



**THE FOREST AND RURAL FIRES REGULATIONS 1979,  
AMENDMENT NO. 2**

—

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 30th day of March 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Forest and Rural Fires Act 1977, His Excellency the Governor-General, 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 Forest and Rural Fires Regulations 1979, Amendment No. 2, and shall

be read together with and deemed part of the Forest and Rural Fires Regulations 1979\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of April 1987.

**2. Interpretation**—(1) Regulation 2 of the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the following definitions:

“ ‘Minister’ means the Minister of Forestry:

“ ‘Regional Manager’ means a Regional Manager in the Department of Conservation:”

(2) Section 2 of the principal regulations is hereby further amended by omitting from the definition of the term “regional fire emergency” the words “The Director-General or a Conservator”, and substituting the words “a Principal Rural Officer or other appropriate officer appointed by the Secretary of Forestry”.

**3. Hill and high country land**—Regulation 4 of the principal regulations is hereby amended—

(a) By omitting from subclause (1)(a) the words “Conservator of Forests”, and substituting the words “District Conservator, Department of Conservation”:

(b) By omitting from subclause (1)(c) the words “, the Commissioner of Crown Lands and the Conservator of Forests”, and substituting the words “and the Regional Manager”:

(c) By omitting from subclause (1)(d), (f), and (k) the words “Conservator of Forests”, and substituting the words “Regional Manager”:

(d) By omitting from subclause (2) the words “Minister of Forests”, and substituting the words “Minister of Conservation”:

(e) By omitting from subclause (2)(c) the words “New Zealand Forest Service”, and substituting the words “Department of Conservation”:

(f) By omitting from subclause (2)(c) the words “the Department of Lands and Survey”:

(g) By omitting from subclause (2)(d) the words “Department of Lands and Survey”, and substituting the words “Department of Conservation”.

**4. Fire control meetings**—Regulation 5 of the principal regulations is hereby amended—

(a) By omitting the words “Conservators of Forests”, and substituting the words “Regional Managers, Ministry of Forestry”:

(b) By omitting the word “Conservancy”, and substituting the word “regional”.

**5. Preparation and notification of fire plans**—Regulation 6 of the principal regulations is hereby amended—

(a) By omitting from subclause (3) the words “Conservator of Forests” and substituting the words “Regional Manager, Ministry of Forestry”:

- (b) By omitting from subclause (3) the words “Conservator”, and substituting the words “Regional Manager, Ministry of Forestry”:
- (c) By omitting from subclause (4) the word “Conservator”, and substituting the words “Regional Manager, Ministry of Forestry”:
- (d) By omitting from subclause (4) the words “Conservancy”, and substituting the word “region”:
- (e) By adding to subclause (5) the words “and to the Regional Manager, Ministry of Forestry”.

**6. Warrant of appointment**—(1) Regulation 9 (2) (a) of the principal regulations is hereby amended—

- (a) By omitting the words “Director-General of Forests”, and substituting the words “Director-General of Conservation”:
- (b) By omitting the words “Minister of Forests”, and substituting the words “Minister of Conservation”.

(2) Regulation 9 (2) of the principal regulations is hereby further amended by adding the following paragraph:

- “(c) The Chief Executive, where the New Zealand Forestry Corporation Limited is the Fire Authority.”

**7. Establishment of voluntary forces**—Regulation 12 of the principal regulations is hereby amended—

- (a) By omitting from subclause (2) the words “Director-General” wherever it occurs, and substituting in each place the words “Secretary of Forestry”.
- (b) By omitting from subclause (2) the words “Conservator of Forests”, and substituting the words “Regional Manager, Ministry of Forestry”:
- (c) By omitting from subclause (2) the word “Conservator” in both places where it occurs, and substituting in each place the words “Regional Manager, Ministry of Forestry”:
- (d) By omitting from subclause (5) the words “approved by a Conservator of Forests”:
- (e) By omitting from subclause (6) the words “The Director-General and every Conservator of Forests”, and substituting the words “The Secretary of Forests and every Regional Manager, Ministry of Forestry”.

**8. Proposals regarding Rural Fire Districts**—Regulation 16 (a) of the principal regulations is hereby amended by omitting the words “(including the Minister as a Fire Authority)”.

**9. Panel**—Regulation 21 of the principal regulations is hereby amended by omitting the word “Director-General”, and substituting the words “Secretary of Forestry”.

**10. Servicing**—Regulation 24 of the principal regulations is hereby amended by omitting the word “Director-General” wherever it occurs, and substituting in each place the words “Secretary of Forestry”.

**11. Special permits**—Regulation 27 (1) of the principal regulations is hereby amended—

- (a) By omitting from paragraph (a) the words “the Conservator of Forests and in all other cases by the Conservator”:
- (b) By omitting from paragraph (b) and also from paragraph (d) the words “Conservator or”.

**12. Notice of prohibitions, special permits, etc.**—Regulation 40 (1) of the principal regulations is hereby amended by revoking paragraph (a), and substituting the following paragraph:

- “(a) The Regional Manager, Ministry of Forestry, who shall immediately notify the Secretary of Forestry or the Chief Protection Officer, Ministry of Forestry.”.

**13. Terms and conditions of fire-fighting service**—Regulation 49 (1) of the principal regulations is hereby amended by omitting from paragraph (a) and also from paragraph (b) the words “New Zealand Forest Service”, and substituting the words “Department of Conservation”.

**14. Annual return of fires**—Regulation 50 of the principal regulations is hereby amended—

- (a) By omitting the words “Director-General of Forests, New Zealand Forest Service”, and substituting the words “Secretary of Forestry, Ministry of Forestry”:
- (b) By omitting the words “Conservator of Forests”, and substituting the words “Regional Manager, Ministry of Forestry”:
- (c) By omitting the words “Minister of Forests”, and substituting the word “Minister”.

**15. Schedule**—The Schedule to the principal regulations is hereby amended—

- (a) By omitting from Form 11 the expression “1978”, and substituting the expression “1979”:
- (b) By omitting from Form 11 the words “To be forwarded to the Director-General of Forests, New Zealand Forest Service, Wellington”, and substituting the words “To be forwarded to the Secretary of Forestry, Ministry of Forestry, Wellington, through the local Regional Manager, Ministry of Forestry”.

P. G. MILLEN,  
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 make the necessary amendments to the Forest and Rural Fire Regulations 1979 following the abolition of the New Zealand Forest Service, and the establishment of the Ministry of Forestry and the Department of Conservation.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 31 March 1987.

These regulations are administered in the Ministry of Forestry.