

# Important Information Regarding Shore Fishery Leases and Bristol Bay Dual Permit Holders

## The Alaska Department of Fish & Game (ADF&G) Regulation as Amended (2010):

5 AAC 06.331 is amended by adding a new subsection to read:

(u) A CFEC permit holder who holds two Bristol Bay set gillnet permits may not operate more than four set gillnets, and the aggregate length of set gillnets operated by the CFEC permit holder may not exceed 100 fathoms. A single set gillnet may not exceed 50 fathoms in length. The buoys must be marked as specified in 5 AAC 06.334 and 5 AAC 39.280 with both of the CFEC permit holder's five digit permit numbers followed by the letter "D". In addition, at least one cork every 10 fathoms along the cork line must be plainly and legibly marked with both CFEC permit numbers. All identifiers must be displayed in a manner that is plainly visible, unobscured, and in a color that contrasts with the background. **NOTE: The provisions of this subsection do not apply after December 31, 2012.**

## SHORE FISHERY LEASING POLICIES FOR BRISTOL BAY:

Due to changes, as provided in 5 AAC 06.331 (u) (see above) a person with two valid Bristol Bay Limited Entry Permits (LEP's) may now acquire through a new application, assignment, or amendment, additional set net leases from the Department of Natural Resources (DNR).

***The applicant or assignee should however be aware that this is only a three year trial period, at which time their second lease (or any others tied to the second permit) could be terminated or must be assigned if the above ADF&G regulation is not extended.*** The applicant or assignee should seriously consider whether the expense and effort of acquiring a second lease is worthwhile given that there is no long term guarantee since the provision expires December 31, 2012. The Shore Fishery Leasing Unit will review and, if needed, revise these policies after the three year provision period ends on December 31, 2012.

## IMPORTANT INFORMATION FOR LESSEES:

- 1. A person may only lease the maximum number of nets allowed per LEP.*** Meaning, no single DNR lease (including amendments) will be issued that exceeds the maximum number of nets allowed/fished per individual permit (LEP). Each lease will also be contingent upon the LEP(s) remaining in the name of the actual lessee.

2. ***Requests to combine leases that would result in a lessee and/or lease exceeding the maximum number of sites or nets allowed per permit in Bristol Bay will not be considered.*** No single DNR lease in Bristol Bay will be amended; assigned or issued that exceeds the maximum number of nets fishable for each single permit (2 nets at 150 ft each is the maximum).
  
3. ***All new leases, assignments and amendments will be issued with the same expiration date being 10 years from the date of original issuance, although any additional leases are contingent upon the provisions of 5 AAC 06.331 (u).***
  
4. ***There is no long term guarantee to the validity of these second/additional leases since the 2010 ADF&G provision expires December 31, 2012.*** The Shore Fishery Unit will review these procedures at that time.
  
5. ***The lessee must personally fish each site of each lease tract for at least four legal fishing periods during the commercial fishing season, at least every other year.*** The lessee may refrain from fishing upon any one or all leased tracts for one year, but not for two consecutive years, per 11 AAC 64.180 REASONABLE UTILIZATION. Failure to fulfill the requirements of 11 AAC 64.180 may result in termination of lease(s).