

**Wildlife Sanctuary (The Brothers Islands) Order 1970**  
(SR 1970/87)

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**Note**

This proclamation is administered in the Department of Internal Affairs.

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PURSUANT to the Wildlife Act 1953, I, Sir Arthur Espie Porritt, Baronet, the Governor-General of New Zealand, acting on the joint recommendation of the Minister of Internal Affairs and the Minister of Marine and Fisheries (being the Minister charged with the administration of the Department of State having the control of the land of the Crown affected by this Proclamation), hereby proclaim as follows:

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1 Title and commencement

- (1) This Proclamation may be cited as the Wildlife Sanctuary (The Brothers Islands) Order 1970.
- (2) This Proclamation shall come into force on the day after the date of its notification in the Gazette.

2 Interpretation

- In this Proclamation, unless the context otherwise requires,—  
**The Act** means the Wildlife Act 1953  
**Director-General** means the Director-General of Conservation  
Regulation 2, Director-General: this definition was inserted, as from 1 April 1987, by section 65(3) Conservation Act 1987 (1987 No 65).  
**Lighthouse station** means the northern island of The Brothers Islands, containing 7 acres 2 roods 10 perches, on which there are situated a lighthouse, domestic dwellings, and other buildings  
**Sanctuary** means the area described in the Schedule hereto.  
**Secretary**  
[Revoked]  
Secretary: this definition was revoked, as from 1 April 1987, by section 65(3) Conservation Act 1987 (1987 No 65).

3 Wildlife sanctuary

- The area described in the Schedule hereto is hereby declared to be a wildlife sanctuary for the purposes of the Act, subject to the conditions specified in clauses 4 to 7 of this Proclamation.

#### 4 Entry on sanctuary

- Subject to clause 6 hereof, no person shall enter the sanctuary, except—
  - (a) Lighthouse keepers appointed to manage the lighthouse on the lighthouse station:
  - (b) Persons instructed by an officer of the Marine Department to carry out specific work on the lighthouse station:
  - (c) Rangers under the Act while in the lawful execution of their duty:
  - (d) Seafarers through stress of weather:
  - (e) Any other person authorised in writing by the Director-General.

Regulation 4(e) was amended, as from 1 April 1987, by section 65(3) Conservation Act 1987 (1987 No 65) by substituting the expression “Director-General” for the word “Secretary”.

#### 5 Acts prohibited in the sanctuary

- Subject to clause 6 hereof, no person shall, except with the written authority of the Director-General,—
  - (a) Hunt or kill, take for any purpose, molest, capture, disturb, harry, or worry any living creature in the sanctuary:
  - (b) Take, destroy, or disturb the eggs or spawn of any living creature in the sanctuary:
  - (c) Take for any purpose or interfere with vegetation of any description in the sanctuary:
  - (d) Introduce or liberate in the sanctuary any living creature, or the eggs or spawn of any living creature:
  - (e) Introduce or plant in the sanctuary any vegetation of any description or the spores of seeds of any vegetation of any description:
  - (f) Burn or clear by any means whatsoever any trees, shrubs, grasses, or other plant life on the sanctuary:
  - (g) Camp in the sanctuary:
  - (h) Light any fire or do anything likely to cause a fire on the sanctuary:
  - (i) Take any firearms or explosives on to the sanctuary or use any firearms or explosives in the sanctuary:
  - (j) Take into or keep in the sanctuary any domestic animal or domestic bird.

Regulation 5 was amended, as from 1 April 1987, by section 65(3) Conservation Act 1987 (1987 No 65) by substituting the expression “Director-General” for the word “Secretary”.

#### 6 Authority of lighthouse keepers

- Notwithstanding the provisions of clauses 4 and 5 of this Proclamation, lighthouse keepers appointed to manage the lighthouse on the lighthouse station may—
  - (a) Bring on to the lighthouse station, and hold there, domestic fowls in such numbers as are from time to time permitted by the Secretary for Marine:
  - (b) Kill any of the domestic fowls permitted to be brought on to and held on the lighthouse station under paragraph (a) of this clause:
  - (c) Cultivate garden plots:
  - (d) Take firearms, ammunition, and explosives on to the lighthouse station, and use the firearms and ammunition and the explosives on the station in the course of their work as lighthouse keepers.

#### 7 Depositing rubbish

- No person shall deposit rubbish or leave litter in the sanctuary.

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### Schedule The Brothers Islands Wildlife Sanctuary

**Marlborough land district—Marlborough County**

ALL those islands known as The Brothers and adjacent small islands and rocks situated approximately 260 chains south-east of Cape Koamaru in Block XXII, Gore Survey District; area, 29 acres 3 roods 15 perches, more or less (S.O. Plan 4903); as the same is more particularly shown on plan marked I.A. Wil 30/3/3 deposited in the Head Office, Department of Internal Affairs, Wellington, and thereon edged red.

Together with the foreshore of those islands and rocks, being such parts of the bed of the sea as are covered and uncovered by the flow and ebb of the tide at ordinary spring tides.

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Issued under the authority of the Regulations Act 1936.

Date of notification in Gazette: 14 May 1970.