



**THE FISHERIES (SOUTH-EAST AREA COMMERCIAL FISHING)
REGULATIONS 1986, AMENDMENT NO. 11**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 17th day of August 1992

Present:

THE RIGHT HON. D. C. MCKINNON PRESIDING IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983, Her 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 Fisheries (South-East Area Commercial Fishing) Regulations 1986, Amendment No. 11, and shall be read together with and deemed part of the Fisheries (South-East Area Commercial Fishing) Regulations 1986* (hereinafter referred to as the principal regulations).

*S.R. 1986/219

Amendment No. 1: S.R. 1986/254

Amendment No. 2: S.R. 1988/105

Amendment No. 3: S.R. 1988/320

Amendment No. 4: S.R. 1989/322

Amendment No. 5: *(Revoked by S.R. 1991/248)*

Amendment No. 6: S.R. 1991/58

Amendment No. 7: *(Revoked by S.R. 1991/163)*

Amendment No. 8: S.R. 1991/163

Amendment No. 9: S.R. 1991/248

Amendment No. 10: S.R. 1992/116

(2) These regulations shall come into force on the 1st day of October 1992.

2. Interpretation—Regulation 2(1) of the principal regulations (as substituted by regulation 2(1) of the Fisheries (South-East Area Commercial Fishing) Regulations 1986, Amendment No. 8) is hereby amended by inserting, in their appropriate alphabetical order, the following definitions:

“Slender tuna’ means a fish of the species *Allothunnus fallai*:

“Rat tail’ means a fish of the species *Coelorhyncus biclinozonalis* or a fish of the species *Coelorhyncus aspercephalis*.”.

3. Targeting of certain fish, aquatic life, and seaweed prohibited, unless specially authorised—Regulation 11AA of the principal regulations (as substituted by regulation 3 of the Fisheries (South-East Area Commercial Fishing) Regulations 1986, Amendment No. 8) is hereby amended by revoking subclause (5), and substituting the following subclause:

“(5) The species and classes of fish, aquatic life, and seaweed to which subclause (1) of this regulation applies are as follows:

“PROHIBITED TARGET SPECIES

Part A—Prohibited Unless Specially Authorised

1. *Prohibited in both QMA 3 and QMA 4:*

Blue mussel	Jellyfish	Sea cucumber
Black shark	Kahawai	Sea horse
Cardinal fish	King clam	Sea tulip
Cockle	Lessonia	Shortfinned eel
Cooks turban	Longfinned eel	Sponge
Deepwater crab	Longimactra	Stockell-smelt
Dog cockle	Macrocystis	Sunset
	Octopus	
Durvillea	Oyster	Surf clam
Ecklonia radiata	Pipi	Tuatua
Ghost shark	Porphyra	Ulva
Gracilaria	Pterocladia	Undaria
Green mussel	Rat tail	Virgin paua
Hagfish	Scallop	Zostera
Horse mussel	Scampi	

2. *Prohibited in QMA 4 only:*

Dredge oyster
Kina
Munida
Queen scallop

Part B—Totally Prohibited as Target Species

1.	Named species:	Anchovy	Red rock crab
		Basking shark	Ribaldo
		Catseye	Saury
		Conger eel	Sea egg (other
		Frost fish	than kina)
		Garfish	Sea hare
		Lamprey	Sea slug
		Leatherjacket	Silverside
		Limpet	Spiny sea dragon
		Mako shark	Sprat
		Mud crab	Thresher shark
		Mud snail	Trumpeter
		New Zealand	Venerupis
		cancer crab	Whelk
		Pilchard	Wrasse
		Ray's bream	

2. Any other fish, aquatic life, or seaweed, not being—

- (a) Fish, aquatic life, or seaweed that is subject to a quota management system; or
- (b) Fish, aquatic life, or seaweed specified in regulation 11A or regulation 11AB of these regulations; or
- (c) Fish, aquatic life, or seaweed specified in Part A of this Table.”

4. Species that may be taken subject to competitive or individual quotas, method restrictions, etc.—Regulation 11AB of the principal regulations (as substituted by regulation 3 of the Fisheries (South-East Area Commercial Fishing) Regulations 1986, Amendment No. 8) is hereby amended by inserting in the Table, in its appropriate alphabetical order, the item “Slender tuna”.

MARIE SHROFF,
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, which come into force on 1 October 1992, amend the Fisheries (South-East Area Commercial Fishing) Regulations 1986.

A new table of target species is substituted in regulation 11AA of the principal regulations, with the following changes:

- (a) Catseye, lamprey, limpet, mud crab, mud snail, New Zealand cancer crab, red rock crab, sea egg (other than kina), sea hare, sea slug, venerupis, and whelk are transferred from *Part A* (prohibited unless specially authorised) to *Part B* (totally prohibited);
- (b) Black shark, cardinal fish, ghost shark, and octopus are transferred from *Part B* to *Part A*. Rat tail is also included in *Part A*.

Regulation 11AB of the principal regulations is amended to include slender tuna in the table of species that may be taken from quota management area 3 or quota management area 4, subject to competitive or individual quotas, and method restrictions.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 20 August 1992.

These regulations are administered in the Ministry of Agriculture and Fisheries.