



**THE FISHERIES (COMMERCIAL FISHING) REGULATIONS 1986,
AMENDMENT NO. 3**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 1st day of August 1988

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 89 of 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 1986, Amendment No. 3, 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 September 1988.

2. Taking and possession of black coral prohibited—(1) Regulation 31 of the principal regulations is hereby amended by adding the following subclause:

“(2) No person shall sell or possess for sale or process for sale any black coral.”

*S.R. 1986/215
Amendment No. 1: S.R. 1986/250
Amendment No. 2: S.R. 1988/104

(2) Regulation 37 of the principal regulations is hereby amended by repealing the subclause (2) that was purported to be added to that regulation by regulation 7 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 2.

(3) Regulation 7 of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 2 is hereby repealed.

3. Fees inclusive of goods and services tax—Regulation 56 of the principal regulations is hereby amended by adding the following subclause:

“(2) The fees so specified are inclusive of any amount of goods and services tax that may be payable under the Goods and Services Tax Act 1985.”

4. Fees increased—The principal regulations are hereby amended by repealing the Second Schedule to the principal regulations (as so intituled by regulation 9 (2) of the Fisheries (Commercial Fishing) Regulations 1986, Amendment No. 2), and substituting the Second Schedule set out in the Schedule to these regulations.

SCHEDULE

Reg. 4

NEW SECOND SCHEDULE SUBSTITUTED IN PRINCIPAL REGULATIONS

“SECOND SCHEDULE

Reg. 56

FEES

PART I

REGISTRATION AND FISHING PERMIT FEES

1. The fees payable in respect of the registration of a fishing vessel and the issue of duplicates shall be as follows:

	\$
(a) Registration	66.00
(b) Issue of duplicate certificate of registry	13.20

2. The fees payable in respect of permits and the issue of duplicates shall be as follows:

(a) Issue of permit other than for fishing under Part IIA of the Act	88.00
(b) Issue of permit for fishing under Part IIA of the Act	66.00
(c) Application for special permit under section 64 of the Act (including subsequent issue of the permit)	132.00
(d) Issue of any duplicate permit	13.20
(e) Amendment or alteration to conditions of permit at the request of the permit holder	13.20

SCHEDULE—*continued*
PART II

CONTROLLED FISHERIES FEES

Application Fees

1. On an application under section 29 of the Act—	\$
(a) To inspect the Register of Controlled Fishery Licences	2.20
(b) To obtain a copy of any specified entry in the Register of Controlled Fishery Licences—	
(i) Where a fee under paragraph (a) has been paid	4.40
(ii) Where a fee under paragraph (a) has not been paid	6.60
2. Application for a licence	66.00
3. Application for renewal of licence	66.00
4. Application for a temporary licence—	
(a) To a Registrar of the Ministry	66.00
(b) To the Fisheries Authority	66.00
5. Any other application under Part III of the Act to a Registrar of the Ministry or to the Authority	66.00

Boat Authority Fees

Every holder of a licence granted under Part III of the Act shall pay to the Authority, in respect of every boat authority issued in respect of a vessel specified in the licence, a fee of \$176 for every year or part of a year for which the licence is current.

Where the holder of a licence granted under Part III of the Act is also granted a licence under that Part to fish in another controlled fishery contiguous to the first for the same species of fish, and a vessel for which a boat authority has been issued is to be used in both controlled fisheries by the licensee, no further fee shall be payable for the cancellation of the original boat authority and the issue of an appropriate new boat authority.

PART III

INDIVIDUAL TRANSFERABLE QUOTA REGISTRATION FEES

1. The fee payable for the registration of any transfer or lease of any individual transferable quota is \$66.

2. The fee payable to inspect the register of individual transferable quota is \$13.20.

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 increase boat registration and permit fees, controlled fishery fees, and individual transferable quota registration fees. The new fees are GST inclusive, and come into force on 1 September 1988.

Regulation 2 corrects a drafting error involving the incorrect numbering of an earlier amendment to the Fisheries (Commercial Fishing) Regulations 1986.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 August 1988.

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