



U.S. Department of Commerce
 NOAA/National Marine Fisheries Service
 55 Great Republic Drive
 Gloucester, MA 01930-2298
 Tel: (978) 282-8483

**Application to Transfer
 Surfclam / Ocean Quahog
 Individual Transferable Quota (ITQ)
 Fishing Year 2020
 January 1, 2020 – December 31, 2020**

Section A – Type of Transfer Requested

Temporary Transfer of Cage Tags

Permanent Transfer of ITQ Quota Share

Transfer quota share including all cage tags for the current fishing year

Transfer quota share only, not cage tags for the current fishing year
 (transfer is effective for the following fishing year)

Section B – Transfer Details

| | Beginning Tag Number | Ending Tag Number | Total Tags |
|---------------|----------------------|-------------------|------------|
| Tag Series 1: | | | |
| Tag Series 2: | | | |
| Tag Series 3 | | | |

Additional transaction details

Total price paid, including all fees:

Broker fees, if applicable:

Is this transfer part of a long-term (more than 1 year) contract? No Yes Contract duration: _____

Note: Temporary tag transfers only apply to the current fishing year. Any future transfer would require a separate transfer application.

Is the contract based on a fixed price, or a market-based flexible price? Fixed price Flexible price NA

Specify any other conditions on this transfer (e.g. harvester must sell clams to a specific processor, right of first refusal on future transfers, etc.).

Section C – Transferor (Seller) Certification

Name of Permit Holder:

ITQ Permit Number:

Under penalty of perjury, I hereby declare that I, the undersigned, am authorized to certify this application on behalf of the transferor and completed this form, and the information contained is true, correct, and complete to the best of my knowledge and belief. (18 U.S.C. § 1001)

Signature:

Date:

Print Name:

Section D – Transferee (Buyer) Certification

| | |
|--|--------------------|
| Name of Permit Holder: | ITQ Permit Number: |
| Under penalty of perjury, I hereby declare that I, the undersigned, am authorized to certify this application on behalf of the transferee and completed this form, and the information contained is true, correct, and complete to the best of my knowledge and belief. (18 U.S.C. § 1001) | |
| Signature: | Date: |
| Print Name: | |

To avoid delay in processing, please include all information requested.

PAPERWORK REDUCTION ACT STATEMENT: Public reporting burden for this collection of information is estimated to average 5 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the information. Send comments regarding this burden estimate or any other suggestions for reducing this burden to the Assistant Regional Administrator, Sustainable Fisheries Division, NOAA National Marine Fisheries Service, 55 Great Republic Drive, Gloucester, MA 01930.

Permit holder name, address, phone, and permit information will be released via a NOAA Fisheries website. All other data submitted will be handled as confidential in accordance with section 402(b) of the Magnuson-Stevens Act and NOAA Administrative Order 216-100, Protection of Confidential Fisheries Statistics. Notwithstanding any other provisions of the law, no person is required to respond to, nor shall any person be subjected 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.

Privacy Act Statement

Authority: The collection of this information is authorized under the Magnuson-Stevens Fishery Conservation and Management Act, 16 U.S.C. 1801 *et seq.*

Purpose: In order to manage U.S. fisheries, the NOAA National Marine Fisheries Service (NMFS) requires the use of permits or registrations by participants in the United States. Information on NMFS permit applicants and renewing holders includes vessel owner contact information, date of birth, and vessel descriptive information. Permit holder information may be used as sampling frames for surveys, as part of Fishery Management Council (FMC) analysis to support FMC decisions.

Routine Uses: The Department will use this information to determine permit eligibility and to identify fishery participants. Disclosure of this information is permitted under the Privacy Act of 1974 (5 U.S.C. Section 552a), to be shared within NMFS offices, in order to coordinate monitoring and management of sustainability of fisheries and protected resources, as well as with the applicable State or Regional Marine Fisheries Commissions and International Organizations. Disclosure of this information is also subject to all of the published routine uses as identified in the Privacy Act System of Records Notice [COMMERCE/NOAA-19](#), Permits and Registrations for the United States Federally Regulated Fisheries.

Disclosure: Furnishing this information is voluntary; however, failure to provide complete and accurate information will prevent the determination of eligibility for a permit.

Instructions – Application to Transfer Surfclam / Ocean Quahog ITQ

If you wish to transfer surfclam or ocean quahog ITQ by temporary lease of cage tags or permanent transfer of quota share, both parties must be issued a current ITQ permit for the appropriate fishery. To obtain a surfclam or ocean quahog ITQ permit, submit a completed ITQ permit application along with a completed ITQ ownership form. A surfclam or ocean quahog ITQ permit, once issued, will authorize you to participate in an ITQ transfer of either cage tags or quota share.

SECTION A – Type of transfer requested

Temporary transfer: Transfers cage tags but does not affect the underlying quota share.

Permanent transfer: Transfers the underlying quota share, so that future cage tags would be issued to the new quota shareholder. Permanent transfers of quota share may or may not include the cage tags for the current fishing year. Be sure to check the appropriate box.

SECTION B – Transfer Details

Provide details of the allocation to be transferred. Temporary transfers and permanent transfers that include all cage tags should list the full range of tag numbers being transferred. Permanent transfers without the associated cage tags may list a number of tags to be transferred, or a percentage of the transferor's total quota share. A permanent transfer based on a number of tags will be converted to a quota share percentage based on the current fishing year quota. Future cage tag allocations may change based on any changes to the commercial quota. Additional questions about this transaction have been added to address a request from the Mid-Atlantic Fishery Management Council. Complete all applicable fields. Please note: Tag transfers are only good for the current fishing year. NMFS will not automatically transfer any tags in the future without another completed transfer application, even if you indicate the current tag transfer is part of a multi-year contract.

SECTION C – Transferor Certification

Provide the name and ITQ permit number of transferor. **Please sign the form. Unsigned or incomplete applications will be returned.** Your signature is an affirmation under penalty of perjury, that all the information provided in obtaining this permit is true (18 U.S.C. § 1001).

SECTION D – Transferee Certification

Provide the name and ITQ permit number of the transferee. **Please sign the form. Unsigned or incomplete applications will be returned.** Your signature is an affirmation under penalty of perjury, that all the information provided in obtaining this permit is true (18 U.S.C. § 1001).

When completed, submit the application to the following address:

NOAA's National Marine Fisheries Service
Greater Atlantic Regional Fisheries Office
Attn: Permits
55 Great Republic Drive
Gloucester, MA 01930

For questions, please call 978-282-8483