



**THE FISHERIES (COMMERCIAL FISHING) REGULATIONS 1986,
AMENDMENT NO. 19**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 28th day of August 1995

Present:

THE RIGHT HON. D. C. MCKINNON PRESIDING IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983, Her 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 1986, Amendment No. 19, and shall be read together with and deemed part of the Fisheries

(Commercial Fishing) Regulations 1986* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of October 1995.

2. Alternative position for marking figures, letters, and discs—

(1) The principal regulations are hereby amended by revoking regulation 18 (as amended by regulation 5 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 17), and substituting the following regulation:

“18. Where,—

“(a) A vessel is used for squid fishing or for any other type of fishing that is likely to obscure or obliterate quickly the figures, letters, and discs required by regulations 14 to 17 of, and the Fourth Schedule to, these regulations to be marked on the hull of the vessel; or

“(b) A vessel has a hull of such a shape that the figures, letters, and discs required by regulations 14 to 17 of, and the Fourth Schedule to, these regulations to be marked on that hull are likely to be obscured or obliterated,—

it shall be sufficient compliance with those regulations and that Schedule if the owner of the vessel ensures that the figures, letters, and discs are marked and maintained, as nearly as practicable in the size and manner required by those regulations and that Schedule, on both sides of the hull or superstructure of the vessel in a position approved in writing by a Fishery Officer.”

(2) Regulation 5 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 17 is hereby consequentially revoked.

*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. 1993/174)
- 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. 1992/257
- 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

3. Offences—Regulation 57(1) of the principal regulations (as substituted by regulation 6(1) of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 18) is hereby amended by inserting, after the expression “42A”, the expression “44”.

DIANE WILDERSPIN,
Acting for 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 1995, amend the Fisheries (Commercial Fishing) Regulations 1986.

Regulation 2 revokes regulation 18 of the principal regulations, and substitutes a new regulation. The regulation (which allows identifying figures, letters, and discs on fishing vessels to be placed in alternative positions in certain circumstances) is new to the extent that it now makes provision for a vessel that has a hull of such a shape that the figures, letters, and discs required to be marked on the hull are likely to be obscured or obliterated. In the case of such a vessel, it will be sufficient compliance if the owner of the vessel ensures that the figures, letters, and discs are marked and maintained, as nearly as practicable in the size and manner required, on both sides of the hull or superstructure of the vessel in a position approved in writing by a Fishery Officer.

Regulation 3 repairs an omission by inserting a reference to regulation 44 of the principal regulations into regulation 57(1) of the principal regulations (which prescribes offences against the principal regulations). The reference to regulation 44 was inadvertently omitted when regulation 57(1) was replaced on 1 April 1995 by the Fisheries (Commercial Fishing) Regulations 1986, Amendment 18.

Issued under the authority of the Acts and Regulations Publication Act 1989.
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These regulations are administered in the Ministry of Fisheries.