



**FISHERIES (COMMERCIAL FISHING) AMENDMENT
REGULATIONS (NO. 2) 1997**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 8th day of September 1997

Present:

THE RIGHT HON J B BOLGER PRESIDING IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983 and sections 297 and 298 of the Fisheries Act 1996, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fisheries (Commercial Fishing) Amendment Regulations (No. 2) 1997, and are part of the Fisheries (Commercial Fishing) Regulations 1986* (“the principal regulations”).

(2) These regulations come into force on 1 October 1997.

*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. 1992/174)*
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
Amendment No. 19: S.R. 1995/174
Amendment No. 20: S.R. 1995/229
Amendment No. 21: S.R. 1995/281
Amendment No. 22: S.R. 1996/208
Amendment No. 23: S.R. 1996/268
Amendment 1997: S.R. 1997/26

2. Fees—(1) Part I of the Second Schedule of the principal regulations (as substituted by regulation 4 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 23) is amended by revoking paragraph (d) of clause 2, and substituting the following paragraph:

- “(d) Application for special permit under section 64 of the Act (including subsequent issue of the permit):
- “(i) If the time taken to process the application does not exceed 4 hours 270
 - “(ii) In any other case, for each hour or part hour taken to process the application (including the first 4 hours) 77.13 per hour or part hour”.

(2) Part I of the Second Schedule of the principal regulations (as so substituted) is amended by revoking paragraph (f), and substituting the following paragraph:

- “(f) Amendment or alteration to conditions of permit at request of permit holder:
- “(i) In the case of a special permit under section 64 of the Act, for each hour or part hour taken to process the application 77.13 per hour or part hour
 - “(ii) In any other case 15.00”.

(3) Part IV of the Second Schedule of the principal regulations (as so substituted and as amended by regulation 2 of the Fisheries (Commercial Fishing) Amendment Regulations 1997) is amended by revoking clauses 7 and 8, and substituting the following clauses:

“7. *Marine farming permits and spat catching permits*—(1) The fee payable in respect of an application for a marine farming permit under section 67J of the Act is \$1,530.00.

“(2) The fee payable in respect of an application for a spat catching permit under section 67Q of the Act is \$1,530.00.

“(3) The fee payable in respect of an application by the holder of a marine farming permit or a spat catching permit for a change to the conditions of that permit under section 67K of the Act is \$967.50.

“(4) The fee payable in respect of the notification under section 67M of the Act of a transfer of an interest in a marine farming permit is \$607.50.

“8. *Inspection of marine farming register*—The fee payable in respect of any inspection of the register of marine farming permits that is kept under section 67J (12) of the Act is \$123.75.”

3. Revocation—The Fisheries (Commercial Fishing) Amendment Regulations 1997 (S.R. 1997/26) are revoked.

MARIE SHROFF,
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, which come into force on 1 October 1997, alter the fees payable in relation to—

- (a) Applications for special permits under section 64 of the Fisheries Act 1983, and for alteration of the conditions of such permits; and
 - (b) Marine farming permits and spat catching permits.
- Some fees are increased and others decreased.

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

Date of notification in *Gazette*: 11 September 1997.

These regulations are administered in the Ministry of Fisheries.