

this title. Failure to mark data and information submitted under this Group 3800 in this manner may result in public disclosure to the full extent allowed under part 2 of this title without notice to the submitter, subject to the provisions of § 2.15(d)(4)(v) of this title.

#### Subpart 3809—Surface Management

37. Section 3809.5 is revised to read as follows:

##### § 3809.5 Public availability of information.

(a) All data and information submitted under this Group 3800 are subject to part 2 of this title, which sets forth the regulations of the Department of the Interior relating to the public disclosure of data and information contained in Department of the Interior records.

(b) Parties submitting data and information under Group 3800 of this title that they believe to be exempt from disclosure shall, at the time of submission to the authorized officer, or within a reasonable time thereafter, clearly mark it "CONFIDENTIAL INFORMATION" and physically separate it from other portions of the submitted materials and mark each such page. Data and information so marked shall be kept confidential to the extent allowed by the regulations in part 2 of this title. Failure to mark data and information submitted under this Group 3800 in this manner may result in public disclosure to the full extent allowed under part 2 of this title without notice to the submitter, subject to the provisions of § 2.15(d)(4)(v) of this title.

#### PART 3860—MINERAL PATENT APPLICATIONS

38. The Authority Citation for part 3860 is revised to read as follows:

Authority: 30 U.S.C. 22 *et seq.*, 5 U.S.C. 552

39. Section 3862.9 is added to read as follows:

##### § 3862.9 Public availability of information.

(a) All data and information submitted under this Group 3800 are subject to part 2 of this title, which sets forth the regulations of the Department of the Interior relating to the public disclosure of data and information contained in Department of the Interior records.

(b) Parties submitting data and information under Group 3800 of this title that they believe to be exempt from disclosure shall, at the time of submission to the authorized officer, or within a reasonable time thereafter, clearly mark it "CONFIDENTIAL INFORMATION" and physically

separate it from other portions of the submitted materials and mark each such page. Data and information so marked shall be kept confidential to the extent allowed by the regulations in part 2 of this title. Failure to mark data and information submitted under this Group 3600 in this manner may result in public disclosure to the full extent allowed under part 2 of this title without notice to the submitter, subject to the provisions of § 2.15(d)(4)(v) of this title.

Dated: March 28, 1991.

Jennifer A Salisbury

Assistant Secretary of the Interior

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 646

#### Snapper-Grouper Fishery of the South Atlantic

**AGENCY:** National Marine Fisheries Service (NMFS), NOAA, Commerce.

**ACTION:** Notice of availability of an amendment to a fishery management plan and request for comments.

**SUMMARY:** NOAA issues notice that the South Atlantic Fishery Management Council has submitted Amendment 4 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic (FMP) for review by the Secretary of Commerce (Secretary) and is requesting comments from the public. **DATES:** Comments will be accepted until July 22, 1991.

**ADDRESSES:** Comments should be mailed to Peter J. Eldridge, Southeast Region, NMFS, 9450 Koger Boulevard, St. Petersburg, FL 33702.

Copies of Amendment 4 and supporting documents may be obtained from the South Atlantic Fishery Management Council, Southpark Building, suite 308, 1 Southpark Circle, Charleston, SC 29407-4699, telephone 803-571-4366.

**FOR FURTHER INFORMATION CONTACT:** Peter J. Eldridge, 813-893-3161.

**SUPPLEMENTARY INFORMATION:** The Magnuson Fishery Conservation and Management Act (Magnuson Act), as amended, requires that a council-prepared fishery management plan or amendment be submitted to the Secretary for review and approval or disapproval. The Magnuson Act also requires that the Secretary, upon receiving the document, immediately

publish a notice of its availability for public inspection and comment. The Secretary will consider public comment in determining approvability of the document.

Amendment 4 to the FMP proposes to: (1) institute an annual permit and fee system to harvest fishes in the snapper-grouper management unit in excess of the proposed bag limits (there would be income requirements to qualify for a permit); (2) initiate a reporting and data collection system for participants in the fishery; (3) institute an abbreviated procedure for modifying certain management measures; (4) establish minimum size restrictions for many of the species in the management unit; (5) prohibit the harvest of Nassau grouper; (6) establish bag limits for many components of the management unit; (7) add three species, i.e., spadefish, lesser amberjack, and banded rudderfish, to the management unit; (8) require fish other than cored greater amberjack to be landed with head and fins intact; (9) institute spawning season closures for greater amberjack and mutton snapper; (10) prohibit the use of entanglement nets (gillnets, trammel nets, etc.) in a directed fishery for species in the snapper-grouper management unit; (11) prohibit bottom longlining for wreckfish in the exclusive economic zone (EEZ) of the south Atlantic; (12) require off-loading procedures for wreckfish; (13) prohibit the use of bottom longlines for other species in the management unit in the EEZ shoreward of the 50-fathom contour; (14) prohibit the use of powerheads/bang sticks for harvesting components of the snapper-grouper management unit within designated special management zones (SMZ) off South Carolina; (15) delete the Little River Artificial Reef SMZ from the management plan; (16) authorize the Regional Director, in consultation with the Council, to designate special research zones where fishing may either be prohibited or permitted on a controlled basis; and (17) prohibit the use of fish traps in the south Atlantic EEZ, except for black sea bass traps north of Cape Canaveral, FL, which would be regulated.

Proposed regulations for Amendment 4 are scheduled for publication within 15 days.

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

Dated: May 24, 1991.

David S. Crestin,

Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.

[FR Doc. 91-12866 Filed 5-28-91; 3:11 pm]

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