

1970/220



## THE FRESHWATER FISHERIES REGULATIONS (HAWKE'S BAY) MODIFICATION NOTICE 1970

PURSUANT to the Fisheries Act 1908 and the Freshwater Fisheries Regulations 1951, and, in relation to paragraphs (d) and (e) of clause 4, on the written application of the Hawke's Bay Acclimatisation Society, the Minister of Marine hereby gives the following notice.

### NOTICE

**1. Title**—This notice may be cited as the Freshwater Fisheries Regulations (Hawke's Bay) Modification Notice 1970.

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

**3. Application**—This notice shall be in force only within the Hawke's Bay Acclimatisation District.

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

#### *Limit Bag*

(a) No person shall on any one day take or kill more than 15 acclimatised fish:

#### *Size Limit*

(b) No person shall take or kill in any manner whatever or intentionally have in his possession any acclimatised fish that does not exceed 10 in.:

#### *Restrictions on Lures and Methods*

(c) No person in fishing for acclimatised fish shall—

(i) Use any lure or bait other than natural fly, artificial fly, or artificial minnow:

Provided that nothing in this subparagraph shall apply with respect to any person fishing for perch in Lake Te Pohue:

(ii) Use any lure or bait other than artificial fly in the Maharakiki, Mangaone, Maraetotara, or Tukipo Rivers, or any tributary of any such river:

(iii) Tow or troll any lure from any mechanically propelled or mechanically drawn boat in Lake Tutira:

\*S.R. 1951/15 (Reprinted with Amendments Nos. 1 to 8: S.R. 1964/196)  
 Amendment No. 9: S.R. 1965/170  
 Amendment No. 10: S.R. 1966/208  
 Amendment No. 11: S.R. 1970/101

(iv) Tow or troll any lure or bait from a moving boat or launch in that part of Lake Tutira within a radius of 100 yards from the centre of the meeting line of Sandy Creek and Lake Tutira:

(v) Fish from an anchored boat or launch in that part of Lake Tutira within a radius of 100 yards from the centre of the meeting line of Sandy Creek and that lake:

*Close Season Exceptions*

(d) There shall be no close season in the following waters:

(i) Lake Tutira, except—

(1) Sandy Creek:

(2) The Tutira Stream:

(ii) The Mohaka River downstream from the Pakaututu Bridge:

(iii) The Tukituki River where it passes through the Tukituki Wildlife Refuge:

(e) There shall be an open season from the 1st day of October to the 30th day of April in the year next following (both dates inclusive) and from the 1st day of June to the 30th day of September in the same year (both dates inclusive) in the following waters:

(i) The Manawatu River between its confluence with the Mangatewainui Stream and the Ballance Bridge:

(ii) The Tukituki River downstream from the State Highway No. 50 Bridge:

(iii) The Ngaruroro River downstream from its confluence with the Otamauri Stream:

(iv) The Tutaekuri River downstream from its confluence with the Mangaone Stream:

(v) The Waipawa River downstream from the Highway 50 road bridge:

(vi) Lake Opowehi.

**5. Revocation**—The Freshwater Fisheries Regulations (Hawke's Bay) Modification Notice 1968\* is hereby revoked.

Dated at Wellington this 3rd day of November 1970.

ALLAN McCREADY, Minister of Marine.

\*S.R. 1968/188

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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 acclimatised fish to 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 6 in. 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 include 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 15 in. 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 Hawke's Bay Acclimatisation District by reducing the limit bag to 15 acclimatised fish, increasing the size limit to 10 in., and imposing restrictions on lures and methods of fishing in waters specified in this notice and dispensing with a close season in certain waters.

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Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 12 November 1970.  
This notice is administered in the Marine Department.