

LOWER ELWHA TREATYCOUNCIL SECTION 4.6 CRAB REGULATION FOR REGION 5

The following regulation is promulgated by the Lower Elwha Treaty Council and shall govern the conduct of off-reservation commercial and subsistence Dungeness crab fisheries by the Lower Elwha Tribe in Region 5, Hood Canal. The term of this regulation is from June 17,2019 through February 28,2020, unless superseded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Tribe in Region 5 under provisions of Paragraph 4.6 of United States V. Washington, 898 F. supp. 1453 (W.D. wash.1995), as amended by the Stipulation and Order Amending Shellfish Implementation Plan, dated April 8,2002, (hereafter "implementation Order"). In the event the Region 5 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 5 Crab Harvest Management Plan.

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

REGULATION NUMBER: S19-040

DATE ADOPTED: JUNE 05,2019

REGULATION(S) SUPERSEDED: S19-037, SECTION 5 & 7 MODIFIED

CATCH AREAS: REGION 5: CATCH REPORTING AREAS 25C, 27A AND THAT PART OF AREA 27B NORTH OF AYOCK PT.

FISHERY TYPE: COMMERCIAL

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

LEGAL GEAR: AS PER REG. #S19-037

EFFECTIVE DATES: JUNE 27 THROUGH JUNE 29, 2018

DAYS/HOURS: OPEN FROM 12:00 NOON THURSDAY, JUNE 27TH THROUGH 12:00 NOON SATURDAY JUNE 29,2019.

POTS MAY ONLY BE CHECKED FROM 30 MINUTES BEFORE SUNRISE TO 30 MINUTES AFTER SUNSET EACH DAY.

OTHER RESTRICTIONS: AS PER REG. #S19-037, ADDITIONALLY:

1. LONG LINE FISHING IS NOT PERMITTED: EACH POT BEING FISHED MUST HAVE A SURFACE BUOY ATTACHED.
2. THE TOTAL COMBINED (COMMERCIAL AND SUBSISTENCE) POT LIMIT IS 35 POTS PER VESSEL AND PER FISHER IN ALL AREAS COMBINED.
3. THE SUBSISTENCE FISHERIES IN REGION 5 FOR FISHERS PARTICIPATING IN THIS COMMERCIAL OPENING WILL OPEN 30 MINUTES PRIOR TO SUNRISE ON SUNDAY JULY 1 2019.
4. ALL FISHERS PLANNING TO PARTICIPATE IN THE REGION 5 FISHERY MUST REGISTER AT THE TRIBAL FISHERIES OFFICE PRIOR TO FISHING. AT THAT TIME THE FISHER MUST REPORT THE NUMBER OF POTS TO BE USED.
5. ALL FISHERS ARE REQUIRED TO CALL IN THEIR CATCHES TO THE FISHERIES OFFICE AFTER EACH SALE OF CRAB.

6. THE WEIGHT OF ALL CRAB RECEIVED AND NOT PURCHASED FOR ANY REASON SHALL BE RECORDED AS TAKE HOME OR SPECIES CODE 20-561 ON TREATY INDIAN FISH RECEIVING TICKETS.
7. IT IS UNLAWFUL TO REMOVE FROM THE WATER OR TAMPER WITH ANOTHER FISHER'S CRAB GEAR. ANY CRAB GEAR FOUND WITHOUT LEGIBLE IDENTIFICATION MARKINGS MUST BE TURNED INTO THE TRIBAL FISHERIES OFFICE. FISHERS WISHING TO TEND THE GEAR OF ANOTHER FISHER ON A TEMPORARY BASIS MUST OBTAIN A GEAR-TENDING PERMIT SPECIFIC TO THAT FISHER, FROM THEIR TRIBAL FISHERIES OFFICE. TRIBAL FISHERIES STAFF MAY DECLINE REQUEST FOR PERMIT. PERMITS WILL BE VALID FOR A LIMITED PERIOD OF TIME. ADDITIONAL INFORMATION IS AVAILABLE FROM THE RESPECTIVE TRIBAL FISHERIES STAFF.
9. BOUY COLORS MAY BE ANY COLOR EXCEPT RED AND WHITE, NO RED AND WHITE COMBINATION OF ANY TYPE ARE PERMITTED. IF ANY PORTION OF THE BOUY IS RED, NO REMAINING PORTION MAY BE WHITE, NO REMAINING PORTION MAY BE RED.

EXPECTED EFFORT: 12 BOATS PER DAY.

JUSTIFICATIONS: HARVEST THE TREATY SHARE OF HOOD CANAL CRAB

(LOWER ELWHA FISHERIES  
760 STRATTON ROAD  
PORT ANGELES, WA 98363)