

12. The Parties agree to develop regulations to give effect to the provisions of the preceding paragraphs. Upon approval of the pre-season plan and during the period of Fraser River Panel regulatory control, all sockeye and pink salmon fisheries under the Fraser River Panel's jurisdiction are closed unless opened for fishing by in-season order of the Fraser River Panel.

13. Pursuant to the Parties' obligations under Article VI, the Fraser River Panel shall use the following in-season decision process:

- (a) The mid-point forecast provided by Canada shall be used for management purposes until in-season updates of run size become available. Based upon advice from the Fraser River Panel Technical Committee and Commission staff, the Fraser River Panel may adopt a more precautionary or optimistic applications of the forecast information until in-season updates of run size are available. Commission staff shall provide the Fraser River Panel with recommendations for in-season run size and other factors relevant to sound fisheries management decisions. Based on information such as, but not limited to, in-season estimates of run timing and diversion rate, the Commission staff shall make recommendations to the Fraser River Panel regarding in-season decision making.
- (b) Commission staff shall provide the Fraser River Panel with projected harvestable surpluses and status of harvest from fisheries under Panel management. These projections will incorporate any Fraser River Panel agreement on management adjustments that deal with environmental conditions during in-river migration that could significantly impact the Fraser River Panel's ability to achieve spawning escapement objectives and other considerations agreed to by the Fraser River Panel.
- (c) Any changes from Commission staff recommendations for paragraphs 13(a) and 13(b) shall be based on bilateral agreement between the National Sections of the Fraser River Panel. Acceptance of the Commission staff recommendation requires approval of at least one of the National Sections.