

ATLANTIC TUNAS CONVENTION ACT OF 1975
ATLANTIC BLUEFIN TUNA FISHERIES

VIOLATION	VIOLATION HISTORY -- PENALTY AMOUNT/PERMIT SANCTION			
	FIRST	SECOND	THIRD	FOURTH
A. Fishing				
Fishing during closure*	\$10,000 - \$40,000 to 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Fishing in excess of quota, allocation, or incidental catch limits (All Categories)*	\$10,000 - \$40,000 to 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Fishing in excess of catch limits (Anglers & General)*	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Fishing within 100 yards of corkline of purse seiner fishing for bluefin tuna *	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Fishing with vessel not able to travel to and from grounds, from which tuna cannot be brought under control without help *	\$1,000 - \$20,000 5 - 15 days	\$2,500 - \$30,000 20 - 30 days	\$7,500 - \$40,000 30 - 45 days	\$12,000 - \$50,000 60 - 90 days
Failing to request a purse seine vessel, net or fish inspection *	\$1,000 - \$20,000 5 - 15 days	\$10,000 - \$40,000 20 - 30 days	\$15,000 - \$50,000 30 - 45 days	\$25,000 - \$110,000 25 - 50 days
Fishing with, or possessing tuna while in possession of unauthorized or improperly marked gear *	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE

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Fishing for or retaining undersized tuna *	\$10,000 - \$40,000 to 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Fishing for or retaining tuna of a type, or using gear, inconsistent with permit category *	\$1,000 - \$20,000 5 - 15 days	\$5,000 - \$30,000 20 - 30 days	\$15,000 - \$50,000 30 - 45 days	\$25,000 - \$70,000 25 - 50 days
B. Vessel Permits				
Fishing without a permit*	\$1,000 - \$40,000	\$5,000 - \$60,000	\$15,000 - \$80,000	\$25,000 - \$110,000
Fishing with invalid permit*	\$1,000 - \$40,000	\$5,000 - \$60,000	\$15,000 - \$80,000	\$25,000 - \$110,000
Failure to report changes in permit information				
a. in a timely manner	Summary Settlement	Summary Settlement	Summary Settlement	Summary Settlement
b. not at all	\$1,000 - \$40,000	\$5,000 - \$60,000	\$15,000 - \$80,000	\$25,000 - \$110,000

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C. Dealer License				
Purchasing or receiving tuna for a commercial purpose without a license*	\$10,000 - \$40,000	\$20,000 - \$70,000	\$35,000 - \$110,000	\$110,000
Purchasing or receiving tuna for a commercial purpose with an invalid license*	\$10,000 - \$40,000	\$20,000 - \$70,000	\$35,000 - \$110,000	\$110,000
Failure to report changes in license application information				
a. in a timely manner	Summary Settlement	Summary Settlement	Summary Settlement	Summary Settlement
b. not at all	\$1,000 - \$40,000	\$5,000 - \$60,000	\$15,000 - \$80,000	\$25,000 - \$110,000
D. Reporting Requirements				
Failure to file or maintain reports as required (Non-Dealer)	Summary Settlement	\$2,000 - \$7,000	\$3,000 - \$10,000	\$10,000
Failure to file or maintain reports (except as otherwise listed) (Dealer)	\$10,000 - \$40,000 10 - 45 days	\$10,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Failure to submit reports in a timely manner or in a completed form (except as otherwise listed) (Dealer)	\$1,000 - \$10,000	\$2,000 - \$10,000	\$5,000 - \$20,000 to 30 days	\$10,000 - \$110,000 45 - 60 days

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Failing to report taking of commercial sized bluefin tuna (Dealer)	\$10,000 - \$40,000 10 - 45 days	\$10,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Failing to submit accurate reports (Dealer)	\$1,000 - \$15,000 to 30 days	\$5,000 - \$30,000 45 - 60 days	\$15,000 - \$50,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Failing to report receipt or purchase of bluefin tuna within 24 hours (Dealer)	\$1,000 - \$5,000	\$2,000 - \$10,000	\$5,000 - \$20,000 30 days	\$10,000 - \$110,000 45 - 60 days
Failing to report taking of a tagged tuna	Summary Settlement	\$2,000 - \$7,000	\$3,000 - \$10,000	\$10,000
E. Possession				
Landing tuna in other than prescribed forms *	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60-90 days	\$110,000 REVOKE
Retaining tuna caught under tag and release program *	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Failing to release tuna which will not be retained immediately and with a minimum of injury	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Transferring, purchasing, or receiving Atlantic bluefin tuna from any person or vessel without a valid dealer permit *	\$10,000 - \$40,000	\$20,000 - \$70,000	\$35,000 - \$110,000	\$110,000

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Transferring, purchasing, or receiving Atlantic bluefin tuna at sea from any person or vessel engaged in fishing for such tuna without a valid dealer buy boat permit *	\$10,000 - \$40,000 60 - 90 days	\$20,000 - \$70,000 REVOKE	\$35,000 - \$110,000	\$110,000
Purchasing or transporting with a buy boat any tuna that is captured incidentally by longlines *	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Purchasing, receiving, transferring, selling, offering for sale, importing, exporting, having custody, possession or control of tuna which are known to be, or should have been known to have been, in violation *	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Selling, offering for sale, or transferring any Atlantic bluefin tuna to any person other than a permitted dealer *	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
F. Tagging				
Failing to tag a tuna	\$10,000 - \$40,000 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE

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Removing tail tag before permitted	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Failing to properly mark a container holding tuna for export	\$1,000 - \$40,000 to 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
G. Enforcement				
Fishing for or retaining tuna of a type, or with gear, inconsistent with permit category *	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Refusing to permit inspection of vessel	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Refusing to permit inspection of records	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE
Making false statements concerning taking, catching, harvesting, landing, purchasing, sale or transfer of tuna	\$5,000 - \$30,000 to 30 days	\$20,000 - \$70,000 45 - 60 days	\$35,000 - \$110,000 60 - 90 days	\$110,000 REVOKE
Refusing to provide information requested by NMFS relating to scientific monitoring or management of tuna	\$1,000 - \$40,000 10 - 30 days	\$5,000 - \$60,000 45 - 60 days	\$15,000 - \$80,000 60 - 90 days	\$25,000 - \$110,000 REVOKE

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Assault, impede, oppose, intimidate or interfere with NMFS personnel collecting information relating to scientific monitoring or management of tuna	\$5,000 - \$70,000 to 90 days	\$10,000 - \$110,000 to 120 days	\$110,000 to 365 days	\$110,000 REVOKE

NOTES:

* Add the value of any unforfeited illegal catch to the penalty