

# **Fisheries Amendment Act 2004**

Public Act2004 No 6Date of assent18 March 2004Commencementsee section 2

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## The Parliament of New Zealand enacts as follows:

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I	Title

- (1) This Act is the Fisheries Amendment Act 2004.
- (2) In this Act, the Fisheries Act 1996 is called "the principal Act".

# Part 1 Preliminary provisions

#### 2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

#### 3 Purpose

- (1) The main purpose of this Act is to implement a negotiated settlement agreement reached between the Crown and the commercial seafood industry in respect of the under-recovery and over-recovery of the costs of fisheries services and conservation services relating to the period 1 October 1994 to 30 September 2002.
- (2) This Act—
  - (a) validates various cost recovery levy orders and rules relating to the relevant period:
  - (b) provides for the reduction (or increase, in some cases) of the total amount to be recovered for any stock for the year commencing 1 October 2003 and subsequent years by the relevant amount of the agreed settlement sum allocated to that stock.
- (3) This Act also—
  - (a) amends an offence provision in relation to fishingrelated activities carried out to obtain a benefit in contravention of the principal Act:
  - (b) clarifies that references in the principal Act to **this Act** include references to rules and regulations made under that Act.

#### 4 Act binds the Crown

This Act binds the Crown.

# Part 2

## Amendments to principal Act

#### 5 Interpretation

Section 2 of the principal Act is amended by inserting, after subsection (1), the following subsection:

"(1A) References to **this Act** include references to rules and regulations made under this Act."

#### 6 New section 233 substituted

The principal Act is amended by repealing section 233, and substituting the following section:

# "233 Knowingly acting in contravention of Act to obtain a benefit

- "(1) Every person commits an offence who obtains any benefit by knowingly taking, possessing, receiving, procuring, processing, conveying, selling, or otherwise dealing with any fish, aquatic life, or seaweed otherwise than in accordance with this Act.
- "(2) Every person commits an offence who, with the intention of obtaining any benefit, knowingly takes, possesses, receives, procures, processes, conveys, sells, or otherwise deals with any fish, aquatic life, or seaweed otherwise than in accordance with this Act.
- "(3) For the purposes of this section, **benefit** includes any privilege, property, pecuniary advantage, or valuable consideration of any kind whether for that person or any other person.
- "(4) Every person who commits an offence against subsection (1) or subsection (2) is liable to the penalty set out in section 252(1)."

#### 7 Penalties

Section 252(1) of the principal Act is amended by repealing paragraph (c), and substituting the following paragraph:

"(c) section 233(1) and (2) (knowingly acting in contravention of Act to obtain a benefit)."

#### 8 Levies

Section 264(2) of the principal Act is amended by inserting, before the words "The Minister must", the words "Subject to section 265A,".

#### 9 New section 265 substituted

The principal Act is amended by repealing section 265, and substituting the following section:

#### "265 Under-recovery and over-recovery of costs

Without limiting anything in section 264, but subject to section 265A, the Minister must, in recommending the making of an order under section 264, have regard to the costs of

any conservation services or fisheries services incurred by the Crown in a previous financial year that—

- "(a) were either—
  - "(i) not recovered or not recoverable, in whole or in part, by a fee, charge, or levy relating to such services that was previously imposed under this Act or the Fisheries Act 1983; or
  - "(ii) over-recovered or over-recoverable, in whole or in part, by a fee, charge, or levy relating to such services that was previously imposed under this Act or the Fisheries Act 1983; and
- "(b) the Minister has not previously had regard to under this section."

#### 10 New section 265A substituted

(1) The principal Act is amended by repealing section 265A, and substituting the following section:

