

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 06/28/2011

Department of Commerce
National Oceanic and Atmospheric Administration
FOR CERTIFYING OFFICIAL: Simon Szykman
FOR CLEARANCE OFFICER: Diana Hynek

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 02/22/2011

ACTION REQUESTED: No material or nonsubstantive change to a currently approved collection
TYPE OF REVIEW REQUESTED: Regular
ICR REFERENCE NUMBER: 201102-0648-007
AGENCY ICR TRACKING NUMBER:
TITLE: High Seas Fishing Permit Application Information
LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved without change
OMB CONTROL NUMBER: 0648-0304

The agency is required to display the OMB Control Number and inform respondents of its legal significance in accordance with 5 CFR 1320.5(b).

EXPIRATION DATE: 01/31/2012

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	200	100	13,484
New	15,170	948	19,795
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	-80	-40	2,047
Change due to Agency Adjustment	15,050	888	4,264
Change Due to Potential Violation of the PRA	0	0	0

TERMS OF CLEARANCE:

OMB Authorizing Official:

Kevin F. Neyland
Deputy Administrator,
Office Of Information And Regulatory Affairs

List of ICs

IC Title	Form No.	Form Name	CFR Citation
High Seas Fishing Permit Application Information	NA	High Seas Fishing Permit Application	
High Seas Vessel Identification			50 CFR 300.14
High Seas Vessel Reporting Requirements	NA	High Seas Fishing Log	

JUSTIFICATION FOR CHANGE
HIGH SEAS FISHING PERMIT, VESSEL IDENTIFICATION, AND REPORTING
REQUIREMENT
OMB CONTROL NO. 0648-0304

The National Marine Fisheries Service (NMFS) issues permits, under the High Seas Fishing Compliance Act (HSFCA), to United States (U.S.) fishing vessels fishing on the high seas. HSFCA also requires vessels be marked for identification purposes and for permittees to report their fishing effort and catch. These requirements apply to all vessels fishing on the high seas. NMFS proposes to modify OMB Control No. 0648-0304 in the following ways:

- Revise the application fee in the application form and instructions;
- Add additional options for vessel types in the permit application form and
- Merge multiple, related information collections under a single OMB Control Number.

Application Fee

NMFS would change the application fee from \$67 to \$129. The fees are recalculated every two years using guidance provided in the National Oceanic and Atmospheric Administration (NOAA) Finance Handbook.

The HSFCA requires the Secretary to establish by regulation the level of fees to be charged for high seas fishing permits. HSFCA published such regulation at 50 CFR 300.13(d), which states that NMFS will charge a fee to recover the administrative expenses of permit issuance, with the amount determined in accordance with the procedures of the NOAA Finance Handbook. The fee is specified on the application form and in the application instructions.

The change in fee alters the cost burden for this collection. Recent information indicates that about 120 persons apply for this permit annually, as opposed to the currently approved number of 200. Assuming 120 persons apply each year, the new number of responses is 120, the new burdens are 60 hours (currently approved, 100) and the cost is \$15,533 (\$15,480 in fees plus \$53 in postage) (currently approved, \$13,484).

Vessel Types

A change would be made to the permit application instructions to alert applicants of the requirement to obtain a NMFS-issued fishing authorization called a “Western and Central Pacific Fisheries Commission (WCPFC) Area Endorsement”. This authorization is issued by the Regional Administrator of NMFS Pacific Islands Region as an endorsement on the permit issued under the High Seas Fishing Compliance Act. Any vessels receiving fish from another fishing vessel or bunkering or otherwise supplying or supporting a vessel that is harvesting highly migratory species (HMS), as well as those vessels harvesting HMS, are subject to this requirement.

NMFS would also add new vessel types to the application form under the section for vessel

types. The new types include “fish carrier,” “bunker,” and “other support.” This addition will allow NMFS to know about such vessels operating on the high seas, particularly the high seas areas of the WCPFC Convention Area.

At this time, there are no U.S. vessels of these types that would apply for an HSFCA permit or a WCPFC Area Endorsement. The change is requested in the event such vessels apply.

The burden estimates are not affected by these changes in the application and application instructions.

Merging Information Collections

NMFS would be adding No. 0648-0348 (High Seas Vessel Identification) and No. 0648-0349 (High Seas Vessel Reporting) to No. 0648-0304. These two collections will be discontinued once this change request is approved. These three collections pertain to vessels that conduct fishing activities on the high seas. A person who operates a vessel on the high seas submits information for a permit and is required to mark their vessel and submit information on their fishing activities.

