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**THE FISHERIES (SOUTH-EAST AREA COMMERCIAL FISHING)  
REGULATIONS 1986, AMENDMENT NO. 5**

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THOMAS EICHELBAUM,  
Administrator of the Government

ORDER IN COUNCIL

At Wellington this 3rd day of December 1990

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL  
PURSUANT to section 89 of the Fisheries Act 1983, His Excellency the  
Administrator of the Government, acting by and with the advice and  
consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as  
the Fisheries (South-East Area Commercial Fishing) Regulations 1986,  
Amendment No. 5, 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).

(2) These regulations shall come into force on the 7th day of December  
1990.

\*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

**2. Trawling by large vessels prohibited during certain periods in certain waters adjacent to Banks Peninsula**—The principal regulations are hereby amended by revoking regulation 4B (as inserted by regulation 2 of the Fisheries (South-East Area Commercial Fishing) Regulations 1986, Amendment No. 3), and substituting the following regulation:

“4B. (1) No commercial fisherman shall use any New Zealand fishing vessel of 23 metres or more in overall length, or with a power rating of 250 Kw or more, for trawling in the waters to which this subclause applies during the period—

“(a) Commencing on the 7th day of December 1990 and ending on the 14th day of February 1991 (both dates inclusive);

“(b) Commencing on the 15th day of December 1991 or on that day in any subsequent year, and ending with the 28th day of February in the following year (both dates inclusive).

“(2) Subclause (1) of this regulation applies to those waters adjacent to Banks Peninsula enclosed by a line commencing at East Head, Okains Bay (at 43° 41.1'S and 173° 05.2'E); then proceeding on a true bearing of 045° to a point 43° 36.2'S and 173° 11.09'E; then proceeding generally in a southerly direction along a line every point of which is seven nautical miles seaward of the high water mark of Banks Peninsula to a point 44° 00.5'S and 172° 58.7'E; then proceeding due north to Akaroa Head (at 43° 53.5'S and 172° 58.7'E); then proceeding generally in a northerly direction along the mean high water mark to the point of commencement.”

MARIE SHROFF,  
Clerk of the Executive Council.

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#### 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 7 December 1990, amend the Fisheries (South-East Area Commercial Fishing) Regulations 1986. The effect of these regulations is to change, for one year only, the period during which large vessels are prohibited from trawling in certain waters around Banks Peninsula. The next closure period is 7 December 1990 to 14 February 1991, and subsequent closure periods will be 15 December to 28 February.

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

Date of notification in *Gazette*: 6 December 1990.

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