#### "265A Recommendation for levies payable in year commencing 1 October 2003 and subsequent years

- "(1) In making a recommendation under section 264 in respect of levies payable in the year commencing on 1 October 2003, the Minister must—
  - "(a) first calculate the amount for each stock or other grouping that it would be appropriate to recover by way of levy as if there had been no under-recovery or overrecovery of costs in respect of the period 1 October 1994 to 30 September 2002 (both dates inclusive); and
  - "(b) then—
    - "(i) in the case of a stock or other grouping listed in Part 1 of Schedule 9A, reduce that amount by the relevant settlement sum allocated to that stock or other grouping in that schedule (or by so much of that settlement sum as would reduce the amount to zero):
    - "(ii) in the case of a stock listed in Part 2 of Schedule 9A, increase that amount by the relevant settlement sum allocated to that stock in that schedule.
- "(2) In making a recommendation under section 264 in respect of levies payable in the year commencing on 1 October 2004 or in any subsequent year, the Minister must, after calculating the amount that it would be appropriate to recover by way of

levy under this Part for any stock or other grouping listed in Part 1 of Schedule 9A, reduce that amount by the remaining balance (if any) of the relevant settlement sum allocated to that stock or other grouping in that schedule (or by so much of the remaining balance as would reduce the amount to zero).

- "(3) Where the Minister makes a recommendation under section 264 that results in an order amending a levy already fixed for any stock or other grouping for the relevant year, the Minister must, where appropriate,—
  - "(a) adjust the remaining balance of the settlement sum for the stock or other grouping to reflect the effect of the amendment when taken together with the effect of the original levy order; and
  - "(b) notify the adjusted remaining balance in accordance with subsection (5).
- "(4) For the purposes of subsections (2) and (3) and section 265, in determining the amount that it would be appropriate to recover by way of levy under this Part before the need (if any) to reduce that amount by any settlement sum,—
  - "(a) no regard is to be had to the costs of any conservation services or fisheries services incurred by the Crown in any financial year ending on or before 30 September 2002, except where those costs arise from conservation services or fisheries services initiated but not completed on or before 30 September 2002; and
  - "(b) any previous reduction in the amount of costs recovered or recoverable by virtue of the application of any settlement sum under this section must be disregarded.
- "(5) The Minister must, as soon as practicable after making any recommendation under section 264 that has required an adjustment under subsection (1)(b)(i) or subsection (2) or subsection (3), state the remaining balance for each affected stock or grouping by notice in the *Gazette*.
- "(6) In this section, **remaining balance** means the relevant settlement sum allocated to a stock or grouping under Part 1 of Schedule 9A less all previous adjustments made by the Minister under subsection (1)(b)(i) or subsection (2), and less or plus (as the case may require) any adjustments made by the Minister under subsection (3)."
- (2) Despite anything in the principal Act, for the purposes of levies payable for the year commencing on 1 October 2003—

- (a) the Fisheries (Cost Recovery Levies for Conservation Services) Order 2003 (SR 2003/209) and the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2003 (SR 2003/210) are deemed never to have been made and in force; and
- (b) any order made under section 264 of the principal Act may, despite being made after 1 October 2003, impose levies on the basis of quota held, fish or aquatic life taken, and permits, leases, or licences held at any time or for any period between 1 October 2003 and the date of commencement of the order (both dates inclusive), as if the order had been made before 1 October 2003; but
- (c) no levy payable under any such order is payable earlier than 1 month after the date of commencement of the order.

#### 11 Certain notices to have status of regulations

Section 303(2) of the principal Act is amended by inserting, after the expression "188,", the expression "265A(5)".

#### 12 New Schedule 9A inserted

- (1) The principal Act is amended by inserting, after the Ninth Schedule, the Schedule 9A set out in Schedule 1 of this Act.
- (2) The Governor-General may, by Order in Council, amend Schedule 9A for the purpose of updating any stock or species code reference to ensure consistency with other regulations, rules, or orders made under this Act.

#### 13 Certain orders and rules validated

- (1) The orders set out in Schedule 2 are deemed to have been validly made for all purposes, and every recommendation and every purported recommendation of the Minister made in respect of those orders is deemed to be and always to have been validly made.
- (2) The following rules are deemed to be valid for all purposes for all periods ending on or before 30 September 2002, and every purported recommendation of the Minister made in respect of or under those rules and any such period is deemed to be and always to have been validly made:
  - (a) the Fisheries (Cost Recovery) Rules 2001 (SR 2001/229):
  - (b) the Fisheries (Cost Recovery) Amendment Rules 2002 (SR 2002/212).

Nothing in subsection (1) affects any rights or obligations under a settlement of the proceedings referred to in section 14(1)(a) of the Subordinate Legislation (Confirmation and Validation) Act 2002.