The merging of the collections will result in the summation of burden estimates into OMB Control No. 0648-0304.

The response and burden estimates for OMB Control No. 0648-0348 is 50 responses, 38 hours, and \$1,250.

The response and burden estimates for OMB Control No. 0648-0349 is 15,000 responses, 850 hours, and \$3,012.

The latest response and burden estimates for OMB Control No. 0648-0304, based on adjusting the numbers of permit applications and raising the application fee and postage costs, is 120 responses, 60 hours, and \$15,533.

Thus, the burden estimate for OMB Control No. 0648-0304 will become 15,170 responses, 948 hours, and \$19,795.

PAPERWORK REDUCTION ACT CHANGE WORKSHEET

Agency/Subagency	OMB Control Number _____ - _____	
<i>Enter only items that change</i>		
	Current record	New record
Agency form number (s)		
Annual reporting and recordkeeping hour burden		
Number of respondents		
Total annual responses		
Percent of these responses collected electronically	%	%
Total annual hours		
Difference		
Explanation of difference		
Program change		
Adjustment		
Annual reporting and recordkeeping cost burden (in thousands of dollars)		
Total annualized Capital/Startup costs		
Total annual costs (O&M)		
Total annualized cost requested		
Difference		
Explanation of difference		
Program change		
Adjustment		
Other changes**		
Signature of Senior Official or designee:	Date:	For OIRA Use _____ _____

** This form cannot be used to extend an expiration date.



U.S. DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
NATIONAL MARINE FISHERIES SERVICE

OMB Control No. 0648-0304
Expiration Date: 01/31/2012

HIGH SEAS FISHING PERMIT APPLICATION

Please print legibly or type

SECTION 1. VESSEL INFORMATION

USCG Doc. or State Registration No.	Vessel Name	Radio Call Sign
Crew Size (including officers)	Shaft Horsepower	Refrigeration Type (Check only one or write in) <input type="checkbox"/> ICE <input type="checkbox"/> BRINE <input type="checkbox"/> BLAST <input type="checkbox"/> PLATE <input type="checkbox"/> TUNNEL <input type="checkbox"/> RSW OTHER: _____

SECTION 2. VESSEL OWNERSHIP INFORMATION

Managing Owner as shown on U.S. Coast Guard Form 1270 or State Registration

Owner's Name, Last	First Middle	Suffix	Taxpayer Identification No.
Company Name, if vessel is owned by a business entity	State and Date of Formation (mm/dd/yyyy)	Date of Birth (mm/dd/yyyy)	
Business Address	Phone No.	Fax No.	
City and State	Zip code	Email Address (optional)	

SECTION 3. VESSEL OPERATOR INFORMATION

Operator's Name, Last	First	Middle	Suffix	Taxpayer Identification No.
Company Name, if vessel is operated by a business entity	State and Date of Formation (mm/dd/yyyy)	Date of Birth (mm/dd/yyyy)		
Business Address	Phone No.	Fax No.		
City and State	Zip code	Email Address (optional)		

SECTION 4. VESSEL STATUS

Has the vessel identified above flown the flag of another nation within the last three years? YES NO
If yes, provide the following information for each period during which the vessel operated under other than the U.S flag: period beginning and end dates (mm-dd-yyyy); vessel name, flag, international radio call sign, and homeport; owner name, date of birth, address, phone, and fax; and operator name, date of birth, address, phone, and fax. Provide the information on a separate sheet of paper.

Has the vessel identified above, under its current name/flag or any previous names/flags, had any permit or license suspended or revoked within the past three years? YES NO
If yes, list and attach on a separate sheet of paper the circumstances surrounding each such instance and provide an explanation of the current status of the suspension or revocation including whether there has been a change in ownership of the vessel.

FOR OFFICIAL USE ONLY

Date Received: Check/Money Order Number: Reviewer:

SECTION 5. VESSEL TYPE

Check the box for the vessel type that best describes your vessel. Check only one.

