

# **Conservation (Infringement System) Bill**

Government Bill

As reported from the Environment Committee

## **Commentary**

### **Recommendation**

The Environment Committee has examined the Conservation (Infringement System) Bill and recommends by majority that it be passed with the amendments shown.

### **Introduction**

The bill seeks to improve the effectiveness and fairness of the current compliance system for conservation.

New Zealand has a wide range of legislation relating to conservation. However, there are only limited options for dealing with offences under this legislation. The Conservation (Infringement System) Bill seeks to provide the Department of Conservation and local councils (in relation to reserves) with a more effective system of enforcement. It aims to ensure that penalties for offences are commensurate with the seriousness of the offence. At present, offenders who commit minor offences are either warned or prosecuted in the courts. The bill would provide for an infringement notice to be issued, as a midway point between a warning and a prosecution.

The bill would amend the following conservation legislation:

- Conservation Act 1987
- Marine Mammals Protection Act 1978
- Marine Reserves Act 1971
- National Parks Act 1980
- Reserves Act 1977
- Trade in Endangered Species Act 1989
- Wild Animal Control Act 1977
- Wildlife Act 1953.

### **How the infringement system would be implemented**

The bill seeks to insert new provisions into each of the eight existing Acts. The new provisions would not change the existing enforcement provisions in each Act. They would instead provide an alternative option for offences that are too small to justify a criminal conviction but warrant more than a warning.

### **Proposed amendments**

This commentary covers the main amendments we recommend to the bill as introduced. We do not discuss minor or technical amendments.

### **Providing evidence of identity**

In each of the new parts as introduced, alleged offenders would be required to provide evidence of their identity to a warranted officer. We recommend inserting the words “as soon as practicable” into each of the relevant clauses (clauses 5, 29, 34(1) and (3), 41, 55, and 61A(2)). Offending often takes place in remote locations and this amendment would ensure that anyone who is unable to provide identifying documents straight away would not be unduly affected.

### **Infringement powers for fish and game councils**

New Zealand has 12 regional fish and game councils and one national body (the New Zealand Fish and Game Council). These are independent statutory bodies that manage game bird hunting and sports fishing in New Zealand. The fish and game councils already have significant enforcement powers under the Conservation Act and the Wildlife Act.

It is rare for a non-government body to have the power to issue infringement notices. However, the fish and game councils are already well versed in managing their enforcement powers and therefore some of us recommend they also be given the power to issue infringement notices under the bill. Some of us recommend including some safeguards, which we discuss below.

### **Recommended safeguards**

#### *Policies and reporting requirements*

Some of us recommend inserting clauses 4A to 4D. These clauses would set out minimum requirements for the New Zealand Fish and Game Council and the 12 regional councils to ensure their infringement system powers are used appropriately.

New clause 4A would insert new section 26HA into the Conservation Act. This section would give the New Zealand Fish and Game Council the option to develop and maintain a national compliance and enforcement policy. Under subsection (2) the policy could be approved by the Minister of Conservation. Although it would be optional for the council to develop a national policy and have it approved, not doing so would mean that fish and game rangers could not issue infringement notices under this legislation.

Under new clause 4C, the regional councils would be required to comply with any policy approved by the Minister under section 26HA.

The New Zealand Fish and Game Council and the regional councils are already required to provide annual reports to the Minister under the Conservation Act. New clauses 4B and 4D would set out specific information that the annual reports must include if a national compliance and enforcement policy has been approved.

#### *Collecting information from offenders*

Under the bill as introduced, only a warranted officer would have the power to require identifying information from a suspected offender. However, for the infringement system to operate effectively, some of us recommend amending clause 5 to include fish and game rangers and honorary fish and game rangers. The fish and game rangers would still need to have reason to believe an offence has been committed before being able to require personal information from a person. These amendments would also need to be made to section 66A of the Wildlife Act under clause 61A of the bill.

#### *Warranting infringement officers*

Some of us recommend amending clause 9, new section 51W, to empower the Director of the New Zealand Fish and Game Council to warrant fish and game rangers as infringement officers. This would be in line with the current law where the Director also holds the power to warrant fish and game rangers under section 26FA of the Conservation Act. It would also keep the two processes separate, meaning that fish and game rangers could not automatically become infringement officers without being authorised by the Director under this section.

In addition, some of us recommend that the Director be required to exercise this power in line with any national compliance and enforcement policy that has been approved under our recommended section 26HA above. Some of us also recommend some restrictions: the Director should not be able to delegate the power to authorise infringement officers (new section 51W(5)), or be able to authorise honorary fish and game rangers (new section 51W(3)).

Some of us recommend making the same amendments to section 70V of the Wildlife Act under clause 64 of the bill.

### **Regulations relating to infringement offences**

The bill as introduced already includes regulation-making powers relating to infringement offences. We recommend inserting additional sections 48C(2) to (4) through clause 8. This would allow regulations under the Conservation Act to prescribe infringement offences relating to conduct that is also punishable as a “regular” offence. This would give the Department of Conservation the flexibility to tailor the response to an offence (by choosing either to pursue a prosecution or to issue an infringement notice) depending on its severity. We understand that the Department of Conservation intends to use this empowering provision in making amendments to the

Whitebait Fishing Regulations 1994 and the Whitebait Fishing (West Coast) Regulations 1994.

### **Amendments to the Summary Proceedings Act**

Clauses 67 and 68 of the bill as introduced would modify the definition of “infringement notice” under the Summary Proceedings Act 1957 by amending section 2 of that Act and inserting a new Schedule. For simplicity, we recommend deleting the Schedule as introduced and simply inserting new provisions into the current definition.

### **New Zealand National Party view**

The Conservation (Infringement System) Bill was originally a New Zealand National Party Government Bill in the 51st Parliament.

Opposition members support the Department of Conservation as a large compliance and enforcement agency having the power to issue infringement notices for non-serious offences and those that do not have a major policy effect on conservation land.

However, the current bill has departed from its original intention by extending the power to issue infringement notices to full-time fish and game officers, and Opposition members do not support this. Opposition members believe this has serious ramifications with respect to the credibility, accountability and administration of the system that would ultimately undermine the Department of Conservation’s ability to operate a fair and objective infringement system for all New Zealanders. There are 12 Fish and Game regional offices loosely aligned with the national Fish and Game New Zealand body.

This bill would give a non-governmental agency the power to issue infringement notices unabated by the State. Fish and game staff are not State sector employees and are therefore not subject to the same codes of conduct and minimum standards as to integrity as departmental rangers. It is also unclear how training and control of individual warranted officers on the ground would be monitored to ensure consistency across the country.

While the Minister would be responsible for a compliance and law enforcement policy which addresses matters such as numbers and coverage of warranted fish and game officers, the reporting and patrolling of infringements would be at arm’s length from the state. This would adversely affect the fairness of the system.

It is not considered that the so-called safeguards built into the bill would protect the credibility of the system and overcome the aforementioned issues—being that the Director of Fish and Game only appoints warranted fish and game officers and that no power of delegation of warranted authority exists.

There are too many variables in enabling a non-governmental agency the power to carry out State functions.

For these reasons, Opposition members do not support this bill.

Sarah Dowie

Todd Muller

Scott Simpson

Erica Stanford

## **Appendix**

### **Committee process**

The Conservation (Infringement System) Bill was referred to the committee on 14 February 2018. The closing date for submissions was 6 April 2018. We received and considered 56 submissions from interested groups and individuals. We heard oral evidence from six submitters.

We received advice from the Department of Conservation.

### **Committee membership**

Deborah Russell (Chairperson)

Sarah Dowie

Jenny Marcroft

Todd Muller

Hon Scott Simpson

Erica Stanford

Chlöe Swarbrick

Angie Warren-Clark

Poto Williams

**Key to symbols used in reprinted bill**

**As reported from a select committee**

text inserted by a majority

~~text deleted by a majority~~





*Hon Eugenie Sage*

## **Conservation (Infringement System) Bill**

Government Bill

### **Contents**

	Page
1 Title	8
2 Commencement	8
<b>Part 1</b>	
<b>Amendments to Conservation Act 1987</b>	
3 Principal Act	8
4 Section 2 amended (Interpretation)	8
<u>4A</u> <u>New section 26HA inserted (National fish and game compliance and law enforcement policy)</u>	<u>8</u>
<u>26HA</u> <u>National fish and game compliance and law enforcement policy</u>	<u>9</u>
<u>4B</u> <u>Section 26I amended (Annual report)</u>	<u>9</u>
<u>4C</u> <u>Section 26R amended (Fish and Game Council responsibilities)</u>	<u>9</u>
<u>4D</u> <u>Section 26X amended (Annual report)</u>	<u>9</u>
5 New section 40A inserted (Power to require information)	10
40A Power to require information	10
6 Section 44A amended (Sentence of community work)	10
7 New section 46A inserted (Forfeiture of property for infringement offence)	10
46A Forfeiture of property for infringement offence	10
8 New section 48C inserted (Regulations relating to infringement offences)	11
48C Regulations relating to infringement offences	11
9 New Part 6A inserted	11

**Part 6A  
Infringement offences**

51A	Relationship with other offences	12
	Subpart 1—Infringement offences	
	<i>Fisheries</i>	
51B	Taking sports fish in contravention of Anglers Notice	12
51C	Taking sports fish without licence	12
51D	Possessing sports fish taken unlawfully	12
51E	Establishing, managing, or operating fish hatchery in breach of regulations	12
51F	Offences relating to spawning fish	13
51G	Failure to comply with restrictions on fishing	13
51H	Transfer or release of live aquatic life	13
51I	Fishing in closed season	13
51J	Buying or selling fish for purpose of sale contrary to Act	13
51K	Possessing certain kinds of fish without approval	14
51L	Using hazardous substances, etc, to take or destroy fish	14
	<i>Control of dogs</i>	
51M	Offences relating to controlled dog areas and open dog areas	14
51N	Dogs causing serious injury to protected wildlife	15
	<i>Conservation areas</i>	
51O	Hunting and other activities without, or not in compliance with, permit	15
51P	Disposing of animal product	16
51Q	Taking plants	16
51R	Littering	16
51S	Other offences in respect of conservation areas	16
	<i>Miscellaneous infringement offences</i>	
51T	Management of marginal strips	17
51U	Failure to produce permits, etc, on demand	17
	Subpart 2—Procedural matters	
51V	Proceedings for infringement offences	18
51W	Who may issue infringement notices	18
51X	Infringement notices	18
51Y	Reminder notices	19
51Z	Payment of infringement fees	19
51ZA	Penalties for infringement offences	19

**Conservation (Infringement System) Bill**

---

**Part 2**

**Amendments to Marine Mammals Protection Act 1978**

10	Principal Act	19
11	Section 2 amended (Interpretation)	20
12	Section 26 amended (Defences in respect of certain offences)	20
13	Section 26A amended (Sentence of community work)	20
14	New sections 27A to 27I inserted	20
	27A Infringement offences	20
	27B Relationship between infringement offences and other offences	21
	27C Proceedings for infringement offences	21
	27D Who may issue infringement notices	21
	27E Infringement notices	21
	27F Reminder notices	22
	27G Forfeiture for infringement offence	22
	27H Payment of infringement fees	22
	27I Penalties for infringement offences	22
15	Section 28 amended (Regulations)	23

**Part 3**

**Amendments to Marine Reserves Act 1971**

16	Principal Act	23
17	Section 2 amended (Interpretation)	23
18	Section 18 amended (General powers of rangers)	23
19	Section 18G amended (Forfeiture of property on conviction)	23
20	New sections 18GA and 18GB inserted	23
	18GA Forfeiture of property for infringement offence	24
	18GB Disposal of seized property	24
21	Section 18H amended (Provisions relating to forfeit property)	25
22	New sections 21 to 21G inserted	25
	21 Infringement offences	25
	21A Relationship between infringement offences and other offences	26
	21B Proceedings for infringement offences	26
	21C Who may issue infringement notices	26
	21D Infringement notices	26
	21E Reminder notices	27
	21F Payment of infringement fees	27
	21G Penalties for infringement offences	27
23	Section 24 amended (Regulations)	27

**Part 4**

**Amendments to National Parks Act 1980**

24	Principal Act	27
25	Section 2 amended (Interpretation)	27

**Conservation (Infringement System) Bill**

---

26	Section 61 amended (Seizure and forfeiture of property)	28
27	Section 63 amended (Offences in respect of rangers)	28
28	Section 64 amended (Powers of rangers)	29
29	New section 64A inserted (Power to require information)	29
	64A Power to require information	29
30	Section 70A amended (Sentence of community work)	29
31	New Part 7A inserted	29

