

LOWER ELWHA TREATY COUNCIL 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 The term of this regulation is from June 17, 2019 through February 28, 2020, unless superseded, and is intended to regulate the Dungeness crab harvest by the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is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 5 Crab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: S19-099

DATE ADOPTED: SEPTEMBER 23, 2019

REGULATION(S) SUPERSEDED S19-098, SECTION 5 & 7 MODIFIED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: SEPTEMBER 24 THROUGH SEPTEMBER 26, 2019

DAYS/HOURS: Cancelled until further notice.

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POTS MAY ONLY BE CHECKED FROM 30 MINUTES BEFORE SUNRISE TO  
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  
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 CLOSE 30 MINUTES AFTER SUNSET  
ON SUNDAY SEPTEMBER 22 AND REOPEN 30 MINUTES PRIOR TO SUNRISE  
ON SATURDAY SEPTEMBER 28TH.
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)