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# Schedule 1 New Schedule 9A inserted in principal Act

#### Schedule 9A

# Allocation of cost recovery settlement sum to each stock

#### Part 1

## Amounts of settlement sum to be credited to stock

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Albacore tuna	ALB	598,273
Short and long-finned freshwater eels (South Island)	ANG11	3,135
Short and long-finned freshwater eels (South Island)	ANG12	2,740
Short and long-finned freshwater eels (South Island)	ANG13	9,129
Short and long-finned freshwater eels (South Island)	ANG14	2,415
Short and long-finned freshwater eels (South Island)	ANG15	6,494
Short and long-finned freshwater eels		
(South Island)	ANG16	4,895
Barracouta	BAR1	131,984
Barracouta	BAR4	34,602
Barracouta	BAR5	96,685
Barracouta	BAR7	137,167
Blue cod	BCO1	5,960
Blue cod	BCO2	1,522
Blue cod	BCO3	11,259
Blue cod	BCO4	28,991
Blue cod	BCO5	90,547
Blue cod	BCO7	4,741
Blue cod	BCO8	4,746
Bigeye tuna	BIG	791,530
Bluenose	BNS1	78,928
Bluenose	BNS2	49,244
Bluenose	BNS3	24,330
Bluenose	BNS7	10,166
Bluenose	BNS8	6,416
Seal shark	BSH	5,186
Butterfish	BUT1	33
Butterfish	BUT2	643
Butterfish	BUT3	33
Butterfish	BUT4	109
Butterfish	BUT5	459
Butterfish	BUT6	0
Butterfish	BUT7	388

Species or other grouping Alfonsinocode BYX1allocated (\$)AlfonsinoBYX11,594AlfonsinoBYX381,979AlfonsinoBYX74,306AlfonsinoBYX82,742Cardinal fishCDL1 $\&,914$ Cardinal fishCDL3277Cardinal fishCDL40Cardinal fishCDL40Cardinal fishCDL60Cardinal fishCDL60Cardinal fishCDL7429Cardinal fishCDL90CockleCOC1A13,800CockleCOC50CockleCOC7A15,329Rock lobster, spiny redCRA178,131Rock lobster, spiny redCRA264,893Rock lobster, spiny redCRA4310,133Rock lobster, spiny redCRA5110,513Rock lobster, spiny redCRA664,772Rock lobster, spiny redCRA664,772Blue (Engl		Stock or species	Settlement sum
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Rock lobster, spiny red         CRA5         110,513           Rock lobster, spiny red         CRA6         64,772           Rock lobster, spiny red         CRA7         51,224           Rock lobster, spiny red         CRA8         238,591           Rock lobster, spiny red         CRA8         238,591           Rock lobster, spiny red         CRA9         9,989           Elephant fish         ELE1         381           Elephant fish         ELE2         924           Elephant fish         ELE3         98,561           Elephant fish         ELE5         3,779           Elephant fish         ELE7         5,569           Blue (English) mackerel         EMA1         48,662           Blue (English) mackerel         EMA2         1,160           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA7         21,348           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FLA7         117,372           Frostfish         FR03         426           Frostfish         FR04         0           Frostfish         FR05	-		
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Rock lobster, spiny red         CRA9         9,989           Elephant fish         ELE1         381           Elephant fish         ELE2         924           Elephant fish         ELE3         98,561           Elephant fish         ELE3         98,561           Elephant fish         ELE3         3,779           Elephant fish         ELE5         3,779           Elephant fish         ELE7         5,569           Blue (English) mackerel         EMA1         48,662           Blue (English) mackerel         EMA2         1,160           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA7         21,348           Flatfish         FLA1         68,958           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Frostfish         FRO1         2,258           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO5         307			
Elephant fish         ELE1         381           Elephant fish         ELE2         924           Elephant fish         ELE3         98,561           Elephant fish         ELE3         98,561           Elephant fish         ELE5         3,779           Elephant fish         ELE5         3,779           Elephant fish         ELE7         5,569           Blue (English) mackerel         EMA1         48,662           Blue (English) mackerel         EMA2         1,160           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA7         21,348           Flatfish         FLA1         68,958           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FRO1         2,258           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO5         307			
Lephant fish         ELE2         924           Elephant fish         ELE3         98,561           Elephant fish         ELE5         3,779           Elephant fish         ELE5         3,779           Elephant fish         ELE7         5,569           Blue (English) mackerel         EMA1         48,662           Blue (English) mackerel         EMA2         1,160           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA7         21,348           Flatfish         FLA1         68,958           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FLA7         117,372           Frostfish         FRO1         2,258           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO5         307			
Lephant fish         ELE3         98,561           Elephant fish         ELE5         3,779           Elephant fish         ELE7         5,569           Blue (English) mackerel         EMA1         48,662           Blue (English) mackerel         EMA2         1,160           Blue (English) mackerel         EMA3         2,516           Blue (English) mackerel         EMA7         21,348           Flatfish         FLA1         68,958           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FLA3         211,273           Flatfish         FRO1         2,258           Frostfish         FRO2         0           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO5         307	-		
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Blue (English) mackerelEMA721,348FlatfishFLA168,958FlatfishFLA241,854FlatfishFLA3211,273FlatfishFLA7117,372FrostfishFRO12,258FrostfishFRO3426FrostfishFRO40FrostfishFRO5307FrostfishFRO64	-		
Flatfish         FLA1         68,958           Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FLA7         117,372           Frostfish         FRO1         2,258           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO6         4	· •		
Flatfish         FLA2         41,854           Flatfish         FLA3         211,273           Flatfish         FLA7         117,372           Frostfish         FRO1         2,258           Frostfish         FRO2         0           Frostfish         FRO3         426           Frostfish         FRO4         0           Frostfish         FRO5         307           Frostfish         FRO6         4			
FlatfishFLA3211,273FlatfishFLA7117,372FrostfishFRO12,258FrostfishFRO20FrostfishFRO3426FrostfishFRO40FrostfishFRO5307FrostfishFRO64			
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FrostfishFRO20FrostfishFRO3426FrostfishFRO40FrostfishFRO5307FrostfishFRO64			117,372
FrostfishFRO3426FrostfishFRO40FrostfishFRO5307FrostfishFRO64	Frostfish		2,258
FrostfishFRO40FrostfishFRO5307FrostfishFRO64	Frostfish	FRO2	0
FrostfishFRO5307FrostfishFRO64			426
Frostfish FRO6 4			0
	Frostfish	FRO5	307
Frostfish FRO7 23,395	Frostfish	FRO6	4
	Frostfish	FRO7	23,395

