

Papahānaumokuākea Marine National Monument
SPECIAL OCEAN USE Permit Application

NOTE: *This Permit Application (and associated Instructions) are to propose activities to be conducted in the Papahānaumokuākea Marine National Monument. The Co-Trustees are required to determine that issuing the requested permit is compatible with the findings of Presidential Proclamation 8031. Within this Application, provide all information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historic, and cultural resources of the Papahānaumokuākea Marine National Monument (Monument).*

ADDITIONAL IMPORTANT INFORMATION:

- Any or all of the information within this application may be posted to the Monument website informing the public on projects proposed to occur in the Monument.
- In addition to the permit application, the Applicant must either download the Monument Compliance Information Sheet from the Monument website OR request a hard copy from the Monument Permit Coordinator (contact information below). The Monument Compliance Information Sheet must be submitted to the Monument Permit Coordinator after initial application consultation.
- Issuance of a Monument permit is dependent upon the completion and review of the application and Compliance Information Sheet.

INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED

Send Permit Applications to:

Papahānaumokuākea Marine National Monument Permit Coordinator

6600 Kalaniana'ole Hwy. # 300

Honolulu, HI 96825

nwhipermit@noaa.gov

PHONE: (808) 397-2660 FAX: (808) 397-2662

SUBMITTAL VIA ELECTRONIC MAIL IS PREFERRED BUT NOT REQUIRED. FOR ADDITIONAL SUBMITTAL INSTRUCTIONS, SEE THE LAST PAGE.

Papahānaumokuākea Marine National Monument Permit Application Cover Sheet

This Permit Application Cover Sheet is intended to provide summary information and status to the public on permit applications for activities proposed to be conducted in the Papahānaumokuākea Marine National Monument. While a permit application has been received, it has not been fully reviewed nor approved by the Monument Management Board to date. The Monument permit process also ensures that all environmental reviews are conducted prior to the issuance of a Monument permit.

Summary Information

Applicant Name: DUMA Naturreisen GmbH
Affiliation: Nature Study Tour Operator

Permit Category: Special Ocean Use

Proposed Activity Dates: renewal application: January 1, 2011 to December 31, 2015, starting in 2011 with: May 02 – 09 and May 09 – 16.

Proposed Method of Entry (Vessel/Plane): Chartered Plane

Proposed Locations: Midway Atoll (Sand Island, Central Lagune, Eastern Island)

Estimated number of individuals (including Applicant) to be covered under this permit:
12 guests plus 1 biologist tour leader per tour group, so for the 2 tour groups this adds up to a total of 26 people

Estimated number of days in the Monument: 8 for each of the 2 tour groups

Description of proposed activities: (complete these sentences):

a.) The proposed activity would...
enhance our knowledge of the flora, fauna and the fragility of the Midway Atoll as well as its specific historic and cultural values.

b.) To accomplish this activity we would
participate in the scheduled tours, boat trips, lectures and other activities provided by USFWS Rangers.

c.) This activity would help the Monument by ...
providing us with first hand knowledge, experience, photographs and wonderful memories. This would better enable us to communicate to other people and raise their awareness for the beauty as well as the needs and the fragility of the Monument, that is so far largely unknown in Europe.

Other information or background: The word DUMA means Cheetah in Swahili. DUMA Naturreisen was registered in 1980 as a Nature Study Tour Operator for world wide destinations.

The philosophy of the company is run ecological-friendly and culture-respecting tours in order to increase public awareness for the need of Nature Conservation. All our Nature Study Groups are guided by experienced tour leaders. The 2011 tours to Midway will be guided - again - by our biologists Mrs. Brigitte Fugger and Dr. Heidrun Oberg. Their duties were - and are - are to translate and explain the rules and regulations of the Monument, to make sure the clients do understand and follow the waste management as well as environmental safeguard regulations. Together with your experienced staff in residence they have explained - and will again explain - the project work and also conduct lectures.

Section A - Applicant Information

1. Applicant

Name (last, first, middle initial): Mueller Dieter

Title:

1a. Intended field Principal Investigator (See instructions for more information):

Tour guides Brigitte Fugger and Dr. Heidrun Oberg (both are biologists)

2. Mailing address (street/P.O. box, city, state, country, zip): DUMA Naturreisen GmbH,

[REDACTED]

Phone: [REDACTED]

Fax: [REDACTED]

[REDACTED]

For students, major professor's name, telephone and email address:

3. Affiliation (institution/agency/organization directly related to the proposed project):

Nature Study Tour Operator

4. Additional persons to be covered by permit. List all personnel roles and names (if known at time of application) here (e.g. John Doe, Research Diver; Jane Doe, Field Technician):

Apart from the 2 tour guides there will be a maximum of 12 guests in each of the 2 tour groups. As in 2010 names of the guests can be given once the permit is renewed and the bookings are made and confirmed.

