



**THE FRESHWATER FISHERIES REGULATIONS
(MARLBOROUGH AND NELSON) MODIFICATION NOTICE
1981**

PURSUANT to section 83 (2) (d) of the Fisheries Act 1908, and to regulation 7 of the Freshwater Fisheries Regulations 1951, the Minister of Fisheries hereby gives the following notice.

NOTICE

1. Title—This notice may be cited as the Freshwater Fisheries Regulations (Marlborough and Nelson) Modification Notice 1981.

2. Commencement—This notice shall come into force on the 14th day after the date of its notification in the *Gazette*.

3. Application—This notice shall be in force only within the Marlborough and Nelson Acclimatisation Districts.

4. Modification of regulations—The Freshwater Fisheries Regulations 1951* are hereby modified as follows:

Limit Bag

- (a) There shall be no limit on the number of acclimatised fish (being trout or salmon) that may be taken or killed on any one day in the Cobb Reservoir, Lake Rotoiti, or Lake Rotoroa during any open season in those waters:
- (b) Except as provided in paragraph (a) of this clause, no person shall on any one day take or kill more than 10 acclimatised fish (being trout or salmon), of which not more than 4 may be taken from one or more of the following waters including tributaries of these waters, namely—the Goulter Stream, the Rai River, Spring Creek, the Wairau River upstream from the Wash Bridge, Lake Daniells, the Motucka River upstream from the Main Road bridge at Kohatu, the Motupiko River, the Mangles River, the Owen River, the Matiri River, the Riwaka River, the Waimea River and its tributaries, the Whangamoa River, the Happy Valley River, and the Buller River from Lake Rotoiti to its junction with the Hope River:

*S.R. 1951/15 (Reprinted with Amendment Nos. 1 to 13: S.R. 1976/191)
Amendment No. 14: (Revoked by S.R. 1977/268)
Amendment No. 15: S.R. 1977/268
Amendment No. 16: S.R. 1980/110
Amendment No. 17: S.R. 1980/197

Size Limit

- (c) No person shall take or kill in any manner whatever or intentionally have in his possession any trout or salmon that does not exceed in length—
- (i) In the case of any trout or salmon taken from the Maitai River, 25 cm:
 - (ii) In the case of any trout or salmon taken from any water other than the Maitai River, 30 cm:

Restrictions on Lures and Methods

- (d) No person in fishing for acclimatised fish shall—
- (i) Use any lure or bait other than artificial fly in the Maitai River (except as provided in subparagraph (ii) of this paragraph), Riwaka River, Happy Valley River, Motupiko River, Mangles River, Pearce River, the Cobb River upstream from the first gorge upstream from Cobb Lake (that point being more particularly shown by white posts on the river banks), or in any tributary of any such river or stream or, as the case may be, of the part specified in this subparagraph:
 - (ii) Use any lure or bait other than artificial fly or artificial bait in the Waihopai River from its source to the Waihopai Bridge or in any tributary of that part of the Waihopai River, or, if holding a junior licence, in the Maitai River:
 - (iii) Tow or troll any lure in that part of Lake Rotoroa within a radius of 200 m from the centre of the meeting lines with the lake of all rivers and streams entering the Lake, or in that part of the lake within a radius of 200 m from the centre of the meeting line with the lake of the outlet from the lake of the Gowan River, as shown in each part by white posts:
 - (iv) Fish from any boat in Lake Rotoiti within a radius of 200 m from the centre of the meeting lines with the lake of the Travers River and Cold Water Creek, or within a radius of 200 m from the centre of the outlet of the Buller River from the lake, as shown by white posts on each river bank:
 - (v) Use natural bait within the Marlborough Acclimatisation District, except in the Wairau River downstream from the No. 1 State Highway Bridge, or, if holding a junior licence, in the Taylor River or the Opawa River:

Close Season Exceptions

- (e) There shall be no close season in the Cobb Reservoir, the Waimea or Wairoa Rivers downstream from the confluence with the Lee River, the Aorere River downstream from the road bridge at Rockville, the Takaka River downstream from the road bridge at Uruwhenua, and the Motueka River downstream from the road bridge at Alexander Bluff:

Open Season Extensions

- (f) There shall be an open season commencing on the 1st day of May and ending with the 31st day of August in the same year in the Awatere River, the Clarence River downstream from the Glen Alton Bridge, the Pelorus River downstream from its confluence with the Rai River, Lakes Rotoiti and Rotoroa, and the Wairau River downstream from its confluence with Wash Creek:

Open Season Exception

- (g) No person shall fish for acclimatised fish in Lake Daniells during the month of October, or in the Brook Stream in Nelson City at any time.

5. Revocation—The Freshwater Fisheries Regulations (Marlborough and Nelson) Modification Notice 1978* is hereby revoked.

Dated at Wellington this 9th day of September 1981.

DUNCAN MACINTYRE, Minister of Fisheries.

*S.R. 1978/132

EXPLANATORY NOTE

This note is not part of the notice, but is intended to indicate its general effect.

Except as varied by Modification Notices of local application, the Freshwater Fisheries Regulations 1951 provide, *inter alia*, that—

- (a) The *limit bag*, which is the maximum number of trout or salmon that may be taken by 1 person in 1 day computed from midnight to midnight, shall be 50:
 - (b) The *size limit*, which is the minimum size of fish lawfully takeable, measured from tip of nose to tip of tail, shall be 15 cm for trout and salmon. Undersized fish must be released unharmed and are not reckoned in the limit bag:
 - (c) Only artificial or natural fly, insect, worm, crustacea, or fish are lawful lures or baits for acclimatised fish. Shellfish (mollusca) and fish roe are illegal. Not more than 2 lures or baits may be used. Artificial flies, which includes feathered lures, must have only 1 hook. In waters restricted to fly, no weight or loaded lure is permitted. Any weight must be affixed above any lure or bait and, with artificial minnow (which includes spoon), at least 38 cm above:
 - (d) The duration of the *open season* for acclimatised fish is from 1 October to 30 April.
- This notice modifies the provisions of the general regulations in the Marlborough and Nelson Acclimatisation Districts by providing that there shall be no limit bag for the Cobb Reservoir, Lake Rotoiti, or Lake Rotoroa, by reducing the number of salmon and trout in a limit bag in other waters to 10, of which not more than 4 may be taken from certain specified waters, by increasing the size limit to 30 cm except in the Maitai River where it is increased to 25 cm, by imposing restrictions on lures and methods in specified waters, by dispensing with a close season in certain waters, by extending the duration of the open season in certain waters, and by prohibiting fishing in Lake Daniells during the month of October, or in Brook Stream in Nelson City at any time.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 17 September 1981.

This notice is administered in the Ministry of Agriculture and Fisheries.