

Still Time to Recommend Changes in Marine Mammal Act...

degree or more of American or Alaskan Indian (including Tsimshian Indians enrolled or not enrolled in the Metlakatla Indian Community), Eskimo or Aleut blood, or combination thereof.

The term includes any such person either or both of whose adoptive parents do not fall within such definition. It also includes in the absence of proof of a minimum blood quantum, any citizen of the United States residing in the State of Alaska who is regarded as being an Indian, Aleut, or Eskimo by the native village or town in Alaska of which he claims to be a member and whose father or mother is (or, if deceased,

was) regarded as being an Indian, Aleut, or Eskimo by any native village or town in such State.

Any citizen enrolled by the Secretary of Interior pursuant to section 5 of the Alaska Native Claims Settlement Act shall be conclusively presumed to be an Indian, Aleut, or Eskimo for purposes of this part.

(j) "Native village or town" shall mean any tribe, clan, group, village, community or association of Alaskan natives which the Alaska Native Claims Settlement Act or the Secretary of Interior finds eligible for land conveyances under subsection 14(a) of that Act.

216.9 Same-Taking and related acts by certain natives.

(a) Any marine mammal may be taken by an Indian, Aleut, or Eskimo who resides on the coast of the North Pacific Ocean or the Arctic Ocean in the States of Alaska, Washington, Oregon, or California, and no permit shall be required if the taking is:

(1) By Alaskan Natives for subsistence purposes of Alaskan Natives, or

(2) For purposes of creating and selling authentic native articles of handicraft and clothing and

(3) In each case, not accomplished in a wasteful manner.

In Addition, any such

Indian, Aleut, or Eskimo, and direct and indirect transferences of such native may incidental to such taking and disposition possess, and transport such marine mammal or a marine mammal product made thereof from and use any port, harbor or other place under the jurisdiction of the United States. No marine mammal taken pursuant to the subparagraph (2) of this paragraph may be sold except when transformed into authentic native articles of handicraft and clothing, provided that edible portions of such marine mammals may be sold in Alaska native villages and towns or for native consumption so long as, in each case, no interstate commerce is involved.

(b) Notwithstanding the preceding provisions of this section, whenever, under the Act, the Secretary determines any species or stock of marine mammals to be depleted, he may prescribe regulations pursuant to section 103 of the Act upon the taking of such marine mammals by any Indian, Aleut, or Eskimo, and during the existence of such regulations, all takings of such marine mammals by such persons shall conform to such regulations.

The Department of Interior regulations became final on December 21, 1972. However, since their area of authority covers only Polar Bear, Otter, and Walrus here in Alaska, we don't have to be quite concerned. Their regulations governing Alaska Native use of Marine Mammal include:

18.3 Definitions.

In Addition to definitions contained in the Act and unless the context otherwise requires, in this Part 18:

"Act" means the Marine Mammal Protection Act of 1972, 86 Stat. 1027, Public Law 92-522.

"Alaskan Native" means a person defined in the Alaska Native Claims Settlement Act (43 U.S.C. section 1603 (b)(8) Stat. 588) as a citizen of the United States who is one-fourth degree or more Alaskan Indian (including Tsimshian Indians enrolled or not enrolled in the Metlakatla Indian Community, Eskimo, or Aleut blood, or combination thereof.)

The term includes any Native, as so defined, either or both of whose adoptive parents are not Natives.

It also includes, in the absence of proof of a minimum blood quantum, any citizen of the United States who is regarded as an Alaskan Native by the Native village or Native town, of which he claims to be a member and whose father or mother is (or, if deceased, was) regarded as Native by any Native village or Native town.

Any such citizen enrolled by the Secretary pursuant to section 5 of the Alaska Native Claims Settlement Act shall be conclusively presumed to be an Alaskan Native for purposes of this part.

