

# **Fisheries (Central Area Commercial Fishing) Amendment Regulations 2008**

Anand Satyanand, Governor-General

## **Order in Council**

At Wellington this 25th day of August 2008

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.

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### **Regulations**

#### 1 Title

These regulations are the Fisheries (Central Area Commercial Fishing) Amendment Regulations 2008.

#### 2 Commencement

These regulations come into force on 1 October 2008.

#### 3 Principal regulations amended

These regulations amend the Fisheries (Central Area Commercial Fishing) Regulations 1986.

#### 4 New regulation 6C inserted

The following regulation is inserted after regulation 6B:

“6C Trawling prohibited from Tirua Point to Pariokariwa Point

“(1) A commercial fisher must not use a trawl net for fishing in the waters lying within an area bounded by a line that—

“(a) extends from Tirua Point (at 38°23.22'S and 174°38.04'E), then follows a line in a generally southerly direction by the mean high-water mark to the southernmost point of the north bank of the Awakino River (at 38°39.88'S and 174°37.24'E); and

“(b) then proceeds in a straight line across the Awakino River to a point on the south bank of the Awakino River (at 38°39.92’S and 174°37.22’E), then follows a line along the mean high-water mark to the southernmost point on the north bank of the Mokau River (at 38°42.36’S and 174°37.03’E); and

“(c) then proceeds in a straight line across the Mokau River to a point on the south bank of the Mokau River (at 38°42.40’S and 174°37.01’E), then follows a line along the mean high-water mark to the north bank of the Tongaporutu River (at 38°48.88’S and 174°35.23’E); and

“(d) then proceeds in a straight line across the Tongaporutu River to a point on the south bank of the Tongaporutu River (at 38°48.98’S and 174°35.23’E), then follows a line along the mean high-water mark to Pariokariwa Point (at 38°53.49’S and 174°30.35’E); and

“(e) then proceeds generally north-west 2 nautical miles to 38°52.23’S and 174°28.27’E; and

“(f) then proceeds in a northerly direction to a point (at 38°22.84’S and 174°35.55’E); and

“(g) then proceeds in a straight line along the Central Fishery Area Management boundary to Tirua Point (at 38°23.22’S and 174°38.04’E).

“(2) For the purposes of the area defined in subclause (1), a straight line joining the mean high-water marks at each side of a harbour entrance or, as the case may be, the natural entrance points of a river mouth must be treated as the inner boundary of that area if it extends seawards or as the outer boundary of that area if it extends landwards, except in the case of any harbours and rivers where specific co-ordinates are provided.”

#### 5 New regulation 7D substituted

Regulation 7D is revoked and the following regulation substituted:

“7D Set netting prohibited from Tirua Point to Pariokariwa Point

“(1) A commercial fisher must not use a set net for fishing in the waters lying within an area bounded by a line that—

“(a) extends from Tirua Point (at 38°23.22’S and 174°38.04’E), then follows a line in a generally southerly direction by the mean high-water mark to the southernmost point of the north bank of the Awakino River (at 38°39.88’S and 174°37.24’E); and

“(b) then proceeds in a straight line across the Awakino River to a point on the south bank of the Awakino River (at 38°39.92’S and 174°37.22’E), then follows a line along the mean high-water mark to the southernmost point on the north bank of the Mokau River (at 38°42.36’S and 174°37.03’E); and

“(c) then proceeds in a straight line across the Mokau River to a point on the south bank of the Mokau River (at 38°42.40’S and 174°37.01’E), then follows a line along the mean high-water mark to the north bank of the Tongaporutu River (at 38°48.88’S and 174°35.23’E); and

“(d) then proceeds in a straight line across the Tongaporutu River to a point on the south bank of the Tongaporutu River (at 38°48.98’S and 174°35.23’E), then follows a line along the mean high-water mark to Pariokariwa Point (at 38°53.49’S and 174°30.35’E); and

“(e) then proceeds generally north-west 7 nautical miles to 38°49.23’S and 174°23.23’E; and

“(f) then proceeds in a northerly direction to a point (at 38°21.80’S and 174°29.43’E); and

“(g) then proceeds in a straight line along the Central Fishery Management Area boundary to Tirua Point (at 38°23.22’S and 174°38.04’E).

“(2) For the purposes of the area defined in subclause (1), a straight line joining the mean high-water marks at each side of a harbour entrance or, as the case may be, the natural entrance points of a river mouth must be treated as the inner boundary of that

area if it extends seawards or as the outer boundary of that area if it extends landwards, except in the case of any harbours and rivers where specific co-ordinates are provided.”

#### 6 Offences

- Regulation 16(2) is amended by omitting “3 to 7A, 7C to 12” and substituting “3, 3A, 4 to 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 8, 9, 9A, 10 to 12”.

Rebecca Kitteridge,  
Clerk of the Executive Council.

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

Date of notification in *Gazette*: 28 August 2008.

These regulations are administered by the Ministry of Fisheries.