



THE EXCLUSIVE ECONOMIC ZONE (LICENCE FEES AND ROYALTIES) REGULATIONS 1986

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 29th day of September 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 18 and 22 of the Territorial Sea and Exclusive Economic Zone Act 1977, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Exclusive Economic Zone (Licence Fees and Royalties) Regulations 1986.

(2) These regulations shall come into force on the 1st day of October 1986.

2. Interpretation—(1) In these regulations,—

“Central West” means all New Zealand fisheries waters within the Central Fishery Management Area (as defined in a notice published in the *Gazette* of 1986 at page 412) lying north and west of a line commencing at 41°06'S and 174°50'E on the west coast of the North Island and proceeding due west to the boundary of the Central Fishery Management Area; excluding—

(a) The territorial sea and internal waters; and

(b) An area enclosed by a line commencing at a point 40°40.6'S and 174°44.6'E on the outer boundary of the territorial sea and proceeding in a north-westerly direction to a point 40°34.8'S and 174°37.2'E; then proceeding along a line every point of which is 8 nautical miles seawards of the outer boundary of the territorial sea to the boundary of the Central Fishery Management Area (as so defined); then proceeding in a generally easterly direction to the outer boundary of the territorial sea; then proceeding in a generally southerly direction along the outer boundary of the territorial sea to the point of commencement:

“Challenger” means that part of the Challenger Fishery Management Area (as defined in a notice published in the *Gazette* of 1986 at page 412) lying north of latitude 40°30'S; excluding—

(a) The territorial sea and internal waters; and

(b) An area enclosed by a line commencing at a point 40°19.4'S and 173°00.5'E; then proceeding in a south-easterly direction to a point 40°27.8'S and 174°00'E; then proceeding in a generally south-westerly direction along the outer boundary of the territorial sea to the point of commencement:

“Chatham Rise” means all New Zealand fisheries waters within the South-East Fishery Management Area (as defined in a notice published in the *Gazette* of 1986 at page 412) lying east of a line commencing at a point 42°10'S and 176°00'E and proceeding due south to a point 46°00'S and 176°00'E; but excluding any part of the territorial sea or internal waters within that Area:

“Fish carrier” means a foreign fishing craft that is licensed to be used in the exclusive economic zone for the transportation of fish (and for the storage and refrigeration of fish for the purposes of transportation) but not for any other purpose relating to fishing:

“Fish-carrying capacity”, in relation to a fish carrier, means the amount (in tonnes) of the fish that the fish carrier is permitted by the conditions of its licence to carry in the exclusive economic zone:

“Licence” means a licence granted under section 15 of the Territorial Sea and Exclusive Economic Zone Act 1977 or a licence renewed under section 16 of that Act:

“Southern Islands” means—

(a) All that area enclosed by a line commencing at a point 49° 30'S and 165°E; then proceeding due east to a point 49° 30'S and 168°E; then proceeding due south to a point 51° 30'S and 168°E; then proceeding due west to a point 51° 30'S and 165°E; then proceeding due north to the point of commencement; and

(b) All that area enclosed by a line commencing at a point 51° 30'S and 168°E; then proceeding due east to a point 51° 30'S and 171°E; then proceeding due south to a point 53° 30'S and 171°E; then proceeding due west to a point 53° 30'S and 168°E; then proceeding due north to the point of commencement:

“Southland” means the Southland Fishery Management Area as defined in a notice published in the *Gazette* of 1986 at page 412; excluding any part of the territorial sea or internal waters within that Area:

“Sub-Antarctic” means the Sub-Antarctic Fishery Management Area as defined in a notice published in the *Gazette* of 1986 at page 412; excluding any part of the territorial sea or internal waters within that Area:

“Support craft” means a foreign fishing craft that is licensed to be used in the exclusive economic zone for any activity relating to fishing except for the taking of fish or as a fish carrier.