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Frostfish	FRO8	3,657
Frostfish	FRO9 GMU1	1,596
Grey mullet	GMU2	181,094
Grey mullet Grey mullet	GMU2 GMU3	1,189 1,527
Grey mullet	GMU7	1,061
Ghost shark	GSH1	415
Ghost shark	GSH2	415 676
Ghost shark	GSH3	22,567
Ghost shark	GSH4	4,071
Ghost shark	GSH5	2,349
Ghost shark	GSH6	3,020
Ghost shark	GSH7	12,061
Ghost shark	GSH8	157
Ghost shark	GSH9	197
Ghost shark pale	GSP1	0
Ghost shark pale	GSP5	410
Ghost shark pale	GSP7	70
Red gurnard	GURI	137,185
Red gurnard	GUR2	38,208
Red gurnard	GUR3	50,602
Red gurnard	GUR7	22,391
Red gurnard	GUR8	22,142
Hake	HAKI	457,661
Hake	HAK4	77,376
Hake	HAK7	252,660
Hoki	HOKI	2,361,747
Hapuku and bass	HPB1	50,559
Hapuku and bass	HPB2	29,784
Hapuku and bass	HPB3	27,214
Hapuku and bass	HPB4	17,497
Hapuku and bass	HPB5	34,074
Hapuku and bass	HPB7	18,333
Hapuku and bass	HPB8 JDO1	6,372
John dory John dory	JDO2	63,924 26,131
John dory	JDO3	3,074
John dory	JD05	8,009
Jack mackerel	JMA1	47,480
Jack mackerel	JMA3	270,921
Jack mackerel	JMA7	188,720
Kahawai	КАН	12,161
Kahawai	KAHI	0
Kahawai	KAH2	ů 0
Kahawai	КАНЗ	ů 0
Lookdown dory	LDO	9,009
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	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Leatherjacket	LEA1	2,891
Leatherjacket	LEA2	17,468
Leatherjacket	LEA3	1,538
Leatherjacket	LEA4	108
Leatherjacket	LEA10	0
Long-finned freshwater eel	LFE1	6,132
Long-finned freshwater eel	LFE2	2,638
Long-finned freshwater eel	LFE4	642
Long-finned freshwater eel	LFE8	2,816
Long-finned freshwater eel	LFE9	606
Ling	LINI	5,425
Ling	LIN2	18,516
Ling	LIN3	62,154
Ling	LIN4	178,151
Ling	LIN5	423,384
Ling	LIN6	606,805
Ling	LIN7	43,386
Trough shell	MDI	0
Large trough shell	MMI	0
Blue moki	MOK1	35,568
Blue moki	MOK3	3,523
Blue moki	MOK4	560
Blue moki	MOK5	1,182
Octopus	OCT	5
Oreo dories	OEO1	323,030
Oreo dories	OEO3A	562,510
Oreo dories	OEO4	625,055
Oreo dories	OEO6	343,891
Orange roughy	ORHI	85,542
Orange roughy	ORH2A	139,594
Orange roughy	ORH2B	25,568
Orange roughy	ORH3A	74,974
Orange roughy	ORH3B	1,648,364
Orange roughy	ORH7A	40,136
Orange roughy	ORH7B	32,377
Oyster, dredge (except Foveaux Strait)	OYS	0
Oyster, dredge (except Foveaux Strait)	OYS4	0
Oyster, dredge (except Foveaux Strait)	OYS5B	0
Oyster, dredge (except Foveaux Strait)	OYS7	47,564
Oyster, dredge (Foveaux Strait)	OYU5	133,107
Paddle crab	PAD	0
Paddle crab	PAD1	2,254
Paddle crab	PAD2	1,129
Paddle crab	PAD3	1,027
Paddle crab	PAD4	257
Paddle crab	PAD5	513