**Part 7A**

**Infringement offences**

71A	Relationship with other offences	29
	Subpart 1—Infringement offences	
71B	Specially protected areas	29
71C	Control of dogs	30
71D	Unauthorised actions in parks	30
71E	Using or receiving items removed unlawfully from park	31
71F	Altering boundary marks or items issued by Minister or Department	31
71G	Failure to remove animal, vehicle, aircraft, or boat	31
71H	Littering	31
	Subpart 2—Procedural matters	
71I	Proceedings for infringement offences	32
71J	Who may issue infringement notices	32
71K	Infringement notices	32
71L	Reminder notices	33
71M	Payment of infringement fees	33
71N	Penalties for infringement offences	33
	Subpart 3—Regulations	
71O	Regulations relating to infringement offences	33

**Part 5**

**Amendments to Reserves Act 1977**

32	Principal Act	33
33	Section 2 amended (Interpretation)	33
34	Section 93 amended (Powers of constables, rangers, and other officers)	34
35	Section 95 amended (Seizure and forfeiture of property)	34
36	Section 104A amended (Sentence of community work)	35
37	New sections 105A to 105O and cross-heading inserted	35
	<i>Infringement offences</i>	
105A	Relationship between infringement offences and other offences	35
105B	Unauthorised actions in reserves	35

**Conservation (Infringement System) Bill**

105C	Littering	36
105D	Using or receiving items removed unlawfully from reserve	37
105E	Altering boundary marks or items issued by Minister, Department, or administering body	37
105F	Failure to remove animal, vehicle, aircraft, or boat	37
105G	Unauthorised entry	37
105H	Anchoring or mooring of boat in breach of notice or permit	37
105I	Damage by fire	38
105J	Proceedings for infringement offences	38
105K	Who may issue infringement notices	38
105L	Infringement notices	38
105M	Reminder notices	39
105N	Payment of infringement fees	39
105O	Penalties for infringement offences	39
38	New section 123A inserted (Regulations relating to infringement offences)	39
123A	Regulations relating to infringement offences	39

**Part 6**

**Amendments to Trade in Endangered Species Act 1989**

39	Principal Act	40
40	Section 3 amended (Interpretation)	40
41	New section 38AA inserted (Power to require information)	40
	38AA Power to require information	40
42	Part 4 heading replaced	40

**Part 4**

**Offences and infringement offences**

43	New cross-heading above section 44 inserted	41
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*Offences*

44	Section 48 replaced (Obstructing or hindering officer)	41
48	Obstructing or hindering an officer and refusing to give information	41
45	New sections 50A to 50I and cross-heading inserted	41

*Infringement offences*

50A	Infringement offences	41
50B	Relationship between infringement offences and other offences	42
50C	Proceedings for infringement offences	42
50D	Who may issue infringement notices	42
50E	Infringement notices	42
50F	Reminder notices	43

**Conservation (Infringement System) Bill**

	50G	Accelerated procedure for border infringement offences	43
	50H	Payment of infringement fees	44
	50I	Penalties for infringement offences	44
46		New cross-heading above section 51 inserted	44
		<i>Forfeiture</i>	
47		Section 51 amended (Forfeiture of property on conviction)	45
48		New Part 5 heading inserted	45
		<b>Part 5</b>	
		<b>Miscellaneous provisions</b>	
49		Section 54 amended (Regulations)	45
		<b>Part 7</b>	
		<b>Amendments to Wild Animal Control Act 1977</b>	
50		Principal Act	46
51		Section 2 amended (Interpretation)	46
52		Section 13 amended (Powers of warranted officers)	46
53		New Part 4A inserted	46
		<b>Part 4A</b>	
		<b>Infringement offences</b>	
	31A	Relationship with other offences	46
		Subpart 1—Infringement offences	
	31B	Hunting without authority of land owner	46
	31C	Selling, delivering, or receiving carcass without ears attached	47
	31D	Inadequate fencing	47
	31E	Interfering with items on land under section 16	47
	31F	Failure to provide Crown with proceeds from sale of animal or carcass	48
		Subpart 2—Procedural matters	
	31G	Proceedings for infringement offences	48
	31H	Who may issue infringement notices	48
	31I	Infringement notices	48
	31J	Reminder notices	49
	31K	Payment of infringement fees	49
	31L	Penalties for infringement offences	49
54		Section 34 replaced (Offenders to give name and address to officers, etc)	49
	34	Power to require person to stop offending	49
55		New sections 34AA and 34AB inserted	50
	34AA	Power to require information	50
	34AB	Constable may arrest person who fails to comply with section 34 or 34AA	50

### Conservation (Infringement System) Bill

56	Section 39 amended (Penalties)	50
57	Section 39A amended (Sentence of community work)	50
58	New sections 39C to 39E inserted	50
	39C Return and forfeiture of seized items	50
	39D Forfeiture of other items	51
	39E Disposal of forfeited items	51
59	Section 40 amended (Regulations)	51

### Part 8

#### Amendments to Wildlife Act 1953

60	Principal Act	51
61	Section 2 amended (Interpretation)	51
<u>61A</u>	<u>Section 66A amended (Offenders to give identifying information)</u>	<u>52</u>
62	Section 67G amended (Sentence of community work)	52
63	Section 70 amended (Forfeitures)	52
64	New sections 70A to 70Z and cross-heading inserted	52

#### *Infringement offences*

70A	Relationship between infringement offences and other offences	52
70B	Hunting during close season	52
70C	Hunting without licence during open season	53
70D	Contravening terms of open season notification	53
70E	Hunting wildlife in contravention of conditions prescribed by Minister	53
70F	Failure to produce licence on demand	53
70G	Taking protected wildlife or game	54
70H	Taking game in contravention of Act or notification	54
70I	Failure to comply with condition of authority to take or kill wildlife	55
70J	Liberating wildlife or exporting animals or animal products	55
70K	Transporting wildlife without proper information on container	56
70L	Farming or breeding certain unprotected animals	56
70M	Failure to report accidental or incidental death or injury	56
70N	Interfering with items on land under section 59	56
70O	Littering	57
70P	Acting without required licence, permit, etc	57
70Q	Contravening instruments made under this Act	57
70R	Infringement offences relating to wildlife refuges	57
70S	Infringement offences relating to waterfowl	58
70T	Infringement offences relating to homing pigeons	58
70U	Proceedings for infringement offences	59
70V	Who may issue infringement notices	59

	70W	Infringement notices	59
	70X	Reminder notices	60
	70Y	Payment of infringement fees	60
	70Z	Penalties for infringement offences	60
65		Section 72 amended (Regulations)	60
		<b>Part 9</b>	
		<b>Amendments to Summary Proceedings Act 1957</b>	
66		Principal Act	61
67		Section 2 amended (Interpretation)	61
68		<del>New Schedule added</del>	<del>61</del>
		<b>Schedule</b>	<b>62</b>
		<del>New Schedule added to Summary Proceedings Act 1957</del>	

**The Parliament of New Zealand enacts as follows:**

**1 Title**

This Act is the Conservation (Infringement System) Act **2017**.

**2 Commencement**

This Act comes into force on ~~4 August 2017~~ the day after the date on which it receives the Royal assent. 5

**Part 1**

**Amendments to Conservation Act 1987**

**3 Principal Act**

This Part amends the Conservation Act 1987 (the **principal Act**). 10

**4 Section 2 amended (Interpretation)**

In section 2(1), insert in their appropriate alphabetical order:

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means— 15

(a) an offence in **subpart 1 of Part 6A**; or

(b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence

**4A New section 26HA inserted (National fish and game compliance and law enforcement policy)** 20

After section 26H, insert:



**26HA National fish and game compliance and law enforcement policy**

- (1) The New Zealand Fish and Game Council may, in accordance with section 26C(1)(a), develop a national policy that relates to—
- (a) the authorisation of fish and game rangers to issue infringement notices under **section 51W(2)**; and 5
  - (b) the issuing of infringement notices by those fish and game rangers; and
  - (c) the exercise of other powers of fish and game rangers used to enforce, or ensure compliance with, this Act or the Wildlife Act 1953 (including any regulations made under those Acts).
- (2) The Minister may, by notice in the *Gazette*, approve a policy developed under **subsection (1)**. 10
- (3) If the Minister has not approved a policy under **subsection (2)**,—
- (a) the Director of the New Zealand Fish and Game Council may not authorise a fish and game ranger to issue infringement notices under this Act (see **section 51W(4)(b)**); and 15
  - (b) **sections 26I(1A), 26R(2A), and 26X(1A)** do not apply.

**4B Section 26I amended (Annual report)**

After section 26I(1), insert:

- (1A) If the Minister has approved a policy under **section 26HA(2)**, the annual report must— 20
- (a) summarise what powers have been exercised during the year by fish and game rangers to enforce, or ensure compliance with, this Act or the Wildlife Act 1953 (including any regulations made under those Acts); and
  - (b) identify any complaints that have been received in relation to the exercise of those powers; and 25
  - (c) summarise the actions taken in response to any complaints; and
  - (d) specify whether any powers were exercised in a manner inconsistent with the policy.

**4C Section 26R amended (Fish and Game Council responsibilities)** 30

After section 26R(2), insert:

- (2A) Fish and Game Councils must comply with any policy approved by the Minister under **section 26HA(2)**.

**4D Section 26X amended (Annual report)**

After section 26X(1), insert: 35

- (1A) If the Minister has approved a policy under **section 26HA(2)**, the annual report must—

<p>(a) <u>summarise what powers have been exercised during the year by the Fish and Game Council to enforce, or ensure compliance with, this Act or the Wildlife Act 1953 (including any regulations made under those Acts); and</u></p> <p>(b) <u>identify any complaints that have been received in relation to the exercise of those powers; and</u></p> <p>(c) <u>summarise the actions taken in response to any complaints; and</u></p> <p>(d) <u>specify whether any powers were exercised in a manner inconsistent with the policy.</u></p>	5
<p><b>5 New section 40A inserted (Power to require information)</b></p> <p>After section 40, insert:</p> <p><b>40A Power to require information</b></p> <p>(1) This section applies if a warranted officer <u>or a fish and game ranger</u> believes on reasonable grounds that a person has committed or is committing an offence against this Act or regulations made under this Act.</p> <p>(2) The warranted officer <u>or fish and game ranger</u> may require the person to—</p> <p style="margin-left: 20px;">(a) state the person’s full name, residential address, and date of birth; and</p> <p style="margin-left: 20px;">(b) provide evidence, <u>as soon as practicable</u>, of the person’s full name, residential address, and date of birth.</p> <p><del>(3) A fish and game ranger may not exercise the power in this section.</del></p>	10 15 20
<p><b>6 Section 44A amended (Sentence of community work)</b></p> <p>In section 44A, replace “commits an offence” with “is convicted of an offence”.</p>	
<p><b>7 New section 46A inserted (Forfeiture of property for infringement offence)</b></p> <p>After section 46, insert:</p> <p><b>46A Forfeiture of property for infringement offence</b></p> <p>(1) <b>Subsection (2)</b> applies if—</p> <p style="margin-left: 20px;">(a) proceedings in respect of an infringement offence are commenced by the filing of a charging document under the Criminal Procedure Act 2011; and</p> <p style="margin-left: 20px;">(b) the person is found guilty, or admits the commission, of the infringement offence.</p> <p>(2) Section 46 applies as if a person were convicted of an offence against this Act.</p> <p>(3) <b>Subsection (4)</b> applies if an infringement notice is issued to the person in respect of an infringement offence and any of the following occurs:</p> <p style="margin-left: 20px;">(a) the infringement fee for the offence is paid:</p>	25 30 35

- (b) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed: 5
- (c) the informant and the person enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments:
- (d) the person is found guilty, or admits the commission, of the infringement offence. 10
- (4) Section 46, except for section 46(5)(a), applies as if a person were convicted of an offence against this Act.

**8 New section 48C inserted (Regulations relating to infringement offences)**

After section 48B, insert:

- 48C Regulations relating to infringement offences** 15
- (1) The Governor-General may, by Order in Council made on the recommendation of the Minister, make regulations—
    - (a) prescribing infringement offences for the contravention of regulations made under this Act:
    - (b) prescribing penalties for infringement offences, which,— 20
      - (i) in the case of infringement fees, must not be more than \$1,000; and
      - (ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence:
    - (c) prescribing information to be included in infringement notices and reminder notices. 25
  - (2) An offence prescribed under **subsection (1)(a)** may apply to conduct that—
    - (a) is also punishable by an offence made under section 48(1)(n) that is not an infringement offence; or
    - (b) is similar to that conduct. 30
  - (3) **Subsection (2)** does not limit **subsection (1)(a)**.
  - (4) In the circumstances described in **subsection (2)**, the infringement offence does not prevent the prosecution of, and conviction for, the offence referred to in **subsection (2)(a)**.

**9 New Part 6A inserted** 35

After section 51, insert:

## Part 6A Infringement offences

### 51A Relationship with other offences

Nothing in this Part prevents the prosecution of, and conviction for, an offence in any other Part of this Act (instead of proceeding under this Part).

