

- (d) The respective National Sections of the Fraser River Panel shall develop proposed regulations for their domestic Fraser Panel Area fisheries consistent with recommendations and projections provided by the Commission staff as described in paragraphs 13(a) and 13(b) as may be modified pursuant to paragraph 13(c). Either National Section may ask Commission staff for advice in designing its fisheries proposals. Commission staff shall assess and provide advice as to whether proposed fishery regulations for Fraser Panel Area fisheries are consistent with recommendations and projections described in paragraphs 13(a) and 13(b) and Fraser Panel objectives. Subsequently, after full discussion of a Fraser River Panel Area fishery proposal, the following may occur: (i) the Fraser River Panel may adopt the proposal based on bilateral agreement or; (ii) the proposing National Section may modify and re-submit its proposal in response to advice from staff and/or concern(s) raised by the other National Section; or (iii) while acknowledging objection(s) of the other National Section, the Fraser River Panel may approve the fishery proposal. In the event that the Fraser River Panel approves a fishery under the provisions of the latter circumstance (paragraph 13(d)(iii)), prior to the commencement of the proposed fishery, the proposing National Section shall provide a written rationale for the fishery as submitted.
- (e) If post-season a Party believes that it has been adversely affected by a fishery that had been objected to but adopted pursuant to paragraph 13(d)(iii) or referred to in paragraph 13 (f), the Commission staff shall prepare an objective report on the circumstances of the fishery and its consequences for the January Commission meeting following the season in question. The Fraser River Panel shall review the staff report and determine what action is required. If the Fraser River Panel cannot come to agreement on the appropriate action, the issue shall be referred to the Commission for resolution during its February annual meeting.
- (f) Pursuant to Article VI, paragraph 7, the Parties shall communicate and consult with one another in a timely manner regarding their fishing plans for Fraser River sockeye outside of the Fraser River Panel's regulatory control. In the event that a Party has an objection to the other Party's fishing plans as they relate to achievement of Fraser River Panel objectives, the implementing Party shall provide the rationale for such plans.

14. The Parties agree that:

- (a) Fraser River sockeye are caught incidental to fisheries in Alaska District 104 directed at pink salmon;
- (b) Fraser River sockeye comprise a minor portion of the catch in that fishery and are not the target stock in that fishery;