

§ 665.407

50 CFR Ch. VI (10–1–10 Edition)

(c) *Poisons and explosives.* The possession or use of any poisons, explosives, or intoxicating substances for the purpose of harvesting bottomfish is prohibited.

§ 665.407 **At-sea observer coverage.**

All fishing vessels subject to §§ 665.400 through 665.407 must carry an observer when directed to do so by the Regional Administrator.

§§ 665.408–665.419 [Reserved]

§ 665.420 **Mariana coral reef ecosystem fisheries.** [Reserved]

§ 665.421 **Definitions.**

As used in §§ 665.420 through 665.439:

Mariana coral reef ecosystem management unit species (Mariana coral reef ecosystem MUS) means all of the Currently Harvested Coral Reef Taxa and Potentially Harvested Coral Reef Taxa listed in this section and which spend the majority of their non-pelagic (post-settlement) life stages within waters less than or equal to 50 fathoms in total depth.

Mariana Currently Harvested Coral Reef Taxa:

Family name	Local name (Chamorro/Carolinian)	English common name	Scientific name	
Acanthuridae (Surgeonfishes)	.....	orange-spot surgeonfish	<i>Acanthurus olivaceus.</i>
	hugupao dangulo/mowagh	yellowfin surgeonfish	<i>Acanthurus xanthopterus.</i>	
	Kichu/limell	convict tang	<i>Acanthurus triostegus.</i>	
	.....	eye-striped surgeonfish	<i>Acanthurus dussumieri.</i>
	.....	blue-lined surgeon	<i>Acanthurus nigroris.</i>
	.....	whitebar surgeonfish	<i>Acanthurus leucopareius.</i>
	.....	whitebar surgeonfish	<i>Acanthurus leucopareius.</i>
	Hiyok/filaang	blue-banded surgeonfish	<i>Acanthurus lineatus.</i>	
	.....	blackstreak surgeonfish	<i>Acanthurus nigricauda.</i>
	.....	whitecheek surgeonfish	<i>Acanthurus nigricans.</i>
	.....	white-spotted surgeonfish	<i>Acanthurus guttatus.</i>
	.....	ringtail surgeonfish	<i>Acanthurus blochii.</i>
	.....	brown surgeonfish	<i>Acanthurus nigrofuscus.</i>
	.....	mimic surgeonfish	<i>Acanthurus pyroferus.</i>
	.....	Yellow tang	<i>Zebrosoma flavescens.</i>
	.....	striped bristletooth	<i>Ctenochaetus striatus.</i>
	.....	twospot bristletooth	<i>Ctenochaetus binotatus.</i>
	tataga/igh-falafal	bluespine unicornfish	<i>Naso unicornus.</i>	
	hangon/bwulaalay	orangespine unicornfish	<i>Naso lituratus.</i>	
	.....	humpnose unicornfish	<i>Naso tuberosus.</i>
	.....	black tongue unicornfish	<i>Naso hexacanthus.</i>
	.....	bignose unicornfish	<i>Naso vlamingii.</i>
	.....	whitemargin unicornfish	<i>Naso annulatus.</i>
	.....	spotted unicornfish	<i>Naso brevirostris.</i>
	.....	humpback unicornfish	<i>Naso brachycentron.</i>
	.....	gray unicornfish	<i>Naso caesius.</i>
	Balistidae (Triggerfishes)	titan triggerfish	<i>Balistoides viridescens.</i>
		clown triggerfish	<i>Balistoides conspicillum.</i>
.....		orange striped triggerfish	<i>Balistapus undulatus.</i>	
.....		pinktail triggerfish	<i>Melichthys vidua.</i>	
.....		black triggerfish	<i>Melichthys niger.</i>	
.....		blue triggerfish	<i>Pseudobalistes fuscus.</i>	
.....		Picassofish	<i>Rhinecanthus aculeatus.</i>	
.....		wedged Picassofish	<i>Balistoides rectangulus.</i>	
Carangidae (Jacks)	atulai/peti	bridled triggerfish	<i>Sufflamen fraenatus.</i>	
	.....	Bigeye scad	<i>Selar crumenophthalmus.</i>
	.....	mackerel scad	<i>Decapterus macarellus.</i>
Carcharhinidae (Sharks) .....	.....	grey reef shark	<i>Carcharhinus amblyrhynchos.</i>
	.....	silvertip shark	<i>Carcharhinus albimarginatus.</i>
	.....	Galapagos shark	<i>Carcharhinus galapagensis.</i>
	.....	blacktip reef shark	<i>Carcharhinus melanopterus.</i>
	.....	whitetip reef shark	<i>Triaenodon obesus.</i>
Holocentridae (Soldierfish/Squirrelfish)	saksak/mweel	bigscale soldierfish	<i>Myripristis berndti.</i>	
	.....	bronze soldierfish	<i>Myripristis adusta.</i>
	sagamelon	blotcheye soldierfish	<i>Myripristis murdjan.</i>	
	sagamelon	brick soldierfish	<i>Myripristis amaena.</i>	
	sagamelon	scarlet soldierfish	<i>Myripristis pralinia.</i>	
	sagamelon	violet soldierfish	<i>Myripristis violacea.</i>	