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### Subpart 1—Infringement offences

#### *Fisheries*

### 51B Taking sports fish in contravention of Anglers Notice

- (1) A person must not take sports fish from any waters in contravention of an Anglers Notice in force in respect of those waters.
- (2) A person who fails to comply with this section commits an infringement offence.

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### 51C Taking sports fish without licence

- (1) A person must not take sports fish from any freshwater unless the person holds a licence under this Act that permits the taking of the fish.
- (2) **Subsection (1)** does not apply to the taking of sports fish for the purposes of scientific investigation or data collection if the fish are taken—
  - (a) under a permit or an authority granted under this Act; and
  - (b) in accordance with any conditions imposed by the permit or authority.
- (3) A person who fails to comply with this section commits an infringement offence.

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### 51D Possessing sports fish taken unlawfully

- (1) A person must not have in the person's possession any sports fish that was taken in contravention of **section 51C(1)**.
- (2) A person who fails to comply with this section commits an infringement offence.

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### 51E Establishing, managing, or operating fish hatchery in breach of regulations

- (1) A person must not establish, manage, or operate a fish hatchery for sports fish unless the person is authorised to do so by regulations made under this Act.
- (2) This section does not apply in relation to the management or operation of any hatchery for sports fish that was already established or was being established as at 10 April 1990.
- (3) A person who fails to comply with this section commits an infringement offence.

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<b>51F</b>	<b>Offences relating to spawning fish</b>	
(1)	A person must not, without a permit or an authority under this Act, or in contravention of a condition of a permit or an authority,—	
(a)	disturb or damage the spawning ground of any freshwater fish; or	
(b)	disturb or injure the eggs or larvae of any freshwater fish; or	5
(c)	have in the person’s possession the eggs or larvae of any freshwater fish; or	
(d)	take, with a spear, gaff, speargun, net, trap, or similar device, any sports fish from a river or stream where sports fish are congregating or have congregated for spawning; or	10
(e)	while in the vicinity of any river or stream where sports fish are congregating or have congregated for spawning, have possession or control of any spear, gaff, speargun, net, trap, or similar device or material suitable for the taking of any sports fish, in circumstances likely to result in the taking of sports fish.	15
(2)	<b>Subsection (1)(a) to (c)</b> does not apply to the taking of freshwater fish subsequently found to contain eggs or larvae.	
(3)	A person who fails to comply with this section commits an infringement offence.	
<b>51G</b>	<b>Failure to comply with restrictions on fishing</b>	20
(1)	A person must not contravene a prohibition, restriction, or condition imposed by a notice given under section 26ZL(1).	
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>51H</b>	<b>Transfer or release of live aquatic life</b>	25
(1)	A person must not transfer live aquatic life or release live aquatic life into any freshwater, except in accordance with section 26ZM.	
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>51I</b>	<b>Fishing in closed season</b>	30
(1)	A person must not, during the period of a closed season for a species of fish determined under section 26ZP, take, have in the person’s possession, or in any way injure or disturb a fish of that species.	
(2)	A person who fails to comply with this section commits an infringement offence.	35
<b>51J</b>	<b>Buying or selling fish for purpose of sale contrary to Act</b>	
(1)	A person must not—	

<ul style="list-style-type: none"> <li>(a) buy or sell sports fish taken in New Zealand; or</li> <li>(b) buy or sell any freshwater fish that was taken in New Zealand in contravention of Part 5B or of any regulation made or notice given under this Act.</li> </ul>	5
<ul style="list-style-type: none"> <li>(2) Section 26ZQ(2) and (3) applies for the purpose of this section.</li> <li>(3) A person who fails to comply with this section commits an infringement offence.</li> </ul>	5
<b>51K Possessing certain kinds of fish without approval</b>	
<ul style="list-style-type: none"> <li>(1) A person must not have in the person's possession restricted fish, unless the person has approval to do so under section 26ZM(2) or (3) or 26ZQA(2).</li> <li>(2) A person who fails to comply with this section commits an infringement offence.</li> <li>(3) In this section, <b>restricted fish</b> has the meaning given in section 26ZQA(1).</li> </ul>	10
<b>51L Using hazardous substances, etc, to take or destroy fish</b>	
<ul style="list-style-type: none"> <li>(1) A person must not, for the purpose of taking or destroying freshwater fish, use in any water a hazardous substance, narcotic substance, or electric fishing device.</li> <li>(2) <b>Subsection (1)</b> does not apply to actions taken by— <ul style="list-style-type: none"> <li>(a) a warranted officer or a fish and game ranger; or</li> <li>(b) a person authorised in writing for the purpose by the Director-General, the Director, or the appropriate Fish and Game Council.</li> </ul> </li> <li>(3) A person who fails to comply with this section commits an infringement offence.</li> <li>(4) In this section, <b>hazardous substance</b> has the meaning given in section 2(1) of the Hazardous Substances and New Organisms Act 1996.</li> </ul>	15 20 25
<i>Control of dogs</i>	
<b>51M Offences relating to controlled dog areas and open dog areas</b>	
<ul style="list-style-type: none"> <li>(1) An owner or a person in charge of a dog must not allow the dog to enter or remain in any part of a controlled dog area, unless the person— <ul style="list-style-type: none"> <li>(a) is allowed to do so by a dog control permit issued under section 26ZZH; and</li> <li>(b) complies with the permit.</li> </ul> </li> <li>(2) A person in charge of a dog in a controlled dog area must keep the dog under the person's control.</li> <li>(3) An owner or a person in charge of a dog in a controlled dog area or an open dog area must not contravene any condition imposed in relation to that controlled dog area or open dog area under section 26ZU(c).</li> </ul>	30 35

- (4) A person who fails to comply with this section commits an infringement offence.

**51N Dogs causing serious injury to protected wildlife**

- (1) An owner or a person in charge of a dog in a controlled dog area or an open dog area must ensure that the dog does not attack protected wildlife and cause— 5
- (a) the death of protected wildlife; or
  - (b) injury to protected wildlife so that it becomes necessary to destroy the wildlife to end its suffering.
- (2) A person who fails to comply with this section commits an infringement offence. 10

*Conservation areas*

**51O Hunting and other activities without, or not in compliance with, permit**

- (1) A person must not, without a permit issued under section 26ZZH or 38(1), or in contravention of a condition of such a permit,— 15
- (a) discharge any hunting weapon in, into, or over any conservation area; or
  - (b) molest or pursue any animal in a conservation area; or
  - (c) capture, kill, poison, tranquillise, trap, or immobilise by any means an animal in a conservation area; or
  - (d) have in the person's possession an animal or animal product in a conservation area; or 20
  - (e) whether or not any animal product is taken, take or use, in or over a conservation area, an aircraft, dog, hunting weapon, net, poison, ship, snare, or vehicle to molest, pursue, capture, kill, poison, tranquillise, trap, or immobilise, by any means, an animal in the conservation area; or 25
  - (f) take any animal product while in a conservation area; or
  - (g) take or use, in or over a conservation area, an aircraft, dog, net, ship, or vehicle to take any animal product from the conservation area; or
  - (h) enter a conservation area with a hunting weapon, net, trap, or snare, or with poison; or 30
  - (i) set a net, trap, or snare in a conservation area; or
  - (j) allow an animal that the person is in charge of to molest, pursue, or kill any animal in a conservation area.
- (2) A person who fails to comply with this section commits an infringement offence. 35
- (3) For the purpose of **subsection (1)**, **animal** does not include fish.

**51P Disposing of animal product**

- (1) A person must not use, receive, sell, or otherwise dispose of an animal or animal product that was taken in breach of **section 51O(1)**.
- (2) A person who fails to comply with this section commits an infringement offence. 5

**51Q Taking plants**

- (1) A person must not take a plant into or from a conservation area except—
- (a) with the authority of and in accordance with a concession under Part 3B; or
  - (b) in accordance with an access arrangement under the Crown Minerals Act 1991; or 10
  - (c) in accordance with a lease or licence granted before the commencement of this Act; or
  - (d) in accordance with section 24H(5) (if the person is the manager of a marginal strip) or 24H(6)(a) or (b) (if the person holds a Crown forestry licence under the Crown Forest Assets Act 1989); or 15
  - (e) in accordance with an authorisation given by the Director-General under section 30(2).
- (2) A person who fails to comply with this section commits an infringement offence. 20

**51R Littering**

- (1) A person must not deposit litter in a conservation area.
- (2) A person who fails to comply with this section commits an infringement offence.
- (3) In this section,— 25
- deposit** has a corresponding meaning to the meaning of depositing in section 2(1) of the Litter Act 1979
- litter** has the meaning given in section 2(1) of the Litter Act 1979.

**51S Other offences in respect of conservation areas**

- (1) A person must not, without the authority of the Minister or the Director-General,— 30
- (a) enter or remain in a conservation area declared closed by the Minister under section 13; or
  - (b) enter a conservation area with a vehicle, ship, or aircraft in breach of a prohibition or restriction imposed under this Act; or 35



(c)	contravene or fail to comply with section 17O(2), which requires a person to be authorised by a concession in order to carry out certain activities in conservation areas; or	
(d)	contravene or fail to comply with section 17ZF, which relates to operating aircraft in conservation areas; or	5
(e)	liberate an animal in a conservation area; or	
(f)	cause or allow an animal to enter a conservation area; or	
(g)	plant a plant, or sow or scatter the seed of a plant, or introduce a substance likely to be injurious to plants or animals, in a conservation area; or	10
(h)	interfere with or damage historic or natural features of or in a conservation area; or	
(i)	erect a building, sign, hoarding, or structure in a conservation area; or	
(j)	construct an apparatus in a conservation area; or	
(k)	conduct an activity for which a concession is required under this Act in a conservation area without the required concession; or	15
(l)	take or remove gravel, sand, stone, clay, limestone, or other similar natural resource other than as allowed by a concession under this Act or by another enactment.	
(2)	A person must not dispose of a contaminant—	20
(a)	into or onto a conservation area; or	
(b)	that spills, drifts, or blows into or onto or percolates or washes into or onto a conservation area.	
(3)	A person who fails to comply with this section commits an infringement offence.	25
<i>Miscellaneous infringement offences</i>		
<b>51T Management of marginal strips</b>		
(1)	A manager of a marginal strip must not—	
(a)	damage, or cause to be damaged, the marginal strip or any part of it; or	
(b)	use the marginal strip for any purpose contrary to a provision of, or a requirement imposed under, Part 4A.	30
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>51U Failure to produce permits, etc, on demand</b>		
(1)	A person who does any act that, under this Act, requires a permit, concession, right, or other authority must produce the appropriate authority if requested to do so by a warranted officer.	35

- (2) A person who fails to comply with this section commits an infringement offence.

## Subpart 2—Procedural matters

### 51V Proceedings for infringement offences

- (1) A person who is alleged to have committed an infringement offence may either— 5
- (a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or
- (b) be served with an infringement notice under **section 51X**.
- (2) If an infringement notice has been issued under **section 51X**, proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications. 10

### 51W Who may issue infringement notices

- (1) The Director-General may authorise a warranted officer, in writing, to issue infringement notices under this Act. 15
- (2) The Director of the New Zealand Fish and Game Council may authorise a fish and game ranger, in writing, to issue infringement notices under this Act.
- (3) The Director of the New Zealand Fish and Game Council must not authorise an honorary fish and game ranger to issue infringement notices under this Act. 20
- (4) The Director of the New Zealand Fish and Game Council—
- (a) must, in exercising the power in **subsection (2)**, comply with the national compliance and enforcement policy approved by the Minister under **section 26HA**; and
- (b) may not exercise the power in **subsection (2)** if no such policy has been approved. 25
- (5) The Director of the New Zealand Fish and Game Council must not delegate the power in **subsection (2)**.
- (6) In this section, **honorary fish and game ranger** means a person appointed in an honorary capacity under section 26FA(2). 30

### 51X Infringement notices

- (1) A warranted officer or fish and game ranger authorised under **section 51W** (an **issuer**) may issue an infringement notice to a person if the ~~warranted officer~~ issuer believes on reasonable grounds that the person is committing, or has committed, an infringement offence. 35
- (2) The ~~warranted officer~~ issuer may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence

	or send the notice by post addressed to that person's last known place of residence or business.	
(3)	An infringement notice (or a copy of it) sent by post to a person under <b>subsection (2)</b> is to be treated as having been served on that person when it was posted.	5
(4)	An infringement notice must be in the prescribed form and must contain the following particulars:	
(a)	such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
(b)	the amount of the infringement fee; and	10
(c)	the address of the place at which the infringement fee may be paid; and	
(d)	the time within which the infringement fee must be paid; and	
(e)	a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	
(f)	a statement that the person served with the notice has a right to request a hearing; and	15
(g)	a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and	
(h)	any other particulars that may be prescribed.	
<b>51Y</b>	<b>Reminder notices</b>	20
	A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.	
<b>51Z</b>	<b>Payment of infringement fees</b>	
	All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	25
<b>51ZA</b>	<b>Penalties for infringement offences</b>	
	A person who commits an infringement offence is liable <u>on conviction</u> to—	
(a)	the infringement fee prescribed in regulations for that offence; or	
(b)	a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.	30

## Part 2

### Amendments to Marine Mammals Protection Act 1978

#### 10 Principal Act

This Part amends the Marine Mammals Protection Act 1978 (the **principal Act**).

