

rock in or from the EEZ; removal of allowable octocoral or prohibited coral from aquacultured live rock in or from the EEZ; and possession of prohibited coral not attached to aquacultured live rock or allowable octocoral, while aquacultured live rock is in possession. See the note included in the definition of "Allowable octocoral" for clarification of the distinction between allowable octocoral and live rock.

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## 50 CFR Part 658

[Docket No. 951013251-5303-02; I.D. 091295B]

RIN 0648-AH72

### Shrimp Fishery of the Gulf of Mexico; Amendment 8

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Final rule.

**SUMMARY:** NMFS issues this final rule to implement Amendment 8 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP). Amendment 8 and this final rule establish a revised FMP framework rulemaking procedure for establishing or modifying certain management measures applicable to the fishery for royal red shrimp in the Gulf of Mexico exclusive economic zone. The intended effect of this measure is to allow more

timely implementation of management measures.

**EFFECTIVE DATE:** January 26, 1996.

**FOR FURTHER INFORMATION CONTACT:**

Michael E. Justen, 813-570-5305.

**SUPPLEMENTARY INFORMATION:** The shrimp fishery of the Gulf of Mexico is managed under the FMP. The FMP was prepared by the Gulf of Mexico Fishery Management Council and is implemented through regulations at 50 CFR part 658 under the authority of the Magnuson Fishery Conservation and Management Act (Magnuson Act).

Explanation of the revised framework rulemaking procedure and the background and rationale for the procedure are contained in the preamble of the proposed rule to implement Amendment 8 (60 FR 54663, October 25, 1995) and are not repeated here. No comments were received on the proposed rule, and it is published as a final rule without change.

#### Approval of Amendment 8

On December 15, 1995, the Director, Southeast Region, NMFS (Regional Director), approved Amendment 8.

#### Classification

The Regional Director determined that Amendment 8 is necessary for the conservation and management of the shrimp fishery of the Gulf of Mexico and that it is consistent with the Magnuson Act and other applicable laws.

This action has been determined to be not significant for purposes of E.O. 12866.

The Assistant General Counsel for Legislation and Regulation of the Department of Commerce certified to

the Chief Counsel for Advocacy of the Small Business Administration that this rule would not have a significant economic impact on a substantial number of small entities. The reasons for this certification were published in the preamble to the proposed rule (60 FR 54663, October 25, 1995) and are not repeated here. As a result, a regulatory flexibility analysis was not prepared.

#### List of Subjects in 50 CFR Part 658

Fisheries, Fishing, Reporting and recordkeeping requirements.

Dated: December 20, 1995.

Nancy Foster,

*Acting Assistant Administrator for Fisheries, National Marine Fisheries Service.*

For the reasons set out in the preamble, 50 CFR part 658 is amended as follows:

### PART 658—SHRIMP FISHERY OF THE GULF OF MEXICO

1. The authority citation for part 658 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

2. A new § 658.29 is added to read as follows:

#### § 658.29 Adjustment of management measures.

In accordance with the procedures and limitations of the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico, the Regional Director may establish or modify the maximum sustainable yield, optimum yield, and total allowable catch for royal red shrimp.

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