



**THE FRESH-WATER FISHERIES (SOUTHERN LAKES)
REGULATIONS 1945, AMENDMENT NO. 3**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 28th day of
July, 1948

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, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 3.

2. These regulations shall be read together with and form part of the Fresh-water Fisheries (Southern Lakes) Regulations 1945* (hereinafter called the principal regulations).

3. These regulations shall come into force on the 1st day of September, 1948.

4. Regulation 3 of the principal regulations is amended by revoking the definition "open season" (as replaced by Regulation 4 of the Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 1), and substituting the following :—

" 'Open season' means the 1st day of October in any year to the 30th day of April in the year next following (both days inclusive)."

5. Regulation 14 of the principal regulations is revoked, and the following regulation substituted :—

" 14. The holder of a whole-season licence may fish for, take, and kill trout, salmon, and other acclimatized fish in any part of the district, except Queenstown Bay as hereinafter defined, at a time being within the open season in the place where the holder is fishing, and during the currency of the licence. Every such licence shall be in respect of one licensing period only, and shall expire on the 30th day of April next following the date of issue thereof."

* Statutory Regulations 1945, Serial number 1945/131, page 312.

Amendment No. 1 : Statutory Regulations 1948, Serial number 1948/168, page 466.

Amendment No. 2 : Statutory Regulations 1947, Serial number 1947/142, page 512.

6. Regulation 15 of the principal regulations is amended by revoking the words "the holder of a weekly or day licence may fish for", and substituting the words "the holder of a monthly, weekly, or day licence may fish for, take, and kill".

7. Regulation 29 of the principal regulations (as replaced by Regulation 6 of the Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 1) is revoked, and the following regulation substituted:—

"29. No person shall on any one day take or kill in the district more than twelve acclimatized fish, whether trout or salmon, or more than eight trout or more than four Atlantic salmon, and no person shall continue to fish for acclimatized fish in the district on any day on which he has already taken or killed twelve acclimatized fish:

"Provided that the quantities hereby specified shall be exclusive of trout or salmon dealt with pursuant to Regulation 31 hereof."

8. Regulation 30 of the principal regulations (as heretofore amended by Regulation 7 of the Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 1) is further amended by deleting the figures "11" appearing in paragraph (a) thereof, and substituting the figures "12", and by deleting the paragraph (d) which was added thereto by the said Regulation 7 and revoking the said Regulation 7.

9. Regulation 31 of the principal regulations is amended by deleting the figures "11" appearing therein, and substituting the figures "12".

10. Regulation 32 of the principal regulations is revoked, and the following regulation substituted:—

"32. No person shall take any fish from any net, trap, pound-net, or other contrivance used by any person authorized to take fish for purposes of pisciculture or scientific investigation pursuant to Regulation 43 hereof or shall in any way interfere with or damage any such net, trap, pound-net, or contrivance."

11. Clause (2) of Regulation 33 of the principal regulations (as amended by Regulation 8 of the Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 1) is further amended by revoking paragraph (d), and by substituting the following paragraphs:—

"(c) The Upukerora River and that portion of Lake Te Anau within a radius of 200 yards shore to shore from the centre of the meeting-line of the said river and lake:

"(d) The Eglinton River."

12. Regulation 41 of the principal regulations is revoked, and the following regulation substituted:—

"41. No acclimatization society or person shall, without the written authority of the Under-Secretary of the Department of Internal Affairs, place, liberate, or introduce into any lake, river, stream, or other waters within the district, any indigenous or exotic species of mollusca, crustacea, protozoa, insecta, or of annelid, nematode, or platyhelminth worm, or any fish or fish ova of any description.

13. Regulation 43 of the principal regulations is revoked, and the following regulation substituted:—

"43. (1) Regulations 20, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 38, and 39 hereof shall not apply to officers of the Marine Department or to officers of the Department of Internal Affairs fishing

for or taking fish for the purposes of acclimatization or propagation or for scientific or other purposes, nor to any fish in the possession of such officers as aforesaid for any of the said purposes.

“(2) Notwithstanding any other provision of these regulations, any person authorized in writing in that behalf by the Under-Secretary of the Department of Internal Affairs may by any method whatsoever fish for, take, and kill fish from any waters in the district at any time, whether during the open season or the close season, for the purposes of pisciculture or scientific investigation and may have in his possession fish taken for such purposes.

“(3) Notwithstanding any other provision of these regulations, any officer of the Marine Department or any officer of the Department of Internal Affairs, acting in either case in the course of his official duties, provided the written authority of the Under-Secretary of the Department of Internal Affairs is first obtained, may use narcotic or poisonous matter or liquid in any waters in the district to stupefy or kill fish for purposes of pisciculture or scientific investigation and may have in his possession fish so taken for such purposes.”

14. The Second Schedule to the principal regulations (as amended by Regulation 10 of the *Fresh-water Fisheries (Southern Lakes) Regulations 1945, Amendment No. 1*) is further amended by deleting clause (c), including the remaining paragraphs thereof, under the heading “Notes”, and substituting the following clause :—

“(c) The open season in the district is the 1st October in any year to the 30th April in the year next following (both days inclusive).”

T. J. SHERRARD,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 29th day of July, 1948.

These regulations are administered in the Department of Internal Affairs.