TRAWLERS

- 0110 – Stern trawler
- 0122 – Stern trawlers wet-fish
- 0121 – Stern trawlers freezer
- 0120 – Stern trawlers factory
- 0199 – Trawler, other

PURSE SEINERS

- 0228 – Tuna purse seiner
- 0229 – Purse Seiner, other

GILL NETTERS

- 0410 – Drift netter
- 0490 – Gill netter, other

LONGLINERS

- 623 – Freezer Longliner
- 0624 – Factory Longliner
- 0626 – Tuna Longliner
- 0627 – Longliner, Other

OTHER LINERS

- 0705 – Squid Jigging Line Vessel
- 0710 – Handliner
- 0720 – Pole and Line Vessel
- 0730 – Troller

OTHER VESSELS

- Bunker
- Fish Carrier
- Support Vessel, Other*

*If a support vessel, write in type below:

SECTION 6. AUTHORIZED HIGH SEAS FISHING ACTIVITIES

Using as a reference the list of Authorized High Seas Fishing Activities in the instructions, check those under which you intend to fish on the high seas. You must select at least one; however, check only those under which you will actually fish. You are responsible for meeting the reporting requirements for all you select.

- Pacific Highly Migratory Species Fisheries – 50 CFR 660, Subpart K
- Pacific Tuna Fisheries – 50 CFR 300, Subpart C
- South Pacific Albacore Troll Fishing
- Western Pacific Pelagic Fisheries – 50 CFR 665, Subpart C
- South Pacific Tuna Fisheries – 50 CFR 300, Subpart D
- Atlantic Highly Migratory Species – 50 CFR 635
- Antarctic Marine Living Resources – 50 CFR 300, Subpart G
- Northwest Atlantic Trawl Fishery

SECTION 7. SIGNATURE

All applications must be signed and dated.

A non-refundable application fee of **\$129.00** in the form of a check or money order made payable to “U.S. Department of Commerce – NOAA” must accompany each application. Mail the application and copies of the vessel’s U.S. Coast Guard documentation or state registration to the Regional Administrator with whom you normally interact on fisheries matters. Addresses are provided in the application instructions.

By signing this application, the undersigned owner or operator of the vessel identified above states, under penalty of perjury, that all information set forth within this application is true and correct.

Signature

Name (print legibly or type)

Date

Submission of application information is mandatory in order to be considered for a permit and is used to determine if a permit should be issued. The public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and completing and reviewing the information. Send comments regarding this burden estimate or suggestions for reducing this burden to: NMFS, Office of International Affairs, 1315 East West Highway, Silver Spring, MD 20910. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

Disclosure of your Taxpayer Identification Number [Social Security Number (SSN) or Employer Identification Number] is mandatory. Statutory provisions enacted by the Debt Collection Improvement Act of 1996 (Public Law 104-134) require that persons doing business with the Federal Government, including those applying for licenses or permits, must present their Taxpayer Identification Number. SSNs will remain confidential and will be protected from disclosure in accordance with applicable law.

INSTRUCTIONS FOR THE PERMIT APPLICATION FOR COMMERCIAL FISHING ON THE HIGH SEAS

GENERAL INFORMATION

A permit is required for commercial fishing vessels that harvest species on the high seas. Consult the U.S. Code of Federal Regulations (Title 50 CFR Part 300 Subpart B) for application requirements, permit eligibilities, and related information.

Complete all sections of the application form. This information is being collected by the National Marine Fisheries Service (NMFS) to ensure timely and accurate records are available concerning the fishing vessels of the U.S. that participate in fishing on the high seas, consistent with the High Seas Fishing Compliance Act.

Applications should be typed or hand written in ink. Incomplete or illegible applications will not be accepted. The non-refundable application fee is \$129. A check or money order payable to the "U.S. Department of Commerce – NOAA" must accompany each application.

Mail the application, payment, and all required supporting information to one of the offices noted in Section 6 below. Submit your application to the Regional Administrator with whom you normally interact on fisheries matters.

Owners or operators of U.S. vessels used for commercial fishing for highly migratory species (HMS) on the high seas in the convention area of the Western and Central Pacific Fisheries Commission (WCPFC) are required to obtain a NMFS-issued fishing authorization called a "WCPFC Area Endorsement" in addition to the permit for fishing on the high seas. The application for the WCPFC Area Endorsement can be obtained from NMFS Pacific Islands Regional Office (address is below under Section 6). The WCPFC Area Endorsement is issued by the Regional Administrator of NMFS Pacific Islands Region as an endorsement on the permit issued under the High Seas Fishing Compliance Act. Any vessels receiving fish from another fishing vessel or bunkering or otherwise supplying or supporting a vessel that is harvesting HMS, as well as those vessels harvesting HMS, are subject to this requirement.

