

**Reprint
as at 1 October 2006**



**Fisheries (Over-Fishing Thresholds
for Quota Management Stocks)
Order 2001**
(SR 2001/257)

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 17th day of September 2001

Present:
Her Excellency the Governor-General in Council

Pursuant to section 77 of the Fisheries Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council and on the recommendation of the Minister of Fisheries, makes the following order.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This order is administered by the Ministry of Fisheries.

Contents

	Page
1 Title	2
2 Commencement	2
3 Over-fishing thresholds for quota management stocks	2
Schedule	3
Over-fishing thresholds and tolerance levels	

Order

- 1 Title**
This order is the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Order 2001.
- 2 Commencement**
This order comes into force in relation to a quota management stock specified in the Schedule on the first day of the fishing year for the stock that commences after this order is made.
- 3 Over-fishing thresholds for quota management stocks**
- (1) The over-fishing thresholds specified in the Schedule are set for the quota management stocks specified in the Schedule.
 - (2) The tolerance levels specified in the Schedule apply in relation to the over-fishing thresholds specified in the Schedule.
-

Schedule
Over-fishing thresholds and tolerance
levels

cl 3

Species	Quota management stock area	Overfishing threshold (% in excess of a fisher's annual catch entitlement)	Tolerance level (kg)
Paua	PAU1	5	25
	PAU2	5	25
	PAU3	5	25
	PAU4	5	25
	PAU5A	5	25
	PAU5B	5	25
	PAU5D	5	25
	PAU6	5	25
	PAU6A	5	25
	PAU7	5	25
Spiny rock lobster	PAU10	5	25
	CRA1	5	25
	CRA2	5	25
	CRA3	5	25
	CRA4	5	25
	CRA5	5	25
	CRA6	5	25
	CRA7	5	25
	CRA8	5	25
	CRA9	5	25
Packhorse rock lobster	CR10	5	25
	PHC1	5	25
Scallops	SCA1	5	25
	SCA4	5	25

Species	Quota management stock area	Overfishing threshold (% in excess of a fisher's annual catch entitlement)	Tolerance level (kg)
	SCA7	5	25
Dredge oysters	OYU5	5	25
	OYS7	5	25
Freshwater eels	ANG11	5	25
	ANG12	5	25
	ANG13	5	25
	ANG14	5	25
	ANG15	5	25
	ANG16	5	25
Cockle	COC1A	5	25
	COC7A	5	25
	COC7B	5	25
Queen scallop	QSC3	5	25
Sea urchin, kina, sea egg	SUR1A	5	25
	SUR1B	5	25
	SUR2A	5	25
	SUR2B	5	25
	SUR3	5	25
	SUR4	5	25
	SUR5	5	25
	SUR7A	5	25
	SUR7B	5	25
	SUR8	5	25
	SUR9	5	25
	SUR10	5	25
Long-finned freshwater eel	LFE17	5	25
	LFE20	5	25

Species	Quota management stock area	Overfishing threshold (% in excess of a fisher's annual catch entitlement)	Tolerance level (kg)
	LFE21	5	25
	LFE22	5	25
	LFE23	5	25
Short-finned freshwater eel	SFE17	5	25
	SFE20	5	25
	SFE21	5	25
	SFE22	5	25
	SFE23	5	25
Deepwater clam	PZL1	5	25
	PZL2	5	25
	PZL3	5	25
	PZL4	5	25
	PZL5	5	25
	PZL7	5	25
	PZL8	5	25
	PZL9	5	25

Schedule: amended, on 1 October 2006, by clause 4 of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2006 (SR 2006/239).

Schedule: amended, on 1 October 2004, by clause 3 of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2004 (SR 2004/279).

Schedule: amended, on 1 October 2003, by clause 3 of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order (No 2) 2003 (SR 2003/232).

Schedule: amended, on 31 March 2003 (applies on and after 1 April 2003), by clause 4 of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2003 (SR 2003/49).

Schedule: amended, on 1 October 2002, by clause 3 of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2002 (SR 2002/280).

Martin Bell,
Acting for Clerk of the Executive Council.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 20 September 2001.

Contents

- 1 General
 - 2 Status of reprints
 - 3 How reprints are prepared
 - 4 Changes made under section 17C of the Acts and Regulations Publication Act 1989
 - 5 List of amendments incorporated in this reprint (most recent first)
-

Notes

1 *General*

This is a reprint of the Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Order 2001. The reprint incorporates all the amendments to the order as at 1 October 2006, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions,

see <http://www.pco.parliament.govt.nz/editorial-conventions/>
or Part 8 of the *Tables of New Zealand Acts and Ordinances
and Statutory Regulations and Deemed Regulations in Force*.

4 *Changes made under section 17C of the Acts and Regulations Publication Act 1989*

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)

- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2006 (SR 2006/239)

Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2004 (SR 2004/279)

Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order (No 2) 2003 (SR 2003/232)

Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2003 (SR 2003/49)

Fisheries (Over-Fishing Thresholds for Quota Management Stocks) Amendment Order 2002 (SR 2002/280)