


<h2 style="margin: 0;">APPLICATION FOR TRANSFER OF CRAB QS or PQS</h2>	U.S. Dept. of Commerce/NOAA National Marine Fisheries Service NMFS) Restricted Access Management (RAM) P.O. Box 21668 Juneau, AK 99802-1668	
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Notes:

1. This application to transfer Quota Share (QS) or Processor Quota Share (PQS) will not be processed between August 1 of any year and the date of issuance of the Individual Fishing Quota (IFQ) or Individual Processor Quota (IPQ) in that Bering Sea or Aleutian Islands Management Area Crab Rationalization Program (CR Program) fishery.
2. This application will not be processed or approved unless it is complete. In addition to providing the information required in the application, a copy of the terms and conditions of the transfer agreement must be attached. Such documentation may consist of a bill of sale, promissory note, or other document that reveals the contraction terms between the parties.
3. Do not use this application to apply for a transfer of QS or PQS to, or from, an Eligible Crab Community Organization or a Crab Harvesting Cooperative, or to conduct an annual lease of IFQ or IPQ.

BLOCK A – TYPE OF TRANSFER

1. Indicate the type(s) of Quota Share or Processor Quota Share for which a transfer is being sought:

CPO QS [] CVO QS [] CPC QS [] CVC QS [] PQS []

If applying to receive CVC or CPC QS by transfer, **submit proof** of at least one delivery of a crab species in any CR crab fishery in the 365 days prior to submission to NMFS of the Application for Transfer of IFQ or IPQ. Proof of this landing is:

- Signature of the applicant on an ADF&G Fish Ticket; or
- An affidavit from the vessel owner attesting to that individual’s participation as a member of a fish harvesting crew on board a vessel during a landing of a crab QS species within the 365 days prior to submission of an Application for transfer of crab QS or PQS.

2. If this is a transfer of PQS, will the PQS be used **within the Eligible Crab Community (ECC)** with which the PQS is currently associated?

YES [] NO [] NOT APPLICABLE []

If YES, indicate the name of the current ECC that has the Right of First Refusal (ROFR)

And **attach an affidavit** stating that the ECC wishes to permanently waive ROFR for the PQS or that the proposed recipient of the PQS has completed a ROFR contract with the ECCE for the PQS that includes the terms enacted under section 313(j) of the Magnuson-Stevens Act and referenced under § 680.40(f)(3).

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3. If this is a transfer of PQS, will the PQS be used **outside the ECC** with which the PQS is currently associated?
YES [] NO [] NOT APPLICABLE []

If requesting transfer of PQS for use outside an ECC that has designated an entity to represent it in exercise of Right of First Refusal (ROFR) under § 680.41(1), the Regional Administrator will not act upon the application for a period of 10 days. At the end of that time period, the application will be approved pending meeting the criteria set forth in § 680.41(i).

BLOCK B – IDENTIFICATION OF TRANSFEROR (SELLER) <i>(The transferor is the person currently holding the QS or PQS)</i>		
1. Name:	2. NMFS Person ID:	
	3. Date of Incorporation:	
4. Permanent Business Mailing Address:		5. Temporary Business Mailing Address:
6. Business Telephone No.:	7. Business Fax No.:	8. E-mail address (if available)
9. Has transferor submitted an EDR, if required to do so under § 680.6? YES [] NO [] NOT APPLICABLE []		
10. Has transferor paid all fees, as required by § 680.44? YES [] NO [] NOT APPLICABLE []		

BLOCK C – IDENTIFICATION OF TRANSFEREE (BUYER)		
1. Name:	2. NMFS Person ID:	
	3. Date of Incorporation:	
4. Permanent Business Mailing Address:		5. Temporary Business Mailing Address (see instructions):
6. Business Telephone No.:	7. Business Fax No.:	8. E-mail address (if available)
9. Has transferee submitted an EDR, if required to do so under § 680.6? YES [] NO [] NOT APPLICABLE []		

10. Has transferee paid all fees, as required by § 680.44?

YES NO NOT APPLICABLE

BLOCK D – ELIGIBILITY OF TRANSFEREE
(Does not pertain to those seeking to receive Processing Quota Share)

Different eligibility standards pertain to a transferee depending on the type of harvesting QS that is being transferred. Please read the Instructions for complete details.