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**11 Section 2 amended (Interpretation)**

In section 2(1), insert in their appropriate alphabetical order:

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence against **section 27A**; or
- (b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence

**12 Section 26 amended (Defences in respect of certain offences)**

In section 26,—

- (a) replace “charged with” with “proceeded against in respect of” in each place; and
- (b) replace “the charge” with “the proceedings” in each place.

**13 Section 26A amended (Sentence of community work)**

In section 26A, replace “commits an offence” with “is convicted of an offence”.

**14 New sections 27A to 27I inserted**

After section 27, insert:

**27A Infringement offences**

- (1) A person must not—
  - (a) take, possess, export, import, have on board any vessel, vehicle, aircraft, or hovercraft, or have control of any marine mammal otherwise than under this Act or a permit; or
  - (b) fail to give the Director-General information that the person is required to give under section 10(1); or
  - (c) except under the authority of any enactment, place or leave any structure or trap or chemical or other substance in any place where a marine mammal is or is likely to be and that injures or harms, or is likely to injure or harm, any marine mammal; or
  - (d) use any vehicle, vessel, aircraft, or hovercraft to herd or harass any marine mammal; or
  - (e) contravene or fail to comply with any notice, direction, restriction, requirement, or condition given, made, or imposed under this Act.
- (2) A person who fails to comply with this section commits an infringement offence.

<b>27B Relationship between infringement offences and other offences</b>	
Nothing in <b>section 27A</b> prevents the prosecution of, and conviction for, an offence in any other section of this Act (instead of proceeding under <b>section 27A</b> ).	
<b>27C Proceedings for infringement offences</b>	5
(1) A person who is alleged to have committed an infringement offence may either—	
(a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or	
(b) be served with an infringement notice under <b>section 27E</b> .	10
(2) If an infringement notice has been issued under <b>section 27E</b> , proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.	
<b>27D Who may issue infringement notices</b>	15
The Director-General may authorise a warranted officer, in writing, to issue infringement notices under this Act.	
<b>27E Infringement notices</b>	
(1) A warranted officer authorised under <b>section 27D</b> may issue an infringement notice to a person if the warranted officer believes on reasonable grounds that the person is committing, or has committed, an infringement offence.	20
(2) The warranted officer may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.	25
(3) An infringement notice (or a copy of it) sent by post to a person under <b>subsection (2)</b> is to be treated as having been served on that person when it was posted.	
(4) An infringement notice must be in the prescribed form and must contain the following particulars:	30
(a) such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
(b) the amount of the infringement fee; and	
(c) the address of the place at which the infringement fee may be paid; and	
(d) the time within which the infringement fee must be paid; and	35
(e) a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	

<ul style="list-style-type: none"> <li>(f) a statement that the person served with the notice has a right to request a hearing; and</li> <li>(g) a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and</li> <li>(h) any other particulars that may be prescribed.</li> </ul>	5
<b>27F Reminder notices</b>	
A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.	
<b>27G Forfeiture for infringement offence</b>	
<ul style="list-style-type: none"> <li>(1) A marine mammal in respect of which an infringement offence is committed is forfeited to the Crown if— <ul style="list-style-type: none"> <li>(a) the infringement fee for the offence is paid;</li> <li>(b) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed;</li> <li>(c) the informant and the person enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments;</li> <li>(d) the person is found guilty, or admits the commission, of the infringement offence.</li> </ul> </li> <li>(2) In addition, the court may order that any vessels, vehicles, aircraft, hovercraft, gear, nets, tackle, equipment, or apparatus used in respect of the commission of the infringement offence be forfeited to the Crown if— <ul style="list-style-type: none"> <li>(a) proceedings in respect of an infringement offence against <b>section 27A(1)(a)</b> are commenced by the filing of a charging document under the Criminal Procedure Act 2011; and</li> <li>(b) a person is found guilty, or admits the commission, of the infringement offence.</li> </ul> </li> <li>(3) Items that are forfeited to the Crown may be disposed of as the Minister thinks fit.</li> </ul>	10 15 20 25 30
<b>27H Payment of infringement fees</b>	
All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	
<b>27I Penalties for infringement offences</b>	
A person who commits an infringement offence is liable <u>on conviction</u> to—	

- (a) the infringement fee prescribed in regulations for that offence; or
- (b) a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.

**15 Section 28 amended (Regulations)**

After section 28(1)(i), insert:

- (ia) prescribing infringement offences for the contravention of regulations made under this Act:
- (ib) prescribing penalties for infringement offences, which,—
  - (i) in the case of infringement fees, must not be more than \$1,000; and
  - (ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence:
- (ic) prescribing information to be included in infringement notices and reminder notices:

**Part 3**

**Amendments to Marine Reserves Act 1971**

**16 Principal Act**

This Part amends the Marine Reserves Act 1971 (the **principal Act**).

**17 Section 2 amended (Interpretation)**

In section 2, insert in their appropriate alphabetical order:

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence against **section 21**; or
- (b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence

**18 Section 18 amended (General powers of rangers)**

In section 18(1)(b), replace “his or her full name and residential address” with “the person’s full name, residential address, and date of birth”.

**19 Section 18G amended (Forfeiture of property on conviction)**

Repeal section 18G(5).

**20 New sections 18GA and 18GB inserted**

After section 18G, insert:

**18GA Forfeiture of property for infringement offence**

- (1) Any marine life in respect of which an infringement offence is committed (whether or not seized under section 18A) and any proceeds from the sale of marine life under section 18A(2) are forfeited to the Crown if—
- (a) the infringement fee for the offence is paid; or 5
  - (b) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed; or 10
  - (c) the informant and the person alleged to have committed the offence enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments; or
  - (d) the person is found guilty, or admits the commission, of the infringement offence. 15
- (2) In addition, the court may order that any property used in respect of the commission of the infringement offence (whether or not seized under section 18A), including any vessel or vehicle or other conveyance, be forfeited to the Crown if— 20
- (a) proceedings in respect of the infringement offence are commenced by the filing of a charging document under the Criminal Procedure Act 2011; and
  - (b) the person is found guilty, or admits the commission, of the infringement offence. 25
- (3) Property that is forfeited to the Crown under this section vests in the Crown absolutely and free of all encumbrances.

**18GB Disposal of seized property**

- (1) Before disposing of any property seized under this Act, the Director-General must give the owner of the property notice of the Crown's intention to dispose of the property. 30
- (2) If the owner has not lodged an appeal against the disposal by 90 days after the date on which the notice is given, the Director-General may dispose of the property.
- (3) However, if the property is perishable,— 35
- (a) the Director-General may dispose of the property at any time after giving notice; but
  - (b) the Director-General must hold the proceeds (if any) of the disposal until the later of—



- (i) 90 days after the date on which the notice is given; and
- (ii) the date on which an appeal against the disposal, lodged within 90 days after the date on which the notice is given, is resolved.

**21 Section 18H amended (Provisions relating to forfeit property)**

- (1) In section 18H(1), definition of **forfeit property**, after “section 18G”, insert “or **18GA**”. 5
- (2) In section 18H(2), replace “section 255” with “section 18G or **18GA**”.
- (3) In section 18H(6)(c),—
  - (a) after “prosecution of the offence”, insert “or pursuant of the infringement offence”: 10
  - (b) replace “the court proceedings” with “any court proceedings”.
- (4) In section 18H(9), replace “convicted of the offence” with “who committed the offence”.
- (5) In section 18H(10), replace “convicted of the offence” with “who committed the offence”. 15
- (6) In section 18H(14), after “section 18G”, insert “or **18GA**”.

**22 New sections 21 to 21G inserted**

After section 20, insert:

**21 Infringement offences**

- (1) A person must not— 20
  - (a) discharge or cause to be discharged or deposit, directly or indirectly, in or into a marine reserve any toxic substance or pollutant or other substance or article of any kind injurious to marine life; or
  - (b) introduce any living organism in or into a marine reserve; or
  - (c) damage or injure any marine life, or damage the foreshore or seabed or any of the natural features in a marine reserve; or 25
  - (d) fish for marine life in a marine reserve; or
  - (e) erect any structure in or over a marine reserve; or
  - (f) interfere with or disturb in a marine reserve any marine life, foreshore, or seabed or any of the natural features in a marine reserve; or 30
  - (g) deposit or throw any rubbish in or into a marine reserve, except in a place or receptacle approved and provided by the Director-General; or
  - (h) use, dispose of, or be in possession of any marine life, mineral, gravel, sand, or other substance or thing that has been removed unlawfully from a reserve. 35
- (2) A person who fails to comply with this section commits an infringement offence.

<b>21A Relationship between infringement offences and other offences</b>	
Nothing in <b>section 21</b> prevents the prosecution of, and conviction for, an offence in any other section of this Act (instead of proceeding under <b>section 21</b> ).	
<b>21B Proceedings for infringement offences</b>	5
(1) A person who is alleged to have committed an infringement offence may either—	
(a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or	
(b) be served with an infringement notice under <b>section 21D</b> .	10
(2) If an infringement notice has been issued under <b>section 21D</b> , proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.	
<b>21C Who may issue infringement notices</b>	15
The Director-General may authorise a ranger, in writing, to issue infringement notices under this Act.	
<b>21D Infringement notices</b>	
(1) A ranger authorised under <b>section 21C</b> may issue an infringement notice to a person if the ranger believes on reasonable grounds that the person is committing, or has committed, an infringement offence.	20
(2) The ranger may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.	25
(3) An infringement notice (or a copy of it) sent by post to a person under <b>subsection (2)</b> is to be treated as having been served on that person when it was posted.	
(4) An infringement notice must be in the prescribed form and must contain the following particulars:	30
(a) such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
(b) the amount of the infringement fee; and	
(c) the address of the place at which the infringement fee may be paid; and	
(d) the time within which the infringement fee must be paid; and	35
(e) a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	

<p>(f) a statement that the person served with the notice has a right to request a hearing; and</p> <p>(g) a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and</p> <p>(h) any other particulars that may be prescribed.</p> <p><b>21E Reminder notices</b></p> <p>A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.</p> <p><b>21F Payment of infringement fees</b></p> <p>All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.</p> <p><b>21G Penalties for infringement offences</b></p> <p>A person who commits an infringement offence is liable <u>on conviction</u> to—</p> <p>(a) the infringement fee prescribed in regulations for that offence; or</p> <p>(b) a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.</p> <p><b>23 Section 24 amended (Regulations)</b></p> <p>After section 24(2)(f), insert:</p> <p>(g) prescribe infringement offences for the contravention of regulations made under this Act:</p> <p>(h) prescribe penalties for infringement offences, which,—</p> <p style="padding-left: 20px;">(i) in the case of infringement fees, must not be more than \$1,000; and</p> <p style="padding-left: 20px;">(ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence:</p> <p>(i) prescribe information to be included in infringement notices and reminder notices.</p>	<p>5</p> <p>10</p> <p>15</p> <p>20</p> <p>25</p>
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## Part 4

### Amendments to National Parks Act 1980

<p><b>24 Principal Act</b></p> <p>This Part amends the National Parks Act 1980 (the <b>principal Act</b>).</p> <p><b>25 Section 2 amended (Interpretation)</b></p> <p>In section 2, insert in their appropriate alphabetical order:</p>	<p>30</p>
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**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence in **subpart 1 of Part 7A**; or
- (b) an offence against bylaws made under this Act that is declared by regulations to be an infringement offence

## 26 Section 61 amended (Seizure and forfeiture of property)

(1) After section 61(4), insert:

(4A) Subsection (4) applies as if a person were convicted of an offence if an infringement notice is issued to the person or a charging document is filed against the person in relation to an infringement offence and any of the following occurs:

- (a) the infringement fee for the offence is paid;
- (b) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed;
- (c) the informant and the person enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments;
- (d) the person is found guilty, or admits the commission, of the infringement offence.

(2) Replace section 61(8) with:

(8) A court may direct that an item seized under subsection (6) be forfeited to the Crown if—

- (a) proceedings for an offence are taken against the person from whom the item was seized within 6 months after the seizure and the court enters a conviction against the person; or
- (b) proceedings for an infringement offence are commenced against the person from whom the item was seized by filing a charging document within 6 months after the seizure and the person is found guilty, or admits the commission, of an infringement offence.

(8A) If proceedings are not commenced within 6 months after the seizure, or if the court does not direct that the item be forfeited to the Crown, the item must be returned to the person from whom it was seized.

