

Addendum to November 1, 2011, Letter to Council and Enclosed Companion Guide (Drafted Scallop Framework 23 Regulations)

**1. Correction to § 648.14(i)(3)(iii)(C), Page 20 of Companion Guide:**

**Companion Guide Text:** Declare into ~~\_, or leave port for,~~ the NGOM scallop management area after the effective date of a notification published in the Federal Register stating that the ~~general category~~NGOM scallop management area TAC has been harvested as specified in ~~§648.52 or~~ § 648.62, unless such a vessel carries on board a NGOM scallop permit and declares a state-only NGOM scallop trip and intends to fish for scallops exclusively in state waters within the NGOM.

**Correction:** Last sentence not correct, Framework 23 states that once NGOM TAC is harvested, NGOM vessels can no longer declare and fish state-only NGOM trips.

Declare into ~~\_, or leave port for,~~ the NGOM scallop management area after the effective date of a notification published in the Federal Register stating that the ~~general category~~NGOM scallop management area TAC has been harvested as specified in ~~§648.52 or~~ § 648.62.

**2. Correction to § 648.14 (i)(2)(iv), Page 17 of Companion Guide**

**Companion Guide Text:** *VMS requirements.* (A) Fail to have an approved, operational, and functioning VMS unit that meets the specifications of §648.9 on board the vessel at all times, unless the vessel is not subject to the VMS requirements specified in § 648.10.

(B) If the vessel is not subject to VMS requirements specified in § 648.10(b), fail to comply with the requirements of the call-in system specified in § 648.10(c).

(C) If a limited access scallop vessel intends to declare a scallop trip before first crossing the VMS Demarcation Line, but not necessarily from port, in accordance with § 648.10(f), such vessel must first declare out of the fishery in port and have fishing gear unavailable for immediate use as defined in § 648.23(b), until such vessel declares into the scallop fishery.

(D) Once declared into the scallop fishery in accordance with § 648.10(f), a limited access scallop vessel cannot change its VMS declaration until the trip has ended and scallop catch has been offloaded.

**Correction:** Modify text in (C) and (D) to word prohibitions so that they are similar to the others in that section:

(C) If a limited access scallop vessel declares a scallop trip before first crossing the VMS Demarcation Line, but not necessarily from port, in accordance with § 648.10(f), fail to declare out of the fishery in port and have fishing gear unavailable for immediate use as defined in § 648.23(b), until declared into the scallop fishery.

(D) Once declared into the scallop fishery in accordance with § 648.10(f), change its VMS declaration until the trip has ended and scallop catch has been offloaded.

### 3. Correction to § 648.14 (i)(3)(iv); Page 20 of Companion Guide

**Companion Guide Text:** *VMS requirements.* (A) Fail to comply with any of the VMS requirements specified in §§ 648.10, 648.60, or 648.62.

(B) Fail to comply with any requirement for declaring in or out of the ~~general category~~LAGC scallop fishery or other notification requirements specified in § 648.10(b).

(C) If an LAGC scallop vessel intends to declare a scallop trip shoreward of the VMS Demarcation Line, but not necessarily from port, in accordance with § 648.10(f), such vessel must first declare out of the fishery in port and have fishing gear unavailable for immediate use as defined in § 648.23(b), until such vessel declares into the scallop fishery.

(D) Once declared into the scallop fishery in accordance with § 648.10(f), an LAGC scallop vessel cannot change its VMS declaration until the trip has ended and scallop catch has been offloaded.

**Correction:** Modify text in (C) and (D) to word prohibitions so that they are similar to the others in that section:

(C) If an LAGC scallop vessel declares a scallop trip shoreward of the VMS Demarcation Line, but not necessarily from port, in accordance with § 648.10(f), fail to declare out of the fishery in port and have fishing gear unavailable for immediate use as defined in § 648.23(b), until declared into the scallop fishery.

(D) Once declared into the scallop fishery in accordance with § 648.10(f), change its VMS declaration until the trip has ended and scallop catch has been offloaded.