

1970/217

**THE FISHERIES EXPERIMENTAL WATERS (LAKES ROTOITI
AND ROTOROA) REGULATIONS 1970**

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 9th day of November 1970

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Fisheries Act 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and on the written application of the Nelson Acclimatisation Society, hereby makes the following regulations.

REGULATIONS

1. Title, commencement, and expiration—(1) These regulations may be cited as the Fisheries Experimental Waters (Lakes Rotoiti and Rotoroa) Regulations 1970, and shall be read together with and deemed part of the Freshwater Fisheries Regulations 1951*, as modified by the Freshwater Fisheries Regulations (Marlborough and Nelson) Modification Notice 1970† (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*, and shall expire at the expiration of 5 years after that date.

2. Interpretation—In these regulations the term “open season extension” means any period for which the open season is extended in Lakes Rotoiti and Rotoroa by modification notice issued by the Minister pursuant to section 93 of the Fisheries Act 1908.

3. Lakes Rotoiti and Rotoroa declared fisheries experimental waters—Lakes Rotoiti and Rotoroa in the Nelson Acclimatisation District are hereby declared to be fisheries experimental waters.

4. Principal regulations to apply as varied—The principal regulations shall apply in Lakes Rotoiti and Rotoroa except as varied by these regulations.

*S.R. 1951/15 (Reprinted with Amendments Nos. 1 to 8: S.R. 1964/196)
Amendment No. 9: S.R. 1965/170
Amendment No. 10: S.R. 1966/208
Amendment No. 11: S.R. 1970/101
†S.R. 1970/221

5. No fishing without permit—No person shall fish for acclimatised fish during the open season extension in Lake Rotoiti or Lake Rotoroa unless he is the holder of a written permit issued by the Secretary for Marine, or by the Nelson Acclimatisation Society acting on behalf of the Secretary, and subject to such conditions as are specified in the permit.

6. Conditions of permit—The conditions specified in any such permit may—

- (a) Vary or modify the size limit and the restrictions or conditions relating to fishing provided by the principal regulations:
- (b) Require the holder of the permit to report to the issuing authority, in such form and within such time as may be specified in the permit, the results of fishing done by the holder of the permit and to return with the report any tags or distinguishing devices attached to any fish when captured.

7. Duration of permit—A permit shall be available for such number of days as are therein specified, and may at any time be revoked as to the unexpired portion thereof by the issuing authority.

8. Permit to be issued only to licence holder—No permit shall be issued to any person who is not the holder of a current licence to take acclimatised fish available in the Nelson Acclimatisation District.

9. Fee for permit—A fee of 25c shall be charged for every permit issued under these regulations:

Provided that the Nelson Acclimatisation Society may, if it thinks fit, waive payment of the fee in any particular case or in any class of cases.

P. J. BROOKS,

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 declare Lakes Rotoiti and Rotoroa in the Nelson Acclimatisation District to be fisheries experimental waters for a period of 5 years, and are made under section 91A of the Fisheries Act 1908 (as enacted by section 4 of the Fisheries Amendment Act 1953), which provides that, on the application of the acclimatisation society concerned, a water may be set aside as a fisheries experimental water, and thereupon special conditions may apply.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 November 1970.

These regulations are administered in the Marine Department.