1. The proposed transferee is applying to receive CVO or CPO QS (with or without IFQ):

YES NO

If YES, is the proposed transferee an eligible recipient of QS or IFQ as explained in the Instructions?

YES NO*

2. The proposed transferee is applying to receive CVC or CPC QS (with or without IFQ):

YES NO

If YES, is the proposed transferee an eligible recipient of QS or IFQ as explained in the Instructions?

YES NO*

If NO*, a completed Application for BSAI Crab Eligibility to Receive QS/PQS or IFQ/IPQ by Transfer form must be completed, submitted, and approved before this Application for Transfer of QS or PQS can be approved.

BLOCK E – IDENTIFICATION AND COST OF QUOTA TO BE TRANSFERRED

Note: If Transfer Application is for more QS or PQS than the space provided on this form allows, **duplicate this page as necessary** to include all intended transfers with one application .

1. Identification of Quota Share or Processor Quota Share (from Report of Quota Holdings):

Fishery	Sector*	Region	Beginning Serial Number	Ending Serial Number	Number of QS Units
_____	_____	_____	_____	_____	_____

***Note: If transfer of CPO Quota, complete Questions 3 and 4 below.**

2. Are any current year IFQ/IPQ Pounds to transfer with the QS/PQS?

YES NO

If YES, complete the following:

Permit Number: _____ Class (A, B, R, or U): _____ Pounds: _____

3. How is the CPO QS to be designated after the transfer?

CPO QS Only CVO QS and PQS*

***Note: If CPO QS is transferred as both CVO QS and PQS, the resulting ratio of CVO shares to PQS**

shares will be 1:0.9 (i.e., one CVO share to 0.9 PQS shares).

4. If intended to be designated as CVO QS and PQS, indicate the one region as appropriate for the fishery:

North [] South [] West [] Undesignated []

5. What is the total price of the QS or PQS, including all fees and other transaction costs?

\$ _____

6. What is the price per unit of QS or PQS? \$ _____
(Price divided by Units)

7. What is the price per pound of IFQ or IPQ crab Transferred with the QS or PQS

\$ _____
(Price divided by Pounds)

8. Is a permit broker being used to facilitate this transfer? YES [] NO []

If YES, how much was paid in broker fees? \$ _____; or _____ % of total price of QS or PQS

BLOCK F – CERTIFICATION OF TRANSFEROR

Under penalty of perjury, I certify by my signature below that I have examined the information and the claims provided on this application and, to the best of my knowledge and belief, the information presented here is true, correct, and complete.

1. Signature of Transferor:	2. Date:
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3. Printed Name Transferor: (if authorized representative, attach authorization)

ATTEST:	NOTARY STAMP OR SEAL
Signature of Notary Public	
Commission Expires:	

BLOCK G – CERTIFICATION OF TRANSFEREE

Under penalty of perjury, I certify by my signature below that I have examined the information and the claims provided on this application and, to the best of my knowledge and belief, the information presented here is true, correct, and complete.

1. Signature of Transferee:

2. Date:

3. Printed Name of Transferee:

ATTEST:

NOTARY STAMP OR SEAL

Signature of Notary Public

Commission Expires:

PUBLIC REPORTING BURDEN STATEMENT

Public reporting for this collection of information is estimated to average 2.5 hours per response, including the time for reviewing the instructions, searching the existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to Assistant Regional Administrator, Sustainable Fisheries Division, NOAA National Marine Fisheries Service, P.O. Box 21668, Juneau, AK 99802-1668.

ADDITIONAL INFORMATION

Before completing this form please note the following: 1) Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information, subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number; 2) This information is mandatory and is required to manage commercial fishing efforts under 50 CFR part 680, under section 402(a) of the Magnuson-Stevens Act (16 U.S.C. 1801, *et seq.*) and under 16 U.S.C. 1862(j); 3) Responses to this information request are confidential under section 104(b) of the Magnuson-Stevens Act as amended in 2006. They are also confidential under NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics.

