

Special Ocean Use (SOU) Permit
Special Conditions for Film/Photography Activities

Papahānaumokuākea Marine National Monument

Permittee:

Permit Number:

Papahānaumokuākea Marine National Monument (“PMNM” or “Monument”) and World Heritage Site is the single largest conservation area under the U.S. flag, and one of the largest marine conservation areas in the world. It encompasses nearly 140,000 square miles of the Pacific Ocean (362,073 square kilometers) – an area *100 times larger than Yosemite National Park* and *more than seven times larger than all the country's national parks combined*.

The Northwestern Hawaiian Islands are so unique that they have enjoyed some form of protection for more than 100 years. The islands are home to the critically endangered Hawaiian monk seal and provide nesting area for over 95% of all threatened Hawaiian green turtles. Over 14 million seabirds nest here and it is the only place in the world that four endangered land birds live. Over a quarter of all the marine species in the islands are endemic (found nowhere else on Earth), and in the Northern three atolls *more than half of all fish observed are endemics* – this is one of the highest rates of endemism on the planet. In addition, there are 140 recorded cultural sites and a range of artifacts representing Native Hawaiian connections to this place.

This is truly a one of a kind place, one which most people will never get to visit to experience the awe and connection that inspires a strong conservation ethic. To fulfill our duty to “bring the place to the people”, we work to conduct outreach and provide educational materials to the public about the Monument and ocean issues in general, and in doing so, are continually in need of high quality, professional film, video and photos taken within the Monument.

As part of these efforts, and to reduce the cumulative impacts of filming in the Monument, we require, in the spirit of working toward the greater good of the Monument and as per item #23 & #24 under the General Terms and Conditions of your permit, the following:

1. The filmmaker/photographer agrees to provide the Monument with a copy of the **final produced product at no charge within three months** after the original air date, exhibition, public display, publishing, etc.
2. The filmmaker/photographer agrees to provide the Monument with a copy of **complete raw footage/photos** taken in the Monument in its **original format** at no charge.
 - a. “Complete raw footage/photos” means high quality, unedited footage/photos of all sequences/shots to be used for Monument education and outreach purposes.
 - b. “Original format” means that the footage will not be compressed, watermarked, time-stamp modified, or otherwise reduced in quality from the original format in which it was taken.
 - c. In the event that the footage/photos provided are of lesser quality than that which appears in the final product, the Monument reserves the right to request additional footage/photos that are of acceptable quality.
 - d. The filmmaker/photographer will provide the Monument with accompanying keyworded logs of the select raw footage/photos supplied, with particular detail provided for date, time, subject, and location of capture.
 - e. The filmmaker/photographer will provide the footage/photos at no cost to the Monument for transfer time, etc.

3. The filmmaker/photographer agrees that footage/photos may be used by the Co-Managers of the Monument for **non-profit education, outreach, and management purposes** only (this includes - but is not limited to - informational brochures, reports, newsletters, websites, posters, videos, educational materials, exhibits, kiosks, seminar/workshop handouts, event promotion or leaflets, press kits, reports, etc.). This also includes use by the Monument as **B-roll footage provided to the media**. The filmmaker/photographer retains copyright of the imagery and the Monument will give proper credit to the filmmaker (please supply credit details) wherever possible. [If entities other than the Co-Managers wish to use or purchase the footage (as oftentimes happens), the Monument will direct them to the filmmaker/photographer directly for separate negotiations.]
4. The filmmaker/photographer agrees to submit the final program and the select raw footage to the Monument within **three months after its original air date**. In the case that the air date is delayed or the project is incomplete due to changes in funding or other circumstances, the filmmaker/photographer will never-the-less submit the select raw footage within three months after the air date stated in their permit application.
5. The filmmaker/photographer is **strongly encouraged** to submit the near-final product to the Monument before the air date, exhibition, public display, publication, etc. **for fact checking**. This is in the best interest of both the filmmaker and the Monument.
6. The filmmaker/photographer will **attend a short briefing** with the PMNM Education or Communications Coordinator, either via phone or in person, prior to filming/ photographing in the Monument.

In addition, please provide the following:

- A copy of film script or treatment (if applicable)
- Name of program, anticipated air date, approximate number of viewers
- Exact specifications of the equipment to be used (camera type and model, capture media) as well as filming/photo resolution (e.g., 720p, 1080i)
- Identify who owns the copyright and usage rights to the film/photos. If other than the filmmaker/photographer, please provide proof of owner's agreement to these conditions. (i.e. Will the filmmaker/photographer own the footage/photos that are collected under this permit? Will the copyright and ownership remain with the filmmaker/photographer exclusively? If not, please clear the usage criteria outlined in these permit conditions with your partners/funders/co-owners, etc. and provide written verification)

We realize that some of these requirements may be a new precedent for many filmmakers/photographers. Indeed the Monument in its uniqueness has been setting precedents for quite some time. There are species here that exist nowhere else on earth, some critically endangered, and new ones being discovered regularly. It is an important lab for scientists to study marine systems relatively untouched by man. It is a maritime heritage site with more than 100 ships and planes known lost within its boundaries. And it is of great cultural significance for Native Hawaiians. It is this one-of-a-kind nature of the area that has led to its current level of unprecedented protection, where all activities are excluded unless specifically permitted. It is for these reasons and the sake of preserving these unique resources that we have made these requirements.

If you have any questions about these film permit special conditions, **please contact:**

- Toni Parras, PMNM Communications Manager at Toni.Parras@noaa.gov, or
- Andy Collins, PMNM Education & Technology Coordinator at Andy.Collins@noaa.gov