APPLICATION INSTRUCTIONS

SECTION 1. VESSEL INFORMATION

Enter the U.S. Coast Guard Official (USCG) Documentation Number assigned to the vessel. Attach a photocopy of the vessel's current documentation (Form CG-1270). If the vessel is not USCG documented, enter the vessel's current state registration number and attach a copy of the vessel's current state registration. Insure that all photocopies are completely legible.

Enter the current name of the vessel.

Enter the radio call sign currently assigned to the vessel.

Enter the total number of crew members and officers the vessel normally carries.

Enter shaft horsepower.

Indicate refrigeration type. If selecting "OTHER," write in the refrigeration type.

SECTION 2. VESSEL OWNERSHIP INFORMATION

If the vessel is owned by a corporation or limited liability company, enter the company name and the jurisdiction (state) where the company was formed and the date of formation (such as the date the articles of incorporation or registration documents were filed), taxpayer identification number, business address, and phone and fax numbers.

If the vessel is owned by individual(s) or a partnership, provide each owner's full legal name, date of birth, business address, telephone number, and fax number. Inclusion of an email address is optional.

If there is more than one owner, attach the required information for each additional owner on a separate paper.

SECTION 3. VESSEL OPERATOR INFORMATION

Enter the name, date of birth, business address, telephone number, and fax number for the individual or partnership that has control over the operation of the vessel. If the vessel operator is a corporation or a limited liability company, enter the company name and the jurisdiction (state) where the company was formed and the date of formation (such as the date the articles of incorporation or registration documents were filed), and the taxpayer identification number. Inclusion of an email address is optional.

SECTION 4. VESSEL STATUS

Indicate whether the vessel has flown the flag of another nation within the last three years. Also indicate if the vessel, under its current or any previous names/flags, had any permit or license suspended or revoked within the past three years. Provide the additional information concerning the circumstances regarding the suspension or revocation. Indicate whether the suspension or revocation was related to a failure to comply with conservation and management measures.

SECTION 5. FISHING VESSEL TYPE

Check the box for the principal vessel type of your vessel. Only one type may be selected.

SECTION 6. AUTHORIZED HIGH SEAS FISHING ACTIVITIES

Fishing on the high seas must generally be associated with at least one fishery that is authorized by a Fishery Management Plan or an international regional fisheries organization. Indicate those fisheries for which you already hold a permit or have applied for a permit and under which you will actually fish. ***You are responsible for meeting the reporting requirements for all you select.*** Below are the laws and regulations that apply to the fisheries. The NMFS office to which you submit the application for a high seas permit is also listed below.

Pacific HMS Fisheries (50 CFR 660, Subpart K): Albacore troll fishing conducted in the North Pacific Ocean, tuna purse seine fishing, and tuna longline fishing (i.e., deep set fishing) by vessels with permits issued pursuant to 50 CFR 660, Subpart K – Pacific HMS Fisheries; Fishery Management Plan for West Coast HMS.

Pacific Tuna Fisheries (50 CFR 300, Subpart C): Tuna purse seine fishing in the eastern tropical Pacific Ocean regulated pursuant to 50 CFR 300, Subpart C – Pacific Tuna Fisheries and 50 CFR 216.24 – Taking and related acts incidental to commercial fishing operations by tuna purse seine vessels in the eastern tropical Pacific Ocean; Convention for the Establishment of an Inter-American Tropical Tuna Commission (IATTC), 1949; Tuna Conventions Act of 1950 (16 U.S.C. 951-961) as amended by the International Dolphin Conservation Act (IDCA) of March 3, 1999 (16 U.S.C. 1413).

South Pacific Albacore Troll Fishery: Albacore troll fishing conducted in the South Pacific Ocean.

The following office accepts High Seas Fishing Permit Applications for Pacific HMS Fisheries, Pacific Tuna Fisheries, and South Pacific Albacore Troll Fishery and can provide additional information on these fisheries, including information about reporting requirements:

Regional Administrator, Southwest Region
National Marine Fisheries Service
501 West Ocean Blvd., Suite 4200
Long Beach, CA 90802-4213
Phone: (562) 980-4030; Fax: (562) 980-4047

Western Pacific Pelagic Fisheries (50 CFR 665, Subpart C): Fishing using troll, handline, or longline for Pacific pelagic management unit species regulated pursuant to 50 CFR 665, Subpart C – Western Pacific Pelagic Fisheries; FMP for Pelagic Fisheries of the Western Pacific Region.