Instructions
APPLICATION FOR TRANSFER OF CRAB QS OR PQS

GENERAL INFORMATION

In order for an inter-cooperative transfer of QS or PQS to be approved, both parties must be already established and recognized by NMFS as a cooperative. NMFS will notify the transferor and transferee once the application has been received and approved. A transfer of CQ is not effective until approved by NMFS.

Do not use this application to apply for a transfer of QS or PQS to, or from, an Eligible Crab Community Organization or to, or from, a Crab Harvesting Cooperative.

This Application for the Transfer of Crab QS or PQS will not be processed between August 1 of any year and the date of issuance of the IFQ or IPQ in that Bering Sea and Aleutian Islands Management Area Crab Rationalization Program (CR Program) fishery.

This application will not be processed or approved unless it is complete; in addition to providing the information required in the application, a copy of the terms and conditions of the transfer agreement must be attached. Such documentation may consist of a bill of sale, promissory note, or other document that reveals the contraction terms between the parties.

This application cannot be processed or approved unless both parties to the proposed transfer have met all the requirements and conditions of the CR Program, including (as appropriate):

- ◆ Submit an Economic Data Report (EDR).
An EDR is required from any owner or leaseholder of a vessel or processing plant that harvested or processed crab in specified CR Program crab fisheries during the prior calendar year. The annual EDR submission deadline is June 28.

To request that a printed EDR be mailed to you (at no cost), contact

Pacific States Marine Fisheries Commission
205 SE Spokane, Suite 100
Portland, OR 97202

Telephone: 1-877-741-8913

e-mail info@psmfc.org.

- ◆ Payment of all outstanding fees to NMFS on or before July 31.

ADDITIONALLY

- ◆ Print information in the application legibly in ink or type information.
- ◆ Retain a copy of completed application for your records.

- ◆ Do not wait until right before an opening to apply for your permit, as you may not receive it on time. Please **allow up to ten working days** for a transfer application to be reviewed, processed, and approved; the parties will be notified upon approval or disapproval of the transfer.
- ◆ Submit the completed application:

By mail to: **Alaska Region, NOAA Fisheries (NMFS)
Restricted Access Management (RAM)
P.O. Box 21668
Juneau, AK 99802-1668**

By fax to: **RAM at 907-586-7354**

Applications may be faxed to RAM at (907) 586-7354; however, permits will not be returned by fax. The original, signed permit must be on board the vessel.

Or, hand deliver to:

**NOAA Fisheries
Alaska Region (NMFS/RAM)
Federal Building
709 W. 9th Street, Suite 713
Juneau, Alaska 99801**

Items will be sent to you by first class mail, unless you provide alternate instructions and include a prepaid mailer with appropriate postage or a corporate account number for express delivery. Additional information is available from RAM, as follows:

Website: <http://www.alaskafisheries.noaa.gov/ram/default.htm>

Telephone (toll free): 800-304-4846 (press “2”)

Telephone (in Juneau): 907-586-7202 (press “2”)

e-Mail: RAM.Alaska@noaa.gov

COMPLETING THE FORM

BLOCK A – TYPE OF TRANSFER

1. Indicate the type(s) of Quota Share (QS) for which this Application to Transfer Crab QS or PQS is being submitted. The different types of QS that may be transferred using this Application include:

Catcher/Processor “Owner” Quota and annual Individual Fishing Quota	CPO QS/IFQ
Catcher Vessel “Owner” Quota and annual Individual Fishing Quota	CVO QS/IFQ
Catcher/Processor “Captain/Crew” Quota and annual Individual Fishing Quota	CPC QS/IFQ
Catcher Vessel “Captain/Crew” Quota and annual Individual Fishing Quota	CVC QS/IFQ
Processor Quota Share	PQS

2. If this is a transfer of PQS, indicate whether the PQS will be used within the Eligible Crab Community (ECC) with which the PQS is currently associated?

If YES, indicate the name of the current ECC that has the Right of First Refusal (ROFR)

And attach an affidavit stating that the ECC wishes to permanently waive ROFR for the PQS or that the proposed recipient of the PQS has completed a ROFR contract with the ECC Entity for the PQS that includes the terms enacted under section 313(j) of the Magnuson-Stevens Act and referenced under § 680.40(f)(3).

