



**THE FISHERIES (AUCKLAND AND KERMADEC AREAS
COMMERCIAL FISHING) REGULATIONS 1986,
AMENDMENT NO. 10**

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 7th day of August 1995

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.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986, Amendment No. 10, and shall be read together with and deemed part of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986* (hereinafter referred to as the principal regulations).

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

2. Size limit on scallops taken from Coromandel Scallop Fishery—The principal regulations are hereby amended by inserting,

*S.R. 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: S.R. 1991/60
Amendment No. 5: S.R. 1991/161
Amendment No. 6: S.R. 1992/210
Amendment No. 7: S.R. 1995/279
Amendment No. 8: S.R. 1994/181
Amendment No. 9: S.R. 1995/33

after regulation 22A (as inserted by regulation 7 of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986, Amendment No. 3), the following regulation:

“22B. (1) No commercial fisherman shall—

“(a) Take from the Coromandel Scallop Fishery any scallop the shell of which, whether entire, chipped, or broken, is less than 90 mm in length; or

“(b) Be in possession of any scallop which has been taken from the Coromandel Scallop Fishery and which has a shell that, whether entire, chipped, or broken, is less than 90 mm in length.

“(2) For the purposes of subclause (1) of this regulation, the greatest diameter of the shell of a scallop is its length.

“(3) Nothing in regulation 22 (1) of the Fisheries (Commercial Fishing) Regulations 1986* shall apply in relation to any scallop taken from the Coromandel Scallop Fishery.”

3. Offences—Regulation 24 (1) of the principal regulations is hereby amended by inserting, after the expression “22”, the expression “22B”.

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1986/215

Amendment No. 1: S.R. 1986/250
 Amendment No. 2: S.R. 1988/104
 Amendment No. 3: S.R. 1988/175
 Amendment No. 4: S.R. 1988/321
 Amendment No. 5: (*Revoked by S.R. 1990/186*)
 Amendment No. 6: (*Revoked by S.R. 1990/186*)
 Amendment No. 7: S.R. 1990/186
 Amendment No. 8: S.R. 1991/61
 Amendment No. 9: (*Revoked by S.R. 1993/174*)
 Amendment No. 10: S.R. 1991/249
 Amendment No. 11: S.R. 1992/115
 Amendment No. 12: S.R. 1992/208
 Amendment No. 13: S.R. 1992/237
 Amendment No. 14: S.R. 1993/174
 Amendment No. 15: S.R. 1993/278
 Amendment No. 16: S.R. 1993/353
 Amendment No. 17: S.R. 1994/175
 Amendment No. 18: S.R. 1995/35

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 day after the date of their notification in the *Gazette*, amend the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986.

These regulations permit smaller scallops to be taken in the Coromandel Scallop Fishery. The minimum legal size that applies under the Fisheries (Commercial Fishing) Regulations 1986 is 100 mm. These regulations substitute, in the case of the Coromandel Scallop Fishery, the smaller minimum legal size of 90 mm.

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

Date of notification in *Gazette*: 10 August 1995.

These regulations are administered in the Ministry of Fisheries.