



**THE FISHERIES (COMMERCIAL FISHING) REGULATIONS 1986,
AMENDMENT NO. 21**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 27th day of November 1995

Present:

THE RIGHT HON. DON 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 order.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 21, and shall be read together with and deemed part of the Fisheries (Commercial Fishing) Regulations 1986* (hereinafter referred to as the principal regulations).

*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. 1992/237
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

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

2. Quota registration fees—(1) Part III of the Second Schedule to the principal regulations (as substituted by regulation 3 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 14) is hereby amended by revoking clause 3, and substituting the following clause:

“3. (1) A fee of \$38.00 is payable in any case where—

“(a) A written authority of the kind referred to in section 28ZA (2) (c) (iii) of the Act is furnished to a Registrar; or

“(b) An arrangement of the kind referred to in section 28ZF (2) (b) (ii) of the Act is notified to the chief executive; or

“(c) A written agreement of the kind referred to in section 62 (1A) of the Act is furnished to the chief executive; or

“(d) An agreement of the kind referred to in section 99 (1) of the Act is furnished to a Registrar; or

“(e) An arrangement of a kind referred to in section 105A (2) (e) (ii) of the Act is notified to a Registrar.

“(2) The relevant fee is payable by the person who furnishes or notifies the authority, agreement, or arrangement to the Registrar or chief executive, and is payable irrespective of whether the authority, agreement, or arrangement is approved or otherwise accepted or recognised by the Registrar or chief executive for the purposes of the relevant section.”

3. Other fees—(1) Clause 2 of Part IV of the Second Schedule to the principal regulations (as substituted by regulation 3 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 14) is hereby amended by revoking subclause (1), and substituting the following subclause:

“(1) The fee payable in respect of any supervision by a scientific observer that is required to be undertaken to provide the chief executive with information that will assist in making a decision under section 3A (3) of the Act is, for each 24-hour period or part of a 24-hour period during which the scientific observer is involved in the supervision,—

“(a) \$756.18 where the chief executive provides accommodation for the scientific observer; and

“(b) \$636.18 where the vessel owner provides accommodation for the scientific observer.”

(2) Clause 3 (1) of Part IV of the Second Schedule to the principal regulations (as so substituted) is hereby amended—

(a) By omitting from paragraph (a) the expression “\$342”, and substituting the expression “\$636.18”;

(b) By omitting from paragraph (b) the expression “\$462.42”, and substituting the expression “\$756.18”.

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 December 1995, amend the Fisheries (Commercial Fishing) Regulations 1986 to—

- (a) Increase from \$29.25 to \$38 the fee for furnishing to a Registrar a written authority to take quota under section 28ZA of the Fisheries Act 1983; and
- (b) Introduce a similar fee for the furnishing of similar agreements and arrangements under sections 28ZF, 62, 99, and 105A of that Act; and
- (c) Increase the fees for the supervision by scientific observers of transshipments and of matters relevant to the establishing of greenweight conversion factors.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 30 November 1995.
These regulations are administered in the Ministry of Fisheries.