

- (b) The U.S. share shall be adjusted to account for management imprecision in U.S. fisheries subject to the limitations prescribed in paragraph 8(c). Additionally, the U.S. share shall be adjusted for underages which occur as a result of Canada directly impeding the U.S. from pursuing its in-season share of the TAC. This latter circumstance shall be noted in-season by the Fraser River Panel including the effect Canada's catch had on impeding the U.S. pursuit of its in-season share, and shall be compensated for as an underage pursuant to paragraph 8(a).
- (c) The U.S. share shall not be adjusted:
 - (i) for underages which occur because the U.S. fishery failed to deploy sufficient effort;
 - (ii) for underages which occur because too few fish were available to the U.S. fishery due to migration patterns (e.g., diversion rates) or harvesting constraints for intermingled stocks or species;
 - (iii) for that portion of an underage resulting from an increase in the estimated TAC identified after the year's fishery has ended but which would not have been available due to harvest constraints for intermingled stocks or species;
 - (iv) for an overage resulting from TAC reductions after the scheduling of the last Fraser River Panel approved U.S. fishery of the season; or
 - (v) for any harvest of Fraser River sockeye that occurs in Alaska.
- (d) Fisheries that occur after the last U.S. Fraser River Panel approved fishery are expected to remain similar to those of recent years.

9. The Parties shall establish a Technical Committee of the Fraser River Panel with membership and functions as follows:

- (a) the members of the Technical Committee shall coordinate the technical aspects of Fraser River Panel activities with and between the Commission staff and the national sections of the Fraser River Panel, and shall report, unless otherwise agreed, to their respective National Sections of the Fraser River Panel. The Technical Committee may receive assignments of a technical nature from the Fraser River Panel and will report results directly to the Fraser River Panel;
- (b) membership of the Technical Committee shall consist of up to five such technical representatives as may be designated by each National Section of the Commission;