

(4) The owner of a vessel that is to receive a transferred endorsement must return the originals of the endorsed commercial vessel permit for Gulf reef fish and the unendorsed permit to the RD with an application for a fish trap endorsement for his or her vessel.

(5) A fish trap endorsement that is not renewed or that is revoked will not be reissued. Such endorsement is considered to be not renewed when an application for renewal is not received by the RD within 1 year of the expiration date of the permit.

\* \* \* \* \*

(p) \* \* \*

(3) \* \* \*

(i) \* \* \* (Paragraphs (m)(3) and (m)(4) of this section apply for the transfer of a commercial vessel permit for Gulf reef fish upon disability or death of an owner.)

\* \* \* \* \*

3. In § 622.31, in paragraph (a), the reference to “§ 622.4” is revised to read “§ 622.4 or § 622.17” and paragraph (c) is revised to read as follows:

#### **§ 622.31 Prohibited gear and methods.**

\* \* \* \* \*

(c) *Fish traps.* (1) A fish trap may not be used in the South Atlantic EEZ.

(2) A fish trap may not be used or possessed in the Gulf EEZ west of 85°30' W. long. and, effective February 8, 2007, may not be used or possessed in the Gulf EEZ.

(3) A fish trap used other than where authorized in paragraph (c)(1) or (c)(2) of this section may not be disposed of in any appropriate manner by the Assistant Administrator or an authorized officer.

\* \* \* \* \*

4. In § 622.32, paragraph (b)(2)(iii) is revised to read as follows:

#### **§ 622.32 Prohibited and limited harvest species.**

\* \* \* \* \*

(b) \* \* \*

(2) \* \* \*

(iii) Red drum and Nassau grouper may not be harvested or possessed in or from the Gulf EEZ. Such fish caught in the Gulf EEZ must be released immediately with a minimum of harm.

\* \* \* \* \*

#### **§ 622.37 [Amended]**

5. In § 622.37(d)(4), the word “Nassau,” is removed.

6. In § 622.40, paragraph (a)(2) is revised to read as follows:

#### **§ 622.40 Limitations on traps and pots.**

(a) \* \* \*

(2) *Gulf EEZ.* A fish trap in the Gulf EEZ may be pulled or tended only by a person (other than an authorized officer)

aboard the vessel with the fish trap endorsement to fish such trap. If such vessel has a breakdown that prevents it from retrieving its traps, the owner or operator must immediately notify the nearest NMFS Office of Enforcement and must obtain authorization for another vessel to retrieve and land its traps. The request for such authorization must include the requested effective period for the retrieval and landing, the persons and vessel to be authorized to retrieve the traps, and the point of landing of the traps. Such authorization will be specific as to the effective period, authorized persons and vessel, and point of landing. Such authorization is valid solely for the removal of fish traps from the EEZ and for harvest of fish incidental to such removal.

\* \* \* \* \*

7. In § 622.42, paragraph (a)(3) is revised to read as follows:

#### **§ 622.42 Quotas.**

\* \* \* \* \*

(a) \* \* \*

(3) Shallow-water groupers, that is, all groupers other than deep-water groupers, jewfish, and Nassau grouper, including scamp before the quota for shallow-water groupers is reached, combined—9.8 million lb (4.4 million kg), round weight.

\* \* \* \* \*

#### **§ 622.43 [Amended]**

8. In § 622.43(b)(1), the words “bartered, traded, or” are removed.

9. In § 622.48, paragraph (d)(1) is revised to read as follows:

#### **§ 622.48 Adjustment of management measures.**

\* \* \* \* \*

(d) \* \* \*

(1) For a species or species group: Target date for rebuilding an overfished species, TAC, bag limits, size limits, vessel trip limits, closed seasons or areas, gear restrictions, quotas, and reopening of a fishery prematurely closed.

\* \* \* \* \*

[FR Doc. 96-29500 Filed 11-22-96; 8:45 am]

BILLING CODE 3510-22-F

#### **50 CFR Part 622**

[I.D. 111896A]

#### **Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery Off the Southern Atlantic States; Amendment 2**

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of availability of an amendment to a fishery management plan; request for comments.

**SUMMARY:** NMFS announces that the South Atlantic Fishery Management Council has submitted Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic Region for review, approval, and implementation by NMFS. Written comments are requested from the public.

