

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 The term of this regulation is from June 1, 2020 through May 31, 2021, unless superseded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Tribe in Region 5 under provisions of Paragraph 4.6 of United States V. Washington,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the Region 5 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 5 Crab Harvest Management Plan.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: S20-095

DATE ADOPTED: NOV 12, 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REGULATION(S) SUPERSEDED: S20-035, SECTION 5 & 7 MODIFIED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: COMMERCIAL

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

LEGAL GEAR: AS PER REG. #S20-035

EFFECTIVE DATES: NOV 14TH TO NOV 16TH, 2020

DAYS/HOURS: OPEN FROM 10:00 AM SATURDAY NOV 14TH THROUGH 10:00 AM MONDAY NOV 16TH, 2020.

30

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

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 TOTAL COMBINED (COMMERCIAL AND SUBSISTENCE) POT LIMIT IS 35
POTS
PER VESSEL AND PER FISHER IN ALL AREAS COMBINED.
3. 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.
4. ALL FISHERS ARE REQUIRED TO CALL IN THEIR CATCHES TO THE
FISHERIES
OFFICE AFTER EACH SALE OF CRAB.
5. 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.
6. 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.
7. 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.
8. THE HARVEST OF DUNGENESS CRABS FOR LOWER ELWHA
HARVEST IS NOT EXPECTED TO EXCEED 50,000 POUNDS
FOR THE DURATION OF THIS OPENING.

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)