

FISHERIES COMMISSION
2725 MONTLAKE BLVD.
SEATTLE, WASHINGTON

INTERNATIONAL FISHERIES
COMMISSION

Pacific
Halibut Fishery
Regulations

Effective January 22, 1935

REGULATIONS OF THE INTERNATIONAL FISHERIES COMMISSION
ADOPTED PURSUANT TO THE PACIFIC HALIBUT FISHERY CONVEN-
TION BETWEEN THE UNITED STATES OF AMERICA AND
THE DOMINION OF CANADA, SIGNED MAY 9, 1930.

1. The convention waters shall be divided into the following areas, all directions given being magnetic.

(a) Area Number 1 shall include all convention waters between a line running northeast and southwest through Willapa Bay Light on Cape Shoalwater, as shown on chart Number 6185 published in May, 1926, by the United States Coast and Geodetic Survey, which light is approximately in latitude $46^{\circ} 43' 07''$ N., longitude $124^{\circ} 04' 18''$ W., and a line running northeast and southwest through Cape Blanco Light as shown on chart Number 5952 published in September, 1930, by the United States Coast and Geodetic Survey, which light is approximately in latitude $42^{\circ} 50' 17''$ N., longitude $124^{\circ} 33' 47''$ W.

(b) Area Number 2 shall include all convention waters off the coasts of the Dominion of Canada and of the United States of America and of Alaska between Area Number 1 and a line running through the most westerly point of Glacier Bay, Alaska, to Cape Spencer Light as shown on chart Number 8304 published in September, 1923, by the United States Coast and Geodetic Survey, which light is approximately latitude $58^{\circ} 11' 48''$ N., longitude $136^{\circ} 38' 24''$ W., thence south one-quarter east.

(c) Area Number 3 shall include all the convention waters off the coast of Alaska that are between Area Number 2 and a straight line running south from the southwestern extremity of Cape Sagak on Umnak Island, at a point approximately latitude $52^{\circ} 41' 25''$ N., longitude $168^{\circ} 58' 05''$ W., and that are south of the Alaska Peninsula and of the Aleutian Islands west thereof including the intervening straits or passes.

(d) Area Number 4 shall include all convention waters not included in Areas 1, 2, and 3.

2. The catch of halibut to be taken during the calendar year of 1935 and up to the end of February, 1936, from Area Number 2 shall be limited to approximately 21,700,000 pounds of salable halibut, and from Area Number 3 to approximately 24,300,000 pounds of salable halibut, or, if the International Fisheries Commission shall at any time

so decide, the catch shall not be limited separately in Areas 2 and 3, but shall be limited to 46,000,000 pounds of salable halibut from the combined Areas 2 and 3, the weights in each or any such limit to be computed as with heads off and entrails removed. The International Fisheries Commission shall as early in the said year as is practicable determine and announce to the respective Governments the date on which it deems each such limit of catch will be attained, and the limit of each such catch shall then be that which shall be taken prior to said date, and the area or areas to which such limit applies shall at that date be closed to all halibut fishing for the duration of the close season as defined and modified in Section 5 of these regulations provided that if it shall at any time become evident to the International Fisheries Commission that the limit will not be reached by such date it may substitute another date, provided also that the International Fisheries Commission may fix any date subsequent to November 1 as the commencement of the close season regardless of the catch which it deems will be attained by such date, and provided further that nothing in this regulation shall prohibit the fishing for other species of fish and fishing by the International Fisheries Commission as provided for in Article I of the treaty.

3. (a) All vessels of five tons net or over which shall fish halibut with set lines or bottom nets or trawls and all vessels which shall fish for halibut in any manner and which shall transport the same from one area as defined by these regulations to another such area for landing or for sale, must be licensed by the International Fisheries Commission prior to such fishing operations. This license shall be issued without fee by the customs officers of either Government or by International Fisheries Commission representatives, and each such vessel shall at all times carry this license, which license shall at all times be subject to inspection by authorized officers of either Government or by representatives of the International Fisheries Commission.

(b) The license shall be void un-

To Whom It May Concern:

Section 6 of the regulations of the International Fisheries Commission adopted pursuant to the Pacific Halibut Fishery Convention between the United States of America and the Dominion of Canada, which regulations became effective January 22, 1935, have been amended as of March 18, 1935, to read as follows, the added provisions being underlined:

"6. The use of any hand gurdy or other appliance in hauling halibut gear by hand power in any dory or small boat operated from a vessel licensed under the provisions of these regulations is prohibited in Areas 1 and 2. This regulation shall not become operative until such date as shall be determined upon by the International Fisheries Commission."

This amendment was adopted because of complaints that there had not been sufficient notice to the fishermen that it was intended. It was definitely understood that it does not expect to include any such amendment next year.

Notice is accordingly given that the Commission expects next year's regulations to contain an absolute prohibition of dory fishing in Area 2 without any exception. Furthermore, should dory fishing in Area 2 be increased this year the Commission may, under the present amended regulations, declare the prohibition immediately effective.

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less validated before departure is allowed from the port of last clearance prior to each fishing operation for which statistical returns are required, and such validation shall be void within 45 days thereafter unless renewed within that period. This validation shall be by customs officers or International Fisheries Commission representatives and shall show that the provisions of Section 3 (c) and 3 (d) of these regulations have been complied with for all landings and all fishing operations since issue of the license or last validation. The area or areas to be cleared for subsequent to each validation must be entered on the face of the license prior to said validation. A new license may be issued at any time by the officer accepting statistical return, who shall forward in each case the old license to the International Fisheries Commission.