## 27 Section 63 amended (Offences in respect of rangers)

Replace section 63(b) with:

(b) fails to state information or produce evidence required under **section 64A**:

**28 Section 64 amended (Powers of rangers)**

Replace the heading to section 64 with “**Power to interfere to prevent offending**”.

5

**29 New section 64A inserted (Power to require information)**

After section 64, insert:

**64A Power to require information**

(1) This section applies if a ranger believes on reasonable grounds that a person has committed or is committing an offence against this Act or any bylaws made under this Act.

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(2) The ranger may require the person to—

(a) state the person’s full name, residential address, and date of birth; and

(b) provide evidence, as soon as practicable, of the person’s full name, residential address, and date of birth.

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**30 Section 70A amended (Sentence of community work)**

In section 70A, replace “commits an offence” with “is convicted of an offence”.

**31 New Part 7A inserted**

After section 71, insert:

20

**Part 7A  
Infringement offences**

**71A Relationship with other offences**

Nothing in this Part prevents the prosecution of, and conviction for, an offence in any other Part of this Act (instead of proceeding under this Part).

25

**Subpart 1—Infringement offences**

**71B Specially protected areas**

(1) A person must not—

(a) enter or remain in a specially protected area, except under the authority of a permit issued under section 13; or

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(b) fail to comply with a condition contained in a permit.

(2) A person who fails to comply with this section commits an infringement offence.

**71C Control of dogs**

- (1) An owner or a person in charge of a dog must not—
- (a) allow the dog to be in a national park in contravention of section 56A; or
  - (b) fail to comply with a condition of a dog control permit.
- (2) A person who is authorised by or under this Act to take a dog into a national park must keep a dog that the person takes into a national park under proper control. 5
- (3) For the purposes of **subsection (2)**, a dog is deemed not to be under proper control if it is found at large in a national park.
- (4) **Subsection (3)** does not limit **subsection (2)**. 10
- (5) A person who fails to comply with this section commits an infringement offence.

**71D Unauthorised actions in parks**

- (1) A person must not, without being authorised by the Minister or by a bylaw made under this Act,— 15
- (a) cause or allow any animal owned by the person or under the person's control to enter any park; or
  - (b) liberate any animal in any park; or
  - (c) plant any plant, or sow or scatter the seed of any plant, or introduce any substance that is injurious to plant or animal life, in any park; or 20
  - (d) remove or damage any, or any part of any, plant, stone, mineral, gravel, kauri gum, protected New Zealand object, or relic in any park; or
  - (e) dig, cut, excavate, or damage the turf in any park; or
  - (f) occupy or use any land in a park for cultivation or any other purpose; or
  - (g) damage or deface any fence, building, or apparatus in any park; or 25
  - (h) take, destroy, injure, disturb, or interfere with any native animal, or the nest or eggs of any native animal, in any park; or
  - (i) erect any building, sign, hoarding, or apparatus in any park; or
  - (j) in any way interfere with or damage the natural or historic features of any park; or 30
  - (k) contravene or fail to comply with a term or condition imposed by the Minister under section 51A.
- (2) A person must not, without being authorised by the Minister, be in possession of any chainsaw or any firearm, trap, net, or other similar object in a park.
- (3) A person must not— 35
- (a) conduct in any park any activity for which a concession is required under this Act without the required concession; or

(b)	do or cause to be done any act, matter, or thing for which a right or authority is required by this Act without the required right or authority.	
(4)	A person who fails to comply with this section commits an infringement offence.	
<b>71E</b>	<b>Using or receiving items removed unlawfully from park</b>	5
(1)	A person must not use, receive, or dispose of an item removed from a park in contravention of section <b>71D(1)(d) or (h)</b> .	
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>71F</b>	<b>Altering boundary marks or items issued by Minister or Department</b>	10
(1)	A person must not unlawfully alter, obliterate, deface, pull up, remove, interfere with, or destroy any boundary marks, or any stamp, mark, sign, poster, intentions book, concession, or other right or authority issued by the Minister or the Department.	
(2)	A person who fails to comply with this section commits an infringement offence.	15
<b>71G</b>	<b>Failure to remove animal, vehicle, aircraft, or boat</b>	
(1)	An owner or a person in control of an animal must comply with a notice from the Minister or Director-General requiring the person to remove the animal from a park.	20
(2)	A driver of any vehicle or the pilot of any aircraft or the person in charge of any boat that is illegally in a park must remove the vehicle, aircraft, or boat from the park when required to do so by a ranger.	
(3)	A person who fails to comply with this section commits an infringement offence.	25
<b>71H</b>	<b>Littering</b>	
(1)	A person must not deposit litter in a park.	
(2)	A person who fails to comply with this section commits an infringement offence.	
(3)	In this section,—	30
	<b>deposit</b> has a corresponding meaning to the meaning of depositing in section 2(1) of the Litter Act 1979	
	<b>litter</b> has the meaning given in section 2(1) of the Litter Act 1979.	

## Subpart 2—Procedural matters

**71I Proceedings for infringement offences**

- (1) A person who is alleged to have committed an infringement offence may either—
- (a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or 5
  - (b) be served with an infringement notice under **section 71K**.
- (2) If an infringement notice has been issued under **section 71K**, proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications. 10

**71J Who may issue infringement notices**

The Director-General may authorise a ranger, in writing, to issue infringement notices under this Act.

**71K Infringement notices**

- (1) A ranger authorised under **section 71J** may issue an infringement notice to a person if the ranger believes on reasonable grounds that the person is committing, or has committed, an infringement offence. 15
- (2) The ranger may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business. 20
- (3) An infringement notice (or a copy of it) sent by post to a person under **subsection (2)** is to be treated as having been served on that person when it was posted. 25
- (4) An infringement notice must be in the prescribed form and must contain the following particulars:
- (a) such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and
  - (b) the amount of the infringement fee; and 30
  - (c) the address of the place at which the infringement fee may be paid; and
  - (d) the time within which the infringement fee must be paid; and
  - (e) a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and
  - (f) a statement that the person served with the notice has a right to request a hearing; and 35



(g)	a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and	
(h)	any other particulars that may be prescribed.	
<b>71L</b>	<b>Reminder notices</b>	
	A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.	5
<b>71M</b>	<b>Payment of infringement fees</b>	
	All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	
<b>71N</b>	<b>Penalties for infringement offences</b>	10
	A person who commits an infringement offence is liable <u>on conviction</u> to—	
(a)	the infringement fee prescribed in regulations for that offence; or	
(b)	a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.	
	<b>Subpart 3—Regulations</b>	15
<b>71O</b>	<b>Regulations relating to infringement offences</b>	
	The Governor-General may, by Order in Council made on the recommendation of the Minister, make regulations—	
(a)	prescribing infringement offences for the contravention of bylaws made under this Act:	20
(b)	prescribing penalties for infringement offences, which,—	
(i)	in the case of infringement fees, must not be more than \$1,000; and	
(ii)	in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence:	25
(c)	prescribing information to be included in infringement notices and reminder notices.	

## Part 5

### Amendments to Reserves Act 1977

<b>32</b>	<b>Principal Act</b>	30
	This Part amends the Reserves Act 1977 (the <b>principal Act</b> ).	
<b>33</b>	<b>Section 2 amended (Interpretation)</b>	
	In section 2(1), insert in their appropriate alphabetical order:	

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence in **sections 105B to 105I**; or
- (b) an offence against regulations or bylaws made under this Act that is declared by regulations to be an infringement offence

#### **34 Section 93 amended (Powers of constables, rangers, and other officers)**

- (1) In section 93(2), replace “his or her true first name, surname, and place of abode,” with “the person’s full name, residential address, and date of birth, and to provide evidence, as soon as practicable, of those particulars,”
- (2) Replace section 93(2)(a) with:
  - (a) refuses or fails to disclose information required under this subsection; or
- (3) Replace section 93(2)(b) and (c) with:
  - (b) refuses or fails to provide evidence required under this subsection as soon as practicable,—
- (4) In section 93(2), replace “he commits” with “the person commits”.

#### **35 Section 95 amended (Seizure and forfeiture of property)**

- (1) After section 95(3), insert:
  - (3A) Subsection (3) applies as if a person were convicted of an offence if an infringement notice is issued to the person or a charging document is filed against the person in relation to an infringement offence and any of the following occurs:
    - (a) the infringement fee for the offence is paid;
    - (b) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed;
    - (c) the informant and the person enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments;
    - (d) the person is found guilty, or admits the commission, of the infringement offence.
- (2) After section 95(6), insert:
  - (6AA) A court may direct that an item seized under subsection (6) be forfeited to the Crown if—

- (a) proceedings for an offence are taken against the person from whom the item was seized within 6 months after the seizure and the court enters a conviction against the person; or
  - (b) proceedings for an infringement offence are commenced against the person from whom the item was seized by filing a charging document within 6 months after the seizure and the person is found guilty, or admits the commission, of an infringement offence. 5
- (6AB) If proceedings are not commenced within 6 months after the seizure, or if the court does not direct that the item be forfeited to the Crown, the item must be returned to the person from whom it was seized. 10

**36 Section 104A amended (Sentence of community work)**

In section 104A, replace “commits an offence” with “is convicted of an offence”.

**37 New sections 105A to 105O and cross-heading inserted**

After section 105, insert: 15

*Infringement offences*

**105A Relationship between infringement offences and other offences**

Nothing in **sections 105B to 105I** prevents the prosecution of, and conviction for, an offence in any other section of this Act (instead of proceeding under **sections 105B to 105I**). 20

**105B Unauthorised actions in reserves**

- (1) A person must not, without being authorised by the Minister, the Commissioner, or the administering body (as the case may require),—
  - (a) light a fire in a reserve except in a fireplace in a camping ground or picnic place established by the Minister, the Commissioner, or the administering body; or 25
  - (b) cause or allow any animal owned by the person or under the person’s control to enter any reserve; or
  - (c) liberate any animal in any reserve; or
  - (d) plant any tree, shrub, or plant of any kind in any reserve; or 30
  - (e) sow or scatter the seed of any tree, shrub, or plant of any kind in any reserve; or
  - (f) introduce any substance injurious to plant life in any reserve; or
  - (g) break or damage any fence, building, apparatus, or erection in any reserve; or 35

(h)	remove or damage any, or any part of any, wood, tree, shrub, fern, plant, stone, mineral, gravel, kauri gum, furniture, utensil, tool, protected New Zealand object, relic, or thing of any kind, in any reserve; or	
(i)	dig, cut, or excavate the sod in any reserve; or	
(j)	occupy or use any land in a reserve for cultivation or any other purpose (unless the person is the lessee, licensee, or concessionaire of the land occupied or used); or	5
(k)	take, destroy, injure, disturb, or interfere with any animal, or the nest or egg of any bird, on any reserve; or	
(l)	erect any building, sign, hoarding, or apparatus in any reserve; or	10
(m)	carry on any trade, business, or occupation within any reserve vested in an administering body; or	
(n)	use any vehicle, boat, aircraft, or hovercraft in any reserve in breach of any prohibition under this Act; or	
(o)	in any way interfere with a reserve or damage the recreational, scenic, historic, scientific, or natural features or the flora and fauna within a reserve; or	15
(p)	be in possession of any firearm, weapon, trap, net, or other similar object in a reserve.	
(2)	A person must not—	20
(a)	conduct in any park any activity for which a concession is required under section 59A without the required concession; or	
(b)	do or cause to be done any act, matter, or thing for which a lease, licence, permit, or other right or authority is required by this Act or by any regulations under this Act without the required lease, licence, permit, or other right or authority.	25
(3)	A person who fails to comply with this section commits an infringement offence.	
<b>105C Littering</b>		
(1)	A person must not deposit litter in a reserve.	30
(2)	A person who fails to comply with this section commits an infringement offence.	
(3)	In this section,—	
	<b>deposit</b> has a corresponding meaning to the meaning of depositing in section 2(1) of the Litter Act 1979	35
	<b>litter</b> has the meaning given in section 2(1) of the Litter Act 1979.	

