

1955/162

**THE FRESHWATER FISHERIES REGULATIONS (OTAGO)
MODIFICATION NOTICE 1955**

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PURSUANT to the Fisheries Act 1908 and the Freshwater Fisheries Regulations 1951, the Minister of Marine hereby gives notice as follows.

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NOTICE

1. This notice may be cited as the Freshwater Fisheries Regulations (Otago) Modification Notice 1955.
2. This notice shall come into force on the day after the date of its notification in the *Gazette*.
3. This notice shall be in force only within the Otago Acclimatization District.
4. 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 twenty acclimatized fish, of which not more than ten may be trout, of which trout not more than five may be taken in the Shag River on any day of any month and not more than three may be taken from the Water of Leith on any day during the month of April:

Size Limit

- (b) No person shall take or kill in any manner whatever or intentionally have in his possession any acclimatized fish that does not exceed:
- (i) In the case of any trout or salmon taken from the Kahiku Stream, the Water of Leith, the Waitati Stream, or the Evansdale Stream, or from the tributaries of those streams, 9 in.:
 - (ii) In the case of any trout or salmon taken from the Mataura River or from the Tomahawk Lagoons, 12 in.:
 - (iii) In the case of any trout or salmon taken from any water other than those described in subparagraphs (i) and (ii) hereof, 10 in.:

*S.R. 1951/15.
Amendment No. 1: S.R. 1951/200.
Amendment No. 2: S.R. 1952/185.

Restrictions on Lures and Methods

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

(i) With any natural bait, other than natural minnow, use any multiple hook or more than two single hooks:

(ii) Use more than one artificial minnow:

(iii) When trolling, use any artificial minnow having attached thereto more than three multiple hooks or use any natural minnow having attached thereto any Stewart tackle or use more than one single and two multiple hooks:

(iv) Troll from any mechanically propelled or towed boat:

(v) Use any lure other than artificial fly in the Shag River upstream from the Horse Range Bridge at Palmerston or in any tributary which joins that river above that bridge:

(vi) In the Mahinerangi Dam during the period from one hour after sunset to one hour before sunrise, use any natural bait:

(vii) In the water of Leith during the month of April use any lure other than an artificial fly having a hook not larger than size No. 6 (old numbers):

Indigenous Fish

(d) No person fishing for eels shall use any hook smaller than size No. 4/0 (old numbers) or any hook attached by gut to a line, unless he is fishing in any river within one mile of the sea by water from low tide mark:

Open Season Exceptions

(e) No person shall fish for any acclimatized fish in the waters of the Mataura River between a straight line drawn across the river from a point on the east bank in line with the northern boundary of Eden Street in the Borough of Mataura, and a straight line drawn across the river from a point on the east bank in line with the northern boundary of Doctors Road in the borough, the limits of those waters being more specifically shown by white posts marked "Prohibited fishing limit" and erected on the banks of the river at the terminal points of the lines hereinbefore described.

5. The Freshwater Fisheries Regulations (Otago) Modification Notice 1951* is hereby revoked.

Dated at Wellington this 14th day of September 1955.

JOHN McALPINE,
Minister of Marine.

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 acclimatized fish to be taken by one person in one day computed from midnight to midnight, shall be twenty;
- (b) The *size limit*, which is the minimum size of fish lawfully takeable, measured from tip of nose to tip of tail, shall be 9 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 acclimatized fish. Shellfish (mollusca) and fish roe are illegal. Not more than two 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 15 in. above;
- (d) The duration of the *open season* for acclimatized fish is from 1 October to 30 April.

This notice modifies the provisions of the general regulations in the Otago Acclimatization District by limiting to ten the number of trout that may be taken altogether and limiting the number of trout that may be taken from certain waters, amending the size limit in certain waters, imposing restrictions on lures and methods that may be used in certain waters, and restricting the operation of the open season in a specified part of the Mataura River.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 22 September 1955.

These regulations are administered in the Marine Department.