3. If this is a transfer of PQS, indicate whether the PQS will be used outside the ECC with which the PQS is currently associated.

If YES, and requesting transfer of PQS for use outside an ECC that has designated an entity to represent it in exercise of ROFR under § 680.41(l), the Regional Administrator will not act upon the application for a period of 10 days. At the end of that time period, the application will be approved pending meeting the criteria set forth in § 679.41(i).

BLOCK B – IDENTIFICATION OF TRANSFEROR (SELLER)

1. Enter the full, legal, business name of the person that holds Quota and wishes to transfer it.
2. Enter the transferor's NMFS Person ID.
3. Enter date of incorporation.
4. Enter the permanent business mailing address.
5. Enter the temporary business mailing address (this is the address, if different from #4, to which the applicant wishes materials to be sent).
- 6 – 8. Enter the business telephone number, business fax number, and e-mail address.
9. Indicate whether transferor has submitted an EDR, if required to do so under § 680.6.
10. Indicate whether transferor has paid all fees, as required by § 680.44.

BLOCK C – IDENTIFICATION OF TRANSFEREE (BUYER)

1. Enter the full, legal, business name of the person that wishes to receive the Quota by transfer.
2. Enter the transferee's NMFS Person ID.
3. Enter date of incorporation.
4. Enter the permanent business mailing address.
5. Enter the temporary business mailing address (this is the address, if different from #4, to which the applicant wishes materials to be sent).
- 6 – 8. Enter the person's business telephone number, business fax number, and e-mail address.
9. Indicate whether transferee has submitted an EDR, if required to do so under § 680.6.

10. Indicate whether transferee has paid all fees, as required by § 680.44.

BLOCK D – ELIGIBILITY OF TRANSFEREE

(Does not pertain to those seeking to receive Processing Quota Share).

Different eligibility standards pertain to a transferee depending upon the type of harvesting QS that is being transferred (see below).

1. Indicate whether the proposed transferee is applying to receive CVO or CPO QS (with or without IFQ).

If YES, indicate whether the proposed transferee is an eligible recipient of QS or IFQ, is eligible to receive the CVO/CPO QS/IFQ according to the standards below, and has verification to that effect issued by the Alaska Region of NOAA Fisheries (RAM).

If NO, the proposed transferee must apply for eligibility to receive CVO/CPO QS/IFQ by completing and submitting to RAM an Application for BSAI Crab Eligibility to Receive QS/PQS or IFQ/IPQ by Transfer. Upon approval of eligibility, this Application for Transfer or Crab QS or PQS may be submitted for approval.

2. Indicate whether the proposed transferee is applying to receive CVC or CPC QS (with or without IFQ).

If YES, indicate whether the transferee is an eligible recipient of QS or IFQ, is eligible to receive the CVC/CPC QS/IFQ according to the standards below, and has verification to that effect issued by the Alaska Region of NOAA Fisheries (RAM).

If NO, the proposed transferee must apply for eligibility to receive CVC/CPC QS/IFQ by completing and submitting to RAM an Application for BSAI Crab Eligibility to Receive QS/PQS or IFQ/IPQ by Transfer. Upon approval of eligibility, this Application for Transfer or Crab QS or PQS may be submitted for approval.

The following standards pertain to eligibility to receive CR Program Quota by transfer:

Quota Type	Eligible Person	Eligibility Standards
PQS not issued under § 680.40(e)(3)(i)	Any Person	No other requirements
IPQ	Any Person	No other requirements
CVO or CPO QS	A person who received QS by initial issuance	No other eligibility requirements
	An Individual	who is a U.S. citizen and who has at least 150 days experience as part of the harvesting crew in any U.S. commercial fishery
	A corporation, partnership, association or other non-individual entity	That has at least one individual member (owner) who is a U.S. citizen and who: a) owns at least 20% of the entity, and b) has at least 150 days experience as part of the harvesting crew in any U.S. commercial fishery
	An ECCO	That meets other regulatory requirements
	A CDQ Group	No other requirements
Converted CPO QS	n/a	Converted CPO QS may not be transferred
CPO IFQ derived from Converted CPO QS	n/a	CPO IFQ derived from Converted CPO may not be transferred
CVO or CPO IFQ	All persons eligible for CVO or CPO QS	No other requirements
CVC or CPC QS	An Individual	who is a U.S. citizen with at least 150 days experience as part of the harvesting crew in any U.S. commercial fishery and, recent participation in a CR crab fishery in the 365 days prior to submitting an application for eligibility
CVC or CPC IFQ	An Individual	who satisfies the eligibility requirements for receiving CVC or CPC QS by transfer