<b>105D Using or receiving items removed unlawfully from reserve</b>	
(1) A person must not use, receive, or dispose of any wood, timber, bark, flax, mineral, gravel, kauri gum, protected New Zealand object, relic, or other substance removed unlawfully from any reserve.	
(2) A person who fails to comply with this section commits an infringement offence.	5
<b>105E Altering boundary marks or items issued by Minister, Department, or administering body</b>	
(1) A person must not unlawfully alter, obliterate, deface, pull up, remove, interfere with, or destroy any boundary marks, or any stamp, mark, sign, poster, licence, lease, permit, or other right or authority issued by the Minister, the Commissioner, or an administering body.	10
(2) A person who fails to comply with this section commits an infringement offence.	
<b>105F Failure to remove animal, vehicle, aircraft, or boat</b>	15
(1) An owner or a person in control of an animal must comply with a notice from the Minister, the Commissioner, or an administering body requiring the person to remove the animal from a reserve.	
(2) A driver of any vehicle, the pilot of any aircraft, or the person in charge of any boat that is illegally in a reserve must remove the vehicle, aircraft, or boat from the reserve when required to do so by an officer (as defined in section 93(5)).	20
(3) A person who fails to comply with this section commits an infringement offence.	
<b>105G Unauthorised entry</b>	
(1) A person must not enter any nature reserve in breach of section 20(2)(c), or in breach of any condition imposed in any permit granted or notice given under section 57.	25
(2) A person must not enter any scientific reserve (or part of a scientific reserve) subject to a notice under section 21(2)(b) prohibiting entry without a permit issued under section 59 or in breach of any condition imposed in any permit granted under section 59.	30
(3) This section does not apply to an officer of the department or a ranger who is acting in the course of the officer or ranger's official duties.	
(4) A person who fails to comply with this section commits an infringement offence.	35
<b>105H Anchoring or mooring of boat in breach of notice or permit</b>	
(1) A person in charge of a boat must not anchor or moor the boat—	
(a) in breach of a notice given under section 57(3) or section 59(3); or	

(b)	in breach of any permit granted under section 57(7) or section 59(7).	
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>105I Damage by fire</b>		
(1)	A person must not, without being authorised by the Minister, the Commissioner, or the administering body (as the case may require), light or permit to be lit on any land (including the foreshore, a public road, or a highway) a fire that spreads into and destroys any bush or natural growth in the reserve or damages the reserve in any way.	5
(2)	A lessee or licensee of any land in a reserve must not without being authorised by the Minister, the Commissioner, or the administering body (as the case may require), light or permit to be lit on that land a fire that destroys any bush or natural growth in the reserve or damages the reserve in any way.	10
(3)	A person who fails to comply with this section commits an infringement offence.	15
<b>105J Proceedings for infringement offences</b>		
(1)	A person who is alleged to have committed an infringement offence may either—	
(a)	be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or	20
(b)	be served with an infringement notice under <b>section 105L</b> .	
(2)	If an infringement notice has been issued under <b>section 105L</b> , proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.	25
<b>105K Who may issue infringement notices</b>		
	The Director-General or the chief executive of a local authority may authorise a ranger, in writing, to issue infringement notices under this Act.	
<b>105L Infringement notices</b>		
(1)	A ranger authorised under <b>section 105K</b> may issue an infringement notice to a person if the ranger believes on reasonable grounds that the person is committing, or has committed, an infringement offence.	30
(2)	The ranger may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.	35

- (3) An infringement notice (or a copy of it) sent by post to a person under **subsection (2)** is to be treated as having been served on that person when it was posted.
- (4) An infringement notice must be in the prescribed form and must contain the following particulars:
  - (a) such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and
  - (b) the amount of the infringement fee; and
  - (c) the address of the place at which the infringement fee may be paid; and
  - (d) the time within which the infringement fee must be paid; and
  - (e) a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and
  - (f) a statement that the person served with the notice has a right to request a hearing; and
  - (g) a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and
  - (h) any other particulars that may be prescribed.

**105M Reminder notices**

A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.

**105N Payment of infringement fees**

All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account or a local authority bank account.

**105O Penalties for infringement offences**

A person who commits an infringement offence is liable on conviction to—

- (a) the infringement fee prescribed in regulations for that offence; or
- (b) a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.

**38 New section 123A inserted (Regulations relating to infringement offences)**

After section 123, insert:

**123A Regulations relating to infringement offences**

The Governor-General may, by Order in Council made on the recommendation of the Minister, make regulations—

- (a) prescribing infringement offences for the contravention of regulations or bylaws made under this Act;
- (b) prescribing penalties for infringement offences, which,—

- (i) in the case of infringement fees, must not be more than \$1,000; and
- (ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence:
- (c) prescribing information to be included in infringement notices and reminder notices. 5

## Part 6

### Amendments to Trade in Endangered Species Act 1989

#### 39 Principal Act

This Part amends the Trade in Endangered Species Act 1989 (the **principal Act**). 10

#### 40 Section 3 amended (Interpretation)

In section 3(1), insert in their appropriate alphabetical order:

**border infringement offence** means an infringement offence specified as a border infringement offence by regulations made under this Act 15

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence in **section 50A**; or
- (b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence 20

#### 41 New section 38AA inserted (Power to require information)

After section 38, insert:

##### 38AA Power to require information

- (1) This section applies if an officer believes on reasonable grounds that a person has committed an offence against this Act. 25
- (2) The officer may require the person to—
  - (a) state the person's full name, residential address, and date of birth; and
  - (b) provide evidence, as soon as practicable, of the person's full name, residential address, and date of birth. 30

#### 42 Part 4 heading replaced

Replace the Part 4 heading with:



**Part 4**  
**Offences and infringement offences**

**43 New cross-heading above section 44 inserted**

After section 43A, insert:

*Offences*

5

**44 Section 48 replaced (Obstructing or hindering officer)**

Replace section 48 with:

**48 Obstructing or hindering an officer and refusing to give information**

A person commits an offence if the person—

- (a) intentionally obstructs or hinders any officer in the performance of the officer's duty under this Act; or 10
- (b) refuses to give information or provide evidence required under **section 38AA**.

**45 New sections 50A to 50I and cross-heading inserted**

After section 50, insert:

15

*Infringement offences*

**50A Infringement offences**

- (1) A person must not—
  - (a) trade in any specimen of an endangered species without the appropriate permit or certificate granted under any of sections 13 to 16; or 20
  - (b) trade in any specimen of a threatened species without the appropriate permit or certificate granted under any of sections 17 to 20; or
  - (c) trade in any specimen of an exploited species without the appropriate permit or certificate granted under any of sections 21 to 24; or
  - (d) possess, or have under the person's control although under the custody of another person, any specimen of an endangered, threatened, or exploited species that has been imported or introduced from the sea into New Zealand otherwise than in accordance with this Act; or 25
  - (e) fail to comply with any of the conditions specified by the Director-General in respect of any permit or certificate granted to the person under Part 1. 30
- (2) A person who fails to comply with this section commits an infringement offence.

<b>50B</b>	<b>Relationship between infringement offences and other offences</b>	
	Nothing in <b>section 50A</b> prevents the prosecution of, and conviction for, an offence in any other section of this Act (instead of proceeding under <b>section 50A</b> ).	
<b>50C</b>	<b>Proceedings for infringement offences</b>	5
(1)	A person who is alleged to have committed an infringement offence may either—	
	(a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or	
	(b) be served with an infringement notice under <b>section 50E</b> .	10
(2)	If an infringement notice has been issued under <b>section 50E</b> , proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.	
<b>50D</b>	<b>Who may issue infringement notices</b>	15
	The Director-General may authorise an officer or a warranted officer under the Conservation Act 1987, in writing, to issue infringement notices under this Act.	
<b>50E</b>	<b>Infringement notices</b>	
(1)	An officer authorised under <b>section 50D</b> may issue an infringement notice to a person if the officer believes on reasonable grounds that the person is committing, or has committed, an infringement offence.	20
(2)	The officer may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.	25
(3)	An infringement notice (or a copy of it) sent by post to a person under <b>subsection (2)</b> is to be treated as having been served on that person when it was posted.	
(4)	An infringement notice must be in the prescribed form and must contain the following particulars:	30
	(a) such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
	(b) the amount of the infringement fee; and	
	(c) the address of the place at which the infringement fee may be paid; and	
	(d) the time within which the infringement fee must be paid; and	35
	(e) a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	

- (f) a statement that the person served with the notice has a right to request a hearing; and
- (g) a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and
- (h) any other particulars that may be prescribed. 5

**50F Reminder notices**

A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.

**50G Accelerated procedure for border infringement offences**

- (1) This section applies if an infringement notice has been issued to a person for a border infringement offence. 10
- (2) Any employee of the Department (not necessarily the officer who issued the infringement notice) may serve the infringement notice on the person by—
  - (a) delivering the notice (or a copy of it) to the person personally; or
  - (b) sending the notice (or a copy of it) to the person by post addressed to the defendant's last known place of residence or business. 15
- (3) An infringement notice (or a copy of it) sent by post to a person under **subsection (2)(b)** is to be treated as having been served on that person when it was posted.
- (4) If the infringement notice is served by delivering it to the person at a port, the person may choose to immediately pay the infringement fee in the manner specified in the notice. 20
- (5) An employee of the Department may, after a period of 14 days from the date the infringement notice was delivered or posted to the person, provide particulars of an infringement notice in accordance with section 21(4) and (4A) of the Summary Proceedings Act 1957 if— 25
  - (a) the person has not paid the infringement fee for the offence; and
  - (b) the person has not requesting a hearing in respect of the offence.
- (6) In an infringement notice has been served under this section, the Summary Proceedings Act 1957 applies as if that notice were a reminder notice served under section 21(2) of that Act, and the provisions of that Act apply, with all necessary modifications, to the alleged offence as if— 30
  - (a) the reference in section 21(1)(b) to providing particulars of a reminder notice were a reference to providing particulars of the infringement notice under **subsection (5)** of this section; and 35
  - (b) section 21(3) were replaced with **subsection (5)** of this section; and
  - (c) the reference in section 21(3A) to the particulars of a reminder notice not having been provided under section 21(3) were a reference to the par-

	particulars of the infringement notice not having been provided under <b>sub-section (5)</b> of this section; and	
(d)	every reference in section 21(4), (4A), and (4B) to particulars of a reminder notice were a reference to the particulars of an infringement notice and every reference to the contents of a reminder notice were a reference to the contents of an infringement notice; and	5
(e)	the reference in section 21(4)(a) to parts of the reminder notice were a reference to parts of the infringement notice; and	
(f)	the reference in section 21(4C) to particulars of a reminder notice were a reference to particulars of an infringement notice; and	10
(g)	the reference in section 21(4C) to the reminder notice were a reference to the infringement notice; and	
(h)	the reference in section 21(5) to the verification of particulars of a reminder notice provided under section 21(3) were a reference to the verification of particulars of an infringement notice provided under <b>sub-section (5)</b> of this section; and	15
(i)	the references in section 21(6)(b) and (10)(a) to a period of 28 days after the service of a reminder notice were references to the period of 14 days after the service of the infringement notice; and	
(j)	each reference in sections 21A and 78B to a reminder notice were a reference to an infringement notice and each reference in sections 21A and 78B to the reminder notice were a reference to the infringement notice; and	20
(k)	the references to reminder notices in the definition of defendant in section 2(1), section 212, and any other relevant provisions of that Act or regulations made under that Act were references to the infringement notice.	25
<b>50H</b>	<b>Payment of infringement fees</b>	
	All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	30
<b>50I</b>	<b>Penalties for infringement offences</b>	
	A person who commits an infringement offence is liable <u>on conviction</u> to—	
(a)	the infringement fee prescribed in regulations for that offence; or	
(b)	a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.	35
<b>46</b>	<b>New cross-heading above section 51 inserted</b>	
	Before section 51, insert:	
	<i>Forfeiture</i>	

**47 Section 51 amended (Forfeiture of property on conviction)**

- (1) Replace the heading to section 51 with “**Forfeiture of property**”.
- (2) Before section 51(1), insert:

(1AA) This section applies if—

- (a) a person is convicted of an offence against this Act; or 5
- (b) an infringement notice is issued to the person or a charging document filed against the person in relation to an infringement offence and any of the following occurs:
  - (i) the infringement fee for the offence is paid;
  - (ii) a copy of a reminder notice in respect of the infringement offence is filed or a reminder notice is deemed to have been filed in a court under section 21 of the Summary Proceedings Act 1957, as the case requires, within 6 months after the time when the offence is alleged to have been committed: 10
  - (iii) the informant and the person enter into an arrangement under section 21(3A) of the Summary Proceedings Act 1957 allowing the person to pay the relevant infringement fee by instalments: 15
  - (iv) the person is found guilty, or admits the commission, of the infringement offence.

- (3) In section 51(1), replace “on the conviction of any person for any offence against this Act” with “if this section applies”. 20
- (4) In section 51(3), replace “conviction” with “the forfeiture”.

**48 New Part 5 heading inserted**

After section 51, insert:

**Part 5** 25  
**Miscellaneous provisions**

**49 Section 54 amended (Regulations)**

After section 54(f), insert:

- (fa) prescribing infringement offences for the contravention of regulations made under this Act: 30
- (fb) specifying that an infringement offence is a border infringement offence (either always, or only if committed in certain places or circumstances):
- (fc) prescribing penalties for infringement offences, which,—
  - (i) in the case of infringement fees, must not be more than \$1,000; 35
  - and

- (ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence; and
- (iii) may be prescribed at different levels for the same offence based on whether the offence relates to endangered, threatened, or exploited species; and
- (fd) prescribing information to be included in infringement notices and reminder notices, including any additional particulars required in an infringement notice for a border infringement offence:

5

## Part 7

### Amendments to Wild Animal Control Act 1977

10

#### 50 Principal Act

This Part amends the Wild Animal Control Act 1977 (the **principal Act**).

