

1978/133



THE FRESHWATER FISHERIES REGULATIONS (NORTH CANTERBURY) MODIFICATION NOTICE 1978

PURSUANT to section 83 (1) (d) of the Fisheries Act 1908, and to regulation 7 of the Freshwater Fisheries Regulations 1951, the Minister of Agriculture and Fisheries hereby gives the following notice.

NOTICE

1. Title—This notice may be cited as the Freshwater Fisheries Regulations (North Canterbury) Modification Notice 1978.

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 North Canterbury Acclimatisation District.

4. "High country waters" defined—In this notice the term "high country waters" means Lakes Lilian, Coleridge, Selfe, Evelyn, Grace, Henrietta, Ida, Little Ida, Catherine (also known as Monk), Georgina, Spectacles, Red Lakes, Lyndon Tarn, Lyndon, Rubicon, Pearson, Grasmere, Sarah, Hawdon, Marymere, Vagabonds Inn Tarn, Blackwater, Letitia, Minchin, Sheppard, Taylor, Katrine, Sumner, Mason, Guyon, and Tennyson, and all waters flowing into those lakes; and includes all other lakes and tarns lying west of a line joining—

- (a) The white posts at the Lake Coleridge powerhouse on the Rakaia River; and
- (b) The white posts at Woodstock on the Waimakariri River; and
- (c) The junction of the Hurunui River with the South Branch; and
- (d) The junction of the Waiau and Hope Rivers; and
- (e) The New Zealand Electricity Department's bridge over the Clarence River approximately 2.5 km downstream from Lake Tennyson.

5. 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 14 acclimatised fish (being trout or salmon), of which—
 - (i) Not more than 10 may be quinnat salmon or trout taken from Lake Coleridge:

*S.R. 1951/15 (Reprinted with Amendments Nos. 1 to 13: S.R. 1976/191)
 Amendment No. 14: (*Revoked by S.R. 1976/268*)
 Amendment No. 15: S.R. 1976/268

Size Limit

- (ii) Not more than 4 may be quinnat salmon and not more than 10 may be trout taken from other waters:
- (b) No person shall take or kill in any manner whatever or intentionally have in his possession any acclimatised fish (being trout or salmon) that does not exceed 25 cm in length:

Restrictions on Lures and Methods

- (c) No person in fishing for acclimatised fish shall—
- (i) Use any natural lure or bait in any high country waters except Lakes Coleridge, Georgina, Lyndon, Pearson, Taylor, Katrine, and Sumner:
- (ii) Fish from any mechanically propelled boat in any lakes except in Lakes Ellesmere, Forsyth, Coleridge, and Sumner at a distance of at least 200 m from any person fishing from the shore:
- (iii) Fish from any boat in any high country waters except Lakes Coleridge, Georgina, Lyndon, Pearson, Taylor, Katrine, and Sumner, in which lakes any non-mechanically propelled boat may be used:

Open Season Exceptions

- (d) No person shall fish—
- (i) At any time for acclimatised fish in Taylor's Drain from its source to its junction with the Wairarapa Stream, in the Avon River from the Armagh Street bridge at Hagley Park to the Barbadoes Street bridge, or in the canal commonly called the Wilberforce Diversion which connects Lake Coleridge with the Wilberforce River:
- (ii) During the period commencing on the 1st day of October in any year and ending with the Friday immediately preceding the first Saturday in November in that year, for acclimatised fish in any high country waters:
- (iii) During the months of March and April for acclimatised fish in the Rakaia River and its tributaries above the Lake Coleridge powerhouse, that point being more particularly shown by white posts on the river banks:
- Provided that this subparagraph shall not apply to any lakes draining into the Rakaia River above the point specified:
- (iv) During the months of March and April, nor take during those months, quinnat salmon in—
- (1) The Clarence River above the New Zealand Electricity Department's bridge approximately 2.5 km below Lake Tennyson, or any tributary of that part of the river:
 - (2) The Hurunui River above the junction of the South Branch with that river, or any tributary of that part of that river, including Lake Sumner;

- (3) The Waiau River above the junction of that river with the Hope River, or any tributary of that part of the Waiau River:
- (4) The Waimakariri River above the white posts at Woodstock, or any tributary of that part of that river:
- (5) The Kaiapoi and Cam Rivers, or any tributary of those rivers, above the motorway bridge:

Open Season Extensions

- (e) There shall be an open season for acclimatised fish from the first Saturday after Queen's Birthday Weekend to the 31st day of August in the same year (both dates inclusive) in the following waters:
 - (i) The Waiau River downstream from its junction with the Hope River:
 - (ii) The Hurunui River downstream from its junction with the South Branch:
 - (iii) The Ashley River downstream from the Ashley Gorge Road bridge approximately 0.5 km below the Domain:
 - (iv) The Waimakariri River downstream from the white posts at Woodstock:
 - (v) The Selwyn River downstream from where the South Springston Road meets that river:
 - (vi) Lake Forsyth, and the Wairewa and Okuti Rivers downstream from the road bridge over each river on the Little River-Te Oka Bay road:
 - (vii) Lakes Taylor, Sumner, Coleridge, Lyndon, and Selfe except within 200 m of any stream flowing into those lakes:
 - (viii) The Rakaia River downstream from the bridge on the main South Road:

Close Season Exceptions

- (f) There shall be no close season in the Heathcote River, nor in the Avon River except as provided in paragraph (d) (i) of this clause:

Faunistic Reserve

- (g) Lake Marion and tributaries of Lake Marion are hereby declared to continue as a faunistic reserve, and the special provisions of regulation 98 of the Freshwater Fisheries Regulations 1951 shall continue to apply to those waters accordingly.

6. Revocation—The Freshwater Fisheries Regulations (North Canterbury) Modification Notice 1977* is hereby revoked.

Dated at Wellington this 9th day of May 1978.

J. B. BOLGER,
In the place of the Minister of Agriculture and Fisheries.

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 one person in one day computed from midnight to midnight, shall be 50:
- (b) The *size limit*, which is the minimum size of trout or salmon that may be lawfully taken, measured from tip of nose to tip of tail, shall be 15 cm. 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 one 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 October 1 to April 30.

This notice modifies the provisions of the general regulations in the North Canterbury Acclimatisation District by limiting the number of salmon or trout that may be taken, increasing the size limit, restricting the methods of fishing that may be used in certain waters, restricting the operation of the open season in certain waters, and extending the open season in other waters. The Heathcote River and most of the Avon River are opened to year round fishing with no close season.

The notice also declares that Lake Marion and its tributaries are to continue to be a faunistic reserve where the provisions of regulation 98 of the Freshwater Fisheries Regulations 1951 (which prohibit all fishing) apply.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 11 May 1978.

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