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Paddle crab	PAD6	0
Paddle crab	PAD7	1,025
Paddle crab	PAD8	615
Paddle crab	PAD9	1,025
Paua	PAU1	4,912
Paua	PAU2	65,097
Paua	PAU3	36,644
Paua	PAU4	130,173
Paua	PAU5A	89,016
Paua	PAU5B	92,098
Paua	PAU5D	89,718 0
Paua	PAU6	53,803
Paua	PAU7	0
Deepwater tuatua	PDO	
Packhorse rock lobster	PHC1	2,734
Pipi Pipi	PPI PTO	1,560 434
Patagonian toothfish		434 8,044
Queen scallop	QSC3	15,062
Ray's bream	RBM RBY1	1,081
Rubyfish	RBY2	1,081
Rubyfish		2
Rubyfish	RBY3 RBY4	2 0
Rubyfish	RB14 RBY7	12
Rubyfish	RB17 RBY8	0
Rubyfish	RB10 RBY9	101
Rubyfish	RCO1	2,115
Red cod	RCO2	13,619
Red cod	RCO2 RCO3	324,699
Red cod	RCO7	43,316
Red cod	RIB1	3,946
Ribaldo	RIB1 RIB2	5,566
Ribaldo	RIB2 RIB3	10,709
Ribaldo	RIB4	15,258
Ribaldo	RIB5	2,945
Ribaldo	RIB5 RIB6	9,153
Ribaldo	RIB0 RIB7	4,079
Ribaldo	RIB8	49
Ribaldo	RIB9	42 96
Ribaldo		104
Rough skate	RSK1 RSK3	1,553
Rough skate	RSK7	1,555
Rough skate	RSK8	20
Rough skate	RSK10	20
Rough skate	RSN	11,380
Red (golden) snapper	SAE	11,580
Triangle shell	JAL	v

