

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Thursday, the 9th Day of November 1967

FISHERIES AMENDMENT BILL

Proposed Amendment

Hon. Mr SCOTT, in Committee, to move the following amendment:

Clause 4: To omit subsection (2) of the proposed new section 479, and substitute the following subsections:

“(2) Every person commits an offence who in New Zealand or in New Zealand fisheries waters—

“(a) Buys or sells any fish or oysters taken beyond New Zealand fisheries waters, if the taking of the fish or oysters within New Zealand fisheries waters would be a contravention of this Part of this Act or of any regulations made under this Part; or

“(b) Has in his possession any fish or oysters taken (whether by a New Zealand ship within the meaning of the Shipping and Seamen Act 1952 or not) beyond New Zealand fisheries waters, if the taking of the fish or oysters within New Zealand fisheries waters from a fishing boat registered under the Fisheries Amendment Act 1963 and operating pursuant to a boat-fishing permit issued under that Act would be a contravention of this Part of this Act or of any regulations made under this Part.

“(2A) In any proceedings for an offence against subsection (2) of this section, it shall be a defence if the defendant satisfies the Court that—

“(a) The fish or oysters to which the offence relates were preserved in containers or cured in some country other than New Zealand; or

“(b) He did not know, and could not with the exercise of reasonable care have known, that the fish or oysters to which the alleged offence relates were taken as aforesaid.”
