

## Amendment 113 to the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area

1. In the Executive Summary, Table ES-2, add new row “Aleutian Islands Catcher Vessel Harvest Set-Aside” below “Retention and Utilization Requirements” to read as follows:

<b>Aleutian Islands Catcher Vessel Harvest Set-Aside</b>	Under certain conditions, up to five thousand metric tons of the AI Pacific cod TAC (excluding CDQ) is reserved exclusively for harvest by vessels directed fishing for AI Pacific cod and delivering their catch for processing by AI shoreplants west of 170 degrees W. long. from January 1 through March 15.
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2. In section 3.2.3.4.3, under subheading “3) Pacific cod”, change subheading “C) Seasonal Allocations” to read “B) Seasonal Allocations”.
3. In section 3.2.3.4.3, under subheading “3) Pacific cod”, add a new subsection titled “C) Bering Sea Trawl CV A-Season Sector Limitation”, and include the following text in that subsection:

If the Aleutian Islands Catcher Vessel Harvest Set-Aside in section 3.6.5 is in effect, the trawl CV sector may not catch more than an amount that is equal to the sector’s A-season Pacific cod allocation minus the lesser of either the AI non-CDQ Pacific cod directed fishing allowance or 5,000 mt in the Bering Sea subarea before March 21.

The Bering Sea Trawl CV A-Season Sector Limitation will be removed prior to March 21 if less than 1,000 mt of the Aleutian Islands Catcher Vessel Harvest Set-Aside has been landed at Aleutian Islands shoreplants by February 28, or if the Aleutian Islands Catcher Vessel Harvest Set-Aside is harvested and landed at Aleutian Islands shoreplants prior to March 15 and the sector has some A-season allocation remaining.

4. Add a new subsection at the end of section 3.6, “Catch Restrictions”, to be titled “3.6.5 Aleutian Islands Catcher Vessel Harvest Set-Aside”. Insert the following text in that subsection:

For purposes of the Aleutian Islands Catcher Vessel Harvest Set-Aside, “Aleutian Islands shoreplant” means a processing facility physically located on land west of 170 degrees W. long.

Under certain conditions, up to 5,000 mt of the AI non-CDQ Pacific cod directed fishing allowance is reserved exclusively for harvest by vessels directed fishing for AI Pacific cod for processing by Aleutian Islands shoreplants from January 1 until March 15. This exclusive harvest reservation is the Aleutian Islands Catcher Vessel Harvest Set-Aside. Any amount of the AI non-CDQ Pacific cod directed fishing allowance in excess of the Aleutian Islands Catcher Vessel Harvest Set-Aside is available for harvest by all non-CDQ sectors with available A-season allocations of Pacific cod and can be processed by any eligible processor.

If the entire set-aside is harvested and delivered prior to March 15, the Bering Sea Trawl CV A-Season Sector Limitation and Aleutian Islands CV Harvest Set-Aside shall be lifted. The Aleutian Islands CV Harvest Set-Aside ends at noon on March 15 even if the entire set-aside has not been harvested and delivered to Aleutian Islands shoreplants. When the set-aside ends, any remaining Aleutian Islands DFA is available for harvest by any non-CDQ fishery sector with remaining A-season allocation, and the harvest may be delivered to any eligible processor.

If less than 1,000 mt of the Aleutian Islands Catcher Vessel Harvest Set-Aside has been landed at

Aleutian Islands shoreplants by February 28, the Aleutian Islands Catcher Vessel Harvest Set-Aside is suspended for the remainder of the year.

Either the City of Adak or the City of Atka must annually notify NMFS of their intent to process AI Pacific cod in the upcoming year. Regulations implementing the Aleutian Islands Catcher Vessel Harvest Set-Aside will specify the date and method by which the City of Adak or the City of Atka must notify NMFS. The Aleutian Islands Catcher Vessel Harvest Set-Aside will be suspended for the upcoming year NMFS does not receive timely advance notice from either the City of Adak or the City of Atka of its intent to process AI Pacific cod in the upcoming year.

5. Add the following text to Appendix A in numerical order as appropriate:

Amendment 113, implemented on (*insert effective date from final rule*):

1. Reserves up to 5,000 mt of TAC in the AI non-CDQ Pacific cod fishery exclusively for harvest by vessels directed fishing for AI Pacific cod for processing by Aleutian Islands shoreplants from January 1 until March 15.
  2. Limits the amount of the trawl CV sector's BSAI Pacific cod A-season allocation that can be caught in the Bering Sea subarea before March 21.
  3. Imposes the Aleutian Islands Catcher Vessel Harvest Set-Aside if NMFS is notified in advance as specified in regulations implementing the FMP amendment and certain performance measures are met.
6. Revise the Table of Contents as appropriate.

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