#### 51 Section 2 amended (Interpretation)

In section 2(1), insert in their appropriate alphabetical order:

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

15

**infringement offence** means—

- (a) an offence in **subpart 1 of Part 4A**; or
- (b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence

20

#### 52 Section 13 amended (Powers of warranted officers)

Repeal section 13(2).

#### 53 New Part 4A inserted

After section 31, insert:

### Part 4A Infringement offences

25

#### 31A Relationship with other offences

Nothing in this Part prevents the prosecution of, and conviction for, an offence in any other Part of this Act (instead of proceeding under this Part).

#### Subpart 1—Infringement offences

30

#### 31B Hunting without authority of land owner

- (1) A person must not hunt, kill, or possess a wild animal on any land without the express authority of the owner or occupier of that land.

- (2) A person who fails to comply with this section commits an infringement offence.
- 31C Selling, delivering, or receiving carcass without ears attached**
- (1) **Subsection (2)** applies to—
- (a) a person who kills a wild animal of a kind that may be farmed under any Act; and 5
- (b) the person’s agent or employer.
- (2) A person to whom this subsection applies must not sell or deliver the carcass of the wild animal to a game depot or game packing house without the ears attached to the hide. 10
- (3) A licensee of a game depot or game packing house must not receive a carcass that has been sold or delivered in contravention of **subsection (2)**.
- (4) A person who fails to comply with this section commits an infringement offence.
- 31D Inadequate fencing** 15
- (1) A person who keeps deer in captivity on a regulated deer farm for the purposes of farming must maintain the enclosures on the land so as to—
- (a) prevent the escape of the deer; or
- (b) maintain compliance with any prescribed specifications.
- (2) A person who keeps an animal in captivity in a safari park must maintain the enclosures on the land so as to— 20
- (a) prevent the escape of the animal; or
- (b) maintain compliance with any prescribed specifications.
- (3) A person who fails to comply with this section commits an infringement offence. 25
- 31E Interfering with items on land under section 16**
- (1) A person must not, without being authorised by the Director-General,—
- (a) take away, be in possession of, occupy, fail to vacate, remove, destroy, displace, or move the position of any tent, or other structure, or any service, convenience, vehicle, vessel, aircraft, amenity, or notice erected or provided on any land under section 16; or 30
- (b) remove, injure, or damage in any way any vessel, aircraft, vehicle, animal, equipment, or supplies brought onto or used on or present on any land under section 16.
- (2) A person who fails to comply with this section commits an infringement offence. 35

<b>31F</b>	<b>Failure to provide Crown with proceeds from sale of animal or carcass</b>	
(1)	A person must pay to the Crown any money paid to the person in respect of an animal (or the carcass of an animal) taken or killed during the commission of an offence against—	
(a)	this Act; or	5
(b)	the Trespass Act 1980; or	
(c)	the Civil Aviation Act 1990; or	
(d)	any other Act or bylaw relating to the land, the natural waters of the land, or the flora or fauna of the land on which the offence was committed.	10
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>Subpart 2—Procedural matters</b>		
<b>31G</b>	<b>Proceedings for infringement offences</b>	
(1)	A person who is alleged to have committed an infringement offence may either—	15
(a)	be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or	
(b)	be served with an infringement notice under <b>section 31I</b> .	
(2)	If an infringement notice has been issued under <b>section 31I</b> , proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.	20
<b>31H</b>	<b>Who may issue infringement notices</b>	
	The Director-General may authorise a warranted officer, in writing, to issue infringement notices under this Act.	25
<b>31I</b>	<b>Infringement notices</b>	
(1)	A warranted officer authorised under <b>section 31H</b> may issue an infringement notice to a person if the warranted officer believes on reasonable grounds that the person is committing, or has committed, an infringement offence.	30
(2)	The warranted officer may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.	
(3)	An infringement notice (or a copy of it) sent by post to a person under <b>subsection (2)</b> is to be treated as having been served on that person when it was posted.	35



(4)	An infringement notice must be in the prescribed form and must contain the following particulars:	
(a)	such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
(b)	the amount of the infringement fee; and	5
(c)	the address of the place at which the infringement fee may be paid; and	
(d)	the time within which the infringement fee must be paid; and	
(e)	a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	
(f)	a statement that the person served with the notice has a right to request a hearing; and	10
(g)	a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and	
(h)	any other particulars that may be prescribed.	
<b>31J</b>	<b>Reminder notices</b>	15
	A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.	
<b>31K</b>	<b>Payment of infringement fees</b>	
	All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	20
<b>31L</b>	<b>Penalties for infringement offences</b>	
	A person who commits an infringement offence is liable <u>on conviction</u> to—	
(a)	the infringement fee prescribed in regulations for that offence; or	
(b)	a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.	25
<b>54</b>	<b>Section 34 replaced (Offenders to give name and address to officers, etc)</b>	
	Replace section 34 with:	
<b>34</b>	<b>Power to require person to stop offending</b>	
(1)	This section applies if a warranted officer or an officer or employee of the Department (an <b>officer</b> ) believes on reasonable grounds that a person is committing an offence against this Act or any regulations made under this Act.	30
(2)	The officer may require the person to stop doing the act that constitutes the offence.	
(3)	A person who continues an act after being required to stop commits a further offence.	35

**55 New sections 34AA and 34AB inserted**

After section 34, insert:

**34AA Power to require information**

- (1) This section applies if a warranted officer or an officer or employee of the Department (an **officer**) believes on reasonable grounds that a person has committed an offence against this Act or regulations made under this Act. 5
- (2) The officer may require the person to—
- (a) state the person’s full name, residential address, and date of birth; and
- (b) provide evidence, as soon as practicable, of the person’s full name, residential address, and date of birth. 10
- (3) A person commits an offence if the person ~~refuses or fails to give information or produce evidence required under **subsection (2)**~~—
- (a) refuses or fails to give information required under **subsection (2)(a)**;  
or
- (b) refuses or fails to produce evidence required under **subsection (2)(b)** as soon as practicable. 15

**34AB Constable may arrest person who fails to comply with section 34 or 34AA**

- (1) A constable may caution a person who fails to comply with a requirement under **section 34 or 34AA**.
- (2) If, after being cautioned, the person continues to fail to comply with a requirement, the constable may arrest the person without warrant. 20

**56 Section 39 amended (Penalties)**

In section 39(3), after “liable”, insert “on conviction”.

**57 Section 39A amended (Sentence of community work)**

In section 39A, replace “commits an offence” with “is convicted of an offence”. 25

**58 New sections 39C to 39E inserted**

After section 39B, insert:

**39C Return and forfeiture of seized items**

- (1) This section applies if an article or animal used in the commission of an offence is seized from a person by a warranted officer. 30
- (2) The Director-General must retain the article or animal pending proceedings against the person for the offence.
- (3) If proceedings are not commenced against the person within 12 months after the seizure, the Director-General must return the article or animal to the person. 35

- (4) The court may order that the article or animal be forfeited to the Crown,—
- (a) in the case of an offence that is not an infringement offence, if the court enters a conviction against the person for the offence; or
  - (b) in the case of an infringement offence, if the person is found guilty, or admits the commission, of the infringement offence. 5
- (5) In this section, **proceedings** does not include the issue of an infringement notice.
- 39D Forfeiture of other items** 10
- The court may order that an article, animal, or aircraft used in the commission of an offence be forfeited to the Crown (even if it has not been seized),—
- (a) in the case of an offence that is not an infringement offence, if the court enters a conviction against a person for the offence; or
  - (b) in the case of an infringement offence, if a person is found guilty, or admits the commission, of the infringement offence.
- 39E Disposal of forfeited items** 15
- Items that are forfeited to the Crown may be disposed of as the Minister directs.
- 59 Section 40 amended (Regulations)**
- After section 40(1)(i), insert:
- (ia) prescribing infringement offences for the contravention of regulations made under this Act: 20
  - (ib) prescribing penalties for infringement offences, which,—
    - (i) in the case of infringement fees, must not be more than \$1,000; and
    - (ii) in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence: 25
  - (ic) prescribing information to be included in infringement notices and reminder notices:

## Part 8

### Amendments to Wildlife Act 1953 30

#### 60 Principal Act

This Part amends the Wildlife Act 1953 (the **principal Act**).

#### 61 Section 2 amended (Interpretation)

In section 2(1), insert in their appropriate alphabetical order:

**infringement fee**, in relation to an infringement offence, means the infringement fee for the offence prescribed in regulations made under this Act

**infringement offence** means—

- (a) an offence in **sections 70B to 70T**; or
- (b) an offence against regulations made under this Act that is declared by regulations to be an infringement offence

**61A Section 66A amended (Offenders to give identifying information)**

- (1) In section 66A(1), table, repeal the item relating to fish and game ranger, other than an honorary fish and game ranger.
- (2) In section 66A(2)(b), replace “within a reasonable time” with “as soon as practicable”.

**62 Section 67G amended (Sentence of community work)**

In section 67G, replace “commits an offence” with “is convicted of an offence”.

**63 Section 70 amended (Forfeitures)**

After section 70(3), insert:

- (3A) Subsection (3) applies as if a person were convicted of an offence against this Act if—
  - (a) proceedings in respect of an infringement offence are commenced by the filing of a charging document under the Criminal Procedure Act 2011; and
  - (b) the person is found guilty, or admits the commission, of the infringement offence.

**64 New sections 70A to 70Z and cross-heading inserted**

After section 70, insert:

*Infringement offences*

**70A Relationship between infringement offences and other offences**

Nothing in **sections 70B to 70T** prevents the prosecution of, and conviction for, an offence in any other section of this Act (instead of proceeding under **sections 70B to 70T**).

**70B Hunting during close season**

- (1) A person must not hunt or kill any game during a close season.
- (2) A person who fails to comply with this section commits an infringement offence.

<b>70C</b>	<b>Hunting without licence during open season</b>	
(1)	A person must not hunt or kill game of any species during an open season in any area, unless the person holds a licence under this Act to hunt or kill game of the relevant species in the relevant area during the open season.	
(2)	However, the occupier of any land may, without a licence, hunt or kill any game on the land that may be hunted or killed under a licence.	5
(3)	In <b>subsection (2)</b> , <b>occupier</b> has the same meaning as in section 19, but includes a spouse, civil union partner, de facto partner, or child of the occupier.	
(4)	A person who is appointed as an occupier by a notice signed under section 19(4)(b) and endorsed under section 19(5) must produce the notice if an authorised person (as defined in section 61(3)) demands that the person do so.	10
(5)	A person who fails to comply with this section commits an infringement offence.	
<b>70D</b>	<b>Contravening terms of open season notification</b>	
(1)	A person must not, during an open season, hunt or kill game, or have in the person's possession any game, in contravention of the terms of the notice declaring the open season.	15
(2)	A person who fails to comply with this section commits an infringement offence.	
<b>70E</b>	<b>Hunting wildlife in contravention of conditions prescribed by Minister</b>	20
(1)	This section applies to a person who hunts, kills, or has in the person's possession any wildlife that is the subject of a notification under section 6(1).	
(2)	The person must not contravene a condition prescribed by the Minister under section 6(2).	
(3)	A person who fails to comply with this section commits an infringement offence.	25
<b>70F</b>	<b>Failure to produce licence on demand</b>	
(1)	This section applies to a person if—	
(a)	the person is found, in any area where any species of wildlife is usually prevalent, in possession of or in control of a firearm, net, trap, decoy, or other instrument or device capable of being used for the purpose of hunting or killing the relevant species of wildlife; and	30
(b)	a licence to hunt or kill the relevant species of wildlife is required under this Act; and	
(c)	an authorised person demands that the person produces the person's licence.	35
(2)	A person to whom this section applies must produce the person's licence to the authorised person.	

- (3) A person who fails to comply with this section commits an infringement offence.
- (4) In this section, **authorised person** has the meaning given in section 61(3).

