PROCLAMATION

RE: RED PORGY

Dr. Louis B. Daniel III, Director, Division of Marine Fisheries, hereby announces that effective at 12:01 A.M., Monday, December 21, 2009 the following restrictions will apply to red porgy:

I. SEASON AND SIZE LIMIT EXEMPTION

A. Possession and sale of red porgy by a permitted hatchery or red porgy aquaculture operation and purchase and possession of red porgy from a permitted hatchery or red porgy aquaculture operation shall be exempt from season and size limit restrictions.

B. It is unlawful to possess, sell, purchase or transport such red porgy unless they are in compliance with all conditions of the North Carolina Division of Marine Fisheries Aquaculture Operation Permit.

C. It is unlawful to possess red porgy from a hatchery or aquaculture operation without receipts or bills of lading documenting the origin of the fish.

II. GENERAL INFORMATION

A. This proclamation is issued under the authority of N.C.G.S. 113-170.4; 113-170.5; 113-182; 113-221.1; 143B-289.52; and N.C. Marine Fisheries Rules 15A NCAC 03H .0103 and 03M.0512.

B. It is unlawful to violate the provisions of any proclamation issued by the Director under his delegated authority pursuant to N.C. Fisheries Rule 15A NCAC 03H .0103.

C. The intent of this proclamation is to allow permitted red porgy (*Pagrus pagrus*) hatcheries and aquaculture operations to possess and sell undersize fish from those facilities.

BY: ________________________________

Dr. Louis B. Daniel III, Director

DIVISION OF MARINE FISHERIES

December 18, 2009
12:15 P.M.
FF-73-2009
/sab