



**FISHERIES (AUCKLAND AND KERMADEC AREAS
COMMERCIAL FISHING) AMENDMENT REGULATIONS
(NO. 2) 1997**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 17th day of November 1997

Present:

THE HON JENNY SHIPLEY PRESIDING IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983 and sections 296 and 297 of the Fisheries Act 1996, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Amendment Regulations (No. 2) 1997, and are part of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986* (“the principal regulations”).

*1986/216

Amendment No. 1: S.R. 1986/251
Amendment No. 2: S.R. 1988/5
Amendment No. 3: S.R. 1989/291
Amendment No. 4: *Revoked by S.R. 1995/33*
Amendment No. 5: S.R. 1991/161
Amendment No. 6: S.R. 1992/210
Amendment No. 7: S.R. 1993/279
Amendment No. 8: S.R. 1994/181
Amendment No. 9: S.R. 1995/33
Amendment No. 10: S.R. 1995/158
Amendment No. 11: S.R. 1995/214
Amendment No. 12: S.R. 1995/230
Amendment No. 13: S.R. 1996/279
Amendment 1997: S.R. 1997/28

(2) These regulations come into force on the date of their notification in the *Gazette*.

2. Interpretation—Regulation 2 of the principal regulations (as substituted by regulation 2 of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986, Amendment No. 5) is amended by revoking the definition of the term “Inner Hauraki Gulf” (as inserted by regulation 2 of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986, Amendment No. 11), and substituting the following definition:

“Inner Hauraki Gulf” means all those waters of the Inner Hauraki Gulf bounded by a line commencing at a point on the southern side of Whangaparaoa Peninsula (adjacent to Te Haruhi Bay) (at $36^{\circ} 37.31'S$ and $174^{\circ} 49.75'E$); then by a straight line to the northernmost point of Rakino Island (at $36^{\circ} 42.63'S$ and $174^{\circ} 56.74'E$); then by mean high-water mark to a point on the north-east side of Rakino Island (at $36^{\circ} 42.88'S$ and $174^{\circ} 57.26'E$); then in a straight line to Hakaimango Point (Waiheke Island) (at $36^{\circ} 46.23'S$ and $175^{\circ} 00.82'E$); then by mean high-water mark along the northern and eastern side of Waiheke Island to Kauri Point (at $36^{\circ} 46.0'S$ and $175^{\circ} 12.15'E$); then by a straight line to the easternmost point of Pakatoa Island (at $36^{\circ} 47.95'S$ and $175^{\circ} 11.9'E$); then by a straight line to a point on the eastern side of Rotoroa Island (at $36^{\circ} 48.9'S$ and $175^{\circ} 12.13'E$); then by a straight line to the easternmost point on Ponui Island (at $36^{\circ} 50.15'S$ and $175^{\circ} 12.8'E$); then by mean high-water mark to the southernmost point of Ponui Island (at $36^{\circ} 54.2'S$ and $175^{\circ} 11.65'E$); then by a straight line to Haraki Point (Pakihi Island) (at $36^{\circ} 54.33'S$ and $175^{\circ} 10.1'E$); then by mean high-water mark along the eastern side of Pakihi Island to the southernmost point (at $36^{\circ} 55.22'S$ and $175^{\circ} 09.35'E$); then by a straight line to Koherurahi Point (at $36^{\circ} 55.75'S$ and $175^{\circ} 08.55'E$); then following a line along the mean high-water mark to the point of commencement on the southern side of the Whangaparaoa Peninsula (adjacent to Te Haruhi Bay):”.

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 the date of their notification in the *Gazette*, amend the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986 to reduce the area covered by the seasonal closure on commercial finfishing in the Inner Hauraki Gulf.

Regulation 4F of those regulations currently prohibits commercial fishers from taking finfish from the Inner Hauraki Gulf at any time during the period 1 October to 31 March.

Regulation 2 of these regulations, by its redefinition of the term "Inner Hauraki Gulf", removes the area north of the Whangaparaoa Peninsula from the ambit of the prohibition.

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

Date of notification in *Gazette*: 20 November 1997.

These regulations are administered in the Ministry of Fisheries.