**DATES:** Written comments must be received on or before January 24, 1997.

**ADDRESSES:** Comments must be mailed to the Southeast Regional Office, NMFS, 9721 Executive Center Drive North, St. Petersburg, FL 33702.

Requests for copies of Amendment 2, which includes a final supplemental environmental impact statement, a regulatory impact review, and a social impact assessment should be sent to the South Atlantic Fishery Management Council, 1 Southpark Circle, Suite 306, Charleston, SC 29407-4699; Phone: (803) 571-4366; Fax: (803) 769-4520.

**FOR FURTHER INFORMATION CONTACT:** Peter J. Eldridge, 813-570-5305.

**SUPPLEMENTARY INFORMATION:** The Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) requires each regional fishery management council to submit any fishery management plan or amendment to the Secretary of Commerce for review and approval, disapproval, or partial disapproval. The Magnuson-Stevens Act also requires that NMFS, upon receiving an amendment, immediately publish a document in the Federal Register stating that the amendment is available for public review and comment.

Amendment 2 would: (1) Add brown and pink shrimp to the fishery management unit; (2) define overfishing for brown and pink shrimp; (3) define optimum yield for brown and pink shrimp; (4) require the use of certified bycatch reduction devices (BRDs) in all penaeid shrimp trawls in the exclusive economic zone in the South Atlantic; (5) establish a framework procedure for the Regional Administrator, Southeast Region, NMFS, to certify new BRDs, to decertify BRDs, and to specify and modify certification criteria and BRD testing requirements.

NMFS expects to publish proposed regulations that would implement Amendment 2 shortly for public review and comment.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: November 19, 1996.

Gary C. Matlock,

*Director, Office of Sustainable Fisheries,  
National Marine Fisheries Service.*

[FR Doc. 96-30042 Filed 11-20-96; 2:33 pm]

BILLING CODE 3510-22-F

## 50 CFR Part 648

[I.D. 110796F]

RIN 0648-AF01

### **Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Revised Measures for Amendment 5**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** NMFS announces that the Mid-Atlantic Fishery Management Council (Council) has revised and resubmitted for Secretarial approval three measures that were originally disapproved in the Secretarial review of Amendment 5 to the Fishery Management Plan for the Atlantic Mackerel, Squid, and Butterfish

Fisheries (FMP). NMFS is requesting comments from the public; copies of the revised measures for Amendment 5, and Amendment 5 itself, may be obtained from the Council (see **ADDRESSES**).

**DATES:** Comments on the revised measures of Amendment 5 that have been resubmitted must be received on or before January 24, 1997.

**ADDRESSES:** All comments should be sent to Dr. Andrew A. Rosenberg, Regional Administrator, National Marine Fisheries Service, Northeast Regional Office, One Blackburn Drive, Gloucester, MA 01930-3799. Mark the outside of the envelope "Comments on Resubmitted SMB 5".

Copies of the revised measures that were disapproved earlier in Amendment 5, the environmental assessment, and the regulatory impact review are available from David R. Keifer, Executive Director, Mid-Atlantic Fishery Management Council, Room 2115 Federal Building, 300 S. New Street, Dover, DE 19904-6790.

**FOR FURTHER INFORMATION CONTACT:** Myles Raizin, Fishery Policy Analyst, 508-281-9104.

**SUPPLEMENTARY INFORMATION:** The Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) requires that

each Regional Fishery Management Council submit any FMP or FMP amendment it prepares to the Secretary of Commerce (Secretary) for review and approval, disapproval, or partial disapproval. The Magnuson-Stevens Act also requires that the Secretary, upon receiving the FMP or FMP amendment, immediately make them available for public review and comment. The Secretary will consider the public comments in determining whether to approve the FMP or FMP amendment.

The revised measures would establish: (1) A revised overfishing definition for Atlantic mackerel that would restrict allowable biological catch (ABC) to a fishing mortality rate of  $F_{0.1}$  and would cap ABC at 405,000 mt for 1 year, (2) a moratorium vessel permit for *Illex* squid with a 5-year sunset provision, and (3) a 5,000-lb (2.26-mt) incidental catch permit for *Illex* squid. The transmit date for this Amendment is November 6, 1996.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: November 20, 1996.

Gary C. Matlock,

*Director, Office of Sustainable Fisheries,  
National Marine Fisheries Service.*

[FR Doc. 96-30043 Filed 11-20-96; 2:33 pm]

BILLING CODE 3510-22-F