Fishery Conservation and Management

§ 665.421

Family name	Local name (Chamorro/Carolinian)	English common name	Scientific name
	sagamelon	whitetip soldierfish	<i>Myripristis vittata.</i>
	sagamelon	yellowfin soldierfish	<i>Myripristis chryseres.</i>
	sagamelon	pearly soldierfish	<i>Myripristis kuntee.</i>
	sagamelon	tailspot squirrelfish	<i>Sargocentron caudimaculatum.</i>
	chalak	file-lined squirrelfish	<i>Sargocentron microstoma.</i>
	sagsag/leet	crown squirrelfish	<i>Sargocentron diadema.</i>
	sisiok	blue-lined squirrelfish	<i>Sargocentron tiere.</i>
	sagsag/leet	saber or long jaw squirrelfish	<i>Sargocentron spiniferum.</i>
	.....	spotfin squirrelfish	<i>Neoniphon spp.</i>
Kuhliidae (Flagtails) .....	.....	barred flag-tail	<i>Kuhlia mugil.</i>
Kyphosidae (Rudderfish)	Guili	rudderfish	<i>Kyphosus biggibus.</i>
	Guili/schpwul	rudderfish	<i>Kyphosus cinerascens.</i>
	guilen puengi/reel	rudderfish	<i>Kyphosus vaigienses.</i>
Labridae (Wrasses)	tangison/maam	floral wrasse	<i>Cheilinus chlorourus.</i>
	tangison/maam	napoleon wrasse	<i>Cheilinus undulatus.</i>
	lalacha mamate/Porou	triple-tail wrasse	<i>Cheilinus trilobatus.</i>
	.....	harlequin tuskfish, red-breasted wrasse.	<i>Cheilinus fasciatus.</i>
	.....	ring-tailed wrasse	<i>Oxycheilinus unifasciatus.</i>
	.....	razor wrasse	<i>Xyrichtys pavo.</i>
	.....	whitepatch wrasse	<i>Xyrichtys aneitensis.</i>
	.....	cigar wrasse	<i>Cheilio inermis.</i>
	.....	blackeye thicklip	<i>Hemigymnus melapterus.</i>
	.....	barred thicklip	<i>Hemigymnus fasciatus.</i>
	.....	three-spot wrasse	<i>Halichoeres trimaculatus.</i>
	.....	checkerboard wrasse	<i>Halichoeres hortulanus.</i>
	.....	weedy surge wrasse	<i>Halichoeres margaritaceus.</i>
	.....	three-spot wrasse	<i>Halichoeres trimaculatus.</i>
	.....	surge wrasse	<i>Thalassoma purpureum.</i>
	.....	red ribbon wrasse	<i>Thalassoma quinquevittatum.</i>
	.....	sunset wrasse	<i>Thalassoma lutescens.</i>
	.....	longface wrasse	<i>Hologymnosus doliatus.</i>
	.....	rockmover wrasse	<i>Novaculichthys taeniourus.</i>
Mullidae (Goatfishes) .....	.....	yellow goatfish	<i>Mulloidichthys spp.</i>
	satmoneti/wichigh	yellowfin goatfish	<i>Mulloidichthys vanicolensis.</i>
	satmoneti (adult) ti'ao (juvenile).	yellowstripe goatfish	<i>Mulloidichthys flavilineatus.</i>
	satmonetiyo/failighi	banded goatfish	<i>Parupeneus spp.</i>
	satmoneti acho/sungoongo	dash-dot goatfish	<i>Parupeneus barberinus.</i>
	satmoneti (adult) ti'ao (juvenile).	doublebar goatfish	<i>Parupeneus bifasciatus.</i>
	satmoneti (adult) ti'ao (juvenile).	redspot goatfish	<i>Parupeneus heptacanthus.</i>
	satmoneti (adult) ti'ao (juvenile).	white-lined goatfish	<i>Parupeneus ciliatus.</i>
	satmoneti (adult) ti'ao (juvenile).	yellow saddle goatfish	<i>Parupeneus cyclostomas.</i>
	satmoneti (adult) ti'ao (juvenile).	side-spot goatfish	<i>Parupeneus pleurostigma.</i>
	satmoneti (adult) ti'ao (juvenile).	multi-barred goatfish	<i>Parupeneus multifasciatus.</i>
	.....	band tail goatfish	<i>Upeneus arge.</i>
Mugilidae (Mulletts)	laiguan (adult) Agues (juvenile).	striped mullet	<i>Mugil cephalus.</i>
	laiguan (adult) Agues (juvenile).	Engel's mullet	<i>Moolgarda engeli.</i>
	laiguan (adult) Agues (juvenile).	fringelip mullet	<i>Crenimugil crenilabis.</i>
Muraenidae (Moray eels) .....	.....	yellowmargin moray eel	<i>Gymnothorax flavimarginatus.</i>
	.....	giant moray eel	<i>Gymnothorax javanicus.</i>
	.....	undulated moray eel	<i>Gymnothorax undulatus.</i>
Octopodidae (Octopus)	gamsun	octopus	<i>Octopus cyanea.</i>
	gamsun	octopus	<i>Octopus ornatus.</i>
Polynemidae .....	.....	threadfin	<i>Polydactylus sexfilis.</i>
Pracanthidae (Bigeye) .....	.....	glasseye	<i>Heteropriacanthus cruentatus.</i>
	.....	Bigeye	<i>Priacanthus hamrur.</i>
Scaridae (Parrotfishes)	atuhong/roow	humphead parrotfish	<i>Bolbometopon muricatum.</i>
	palakse (sm.) laggua (lg.)	parrotfish	<i>Scarus spp.</i>
	gualafi/oscha	Pacific longnose parrotfish	<i>Hipposcarus longiceps.</i>
	palaksin chaguan	stareye parrotfish	<i>Calotomus carolinus.</i>
Scombridae	White tuna/ayul	dogtooth tuna	<i>Gymnosarda unicolor.</i>
Siganidae (Rabbitfish)	hiting/manahok/llegh	forktail rabbitfish	<i>Siganus aregentus.</i>
	hiting	golden rabbitfish	<i>Siganus guttatus.</i>
	hiting galagu	gold-spot rabbitfish	<i>Siganus punctatissimus.</i>