South Pacific Tuna Fisheries (50 CFR 300, Subpart D): Tuna purse seine fishing in the South Pacific Ocean regulated pursuant to 50 CFR 300, Subpart D – South Pacific Tuna Fisheries; Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America (SPTT), 1987; South Pacific Tuna Act of 1988 (16 U.S.C. 973 *et seq.*).

The following office accepts High Seas Fishing Permit Applications for Western Pacific Pelagic Fisheries and South Pacific Tuna Fisheries and can provide additional information on these fisheries, including information about reporting requirements:

National Marine Fisheries Service
Pacific Islands Regional Office
ATTN: Permits
1601 Kapiolani Blvd., Suite 1110
Honolulu, HI 96814-4700
Phone: (808) 944-2200; Fax: (808) 973-2941

Atlantic Highly Migratory Species (50 CFR 635): Fishing in the Atlantic Ocean for Atlantic tunas, swordfish and sharks by vessels (on the high seas, the vessels are primarily longline) with permits issued pursuant to Title 50 of the Code of Federal Regulations (CFR) Part 635 – Atlantic Highly Migratory Species (HMS); Fishery Management Plan (FMP) for Atlantic Tunas, Swordfish and Sharks; International Convention for the Conservation of Atlantic Tunas (ICCAT), 1969; Atlantic Tunas Convention Act of 1975 (16 U.S.C. 971 *et seq.*).

Applications for High Seas Fishing Permits to fish for Atlantic tunas, swordfish, and sharks should be sent to one of the following two offices:

Regional Administrator, Northeast Region
National Marine Fisheries Service
55 Great Republic Drive
Gloucester, MA 01930-2276
Phone: (978) 281-9300; Fax: (978) 281-9333

Regional Administrator, Southeast Region
National Marine Fisheries Service
Constituency Services Branch
263 13th Avenue South
St. Petersburg, FL 33701
Phone: (727) 824-5326; Fax: (727) 551-5747

For additional information on Atlantic HMS, including information about reporting requirements, contact:

National Marine Fisheries Service
Office of Sustainable Fisheries
Highly Migratory Species Management Division (F/SF1)
Silver Spring, MD 20910
Phone: (301) 713-2347; Fax: (301) 713-1917

Northwest Atlantic Trawl Fishery: Trawl fishing in the Northwest Atlantic Ocean for species managed pursuant to the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries (NAFO) (16 U.S.C. 5601).

The following office accepts High Seas Fishing Permit Applications for the Northwest Atlantic Trawl Fishery and can provide additional information on this fishery, including information about reporting requirements:

Regional Administrator, Northeast Region
National Marine Fisheries Service
55 Great Republic Drive
Gloucester, MA 01930-2276
Phone: (978) 281-9300; Fax: (978) 281-9333

Antarctic Marine Living Resources (50 CFR 300, Subpart G): Fishing for species specified in a valid Antarctic Marine Living Resources (AMLR) harvesting permit, issued in accordance with 50 CFR 300.112, within the area of the Convention for the Conservation of Antarctic Living Marine Resources outside of Exclusive Economic Zones in the Southern Ocean. Fishing must be conducted only for the species specified in a valid AMLR harvesting permit, which will also specify the area(s) of Convention waters authorized for fishing, validity

period of the AMLR harvesting permit and any other requirements and conditions of fishing deemed necessary. Once the validity period of an AMLR permit has ended, no further fishing may be conducted in Convention waters until another valid AMLR harvesting permit authorizes additional fishing in Convention waters; Convention for the Conservation of Antarctic Living Marine Resources, 1982; Antarctic Marine Living Resources Act of 1984, (16 U.S.C. 2431 *et seq.*).

The following office accepts High Seas Fishing Permit Applications for Antarctic Marine Living Resource fisheries and can provide additional information on these fisheries, including information about reporting requirements:

National Marine Fisheries Service
Office of International Affairs
1315 East West Highway (F/IA)
Silver Spring, MD 20910
Phone: (301) 713-9090; Fax: (301) 713-9106

SECTION 7. SIGNATURE

The application must be signed by the owner or operator of the vessel. Sign and print your name and enter the date the application was signed. Be sure to include the non-refundable application fee of \$129.00 in the form of a check or money order made payable to the "U.S. Department of Commerce – NOAA" along with the vessel's USCG documentation or state registration.