(2) Where—

(a) The gross registered tonnage of a support craft consists of a whole number of tons and a fraction of a ton; or

(b) The fish-carrying capacity of a foreign fishing craft consists of a whole number of tonnes and a fraction of a tonne—

the fraction shall be deemed for the purposes of these regulations to be a whole.

3. Application—These regulations shall apply in respect of every licence granted or renewed on or after the 1st day of October 1986.

4. Licence fees and royalties for foreign fishing craft—(1) Every person to whom a licence to take a species or class of fish specified in the Schedule to these regulations is granted, or whose licence to take that fish is renewed, shall pay to the Crown in respect of the granting or renewal of the licence or the taking of fish, as the case may require, the appropriate fees or royalties specified in that Schedule.

(2) Notwithstanding subclause (1) of this regulation, where a licence as a fish carrier and a licence as a support craft have been granted for the same period in respect of one foreign fishing craft—

(a) One fee only shall be payable for the issue of both licences; and

(b) The fee payable shall be the higher of the amounts calculated in accordance with the Schedule to these regulations for the 2 licences or, if the amounts are equal, the fee payable shall be one of those amounts only.

5. Place of payment—All fees and royalties payable under these regulations shall be paid to the Director-General of Agriculture and Fisheries at Wellington.

6. Revocations—The Exclusive Economic Zone (Licence Fees and Royalties) Regulations 1985 (S.R. 1985/253) are hereby revoked.

SCHEDULE
LICENCE FEES AND ROYALTIES

Reg. 4

Part I

Species or Class of Fish	Area	Fee or royalty \$ per tonne
Alfonsino (<i>Beryx splendens</i> ; <i>Beryx decadactylus</i>)	Central West and Challenger	173
	Chatham Rise, Southland, and Sub-Antarctic	173
Barracouta (<i>Thyrisites atun</i>)	Central West and Challenger	70
	Chatham Rise	70
	Southland and Sub-Antarctic	70
Blue Cod (<i>Parapercis colias</i>)	Central West and Challenger	70
	Chatham Rise	53
	Southland and Sub-Antarctic	60
Blue Moki (<i>Latridopsis ciliaris</i>)	Central West and Challenger	200
	Chatham Rise	30
	Southland and Sub-Antarctic	30
Blunose (<i>Hyperoglyphe antarctica</i>)	Central West and Challenger	90
	Chatham Rise, Southland, and Sub-Antarctic	83
Blue Warehou (<i>Seriolella brama</i>)	Central West and Challenger	161
	Chatham Rise, Southland, and Sub-Antarctic	107
Elephant Fish (<i>Callorhynchus milii</i>)	Central West and Challenger	200
	Chatham Rise	200
	Southland and Sub-Antarctic	200
Flatfish (<i>Rhombosolea plebeia</i> ; <i>Pelotretis flavilatus</i> ; <i>Peltorhamphus</i> <i>novaezeelandiae</i> ; <i>Rhombosolea leporina</i> ; <i>Colistium guntheri</i> ; <i>Colistium nudipinnis</i> ; <i>Rhombosolea retiara</i> ; <i>Rhombosolea tapirina</i> ; <i>Mancopsetta milfordi</i>)	Central West and Challenger	200
	Chatham Rise, Southland, and Sub-Antarctic	200
Gemfish (<i>Rexea solandri</i>)	Central West and Challenger	115
	Chatham Rise, Southland, and Sub-Antarctic	70
Grey Mullet (<i>Mugil cephalus</i>)	Central West and Challenger	60
	Chatham Rise, Southland, and Sub-Antarctic	60
Gurnard (<i>Chelidonichthys kumu</i>)	Central West and Challenger	187
	Chatham Rise, Southland, and Sub-Antarctic	200
Hake (<i>Merluccius australis</i>)	Central West, Challenger, and Southland	166
	Chatham Rise	166
Hapuku/Bass (<i>Polyprion oxygeneios</i> ; <i>Polyprion moene</i>)	Central West and Challenger	200
	Chatham Rise	200
	Southland and Sub-Antarctic	200
Hoki (<i>Macruronus</i> <i>novaezeelandiae</i>)	All areas	62
Jack Mackerel (<i>Trachurus</i> <i>novaezeelandiae</i> ; <i>Trachurus</i> <i>declivis</i>)	Central West and Challenger	70
John Dory (<i>Zeus faber</i>)	Central West and Challenger	113
	Chatham Rise and Sub-Antarctic	113

