

Fisheries (White Pointer Shark---High Seas Protection) Regulations 2007

Anand Satyanand, Governor-General

Order in Council

At Wellington this 5th day of March 2007

Present:

His Excellency the Governor-General in Council

Pursuant to section 297 of the Fisheries Act 1996, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Contents

- 1 Title
- 2 Commencement
- 3 Interpretation
- 4 Prohibition on using New Zealand ship on high seas to take white pointer shark
- 5 Offence

Regulations

1 Title

These regulations are the Fisheries (White Pointer Shark---High Seas Protection) Regulations 2007.

2 Commencement

These regulations come into force on 1 April 2007.

3 Interpretation

In these regulations,---

high seas means the waters outside the national fisheries jurisdiction of any country

New Zealand ship has the same meaning as in section 2(1) of the Ship Registration Act 1992

taking and to take have the same meaning as in section 2(1) of the Fisheries Act 1996

tender has the same meaning as in section 2(1) of the Fisheries Act 1996

white pointer shark means a fish of the species *Carcharodon carcharias*.

4 Prohibition on using New Zealand ship on high seas to take white pointer shark

No person may use a New Zealand ship, or a tender of that ship, on the high seas to take a white pointer shark.

5 Offence

(1) A person commits an offence if the person breaches regulation 4.

(2) A person who commits an offence against subclause (1) is liable on summary conviction to a fine not exceeding \$100,000.

Diane Morcom,
Clerk of the Executive Council.

Explanatory Note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations prohibit the taking of any white pointer shark using a New Zealand ship on the high seas. A person convicted of breaching the prohibition may be fined up to \$100,000.

The Convention on the Conservation of Migratory Species of Wild Animals (1979) requires a prohibition on the taking of white pointer sharks. These regulations implement the prohibition in relation to New Zealand ships on the high seas. The prohibition is implemented in relation to New Zealand fisheries waters by the addition of white pointer shark to Schedule 7A of the Wildlife Act 1953.

These regulations come into force on 1 April 2007.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in Gazette: 8 March 2007.

These regulations are administered by the Ministry of Fisheries.