(c) Statistical return as to amount of fish of each species taken during fishing operations must be made by the master or operator of any licensed vessel within 48 hours of landing, sale, or transfer of halibut, or of first port entry thereafter, except that within any area in which the catch is not limited by these regulations the master or operator of licensed vessels shall at all times keep with the license such records as are necessary to make statistical return which shall be made at such times as shall be required by the International Fisheries Commission or by customs officers. The statistical return must state the port of landing, the amount taken within each area defined in these regulations, and the dates of operation in each such area. The total return must equal the weights as receipted for by dealers or buyers. The master, operator, and/or any other person engaged on shares in the operation of any vessel licensed under these regulations may be required by the International Fisheries Commission or by any officer receiving such return to certify to its correctness to the best of his information and belief and to support the certificate by a sworn statement. A copy of such return must be forwarded by the customs officer to the International Fisheries Commission at such times as the latter shall require.

(d) The master or operator of any

vessel licensed under these regulations shall keep an accurate log of all fishing operations including therein date, locality, amount of gear used, and amount of halibut taken daily in each such locality. This log record shall be open to inspection of authorized representatives of the International Fisheries Commission. The master, operator, and/or any other person engaged on shares in the operation of any vessel licensed under these regulations may be required by the International Fisheries Commission or by any officer of either government to certify to the correctness of such log record to the best of his information and belief and to support the certificate by a sworn statement.

(e) When required for purposes of the treaty all persons, firms, or corporations that shall buy halibut from fishing vessels shall keep and on request furnish to the International Fisheries Commission records of each purchase of halibut, showing date, locality of purchase, name of vessel purchased from, and the amount according to trade categories.

4. The following areas having been found to be populated by small immature halibut, are hereby closed to all halibut fishing:

First, that area in the waters off the coast of Alaska within the following boundary as stated in terms of the magnetic compass unless otherwise indicated; from the north extremity of Cape Ulitka, Noyes Island approximately latitude $55^{\circ} 33' 42''$ N., longitude $133^{\circ} 43' 39''$ W., to the south extremity of Wood Island, approximately latitude $55^{\circ} 39' 38''$ N., longitude $133^{\circ} 42' 32''$ W.; thence to the east extremity of Timbered Islet, approximately latitude $55^{\circ} 41' 42''$ N., longitude $133^{\circ} 47' 45''$ W., thence to the true west extremity of Timbered Islet, approximately latitude $55^{\circ} 41' 41''$ N., longitude $133^{\circ} 48' 04''$ W.; thence southwest three-quarters south sixteen and five-eighths miles to a point approximately latitude $55^{\circ} 35' 00''$ N., longitude $134^{\circ} 14' 45''$ W.; thence southeast by south twelve and five-eighths miles to a point approximately latitude $55^{\circ} 22' 24''$ N., longitude $134^{\circ} 13' 05''$ W.; thence northeast fourteen miles to the southern extremity of Cape Addington, Noyes Island, latitude $55^{\circ} 26' 06''$ N.,

longitude $133^{\circ} 49' 14''$ W.; and to the point of origin on Cape Ulitka. The boundary lines herein indicated shall be determined from chart Number 8157, as published by the United States Coast and Geodetic Survey at Washington, D. C., in April, 1925, except for the point of Cape Addington which shall be determined from chart Number 8158, as published by the United States Coast and Geodetic Survey in December, 1923, provided that the duly authorized officers of the United States of America may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such mark or marks shall thereafter be considered as correctly defining said boundary.

Second, that area lying in the waters off the north coast of Graham Island, British Columbia, within the following boundary: from the northwest extremity of Wiah Point, latitude $54^{\circ} 06' 50''$ N., longitude $132^{\circ} 19' 18''$ W., true north five and one-half miles to a point approximately latitude $54^{\circ} 12' 20''$ N., longitude $132^{\circ} 19' 18''$ W.; thence true east approximately sixteen and three-tenths miles to a point which shall lie northwest (according to magnetic compass at any time) of the highest point of Tow Hill, Graham Island, latitude $54^{\circ} 04' 24''$ N., longitude $131^{\circ} 48' 00''$ W.; thence southeast to the said highest point on Tow Hill. The points on the shoreline of the above mentioned island shall be determined from chart Number 3754, published at the Admiralty, London, April 11, 1911, provided that the duly authorized officers of the Dominion of Canada may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and

such marks shall thereafter be considered as correctly defining said boundary.

5. Under the authority of Article I of the aforesaid convention and beginning in 1933 the close season as therein defined shall be modified so as to begin in each area on the date determined upon by the International Fisheries Commission under the provisions of Section 2 of these regulations as that on which it deems the limitation of catch for such area shall be attained and shall end on the last day of February following, provided that the close season in Area 2 or 3 whichever shall be later shall apply to Area 4, and that the close season for Area 2 shall apply to Area 1.

Provided further that unless sooner closed in the manner herein defined the close season shall commence on November 1 of each year in those parts of the convention waters defined as follows:

All convention waters in Area 3 between a line running due south (magnetic) from Cape St. Elias Light, approximately latitude $59^{\circ} 47' 48''$ N., longitude $144^{\circ} 36' 17''$ W., as shown on the United States Coast and Geodetic Survey Chart 8513, issued April, 1917, and a line running true south from Ocean Cape Light, approximately latitude $59^{\circ} 32' 05''$ N., longitude $139^{\circ} 51' 21''$ W., as shown on the United States Coast and Geodetic Survey Chart 8455, issued January, 1919.

6. The use of any hand gurdy or other appliance in hauling halibut gear by hand power in any dory or small boat operated from a vessel licensed under the provisions of these regulations is prohibited in Areas 1 and 2.