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Southern blue whiting	SBW1	13
Southern blue whiting	SBW3	0
Southern blue whiting	SBW4	0
Southern blue whiting	SBW5	0
Southern blue whiting	SBW6A	0
Southern blue whiting	SBW6B	124,702
Southern blue whiting	SBW6I	554,427
Southern blue whiting	SBW6R	5,806
Scallop	SCA1	509,388
Scallop	SCA4	0
Scallop	SCA7	150,362
Scallop	SCA9	0
Scallop	SCACS	184,799
School shark	SCH1	30,637
School shark	SCH2	9,688
School shark	SCH3	33,195
School shark	SCH4	7,012
School shark	SCH5	29,870
School shark	SCH7	22,907
School shark	SCH8	18,399
Scampi	SCI1	51,573
Scampi	SCI2	45,786
Scampi	SCI3	42,188
Scampi	SCI4	42,391
Scampi	SCI5	0
Scampi	SCI6A	9,938
Scampi	SCI6B	16,823
Scampi	SCI7	0
Scampi	SCI8	483
Scampi	SC19	0
Short-finned freshwater eel	SFE1	19,279
Short-finned freshwater eel	SFE2	4,071
Short-finned freshwater eel	SFE4	966
Short-finned freshwater eel	SFE8	3,525
Short-finned freshwater eel	SFE9	1,217
Gemfish, southern kingfish	SKII	41,508
Gemfish, southern kingfish	SKI2	42,984
Gemfish, southern kingfish	SKI3	22,654
Gemfish, southern kingfish	SK17	19,810
Skipjack tuna	SKJ	400,510
Snapper	SNA1	1,717,023
Snapper	SNA2	50,819
Snapper	SNA3	2,585
Snapper	SNA7	53,791
Snapper	SNA8	187,209
Spiny dogfish	SPD	180,867

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Spiny dogfish	SPD3	0
Spiny dogfish	SPD4	0
Spiny dogfish	SPD5	0
Spiny dogfish	SPD6	0
Spiny dogfish	SPD7	0
Spiny dogfish	SPD8	0
Sea perch, Jock Stewart	SPE1	2,387
Sea perch, Jock Stewart	SPE2	5,100
Sea perch, Jock Stewart	SPE3	63,135
Sea perch, Jock Stewart	SPE4	38,719
Sea perch, Jock Stewart	SPE5	2,562
Sea perch, Jock Stewart	SPE6	286
Sea perch, Jock Stewart	SPE7	7,292
Sea perch, Jock Stewart	SPE8	1,134
Sea perch, Jock Stewart	SPE9	517
Rig, spotted dogfish	SPO1	52,073
Rig, spotted dogfish	SPO2	6,243
Rig, spotted dogfish	SPO3	76,348
Rig, spotted dogfish	SPO7	24,678
Rig, spotted dogfish	SPO8	21,318
Arrow squid	SQUIJ	570,624
Arrow squid	SQUIT	643,213
Arrow squid	SQU6T	889,637
Smooth skate	SSK1	35
Smooth skate	SSK3	544
Smooth skate	SSK4	0
Smooth skate	SSK5	0
Smooth skate	SSK6	0
Smooth skate	SSK7	200
Smooth skate	SSK8	19
Smooth skate	SSK9	0
Giant stargazer	STAI	1,537
Giant stargazer	STA2	2,282
Giant stargazer	STA3	53,274
Giant stargazer	STA4	110,180
Giant stargazer	STA5	106,479
Giant stargazer	STA7	25,124
Giant stargazer	STA8	1,454
Southern bluefin tuna	STN	109,289
Sea urchin, kina, sea egg	SUR	7,770
Sea urchin, kina, sea egg	SUR3	800
Sea urchin, kina, sea egg	SUR4	8,256
Sea urchin, kina, sea egg	SUR5	9,011
Sea urchin, kina, sea egg	SUR7A	4,980
Sea urchin, kina, sea egg	SUR7B	381
Sea urchin, kina, sea egg	SUR8	0