Family name	Local name (Chamorro/Carolinian)	English common name	Scientific name
Sphyraenidae (Barracuda)	hiting/sesyon/palawa	Randall's rabbitfish	<i>Siganus randalli</i> .
	hiting	scribbled rabbitfish	<i>Siganus spinus</i> .
	.....	vermiculate rabbitfish	<i>Siganus vermiculatus</i> .
	.....	Heller's barracuda	<i>Sphyraena helleri</i> .
Turbinidae (turban/green snails).	aliling pulan/aliling tulompu	great barracuda	<i>Sphyraena barracuda</i> .
		green snails	<i>Turbo</i> spp.
		turban shells.	

Mariana Potentially Harvested Coral Reef Taxa:

English common name	Scientific name
Wrasses (Those species not listed as Currently Harvested Coral Reef Taxa or CHCRT).	Labridae.
Sharks	Carcharhinidae, Sphyrnidae.
Rays and skates	Dasyatidae, Myliobatidae.
Groupers (Those species not listed as CHCRT or Bottomfish Management Unit Species or BMUS).	Serranidae.
Jacks and Scads (Those species not listed as CHCRT or BMUS).	Carangidae.
Solderfishes and Squirrelfishes (Those species not listed as CHCRT).	Holocentridae.
Goatfishes (Those species not listed as CHCRT)	Mullidae.
Surgeonfishes (Those species not listed as CHCRT)	Acanthuridae.
Battfishes	Ephippidae.
Monos	Monodactylidae.
Sweetlips	Haemulidae.
Remoras	Echeneidae.
Tilefishes	Malacanthidae.
Emperors (Those species not listed as CHCRT)	Lethrinidae.
Dotybacks	Pseudochromidae.
Prettyfins	Plesiopidae.
Eels (Those species not listed as CHCRT)	Muraenidae, Chlopsidae, Congridae, Ophichthidae.
Cardinalfishes	Apogonidae.
Moorish Idols	Zanclidae.
Trumpetfish	<i>Aulostomus chinensis</i> .
Cornetfish	<i>Fistularia commersoni</i> .
Butterfly fishes	Chaetodontidae.
Angelfishes	Pomacanthidae.
Damselfishes	Pomacentridae.
Scorpionfishes	Scorpaenidae.
Coral crouchers	Caracanthidae.
Flashlightfishes	Anomalopidae.
Herrings	Clupeidae.
Anchovies	Engraulidae.
Gobies	Gobiidae.
Blennies	Blenniidae.
Barracudas (Those species not listed as CHCRT)	Sphyraenidae.
Snappers (Those species not listed as CHCRT or BMUS)	Lutjanidae.
Trigger fishes (Those species not listed as CHCRT)	Balistidae.
Rabbitfishes (Those species not listed as CHCRT)	Siganidae.
Sandperches	Pinguipedidae.
Dog tooth tuna	<i>Gymnosarda unicolor</i> .
Rudderfishes (Those species not listed as CHCRT)	Kyphosidae.
Flounders, Soles	Bothidae. Soleidae.
Trunkfishes	Ostraciidae.
Fusiliers	Caesionidae.
Hawkfishes	Cirrhitidae.
Frogfishes	Antennariidae.
Pipefishes, Seahorses	Syngnathidae.
Puffer fishes, Porcupine fishes	Tetradontidae.
Blue corals	Helipora.
Organpipe corals	Tubipora.
Ahermatypic corals	Azooxanthellates.

