

SUBCHAPTER B.

Marine Preserves

- Section 15311.0. Marine Preserves.
- Section 15311.1. General Rules for Managing Marine Preserves.
- Section 15311.2. Designated Marine Preserves.
- Section 15311.3. Special Regulations to be Applied to Each Type of Marine Preserve.

Section 15311.0. Marine Preserves. The Director of Agriculture will determine the need to establish Marine Preserves, which are areas in which the take of aquatic animals will be restricted to protect coral reef habitat and/or the related fauna. Such areas once established shall be permanently designated as Marine Preserves. The restrictions established for such an area shall always govern the allowable activities within the designated Marine Preserve.

Section 15311.1. General Rules for Managing Marine Preserves. (a) All Marine Preserves shall be clearly marked with boundary markers and signage at popular entry points to educate the public as to the rules for the area.

(b) Within an established Marine Preserves the following activities shall be prohibited: dip netting, gill netting, drag netting, surround netting, spear fishing, the use of gaffs, shell collecting, gleaning and removal of sand or rocks.

Boundaries: A straight line formed by markers aligned on the southern side of Manell Channel along the coast to a straight line formed by markers aligned on the northern side of 'Ajayan Channel'. The ocean boundaries shall extend seaward on a bearing of one hundred forty eight (148) degrees true from the seaward marker on the south side of Manell Channel to the six hundred foot (600) depth contour; then northerly along the six hundred (600) foot depth contour to the northern ocean boundary completed by a line drawn from the outermost marker on the north side of Ajayan Channel on a bearing of one hundred eighty (180) degrees true seaward to the six hundred foot depth contour (See Exhibit 5).

- (5) Pati Point Location: Andersen Air Force Base

Boundaries: From the marker (144° 53' 44 E. Longitude , 13° 32' 40' N. Latitude) in front of the pillbox to the west of Tarague channel easterly along the coast to Pati Point, then southerly to Anao Point. The ocean boundaries shall extend at a bearing of ninety (90) degrees true from the seaward marker at Anao Point to the six hundred (600) foot depth contour; then follow the six hundred foot depth contour to the western ocean boundary completed by a line drawn seaward on a bearing of fifty (50) degrees true from the outermost marker on the western boundary degrees to the six hundred foot depth contour (See Exhibit 6).

Section 15311.3. Special Regulations to be Applied to Select Marine Preserves.

(a) Tumon Bay: bottomfishing may be conducted from the one hundred (100) foot contour seaward.

(b) Trolling may be conducted from the reef margin seaward, but only for pelagic fish. Persons catching non-pelagic fish shall release them immediately upon capture. Where the reef margin is not well defined because of gaps or undulations in the reef, the margin shall be defined by drawing a point between two (2) well defined points.

(c) Tumon Bay: All fishing except for cast net from shore, hook and line from shore, and those methods specifically identified as allowable by law or regulation in a preserve shall be prohibited. Hook and line fishing, and cast net fishing allowed from shore, shall be limited to the take of rabbitfish (*Sesjun*, *Manahac*), juvenile goatfish (*Tiao'*), juvenile jacks (*E'e'*) and the convict tang (*Kichu*). Cast net fishing will also be allowed along the reef margin for rabbitfish and convict tangs only.

(d) Piti, Sasa Bay, and Achang Reef Flat: All forms of fishing except those methods specifically identified as allowable by law or regulation in a Marine Preserve shall be prohibited.

(e) Pati Point: All fishing except hook and line from shore, and those methods specifically identified as allowable by law or regulation in a Marine Preserve, shall be prohibited.