



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

Small Entity Compliance Guide


This letter informs you that, effective 0001 hrs local time, **September 14, 2010**, vessels issued Federal permits for Atlantic herring may not fish for, catch, possess, or land more than 2,000 pounds of Atlantic herring in or from Area 1B per trip or calendar day through 2400 hours, December 31, 2010, except vessels may transit or land herring in Area 1B with more than 2,000 lb of herring on board, provided such herring were not caught in Area 1B, and provided all fishing gear is stowed and not available for immediate use, as required by 50 CFR 648.23(b). This catch limit restriction will cease at 0001 hours, January 1, 2011, at which time the Area 1B total allowable catch (TAC) for the 2011 Atlantic herring fishery will become available.

The regulations at 50 CFR 648.201 require NOAA's National Marine Fisheries Service to take this action in Area 1B in the Exclusive Economic Zone when the harvest of Atlantic herring is projected to reach 95 percent of the TAC allocated to that area. I have determined, based on best available data, that 95 percent of the 4,362 mt Area 1B commercial TAC has been harvested.

Effective September 14, 2010, federally permitted dealers are also advised that they may not purchase Atlantic herring from federally permitted Atlantic herring vessels that harvest more than 2,000 lb (907.2 kg) of Atlantic herring from Area 1B through 2400 hrs local time, December 31, 2010.

You may also receive permit holder letters, including closure notices, by e-mail by clicking on "Permit Holder Letters" on our website at <http://www.nero.noaa.gov>; or via fax by providing a fax number through a written request to the above address, or by faxing your request to 978-281-9135.¹

Sincerely,


Patricia A. Kurkul
Patricia A. Kurkul
Regional Administrator

¹This small entity compliance guide complies with section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996.

