funded Scallop Observer providers are:

A.I.S. Inc. (508) 990-9057
 East West Technical Services Inc. (860) 223-5165
 Fathom Research LLC. (508) 990 - 0997

Please call the NMFS Vessel Call-in Coordinator at (508) 495-2188 or (508) 560-3550 (cell) if:

1. There are no observers available from any of the providers and you would like to request a waiver.
2. You are cancelling your trip or your trip has been delayed more than 48 hours beyond the intended sail date.
3. Any other extenuating circumstances.

This summary is not a substitute for the actual regulations. The full text of the regulations is available at <http://www.nero.noaa.gov> or call the Northeast Regional Office at (978) 281-9315.

OMB Control 0648-0546, Expires: July 31, 2011. Notwithstanding any provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number

Attachment 3 – Area Coordinates

Hudson Canyon Access Area (HC)

Point	Latitude	Longitude
H1	39°30' N.	73°10' W.
H2	39°30' N.	72°30' W.
H3	38°30' N.	73°30' W.
H4	38°50' N.	73°30' W.
H5	38°50' N.	73°42' W.
H1	39°30' N.	73°10' W.

Delmarva Sea Scallop Access Area (DMV)

Point	Latitude	Longitude
DMV1	38°10' N.	74°50' W.
DMV2	38°10' N.	74°00' W.
DMV3	37°15' N.	74°00' W.
DMV4	37°15' N.	74°50' W.
DMV1	38°10' N.	74°50' W.

Closed Area II Sea Scallop Access Area (CAII) [Corrected]

Point	Latitude	Longitude
CAIIA1	41°00' N.	67°20' W.
CAIIA2	41°00' N.	66°35.8' W.
CAIIA3	41°18.6' N.	66°24.8' W.
CAIIA4	41°30' N.	66°34.8' W.
CAIIA5	41°30' N.	67°20' W.
CAIIA1	41°00' N.	67°20' W.

Closed Area I Sea Scallop Access Area (CAI) [Corrected]

Point	Latitude	Longitude
CAIA1	41°26' N.	68°30' W.
CAIA2	40°58' N.	68°30' W.
CAIA3	40°55' N.	68°53' W.
CAIA4	41°04.5' N.	69°01' W.
CAIA1	41°26' N.	68°30' W.

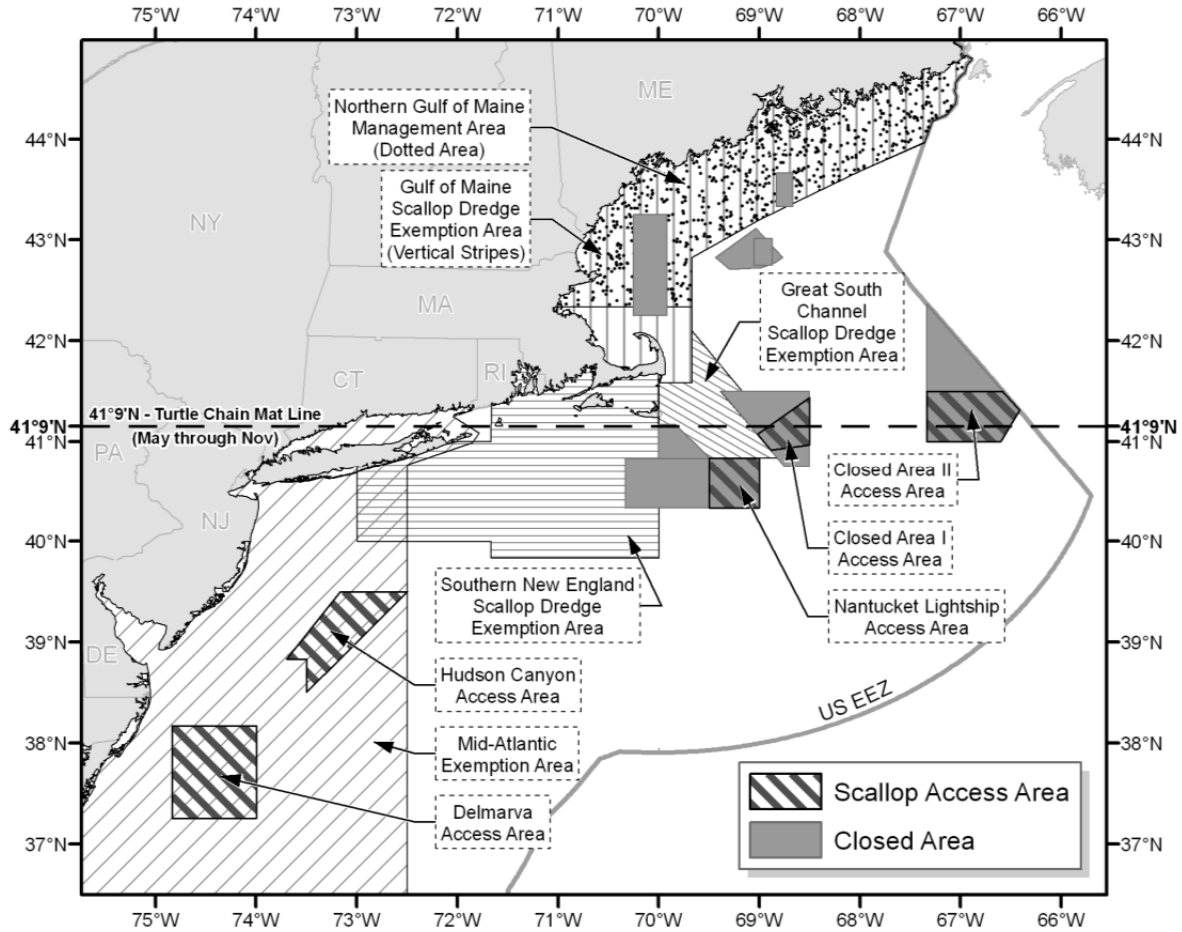
Nantucket Lightship Sea Scallop Access Area (NLS) (Closed in FY 2011)

Point	Latitude	Longitude
NLAA1	40°50' N.	69°30' W.
NLAA2	40°50' N.	69°00' W.
NLAA3	40°20' N	69°00' W.
NLAA4	40°20' N	69°30' W.
NLAA1	40°50' N	69°30' W.

Northern Gulf of Maine Scallop Management Area (NGOM)

Point	Latitude	Longitude
NGOM1	42°20' N.	Massachusetts Shoreline
NGOM2	42°20' N.	69°40' W.
NGOM3	42°49.5' N.	69°40' W.
NGOM4	43°12' N.	69°00' W.
NGOM5	43°41' N.	68°00' W.
G2	43°58' N.	67°22' W.
G1	(¹)	(¹)

¹Northward along the irregular U.S.-Canada maritime boundary to the shoreline



Scallop Dredge Chain Mat Requirement

From May 1 through November 30 of each year, a scallop vessel using dredges must use chain mats when fishing south of 41° 9' N. lat. from the shoreline to the outer boundary of the Exclusive Economic Zone, as shown in the map above.