

**1958/56**

**THE FISHERIES EXPERIMENTAL WATERS (LAKE TUTIRA)  
REGULATIONS 1958**

COBHAM, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 17th day of April 1958

Present:

THE RIGHT HON. W. NASH PRESIDING 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 application of the Hawke's Bay Acclimatisation Society, hereby makes the following regulations.

**REGULATIONS**

1. (1) These regulations may be cited as the Fisheries Experimental Waters (Lake Tutira) Regulations 1958, and shall be read together with and deemed part of the Freshwater Fisheries Regulations 1951,\* as modified by the Freshwater Fisheries Regulations (Hawke's Bay) Modification Notice 1955† (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of May 1958 and shall expire on the 30th day of April 1959.

2. Lake Tutira in the Hawke's Bay Acclimatisation District is hereby declared to be a fisheries experimental water.

3. The principal regulations shall apply in Lake Tutira except as varied by these regulations.

4. (1) There shall be a winter season in Lake Tutira, which shall commence on the 1st day of May 1958 and end on the 30th day of September 1958.

(2) Subject to the provisions of regulation 5 of these regulations, it shall be lawful to fish for, take, and kill acclimatised fish from Lake Tutira during the winter season.

\*S.R. 1951/15

Amendment No. 1: S.R. 1951/200

Amendment No. 2: S.R. 1952/185

Amendment No. 3: S.R. 1955/177

Amendment No. 4: S.R. 1957/178

†S.R. 1955/159

5. No person shall fish for acclimatised fish in Lake Tutira unless he is the holder of a written permit issued by the Secretary for Marine, or by the Hawke's Bay Acclimatisation Society acting on behalf of the Secretary, and subject to such conditions as are specified in the permit.

6. The conditions specified in any such permit may—

- (a) Vary or modify the bag limit, the size limit, and the restrictions or conditions relating to fishing provided by the principal regulations:
- (b) Require the holder of a 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.

7. 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. No fee shall be charged for any permit issued under these regulations.

9. No permit shall be issued to any person who is not a holder of a current licence to take acclimatised fish available in the Hawke's Bay Acclimatisation District.

10. There may be issued by the Hawke's Bay Acclimatisation Society a winter season licence to fish for acclimatised fish in Lake Tutira in the form set out in the Schedule to these regulations.

11. The fee for a winter season licence shall be 10s.

## SCHEDULE

### WINTER SEASON LICENCE

#### LICENCE TO FISH IN LAKE TUTIRA

#### *The Fisheries Act 1908 and its Amendments*

THE holder of this licence [*Name in full*], of [*Address*], [*Calling or Occupation*], having this day paid the sum of ten shillings, is hereby authorised (subject to his being also the holder of a permit issued under the Fisheries Experimental Waters (Lake Tutira) Regulations 1958) to fish for trout and other acclimatised fish with one rod and line only in Lake Tutira in the Hawke's Bay Acclimatisation District during any portion of the period commencing on the 1st day of May 1958 and ending on the 30th day of September 1958 (being the winter season for that water) subject to the above-mentioned Acts and to all general and local regulations made thereunder for the time being in force.

Dated this ..... day of ..... 1958.

.....  
Agent or Secretary,  
Hawke's Bay Acclimatisation Society.

.....  
Signature of Licensee (not valid until signed).

T. J. SHERRARD,  
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 Lake Tutira to be a fisheries experimental water, and are made under sections 91A and 93 of the Fisheries Act 1908 (as enacted by sections 4 and 5 of the Fisheries Amendment Act 1953), which provide 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, and that the close season may be dispensed with.

These regulations permit fishing in Lake Tutira during the winter season (1 May 1958 to 30 September 1958) pursuant to a special permit issued by the Secretary for Marine, or by the Hawke's Bay Acclimatisation Society acting on behalf of the Secretary, and then only upon the special conditions set out in the permit. Provision is made in the regulations for a winter season and for the issue of special winter season licences, and for special experimental conditions to extend over the following open season.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 23 April 1958.

These regulations are administered in the Marine Department.