	Stock or species	Settlement sum
Species or other grouping	code	allocated (\$)
Silver warehou	SWAI	37,737
Silver warehou	SWA3	57,766
Silver warehou	SWA4	64,234
Swordfish	SWO	914,221
Tarakihi	TAR1	91,030
Tarakihi	TAR2	96,411
Tarakihi	TAR3	44,927
Tarakihi	TAR4	10,691
Tarakihi	TAR5	5,723
Tarakihi	TAR7	32,760
Tarakihi	TAR8	13,952
Trevally	TRE1	79,366
Trevally	TRE2	10,699
Trevally	TRE3	585
Trevally	TRE7	61,635
Trumpeter	TRU1	3
Trumpeter	TRU2	57
Trumpeter	TRU3	636
Trumpeter	TRU4	184
Trumpeter	TRU5	40
Trumpeter	TRU7	15
Trumpeter	TRU8	0
Tuatua	TUA	0
Common (blue) warehou	WAR1	1,759
Common (blue) warehou	WAR2	14,432
Common (blue) warehou	WAR3	43,896
Common (blue) warehou	WAR7	18,398
Common (blue) warehou	WAR8	5,633
White warehou	WWA1	43
White warehou	WWA2	988
White warehou	WWA3	12,980
White warehou	WWA4	4,163
White warehou	WWA5	35,837
White warehou	WWA6	4,363
White warehou	WWA7	2,083
White warehou	WWA8	0
Yellow-eyed mullet	YEM1	146
Yellow-eyed mullet	YEM2	5
Yellow-eyed mullet	YEM3	0
Yellow-eyed mullet	YEM7	0
Yellow-eyed mullet	YEM8	0
Yellow-eyed mullet	YEM9	ů 0
Yellowfin tuna	YFN	101,078
Aquaculture		172,360
		1,2,500

## Part 2

# Amounts of settlement sum to be charged to stock

Species	Stock or species code	Settlement sum allocated (\$)
Cardinal fish	CDL2	5,789
Ghost shark pale	GSP1	166
Kingfish	KIN1	241
Kingfish	KIN2	167
Kingfish	KIN3	3
Kingfish	KIN4	3
Kingfish	KIN7	19
Kingfish	KIN8	95
Kingfish	KIN10	3
Paua	PAU6	8
Rubyfish	RBY2	555
Southern blue whiting	SBW6A	1,912
Scampi	SCI5	13,966
Scampi	SCI7	312
Tuatua	TUA	657
Yellow-eyed mullet	YEM3	2
Yellow-eyed mullet	YEM7	2
Yellow-eyed mullet	YEM8	1
Yellow-eyed mullet	YEM9	9

# Schedule 2 Orders and rules validated

Fisheries (Cost Recovery Levies) Order 1995 (SR 1995/280)

Fisheries (Cost Recovery Levies) Order 1996 (SR 1996/267)

**Fisheries (Cost Recovery Levies) Amendment Order 1997** (SR 1997/81)

Fisheries (Cost Recovery Levies) Order 1997 (SR 1997/189)

**Fisheries (Cost Recovery Levies) Amendment Order 1998** (SR 1998/29)

Fisheries (Cost Recovery Levies) Order 1998 (SR 1998/278)

**Fisheries (Cost Recovery Levies) Amendment Order 1998** (SR 1998/306)

**Fisheries (Cost Recovery Levies) Amendment Order 1999** (SR 1999/47)

Fisheries (Cost Recovery Levies) Order 1999 (SR 1999/268)

Fisheries (Cost Recovery Levies) Amendment Order (No 2) 1999 (SR 1999/295)

Fisheries (Cost Recovery Levies) Order (No 2) 1999 (SR 1999/411)

Fisheries (Cost Recovery Levies) Amendment Order 2000 (SR 2000/159)

Fisheries (Cost Recovery Levies) Order 2000 (SR 2000/178)

**Fisheries (Cost Recovery Levies) Amendment Order 2001** (SR 2001/91)

Fisheries (Cost Recovery Levies) Order 2001 (SR 2001/281)

Fisheries (Cost Recovery Levies) Amendment Order (No 2) 2001 (SR 2001/354)

**Fisheries (Cost Recovery Levies) Amendment Order 2002** (SR 2002/38)

## Legislative history

3 November 2003	Introduction (Bill 85-1)
6 November 2003	First reading and referral to Primary Production Committee
27 February 2004	Reported from Primary Production Committee (Bill 85-2)
4 March 2004	Second reading
16 March 2004	Committee of the whole House
17 March 2004	Third reading
18 March 2004	Royal assent

This Act is administered in the Ministry of Fisheries.