Section B: Project Information

5a. Project location(s):

<input type="checkbox"/> Nihoa Island	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Necker Island (Mokumanamana)	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> French Frigate Shoals	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Gardner Pinnacles	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Maro Reef			
<input type="checkbox"/> Laysan Island	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Lisianski Island, Neva Shoal	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Pearl and Hermes Atoll	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input checked="" type="checkbox"/> Midway Atoll	<input checked="" type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Kure Atoll	<input type="checkbox"/> Land-based	<input type="checkbox"/> Shallow water	<input type="checkbox"/> Deep water
<input type="checkbox"/> Other			

Ocean Based

NOTE: There is a fee schedule for people visiting Midway Atoll National Wildlife Refuge via vessel and aircraft.

Location Description:

Midway Atoll (Sand Island, Central Lagoon, Eastern Island)

5b. Check all applicable regulated activities proposed to be conducted in the Monument:

- Removing, moving, taking, harvesting, possessing, injuring, disturbing, or damaging any living or nonliving Monument resource
- Drilling into, dredging, or otherwise altering the submerged lands other than by anchoring a vessel; or constructing, placing, or abandoning any structure, material, or other matter on the submerged lands
- Anchoring a vessel
- Deserting a vessel aground, at anchor, or adrift
- Discharging or depositing any material or matter into the Monument
- Touching coral, living or dead
- Possessing fishing gear except when stowed and not available for immediate use during passage without interruption through the Monument
- Attracting any living Monument resource
- Sustenance fishing (Federal waters only, outside of Special Preservation Areas, Ecological Reserves and Special Management Areas)
- Subsistence fishing (State waters only)
- Swimming, snorkeling, or closed or open circuit SCUBA diving within any Special Preservation Area or Midway Atoll Special Management Area

6 Purpose/Need/Scope *State purpose of proposed activities:*

Purpose: to experience and take pictures of the fantastic wildlife of the Monument; to learn about the imminent dangers for the flora and fauna of Midway so that we can understand what is going on and make all of this better known to the public, which again may lead to a new awareness of these dangers, that are of major concern not only for Midway but the whole world (like e.g. the Great Pacific Garbage Patch); to learn more about conservation methods on Midway and help in conservation like our 2010 tour groups already did by planting native plants and fighting non-native *Verbesina*.

7. Answer the Findings below by providing information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historic, and cultural resources of the Monument:

All activities of the groups on Midway will be following the rules and regulations of the Monument in cooperation and with the approval of the Fish and Wildlife personnel only.

The Findings are as follows:

a. How can the activity be conducted with adequate safeguards for the cultural, natural and historic resources and ecological integrity of the Monument?

All the rules and regulations of the monument will be strictly adhered to. The guests will be briefed prior to arrival on the island and again by one of the Rangers immediately after arrival. All clients will be informed by their tour guide that they will have to respect cultural, natural and historic resources including the rules and regulations of the monument

b. How will the activity be conducted in a manner compatible with the management direction of this proclamation, considering the extent to which the conduct of the activity may diminish or enhance Monument cultural, natural and historic resources, qualities, and ecological integrity, any indirect, secondary, or cumulative effects of the activity, and the duration of such effects? We will take all the information that the Rangers and Scientists working for the Monument impart to us so we can better communicate to the outside world the beauty as well as the problems of Midway and its meaning to the world as well as to the Hawaiians. Our groups will also be willing to assist you with some of your needs if requested, as they already did in 2010.

c. Is there a practicable alternative to conducting the activity within the Monument? If not, explain why your activities must be conducted in the Monument.

Midway is not only geologically and historically exceptional but also very unique in providing breeding habitat for some of the worlds most endangered seabirds as well as mammal species (e.g. Laysan and Black-footed Albatrosses, Hawaiiin Monk Seal). Apart from that we are well aware that Midway is - and has been for a long time - also a sacred place for Hawaiian people.

d. How does the end value of the activity outweigh its adverse impacts on Monument cultural, natural and historic resources, qualities, and ecological integrity?

The benefit of our own personal experiences on Midway plus the knowledge you will impart to us will add to our copious notes and photographs we will take - and have taken

already in 2010 - better enabling us to produce profound lectures about Midway and its rich and rare wildlife and introduce it to the public. Our 2010 tour guides are already working on these - also looking at possibilities of raising funds for the Monument.

e. Explain how the duration of the activity is no longer than necessary to achieve its stated purpose.

A week we consider a minimum amount of time to fully understand and appreciate the functioning and purpose of the Monument, to learn about the nature of its wildlife as well as its historical and cultural meaning to the Hawaiians as well as to the rest of the world.

f. Provide information demonstrating that you are qualified to conduct and complete the activity and mitigate any potential impacts resulting from its conduct.

We are conducting nature study tours since 1980 and use our experience to design our tours ecology-conscious and environment-friendly. Our specially trained and very experienced biologist tour guides inform, guide and control our clients.

g. Provide information demonstrating that you have adequate financial resources available to conduct and complete the activity and mitigate any potential impacts resulting from its conduct.