BLOCK E – IDENTIFICATION AND COST OF QUOTA TO BE TRANSFERRED

Note: If Transfer Application is for more QS/IFQ or PQS/IPQ than the space provided on this form allows, **duplicate this page as necessary** to include all intended transfers with one application. Refer to Report of Quota Holdings published by RAM.

1. Identify the QS or PQS to be transferred. Each unit of BSAI Crab Rationalization QS and PQS is identified by an alpha-numeric code, as indicated in the following table. The alphabetical portion of the code indicates the Fishery, the Sector, and the Region for which the Quota will yield annual IFQ or IPQ. Enter the correct Fishery Code, Sector Code, and Region Code, as well as the beginning serial number and the ending serial number as set out on the Report of Quota Holding issued by RAM.

Crab Fishery	Code	Sector of QS	Code	Region	Code
Bristol Bay red king	BBR	Catcher Vessel Owner	CVO	North	N
Bering Sea snow	BSS	Catcher/Processor Owner	CPO	South	S
Bering Sea Tanner	BST	Catcher Vessel Captain/Crew	CVC	West	W
Eastern Aleutian Golden	EAG	Catcher/Processor Captain/Crew	CPC	Undesignated	U
Pribilof red and blue king	PIK	Processor Quota	PQS		
St. Matthew blue king	SMB				
Western Aleutian golden	WAG				
Western Aleutian red king	WAI				

Note: If transfer of CPO Quota, also complete Questions 3 and 4 below.

2. Indicate whether any current year IFQ or IPQ Pounds are intended to transfer with the QS or PQS.

If YES, provide the IFQ or IPQ Permit Number, the Class of IFQ (A, B, or C), and the number of Pounds from that Permit that are intended to transfer.

3. Indicate whether CPO QS will be re-designated upon transfer -- as CPO QS Only or CVO QS and PQS
Note that if CPO QS is being transferred, the prospective transferee may choose to re-designate the QS as CVO QS and PQS. If such an election is made, the resulting QS will transfer in the ratio of 1:0.9 (i.e., one CVO share to 0.9 PQS shares). Only whole Quota units will be transferred or retained.
4. If the choice is made to re-designate the CPO QS as CVO QS and PQS, indicate the Region to which the resulting re-designated Quota will be assigned. Enter the same information for all CPO QS for which application is being made to transfer. If necessary, duplicate the pages to include segments of CPO QS to be transferred. Note that the IFQ and the IPQ that the re-designated AS will yield will not be issued until the crab fishing year following year in which the transfer and re-designation was approved.
5. Enter the total price of the QS or PQS, including all fees and other transaction costs.
6. Indicate the price per unit of QS or PQS and the price per pound of IFQ or IPQ crab.
7. Indicate whether a permit broker is being used to facilitate this transfer.

If YES, enter the broker fees as either a “lump sum” (how much was paid to the Broker) or as a percentage of the total price of the Quota.

BLOCK F – CERTIFICATION OF TRANSFEROR

Provide printed name, signature, and date signed of transferor. If completed by an authorized representative, attach authorization. Note that, to be considered, the application must bear original signatures of the Authorized Representative of the Proposed Transferor and the signatures must be witnessed by a Notary Public.

BLOCK G – CERTIFICATION OF TRANSFEREE

Provide printed name, signature, and date signed of transferee. If completed by an authorized representative, attach authorization. Note that, to be considered, the application must bear original signatures of the Authorized Representatives of the Proposed Transferee and the signatures must be witnessed by a Notary Public.