#### **70G Taking protected wildlife or game**

- (1) A person must not, without lawful authority,— 5
- (a) hunt or kill any absolutely protected or partially protected wildlife or any game; or
- (b) buy, dispose of, or have in the person's possession—
- (i) any absolutely protected or partially protected wildlife or any game; or 10
- (ii) any skin, feathers, or other portion, or any egg, of any absolutely protected or partially protected wildlife or of any game; or
- (c) rob, disturb, destroy, or have in the person's possession the nest of any absolutely protected or partially protected wildlife or of any game.
- (2) A person who fails to comply with this section commits an infringement offence. 15

#### **70H Taking game in contravention of Act or notification**

- (1) A person must not, if not expressly authorised by this Act or a notification given by the Minister,—
- (a) trap game in any manner or take game by any means; or 20
- (b) erect or set any trap, net, snare, or other device for the purpose of taking game; or
- (c) spread oil on any water for the purpose of hunting or killing any game or for the purpose of preventing game from alighting on that water; or
- (d) use, for the purposes of hunting any game,— 25
- (i) any light; or
- (ii) a live decoy; or
- (iii) a cylinder, mudhole, or similar device in any lake, lagoon, pond, river, estuary, or other open water (whether natural or artificially constructed) unless the sides of the cylinder, mudhole, or device project 60 centimetres or more above the surface of the water; or 30
- (iv) any aircraft, motor vehicle, or other vehicle propelled by mechanical power; or
- (v) on any lake, lagoon, pond, river, estuary, or other water (whether natural or artificially constructed) any vessel (other than a row boat) in driving, chasing, unduly disturbing, putting to flight, or stalking game; or 35

(vi)	any unmoored floating stand, hide, shelter, maimai, or louvre, or any unmoored boat artificially dressed or covered in any way.	
(2)	<b>Subsection (1)(d)(iv) and (v)</b> does not apply to—	
(a)	the use of a vehicle or vessel for the purpose of travelling to or from a place where the person intends to hunt game; or	5
(b)	the use of a vessel for the purposes of—	
(i)	camping; or	
(ii)	retrieving game that has been killed or wounded; or	
(iii)	in the case of a moored vessel, shooting from the vessel (unless prohibited by another provision of this Act).	10
(3)	A person who fails to comply with this section commits an infringement offence.	
(4)	In this section, <b>decoy</b> , <b>row boat</b> , and <b>vessel</b> have the meanings given in section 18(2).	
<b>70I</b>	<b>Failure to comply with condition of authority to take or kill wildlife</b>	15
(1)	This section applies—	
(a)	to a person to whom the Director-General gives an authority under section 53; and	
(b)	if an authority is given to a Fish and Game Council under section 53, to an officer or employee of the Council and any other person exercising the powers of the Council under the authority.	20
(2)	A person to whom this section applies must comply with any condition on which the authority was granted.	
(3)	A person who fails to comply with this section commits an infringement offence.	25
<b>70J</b>	<b>Liberating wildlife or exporting animals or animal products</b>	
(1)	A person must not, without the prior written authority of the Director-General,—	
(a)	liberate wildlife; or	
(b)	capture, attempt to capture, or possess wildlife for the purpose of liberating the wildlife; or	30
(c)	export from New Zealand—	
(i)	any bat, bird (other than a domestic bird), reptile, or amphibian, or any animal listed in Schedule 7; or	
(ii)	any skin, feathers, egg, flesh, or other part of an animal listed in <b>subparagraph (i)</b> .	35

- (2) A person who fails to comply with this section commits an infringement offence.
- 70K Transporting wildlife without proper information on container**
- (1) This section applies to a person who consigns or sends by carrier, forwarding agent, or any other means any parcel, package, case, bag, luggage, or other container (a **container**) containing— 5
- (a) any absolutely protected wildlife (whether alive or dead); or
- (b) any part of any absolutely protected wildlife or any eggs of any absolutely protected wildlife.
- (2) A person to whom this section applies must ensure that the outside of the container is plainly marked with— 10
- (a) a list and description of its contents; and
- (b) the name and address of the consignor and consignee.
- (3) A person who fails to comply with this section commits an infringement offence. 15
- 70L Farming or breeding certain unprotected animals**
- (1) A person must not—
- (a) farm or breed wildlife specified in Schedule 8; or
- (b) for the purposes of farming or breeding, capture, convey, or keep in captivity wildlife specified in Schedule 8. 20
- (2) This section does not apply if the activity undertaken by the person is authorised by the Minister under section 41 or by any regulations made under this Act.
- (3) A person who fails to comply with this section commits an infringement offence. 25
- 70M Failure to report accidental or incidental death or injury**
- (1) A person who accidentally or incidentally kills or injures any marine wildlife must report the event and provide any particulars in the manner required by section 63B.
- (2) A person who fails to comply with this section commits an infringement offence. 30
- 70N Interfering with items on land under section 59**
- (1) A person must not, without being authorised by the Director-General,—
- (a) take away, be in possession of, remove, destroy, displace, or move the position of any tent or other structure, or any service, convenience, or amenity erected or provided on any land under section 59; or 35





- (2) This section does not apply if the person's action is authorised by—
- (a) section 5(2); or
  - (b) section 14(2) or (2A); or
  - (c) an authority granted under section 53 or 54.
- (3) A person who fails to comply with this section commits an infringement offence. 5

#### **70S Infringement offences relating to waterfowl**

- (1) A person must not, without the consent of the Minister, hunt or kill waterfowl during an open season for game in a designated area where, during the open season or within 30 days immediately before the open season, any food has been cast, thrown, placed, or planted. 10
- (2) A person must not hunt or kill waterfowl during an open season for game in a designated area—
- (a) in which, during the open season for game or within 30 days immediately before the open season, the waters were artificially formed; or 15
  - (b) in which, or in the near vicinity of which, there is a notice under section 17(5) erected or affixed during that open season or within 30 days immediately before the open season; or
  - (c) in respect of which the occupier of the land has informed the person that food has been cast, thrown, placed, or planted, or that the waters have been artificially formed, during the open season or within the 30 days immediately before the open season. 20
- (3) A person must not destroy, deface, or tamper with a notice erected or affixed under section 17(5).
- (4) An occupier of land who is served with a written notice under section 17(5) must comply with the notice. 25
- (5) A person who fails to comply with this section commits an infringement offence.
- (6) In this section, **designated area**, **food**, **waterfowl**, and **waters** have the meanings given in section 17(1). 30

#### **70T Infringement offences relating to homing pigeons**

- (1) A person must not hunt, kill, disable, or otherwise injure, ensnare, or detain a homing pigeon belonging to any other person.
- (2) A person must not, without lawful authority, disturb, open, or in any way tamper with any cage or other receptacle that is being used to carry homing pigeons. 35
- (3) A person who fails to comply with this section commits an infringement offence.

**70U Proceedings for infringement offences**

- (1) A person who is alleged to have committed an infringement offence may either—
- (a) be proceeded against by filing a charging document under section 14 of the Criminal Procedure Act 2011; or
  - (b) be served with an infringement notice under **section 70W**.
- (2) If an infringement notice has been issued under **section 70W**, proceedings for the offence to which the notice relates may be commenced in accordance with section 21 of the Summary Proceedings Act 1957, and in that case the provisions of that section apply with all necessary modifications.

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**70V Who may issue infringement notices**

- (1) The Director-General may authorise a ranger, in writing, to issue infringement notices under this Act.
- (2) The Director of the New Zealand Fish and Game Council may authorise a fish and game ranger, in writing, to issue infringement notices under this Act.
- (3) The Director of the New Zealand Fish and Game Council must not authorise an honorary fish and game ranger to issue infringement notices under this Act.
- (4) The Director of the New Zealand Fish and Game Council—
- (a) must, in exercising the power in **subsection (2)**, comply with the national compliance and enforcement policy approved by the Minister under **section 26HA** of the Conservation Act 1987; and
  - (b) may not exercise the power in **subsection (2)** if no such policy has been approved.
- (5) The Director of the New Zealand Fish and Game Council must not delegate the power in **subsection (2)**.
- (6) In this section, **honorary fish and game ranger** means a person appointed in an honorary capacity under section 26FA(2) of the Conservation Act 1987.

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**70W Infringement notices**

- (1) A ranger authorised under **section 70V** may issue an infringement notice to a person if the ranger believes on reasonable grounds that the person is committing, or has committed, an infringement offence.
- (2) The ranger may deliver the infringement notice (or a copy of it) in person to the person alleged to have committed an infringement offence or send the notice by post addressed to that person's last known place of residence or business.
- (3) An infringement notice (or a copy of it) sent by post to a person under **subsection (2)** is to be treated as having been served on that person when it was posted.

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(4)	An infringement notice must be in the prescribed form and must contain the following particulars:	
(a)	such details of the alleged infringement offence as are sufficient to fairly inform a person of the time, place, and nature of the alleged offence; and	
(b)	the amount of the infringement fee; and	5
(c)	the address of the place at which the infringement fee may be paid; and	
(d)	the time within which the infringement fee must be paid; and	
(e)	a summary of the provisions of section 21(10) of the Summary Proceedings Act 1957; and	
(f)	a statement that the person served with the notice has a right to request a hearing; and	10
(g)	a statement of what will happen if the person served with the notice neither pays the infringement fee nor requests a hearing; and	
(h)	any other particulars that may be prescribed.	
<b>70X</b>	<b>Reminder notices</b>	15
	A reminder notice must be in the prescribed form, and must include the same particulars, or substantially the same particulars, as the infringement notice.	
<b>70Y</b>	<b>Payment of infringement fees</b>	
	All infringement fees paid in respect of infringement offences must be paid into a Crown Bank Account.	20
<b>70Z</b>	<b>Penalties for infringement offences</b>	
	A person who commits an infringement offence is liable <u>on conviction</u> to—	
(a)	the infringement fee prescribed in regulations for that offence; or	
(b)	a fine imposed by a court not exceeding the maximum fine prescribed in regulations for that offence.	25
<b>65</b>	<b>Section 72 amended (Regulations)</b>	
	After section 72(2)(x), insert:	
(y)	prescribing infringement offences for the contravention of regulations made under this Act:	
(z)	prescribing penalties for infringement offences, which,—	30
(i)	in the case of infringement fees, must not be more than \$1,000; and	
(ii)	in the case of maximum fines, must not be more than twice the amount of the infringement fee for the offence; and	

- (iii) may be prescribed at different levels for the same offence based on whether the offence relates to absolutely protected, partially protected, or unprotected wildlife:
- (za) prescribing information to be included in infringement notices and reminder notices.

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## Part 9

### Amendments to Summary Proceedings Act 1957

#### 66 Principal Act

This Part amends the Summary Proceedings Act 1957 (the **principal Act**).

#### 67 Section 2 amended (Interpretation)

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~~In section 2(1), replace the definition of **infringement notice** with:~~

~~**infringement notice** means a notice issued under—~~

- (a) ~~a provision listed in the **Schedule**; or~~
- (b) ~~any provision of any other Act providing for the use of the infringement notice procedure under section 21~~

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In section 2(1), definition of **infringement notice**, after paragraph (i), insert:

- (ia) **section 51X** of the Conservation Act 1987; or
- (ib) **section 27E** of the Marine Mammals Protection Act 1978; or
- (ic) **section 21D** of the Marine Reserves Act 1971; or
- (id) **section 71K** of the National Parks Act 1980; or
- (ie) **section 105L** of the Reserves Act 1977; or
- (if) **section 50E** of the Trade in Endangered Species Act 1989; or
- (ig) **section 31I** of the Wild Animal Control Act 1977; or
- (ih) **section 70W** of the Wildlife Act 1953; or

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#### 68 ~~New Schedule added~~

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~~Add the **Schedule** set out in the **Schedule** of this Act.~~

**Schedule****~~New Schedule added to Summary Proceedings Act 1957~~****s 68****Schedule****~~Infringement notice provisions~~**

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**s 2(1)**~~Animal Welfare Act 1999, section 162~~~~Biosecurity Act 1993, sections 159, 159A~~~~Civil Aviation Act 1990, section 58~~~~Companies Act 1993, section 207Z~~

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~~Conservation Act 1987, **section 51X**~~~~Credit Contracts and Consumer Finance Act 2003, section 105C~~~~Dog Control Act 1996, section 66~~~~Electricity Act 1992, section 165B~~~~Employment Relations Act 2000, section 235A~~

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~~Fair Trading Act 1986, section 40D~~~~Financial Markets Conduct Act 2013, section 514~~~~Fisheries Act 1996, section 260A~~~~Gambling Act 2003, section 357~~~~Gas Act 1992, section 57C~~

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~~Health and Safety at Work Act 2015, section 138~~~~Land Transport Act 1998, section 139~~~~Litter Act 1979, section 14~~~~Marine Mammals Protection Act 1978, **section 27E**~~~~Marine Reserves Act 1971, **section 21D**~~

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~~National Parks Act 1980, **section 71K**~~~~Plumbers, Gasfitters, and Drainlayers Act 2006, section 129~~~~Psychoactive Substances Act 2013, section 74~~~~Reserves Act 1977, **section 105L**~~~~Trade in Endangered Species Act 1989, **section 50E**~~

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~~Weights and Measures Act 1987, section 32A~~~~Wild Animal Control Act 1977, **section 31I**~~~~Wildlife Act 1953, **section 70W**~~

## Conservation (Infringement System) Bill

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### Legislative history

22 February 2017

14 February 2018

Introduction (Bill 241–1)

First reading and referral to Environment Committee