The tours are all inclusive and prepaid. Also are all members of the tour group individually covered by an insurance that includes extracting them from Midway (proof of travel insurance inclusive of general liability insurance will be submitted upon confirmation of clients).

h. Explain how your methods and procedures are appropriate to achieve the proposed activity's goals in relation to their impacts to Monument cultural, natural and historic resources, qualities, and ecological integrity.

As there will be only binoculars and cameras used, all rules and regulations will be adhered to and all meals will be held in your facility to the best of our knowledge we do not foresee any impact on the Monument.

i. Has your vessel has been outfitted with a mobile transceiver unit approved by OLE and complies with the requirements of Presidential Proclamation 8031?

We arrive and depart by chartered plane (Maritime Air in 2010) and trust they fulfill all requirements.

j. Demonstrate that there are no other factors that would make the issuance of a permit for the activity inappropriate.

We will only do permitted excursions and follow the advice of the Fish and Wildlife personnel on Midway as well as all rules and regulations. Before arrival on Midway, all guests will be thoroughly briefed and on spot they will be guided by our biologist tour guides.

FOR SPECIAL OCEAN USE ACTIVITIES OUTSIDE OF MIDWAY ATOLL SPECIAL
MANAGEMENT AREA

k. Will the activity directly benefit the conservation and management of the Monument?
The Monument will benefit as the indepth knowledge gained during our visit will help to increase our awareness of the value as well as the fragility of the Midway atoll and the need for its protection. Also will the copious notes and pictures we will have taken help to make all this known to the outside world.

l. Is the purpose of the activity for research or education related to the resources or qualities of the Monument?

Yes, absolutely. The purpose of education is absolutely related to the resources and qualities of the Monument. There is no other place like Midway in the world and therefore there is no other way to learn about its natural wonders als well as its need for protection as to go there and then - talk about it.

m. Does the activity involve the use of a commercial passenger vessel (defined as a vessel that carries individuals who have paid for such carriage)?

no

FOR SPECIAL OCEAN USE ACTIVITIES WITHIN MIDWAY ATOLL SPECIAL MANAGEMENT AREA

n. Does the activity further the conservation and management of the Monument?

Visitors that are as well prepared and guided as our guests and have the chance to deepen this knowledge by experiencing the great wildlife of the atoll as well as the manyfold projects and conservation efforts will surely be the best ambassadors for Midway and as such inspire other people to support the Monument and make all efforts to conserve it for the future.

o. Is your activity compatible with the purposes for which the Midway Atoll National Wildlife Refuge was designated?

Our activity is compatible with the purposes of the Monument as it betters our knowledge and understanding to include in lectures and to pass on the information to the outside world.

NOTE: If this is a first time Special Ocean Use activity, it will be subject to a pilot project. Additionally, public notice of the application and an opportunity to provide comments is given at least 30 days prior to issuing the permit.

8. Procedures/Methods:

In addition to doing scheduled boat excursions and snorkeling both tour groups will tour Sand and Eastern Island wherever and whenever it is permitted. All guest will be informed prior to arrival about all the rules and regulations pertaining to the Monument.

9. Provide proof of general liability insurance, or indicate that you will be posting an equivalent bond against claims arising out of activities conducted under the permit:

All members of the two tour groups to Midway will be individually covered by a travel insurance that includes extracting them from the aforesaid premisses (proof of travel insurance inclusive of general liability insurance we be submitted upon confirmation of the guests).

10. If applicable, describe how you are collaborating with others in any way to reduce duplicative activities in the Monument or elsewhere?

Both tour groups are scheduled per day and time per day thereby eliminating any duplication.

11. List all specialized gear and materials to be used in this activity:

There are no specialized materials or equipment.

12. List all Hazardous Materials you propose to take to and use within the Monument:

There are no hazardous materials.

13. Describe any fixed installations and instrumentation proposed to be set in the Monument:

None

14. List all Applicants' publications directly related to the proposed project:

To the best of our knowledge - as jet - there are none.

With knowledge of the penalties for false or incomplete statements, as provided by 18 U.S.C. 1001, and for perjury, as provided by 18 U.S.C. 1621, I hereby certify to the best of my abilities under penalty of perjury of that the information I have provided on this application form is true and correct. I agree that the Co-Trustees may post this application in its entirety on the Internet. I understand that the Co-Trustees will consider deleting all information that I have identified as "confidential" prior to posting the application.

Signature

Date

SEND ONE SIGNED APPLICATION VIA MAIL TO THE MONUMENT OFFICE BELOW:

Papahānaumokuākea Marine National Monument Permit Coordinator
6600 Kalaniana'ole Hwy. # 300
Honolulu, HI 96825
FAX: (808) 397-2662

DID YOU INCLUDE THESE?

Applicant CV/Resume/Biography

- Intended field Principal Investigator CV/Resume/Biography
- Electronic and Hard Copy of Application with Signature
- Statement of information you wish to be kept confidential
- Material Safety Data Sheets for Hazardous Materials