



**THE FISHERIES (COMMERCIAL FISHING) REGULATIONS 1983,
AMENDMENT NO. 2**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 17th day
of December 1984

Present:

THE HON. G. W. R. PALMER PRESIDING IN COUNCIL

PURSUANT to 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 (Commercial Fishing) Regulations 1983, Amendment No. 2, and shall be read together with and deemed part of the Fisheries (Commercial Fishing) Regulations 1983* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force 14 days after the date of their notification in the *Gazette*.

2. Interpretation—Regulation 2 of the principal regulations (as amended by the Fisheries (Commercial Fishing) Regulations 1983, Amendment No. 1) is hereby further amended by inserting, in their appropriate alphabetical order, the following definitions:

“Blue cod” means the fish of which the scientific name is *Paraperchis colias*:

- “ ‘Blue moki’ means the fish of which the scientific name is *Latridopsis ciliaris*:
- “ ‘Butterfish’ means those fish of which the scientific names are *Odax pullus* and *Odax cyanoallix*:
- “ ‘Elephant fish’ means the fish of which the scientific name is *Callorhynchus milii*:
- “ ‘Flatfish’ includes the following species:
- “(a) Sand flounder (‘dab’, ‘white’, ‘diamond’, or ‘square’ flounder) (*Rhombosolea plebeia*):
- “(b) Lemon sole (*Pelotretis flavilatus*):
- “(c) New Zealand sole (*Peltorhamphus novaezeelandiae*):
- “(d) Flounder (‘yellow belly’) (*Rhombosolea leporina*):
- “(e) Brill (*Colistium guntheri*):
- “(f) Turbot (*Colistium nudipinnis*):
- “(g) Black flounder (*Rhombosolea retiaria*):
- “(h) Greenback flounder (*Rhombosolea tapirina*):
- “ ‘Groper’ includes the fish species of which the scientific names are *Polyprion oxygeneios* and *Polyprion moeone*:
- “ ‘Kahawai’ means the fish of which the scientific name is *Arripis trutta*:
- “ ‘Red moki’ means the fish of which the scientific name is *Cheilodactylus spectabilis*:
- “ ‘Rig’ means the fish of which the scientific name is *Mustelus lenticulatus*:
- “ ‘Snapper’ means the fish of which the scientific name is *Chrysophrys auratus*:
- “ ‘Tarakihi’ means the fish of which the scientific name is *Nemadactylus macropterus*:
- “ ‘Trevally’ means the fish of which the scientific name is *Caranx georgianus*:
- “ ‘Wetfish’ means fish of the class Osteichthyes (boney fishes) and the class Chondrichthyes (sharks, skates, rays, and elephant fish).”

3. Limits on controlled fish taken by non-licence holders—The principal regulations are hereby amended by revoking regulation 10A (as inserted by regulation 3 of the Fisheries (Commercial Fishing) Regulations 1983, Amendment No. 1), and substituting the following regulation:

“10A. For the purposes of section 31 (2) (a) of the Act, no person shall take, or be in possession of, on any one day in a controlled fishery more than the maximum number of each species of fish to which the controlled fishery relates as specified in the following table:

“Controlled Fishery Species	Maximum Number
Blue cod	30
Blue moki	30
Butterfish	30
Elephant Fish	30
Flatfish (except sand flounder)	30
Sand flounder	30
Groper	30
Kahawai	30
Oysters (dredge)	50
Red moki	30

"Controlled Fishery Species	Maximum Number
Rig	30
Rock lobster	6
Scallop	20
Snapper	30
Tarakihi	30
Trevally	30
All other wetfish	No numerical limit"

4. Shellfish quotas may be allocated—Regulation 11 (1) of the principal regulations is hereby amended by inserting, after the word "taking", the words "shellfish from New Zealand fisheries waters or taking".

5. Methods of fishing—Clause 4 of Part I of the Schedule to the principal regulations is hereby amended by adding the following paragraph:

"(i) *Lining*: Includes the use of set lines, hand lines, bottom longlines, surface longlines, dahn lines, trot lines, jig lines, drop lines, mechanical lines, squid machines, pole and line, live bait pole and line, mechanical pole and line, and troll lines."

6. Revocations—(1) Regulation 12 (c) of the principal regulations is hereby revoked.

(2) Regulation 3 of the Fisheries (Commercial Fishing) Regulations 1983, Amendment No. 1* is hereby consequentially revoked.

P. G. MILLEN,
Clerk of the Executive Council.

*S.R. 1984/137

EXPLANATORY NOTE

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

These regulations change the prescribed limit for catches of finfish by commercial fishermen who do not hold a controlled fishery licence from a limit of 50 finfish per person per day to a daily quota of 30 fish of each specified species.

The quota allocation provisions are extended to cover shellfish, and "lining" is more particularly described as a fishing method.

The provisions authorising the registration, management, construction, and control of jetties and stands have been revoked. These are functions of the Ministry of Transport.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 21 December 1984.

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