Fishery Conservation and Management

§ 665.424

English common name	Scientific name
Sea cucumbers, Sea urchins (Those species not listed as CHCRT).	Echinoderms.
Sea snails	Mollusca.
Turban shells	Gastropoda.
Sea slugs	<i>Trochus</i> spp.
Black lipped pearl oyster	Opisthobranchs.
Giant clam	<i>Pinctada margaritifera</i> .
Other Clams	Tridacnidae.
Mushroom corals	Other Bivalves.
Small and large coral polyps.	Fungiidae.
Fire corals	Millepora.
Soft corals, Gorgonians.	
Anemones	Actinaria.
Soft zoanthid corals	Zoanthinaria.
	Hydrozoans, Bryzoans.
Sea squirts	Tunicates.
Sponges	Porifera.
	Cephalopods.
Lobsters, Shrimps/Mantis shrimps, true crabs and hermit crabs (Those species not listed as CMUS).	Crustacea.
Lace corals	Stylasteridae.
Hydroid corals	Solanderidae.
Seaweed	Algae.
Segmented worms	Annelids.
Live rock.	

All other Mariana coral reef ecosystem MUS that are marine plants, invertebrates, and fishes that are not listed in the Mariana CHCRT table or are not Mariana bottomfish, crustacean, precious coral or western Pacific pelagic MUS.

§ 665.422 Management area.

The Mariana coral reef management area consists of the U.S. EEZ around Guam and the offshore area of the CNMI or that portion of the U.S. EEZ around CNMI between three nautical miles offshore and the outer boundary of the U.S. EEZ. The inner boundary of the management area is the seaward boundaries of the Territory of Guam, and a line three nautical miles seaward from the shoreline of CNMI. The outer boundary of the management area is the outer boundary of the U.S. EEZ or adjacent international maritime boundaries. The CNMI and Guam management area is divided by a line intersecting these two points: 148° E. long., 12° N. lat., and 142° E. long., 16° N. lat.

§ 665.423 Relation to other laws.

To ensure consistency between the management regimes of different Federal agencies with shared management responsibilities of fishery resources within the Mariana coral reef ecosystem management area, fishing for Mariana coral reef ecosystem MUS is not allowed within the boundary of a National Wildlife Refuge unless specifically authorized by the USFWS, regardless of whether that refuge was es-

tablished by action of the President or the Secretary of the Interior.

§ 665.424 Permits and fees.

(a) *Applicability.* Unless otherwise specified in this subpart, § 665.13 applies to coral reef ecosystem permits.

(1) *Special permit.* Any person of the United States fishing for, taking or retaining Mariana coral reef ecosystem MUS must have a special permit if they, or a vessel which they operate, is used to fish for any:

(i) Mariana coral reef ecosystem MUS in low-use MPAs as defined in § 665.399;

(ii) Mariana Potentially Harvested Coral Reef Taxa in the coral reef ecosystem management area; or

(iii) Mariana Coral reef ecosystem MUS in the Mariana coral reef ecosystem management area with any gear not specifically allowed in this subpart.

(2) *Transshipment permit.* A receiving vessel must be registered for use with a transshipment permit if that vessel is used in the Mariana coral reef ecosystem management area to land or transship Mariana PHCRT, or any Mariana coral reef ecosystem MUS harvested within low-use MPAs.