

1958/103



THE COOK ISLANDS PEARL SHELL FISHERIES
REGULATIONS 1950, AMENDMENT NO. 3

COBHAM, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 9th day of July 1958

Present:
HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Cook Islands Act 1915, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Cook Islands Pearl Shell Fisheries Regulations 1950, Amendment No. 3, and shall be read together with and deemed part of the Cook Islands Pearl Shell Fisheries Regulations 1950* (hereinafter referred to as the principal regulations).

2. Regulation 14A of the principal regulations (as inserted by regulation 2 of the Cook Islands Pearl Shell Fisheries Regulations 1950, Amendment No. 1), is hereby amended by adding the following subclause:

“(4) Any pearl shell so confiscated (whether before or after the commencement of this subclause) shall be deemed to be forfeited to Her Majesty, and shall be disposed of by the Resident Commissioner through Her Majesty’s officers, servants, agents, and contractors, as the Minister directs.”

3. (1) The principal regulations are hereby amended by revoking regulation 37 (as amended by regulation 6 (1) (b) of the Cook Islands Pearl Shell Fisheries Regulations 1950, Amendment No. 2), and substituting the following regulation:

“37. (1) There shall be paid for licences issued under these regulations the appropriate fees specified in the Third Schedule to these regulations.

“(2) The appropriate fee shall be paid to the Resident Commissioner before the issue of a licence, and shall form part of the Public Revenues of the Cook Islands.”

*S.R. 1950/50
Amendment No. 1: S.R. 1952/54
Amendment No. 2: S.R. 1957/182

(2) The principal regulations are hereby further amended by adding the following Schedule:

“THIRD SCHEDULE

“LICENCE FEES

“1. For a licence to fish and dive for pearl shell or pipi pearl granted to a Native of the island in which the fishing reserve is situated	No fee
“2. For a licence to fish and dive for pearl shell or pipi pearl in the Manihiki Reserve granted to a person other than a Native of Manihiki	£3
“3. For a licence to fish and dive for pipi pearl in a Penrhyn Reserve granted to a person other than a Native of Penrhyn	£3
“4. For a licence to fish and dive for pearl shell granted to any person other than a person mentioned in the foregoing provisions of this Schedule	£1
“5. For a licence to use a diving machine	£20”

(3) Regulation 6 of the Cook Islands Pearl Shell Fisheries Regulations 1950, Amendment No. 2, is hereby amended by omitting from paragraph (b) of subclause (1) the figures “37”.

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

The effect of regulation 2 is that undersized pearl shell seized by an Inspector will be forfeited to the Crown, and may be disposed of as the Minister of Island Territories directs.

Regulation 3 prescribes a new scale of licence fees. The only change is that a licence to fish and dive for pearl shell or pipi pearl in the Manihiki Reserve to a person other than a Native of Manihiki is to be £3.

Issued under the Authority of the Regulations Act 1936.

Date of notification in *Gazette*: 10 July 1958.

These regulations are administered in the Department of Island Territories.