



**THE FISHERIES (SOUTHLAND AND SUB-ANTARCTIC AREAS
COMMERCIAL FISHING) REGULATIONS 1986,
AMENDMENT NO. 5**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 12th day of December 1988

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983, His Excellency the Governor-General, 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 (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986, Amendment No. 5, and shall be read together with and deemed part of the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of January 1989.

*S.R. 1986/220

Amendment No. 1: S.R. 1986/255

Amendment No. 2: S.R. 1987/19

Amendment No. 3: S.R. 1988/16

Amendment No. 4: S.R. 1988/103

2. Special provision relating to taking of female rock lobster between 1 January 1989 and 30 April 1989—The principal regulations are hereby amended by inserting, after regulation 5, the following regulation:

“5A. (1) Notwithstanding regulation 27 (1) of the Fisheries (Commercial Fishing) Regulations 1986*, but subject to regulation 29 of those regulations, the holder of a current southern rock lobster controlled fishery licence may take and be in possession of an undersize rock lobster that is a female, or the tail of an undersize female lobster, provided that—

“(a) The rock lobster is taken during the period commencing with the 1st day of January 1989 and ending with the 30th day of April 1989; and

“(b) The tail of the rock lobster is not less than 152 mm in length (as measured in accordance with the definition of that term in regulation 2 of the Fisheries (South-East Area Commercial Fishing) Regulations 1986†).

“(2) A female rock lobster taken in accordance with subclause (1) of this regulation may be possessed, processed, or sold notwithstanding anything in regulation 27 (2) of the Fisheries (Commercial Fishing) Regulations 1986.

“(3) Notwithstanding regulation 29 (1) (f) of the Fisheries (Commercial Fishing) Regulations 1986, a female rock lobster taken in accordance with subclause (1) of this regulation may be taken, possessed, processed, or sold notwithstanding that the calcified bar or any part of the exoskeleton (the outer shell of the tail) of the second abdominal segment of the rock lobster is fractured, or that any part of any primary pleural spine of the second abdominal segment is broken, provided that the rock lobster is in such a state that its tail can be properly measured as required under this regulation.”

C. J. HILL,
for Clerk of the Executive Council.

*S.R. 1986/215

†S.R. 1986/219

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986 to allow commercial fisherman in the Southland and Sub-Antarctic Areas to revert to the 152 mm tail-length measure for female rock lobster taken during the period 1 January 1989 to 30 April 1989.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 15 December 1988.

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