SCHEDULE—continued

LICENCE FEES AND ROYALTIES—continued

Part I—continued

Species or Class of Fish	Area	Fee or royalty \$ per tonne
Ling	Central West and Challenger	200
(<i>Genypterus</i>	Chatham Rise	110
<i>blacodes</i>)	Southland	110
	Sub-Antarctic	110
Orange Roughy	Central West and Challenger	200
(<i>Hoplostethus atlanticus</i>)	Chatham Rise, Southland, and Sub-Antarctic	200
Oreo Dories	Central West, Challenger, Southland, Chatham Rise, and Sub-Antarctic	53
(<i>Allocyttus</i> sp.;		
<i>Pseudocyttus maculatus</i> ;		
<i>Neocyttus rhomboidalis</i>)		
Red Cod	Central West and Challenger	23
(<i>Pseudophycis bacchus</i>)	Chatham Rise, Southland, and Sub-Antarctic	18
Rig	Central West and Challenger	200
(<i>Mustelus lenticulatus</i>)	Chatham Rise, Southland, and Sub-Antarctic	200
School Shark	Central West and Challenger	200
(<i>Galeorhinus</i>	Chatham Rise	200
<i>australis</i>)	Southland and Sub-Antarctic	200
Silver Warehou	Central West and Challenger	138
(<i>Serioteuthis punctata</i>)	Chatham Rise, Southland, and Sub-Antarctic	138
Snapper	Central West and Challenger	200
(<i>Chrysophrys auratus</i>)	Chatham Rise, Southland, and Sub-Antarctic	200
Squid (<i>Nototodarus</i> sp.;	Southern Islands	239
<i>Sepioteuthis bilineata</i>)		
Squid (<i>Nototodarus</i> sp.;	Any other part of New Zealand fisheries waters not being Southern Islands, or the territorial sea or internal waters	261
<i>Sepioteuthis bilineata</i>) taken by jigging		
Squid (<i>Nototodarus</i> sp.;	Any other part of New Zealand fisheries waters not being Southern Islands, or the territorial sea or internal waters	239
<i>Sepioteuthis bilineata</i>) taken by any method other than jigging		
Stargazer	Central West and Challenger	35
(<i>Kathetostoma giganteum</i>)	Chatham Rise	45
	Southland and Sub-Antarctic	55
Tarakihi	Central West and Challenger	200
(<i>Nemadactylus</i>	Chatham Rise	200
<i>macropterus</i>)	Southland and Sub-Antarctic	200
Trevally	Central West and Challenger	168
(<i>Caranx georgianus</i>)	Chatham Rise, Southland, and Sub-Antarctic	72
Any other species or class of fish (except albacore or tuna to which Part II of this Schedule applies)	Sub-Antarctic	40
	Any other part of New Zealand fisheries waters not being territorial sea or internal waters	49

SCHEDULE—*continued**Part II*

Licence to take by longlining albacore (<i>Thunnus alalunga</i>) or yellowfin tuna (<i>Thunnus albacares</i>)	\$8,000 per vessel
Licence to take by longlining southern bluefin tuna (<i>Thunnus maccoyi</i>)	\$138,000 per vessel
Licence as a fish carrier	\$5 per tonne of fish-carrying capacity of the fish carrier for each voyage to the exclusive economic zone
Licence as a support craft	\$2.50 per gross registered ton of the craft for each voyage to the exclusive economic zone.

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

These regulations set the fees and royalties payable in respect of licences for foreign fishing craft to fish in the exclusive economic zone. They apply in respect of licences granted or renewed on or after 1 October 1986.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 30 September 1986.

These regulations are administered in the Ministry of Foreign Affairs.