

ANNEX

1. During each of the annual periods beginning April 1, 1979, and ending March 31, 1980, and beginning April 1, 1980, and ending March 31, 1981, nationals and fishing vessels of the United States shall be permitted to fish for groundfish in Pacific Marine Fisheries Commission (PMFC) areas as follows:

- (a) In that portion of PMFC area 3C, in which Canada exercises exclusive fisheries jurisdiction, they may catch 285 metric tons of groundfish in a directed fishery for rockfish with an incidental catch not to exceed 15 percent;
- (b) In PMFC area 3D, they may catch 885 metric tons of groundfish in a directed fishery for rockfish with an incidental catch not to exceed 10 percent;
- (c) In PMFC areas 5A and 5B, they may catch 2,080 metric tons of groundfish in a directed fishery for rockfish with an incidental catch not to exceed 12 percent. No more than 250 metric tons of the groundfish caught shall be Pacific ocean perch (*Sebastes alutus*) and yellowmouth rockfish (*Sebastes reedi*);
- (d) There shall be no discards of Pacific cod, ling cod or sole, and when the incidental catch in any area has been taken, the fishery in that area may be closed provided that any remaining portion of the catch limit in that area shall be made available for United States harvest in other areas during the same annual period or, if making available such remaining portion of the catch limit in other areas could result in harm to the fishery resource, such remaining portion shall be made available for United States harvest during the annual period beginning April 1, 1980, and ending March 31, 1981, taking into account sub-paragraph (e);
- (e) If there is an inordinately large shortfall in the catch by nationals and vessels of the United States during the period beginning April 1, 1979, and ending March 31, 1980, such that our two governments agree that the necessary increase in the permitted catch of 3,250 metric tons during the period beginning April 1, 1980, and ending March 31, 1981, could result in harm to the fishery resource, our two governments shall consult on appropriate measures to avoid such harm. Such measures may include, at the discretion of the Government of Canada, a reasonable extended period of access for nationals and fishing vessels of the United States in order that they may catch the total 6,500 metric tons.

2. Should the traditional species composition of either the rockfish or the incidental catch referred to in Paragraph 1 of this Annex indicate a resource