"Authentic native articles of handicrafts and clothing" means items which (a) were commonly produced on or before December 21, 1972, and (b) are composed wholly or in some significant respect of natural materials, and (c) which are produced, decorated, or fashioned in the exercise of traditional native handicrafts without the use of pantographs, multiple carvers, or similar mass copying devices, or other improved methods of production utilizing modern implements, such as sewing machines.

Traditional native handicrafts include but are not limited to, weaving, carving, stitching, sewing, lacing, beading, drawing, and painting.

18.23 Native exceptions.

(a) Taking. Notwithstanding the prohibitions of Subpart B of this Part 1 but subject to the restrictions contained in this section, any Indian, Aleut, or Eskimo who resides on the coast of the North Pacific Ocean or the Arctic Ocean may take any marine mammal without a permit, if such taking is:

(1) By Alaskan Natives who reside in Alaska and such taking is for subsistence or

(2) For purpose of creating and selling authentic native articles of handicraft and clothing, and

(Continued on page 11)

ALASKA BUSINESS DIRECTORY

Live it Rupp

Prices Starting at \$1080

PORT HOP

Authorized Rupp Dealer

We pay 1/2 of the freight to bush for new machines

209 Trainer Gate Road, Fairbanks
452-5382

STAR OF THE NORTH BAKERY

Quick Lunches
Fresh Baked Goods
Decorated Cakes

543 Second Ave. 452-4144

THE MUSIC MART THE MUSIC MART

"Musician's Headquarters"

MUSICAL INSTRUMENTS & SUPPLIES

Sheet Music Repairs

THE MUSIC MART

5th & Noble, Fairbanks 452-3086

When you can buy chicken like this, why cook?

Kentucky Fried Chicken

Colonel Sanders' secret recipe of 11 herbs and spices makes his chicken "finger lickin' good." Get it by the box, bucket, or barrel. Bring home his special fixin's, too. Slaw, baked beans, potatoes, and rolls.

Visit the Colonel & His Friend Next Door

H. SALT ESQ.

1454 Cushman
CALL: 452-1010

SNOW REMOVAL

Call **GARY NEWMAN**

TRUCKING & EXCAVATING

S. Cushman Extension
Ph. 456-7023 BOX 5

Yukon Office Supply, Inc.

Sales - Service - Rentals

511 Gaffney Rd., Fairbanks
Phone - 452-1148

DEAN'S BEAUTY LOUNGE

Room 107
Co-op Balcony 452-2060

BUCHER GLASS

All Types of Glass - Cut to Fit Your Needs!

- MIRRORS
- AUTO WINDOW
- INSULATING PLATE
- CRYSTAL

ALUMINUM STORE FRONTS

1249 Noble 452-2194

Fairbanks Hotel

517 3rd Avenue
456-6440

Catering to People from the Bush

Rooms from \$8.00 up.

Automatic Sprinkler System Installed for your safety

Eneput Children's Center

Day Care For Children

infancy thru 5 yrs.

HOURS: 7 a.m.-6 p.m.

CALL-479-6844

WRITE-Box 80452, College Transportation provided for those who have none

Your First Stop in Fairbanks For STEREO and HI-FI

A-1 RECORD SHOP

Box 1313-Foodland Mall

ALASKA MOTORS INC.

JEEP 4-Wheel Drive Vehicle

- Sales -Parts
- Service

1648 Cushman, Fairbanks 456-4000

Mail Orders Welcome

Fairbanks Lumber Supply

"Where One Call Supplies It All"

Box 629 - 272 Illinois St. Garden Isle, Fairbanks 452-2183

AURORA BARBER SHOP

Alberta Grant
Steve Brandt

547 2nd Avenue

Jean's Fabric Shop

1st & Cushman
Fairbanks, Alaska

House of Fabric

Fabrics for all your sewing needs

"Mail Orders Promptly Filled"

In Gavora Mall, Fairbanks, Ak.

Sachs MEN'S SHOP

108 Cushman...456-4017

FAIRBANKS PLUMBING & HEATING

SAMSON HARDWARE

Box 1270 Fairbanks, Alaska 99701