



**THE FISHERIES (CENTRAL AREA COMMERCIAL FISHING)  
REGULATIONS 1986, AMENDMENT NO. 6**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 13th day of September 1993

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.

ANALYSIS

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| <ul style="list-style-type: none"> <li>1. Title and commencement</li> <li>2. Interpretation</li> <li>3. Minimum set net mesh size</li> <li>4. Netting prohibited in Wellington Harbour</li> <li>5. Certain fishing prohibited in Porirua Harbour</li> </ul> | <ul style="list-style-type: none"> <li>6. Taking of Kina prohibited in Wellington area</li> <li>7. Fish, aquatic life, and seaweed that may be taken subject to competitive or individual quotas, method restrictions, etc.</li> </ul> |
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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Fisheries (Central Area Commercial Fishing) Regulations 1986, Amendment No. 6, and shall be read together with and deemed part of the

Fisheries (Central Area Commercial Fishing) Regulations 1986\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 30th day of September 1993.

**2. Interpretation**—(1) Regulation 2 (1) of the principal regulations (as substituted by regulation 2 (1) of the Fisheries (Central Area Commercial Fishing) Regulations 1986, Amendment No. 3) is hereby amended by omitting from the definition of the term “set net” the words “drift net, trammel net,”.

(2) Regulation 2 (1) of the principal regulations (as so substituted) is hereby amended by inserting, in their appropriate alphabetical order, the following definitions:

“Blue moki’ means a fish of the species *Latridopsis ciliaris*:

“Grey mullet’ means a fish of the species *Mugil cephalus*:

“Hapuku/bass’ means a fish of the species *Polyprion oxygeneios* or *Polyprion moene*:

“School shark’ means a fish of the species *Galeorhinus australis*.”.

**3. Minimum set net mesh size**—The principal regulations are hereby amended by inserting, after regulation 3, the following regulations:

“3A. Notwithstanding regulation 21 of the Fisheries (Commercial Fishing) Regulations 1986, the mesh size of any set net used or possessed by any commercial fisherman in the Central Fishery Management Area shall not be less than the appropriate size specified in the following table:

Species of Fish	Minimum Set Net Mesh Size (mm)
Blue moki	114
Bluenose	160
Hapuku/bass	160
Kahawai	100
Grey mullet	100
School shark	150”

**4. Netting prohibited in Wellington Harbour**—Regulation 9 of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclauses:

“(2) *South of Soames Island*: No commercial fisherman shall use a set net in the waters of Wellington Harbour lying south of a line drawn from the eastern bank of the Hutt River mouth (at 41° 17.87’S and 174° 53.92’E), then to the southern extremity of Soames Island (at 41° 15.82’S and 174° 51.98’E), then to a point on the foreshore immediately below the entrance to the Johnsonville rail tunnel (at 41° 15.32’S and 174° 48.32’E).

“(3) *Palmer Head to Pencarrow Head*: No commercial fisherman shall use a box or teichi net, trawl net, surrounding net, or set nets of a total length in excess of 1000 metres, in the waters of Wellington Harbour lying inside a straight line drawn from Palmer Head (at 41° 20.80’S and 174° 49.30’E) to Pencarrow Head (at 41° 21.68’S and 174° 50.90’E).

\*S.R. 1986/217

Amendment No. 1: S.R. 1986/252

Amendment No. 2: S.R. 1989/292

Amendment No. 3: S.R. 1991/165

Amendment No. 4: (Revoked by S.R. 1993/173)

Amendment No. 5: S.R. 1993/173

“(4) No commercial fisherman shall set any net within 60 metres of any other net within the waters described in subclause (1) or subclause (3) of this regulation.”

**5. Certain fishing prohibited in Porirua Harbour**—The principal regulations are hereby amended by inserting, after regulation 9, the following regulation:

“9A. (1) No commercial fisherman shall take fish from the waters of Porirua Harbour lying inside a straight line drawn between the 2 un-named headland points, from West Head (at 41° 05.50’S and 174° 51.20’E) to East Head (at 41° 05.10’S and 174° 51.70’E).

“(2) Notwithstanding subclause (1) of this regulation, a commercial fisherman may take crab from the waters described in that subclause by the method of potting.”

**6. Taking of Kina prohibited in Wellington area**—The principal regulations are hereby amended by revoking regulation 13, and substituting the following regulation:

“13. No commercial fisherman shall take or have in possession any Kina taken from the following areas:

“(a) Those waters enclosed by a straight line drawn from Paraparaumu Beach (at 40° 53.20’S and 174° 59.0’E) to the North Point of the entrance to Porirua Harbour (at 41° 03.0’S and 174° 50.70’E);

“(b) Those waters enclosed by a straight line drawn from the North Point of the entrance to Porirua Harbour (at 41° 03.0’S and 174° 50.70’E) to Rock Point (at 41° 07.90’S and 174° 47.30’E);

“(c) Those waters enclosed by a straight line drawn from Red Rocks (at 40° 21.0’S and 174° 45.10’E) to Baring Head (at 41° 24.60’S and 174° 52.20’E) including Wellington Harbour.”

**7. Fish, aquatic life, and seaweed that may be taken subject to competitive or individual quotas, method restrictions, etc.**—

(1) Regulation 14<sup>AA</sup> of the principal regulations (as substituted by regulation 6 of the Fisheries (Central Area Commercial Fishing) Regulations 1986, Amendment No. 3) is hereby amended by omitting the words “any regulations or”, and substituting the words “to subclause (2) of this regulation and any other regulation and any”.

(2) Regulation 14<sup>AA</sup> of the principal regulations (as so substituted) is hereby amended by inserting after the table, as subclause (2), the following subclause:

“(2) Subject to the Act and any regulations made under the Act, a commercial fisherman may take from the waters of quota management area 2 or quota management area 8 any fish, aquatic life, or seaweed specified in the table set out in subclause (1) of this regulation, or be in possession of any such fish, aquatic life, or seaweed, if the fish, aquatic life, or seaweed is taken by the commercial fisherman as an inevitable consequence of the lawful taking of any other species or class of fish, aquatic life, or seaweed under the authority of a current fishing permit held by that commercial fisherman.”

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 30 September 1993, amend the Fisheries (Central Area Commercial Fishing) Regulations 1986.

The principal changes are as follows:

- (a) Minimum set net mesh sizes are specified for the Central Fishery Management Area (*regulation 3*):
- (b) The areas within Wellington Harbour where netting is prohibited are redefined (*regulation 4*):
- (c) Certain fishing is prohibited in Porirua Harbour (*regulation 5*):
- (d) The areas where the taking of Kina is prohibited are redefined (*regulation 6*):
- (e) Certain fish, aquatic life, and seaweed may be taken as bycatch in quota management areas 2 and 8 (*regulation 7*).

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

Date of notification in *Gazette*: 16 September 1993.

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