

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 The term of this regulation is from June 1,2020 through February 28,2021, unless superceded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Tribe in Region 5 under provisions of Paragraph 4.6 of United States V. Washington,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the Region 5 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superceded by a new regulation conforming to the provisions of the Region 5 Crab Harvest Management Plan.

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

REGULATION NUMBER: S20-040

DATE ADOPTED: JUNE 18,2020

REGULATION(S) SUPERSEDED: S20-035, SECTION 5 & 7 MODIFIED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: SUBSISTENCE

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

LEGAL GEAR: AS PER REG. #S20-035

EFFECTIVE DATES: JUNE 25 THROUGH FEBRUARY 28, 2021

OTHER RESTRICTIONS: AS PER REG. #S20-035, ADDITIONALLY:

1. LONG LINE FISHING IS NOT PERMITTED: EACH POT BEING FISHED MUST HAVE A A SURFACE BUOY ATTACHED..
2. THE MAXIMUM NUMBER OF SUBSISTENCE POTS THAT CAN BE FISHED IN REGION 5 DURING THIS OPENING IS 3 POT PER FISHER PER DAY.
3. THE SUBSISTENCE HARVEST LIMIT IS 10 CRAB PER FISHER PER DAY.
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.
6. ALL FISHERS ARE REQUIRED TO CALL IN THEIR CATCHES TO THE FISHERIES OFFICE AFTER EACH SALE OF CRAB.
7. 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.
8. 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.

JUSTIFICATIONS: COMMENCE SUBSISTENCE CRAB FISHING IN HOOD CANAL

LOWER ELWHA FISHERIES
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