

Please file with NDM 05-60

**SUBJECT: Delegation of Authority to the Assistant Administrator  
for Fisheries**

**TO: Financial Management Centers**


1. Legislation: The Pacific Salmon Treaty Act of 1985 (16 U.S.C. 3631 et seq.) provides the legislative authority to implement the Treaty between the Government of Canada and the Government of the United States Concerning Pacific Salmon. The legislation authorizes the Secretary of Commerce to appoint the panel members from the U.S. Government and fishing industry; prepare the necessary reports; preempt any state or Indian Tribal law, regulation or order that jeopardizes U.S. treaty obligations; issue implementing regulations; arrange for inter-agency cooperation; enforce the Act together with the Coast Guard; and consult with the Secretary of State.

2. Delegation to the NOAA Administrator: Pursuant to Amendment 1 of Department Organization Order 25-5A, dated May 30, 1986, the Secretary has delegated, with no reservations, all the authority specified in paragraph 1 of this circular to the Administrator, NOAA.

3. Delegation of Authority to the Assistant Administrator, National Marine Fisheries Service (NMFS): With the reservations specified herein, all authority vested in the Secretary of Commerce as specified in paragraph 1 of this circular and delegated to the Administrator, NOAA, as specified in paragraph 2 of this circular is hereby redelegated to the Assistant Administrator for Fisheries. This authority may be redelegated to any employee of NOAA by publication of a NOAA circular.

4. Reservation of Authority by the Administrator: The Administrator hereby reserves the right to:

- a. appoint panel members under section 3 of the Pacific Salmon Treaty Act of 1985; and
- b. make the determination whether a state or treaty Indian Tribal law, regulation or order jeopardizes U.S. fulfillment of its international treaty obligations under section 6 of the Act.

  
Anthony J. Calio  
Administrator



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