



**THE FISHERIES (VESSEL, GEAR, AND METHOD) NOTICE 1985,
AMENDMENT NO. 1**

PURSUANT to section 89 of the Fisheries Act 1983 and to the Fisheries (Commercial Fishing) Regulations 1983, the Director-General of Agriculture and Fisheries hereby gives the following notice.

NOTICE

1. Title and commencement—(1) This notice may be cited as the Fisheries (Vessel, Gear, and Method) Notice 1985, Amendment No. 1, and shall be read together with and deemed part of the Fisheries (Vessel, Gear, and Method) Notice 1985* (hereinafter referred to as the principal notice).
(2) This notice shall come into force on the 1st day of October 1985.

2. New clauses relating to marking of vessels substituted—The principal notice is hereby amended by revoking clauses 3 to 7, and substituting the following clauses:

“3. Name of vessel—Every owner of a New Zealand fishing vessel shall, within 7 days after the registration of that vessel or before the vessel is used in fishing, whichever is the earlier, ensure that the name of the vessel is marked in contrasting colours on both sides of the hull so as to be clearly and legibly marked in letters and, if appropriate, figures not less than—

“(a) 250 mm in vertical height:

“(b) 125 mm across:

“(c) 25 mm stroke width:

“(d) 50 mm from any other letter or figure.

“4. Marking of fishing vessels—(1) Every owner of—

“(a) A New Zealand fishing vessel of less than 21 m overall length; and

“(b) A New Zealand fishing vessel of whatever length which, when registered under section 57 of the Act required the consent of the Director-General under subsection (8) of that section before being so registered,—

shall ensure that, within 7 days after the registration of the vessel or before the vessel is used in fishing, whichever is the earlier, the vessel is marked with figures showing the registered number of the vessel, which shall be painted on both sides of the forward part of the hull so as to be clearly visible on a horizontal plane from a distance of 100 m and each figure shall be not less than—

“(c) 250 mm in vertical height:

“(d) 125 mm across:

“(e) 25 mm in stroke width:

“(f) 50 mm from any other figure.

“(2) Every owner of a New Zealand fishing vessel to which subclause (1) of this clause does not apply shall ensure that, within 7 days after the registration of the vessel or before the vessel is used in fishing, whichever is the earlier, the vessel is marked with figures showing the registered number of the vessel, which shall be painted on both sides of the forward part of the hull so as to be clearly visible on a horizontal plane from a distance of 250 m, and each figure shall be not less than—

“(a) 1 m in vertical height:

“(b) 500 mm across:

“(c) 100 m in stroke width:

“(d) 200 mm from any other figure.

“(3) Every owner of a New Zealand fishing vessel required to be marked pursuant to subclause (1) of this clause and described in paragraph (b) of that subclause shall ensure that the vessel is also marked with—

“(a) Figures and letters showing the vessel's international radio call sign, which shall be painted amidships on both sides of the hull immediately below the gunwale so as to be clearly visible on a horizontal plane from a distance of 250 m, and each figure and letter shall be not less than—

“(i) 1 m in vertical height:

“(ii) 500 mm across:

“(iii) 100 mm stroke width:

“(iv) 200 mm from any other figure; and

“(b) A solid yellow disc with a diameter of not less than 1 m painted immediately preceding the vessel's international radio call sign.

“5. **Figures and letters to be painted**—The figures of the registered number and, where required, the figures and letters of the international radio call sign, shall be painted in white colour on a black ground or in black colour on a white ground, whichever ground colour produces the greatest contrast with the colour of the hull.

“6. **Figures and letters to be same style and height**—In all cases the figures of the registered number and, where required, the international radio call sign, shall be depicted in arabic numerals, which, together with any letters comprising that call sign, shall be of the same style and height.

“7. **Figures, letters, and discs to be maintained and not to be removed**—Every owner of a New Zealand fishing vessel shall ensure that the figures and letters of the registered number, any international radio call sign, any coloured disc, and the name are not removed, obscured, or obliterated from any vessel while that vessel remains registered under section 57 of the Act, and shall ensure that at all times when the vessel is registered the appropriate figures, letters, and discs are maintained as required by clauses 4 to 6 this notice.

“7A. **Alternative position for marking figures, letters, and discs**—It shall be sufficient compliance with clauses 4 to 7 of this notice in any case where a vessel is used for squid fishing or any other type of fishing that is likely to quickly obscure or obliterate the figures, letters, and discs required to be marked on the hull of the vessel, if the owner of the vessel ensures that the figures, letters, and discs are marked and maintained as near as practicable in the size and manner required by clauses 4 to 7 of this notice on both sides of the superstructure of the vessel in a position approved by a Fishery Officer.

“7B. Figures, letters, and discs to be removed when vessel no longer registered—Every owner of a New Zealand fishing vessel shall, within 7 days after the vessel ceases to be registered under section 57 of the Act, remove from the vessel, and from any tender forming part of that vessel, all registered numbers, letters, and discs required to be shown by clause 4 of this notice.

“7C. Display of false or misleading figures, letters, or discs—(1) No person shall display on any New Zealand fishing vessel any figure, letter, or disc, or combination of figures, letters, or discs, that are intended to cause or may reasonably cause any person to believe that the vessel is any other vessel or is not a New Zealand fishing vessel.

“(2) No person shall display on any fishing vessel that is not registered under section 57 of the Act any figure, letter, or disc, or combination of figures, letters, or discs that are intended to cause or may reasonably cause any person to believe that the vessel itself is so registered or is another vessel that is so registered.”

3. Labelling of containers—The principal notice is hereby amended by revoking clauses 12 and 13, and substituting the following clause:

“12. (1) Except as may be provided in any other notice relating to any species of shellfish or area, every owner of a New Zealand fishing vessel shall ensure that every cockle, crab, kina, mussel, octopus, oyster, paua, pipi, scallop, tuatua, rock lobster, or rock lobster tail (all being shellfish within the meaning of the Act) landed from the vessel or transferred from the vessel to any other vessel is contained in a container that is clearly and legibly labelled externally with—

“(a) The name and registered number of the fishing vessel from which the shellfish was taken:

“(b) The date on which the shellfish was taken:

“(c) Except in the case of rock lobsters, the area from which the shellfish was taken:

“(d) The signature of the master of the vessel from which the shellfish was taken.

“(2) Every holder of a fishing permit who operates otherwise than from a registered fishing vessel shall ensure that every cockle, crab, kina, mussel, octopus, oysters, paua, pipi, scallop, tuatua, rock lobster, or rock lobster tail taken by him is contained in a container that is clearly and legibly labelled externally with—

“(a) His initials and surname:

“(b) His fishing permit number:

“(c) The date on which the shellfish was taken:

“(d) Except in the case of rock lobsters, the area from which the shellfish was taken:

“(e) His signature.

“(3) In respect of any container required to be labelled under subclause (1) or subclause (2) of this clause, no person shall—

“(a) Possess, convey, or caused to be conveyed any fully or partially unlabelled or incorrectly labelled container; or

“(b) Sell, receive, or accept any fully or partially unlabelled or incorrectly labelled container; or

“(c) Remove any label from the container before the processing of the contents is commenced.”

Dated at Wellington this 12th day of September 1985.

M. J. BELGRAVE,
Assistant Director-General of Agriculture and Fisheries.

EXPLANATORY NOTE

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

This notice, which comes into force on 1 October 1985, changes the requirements for marking and maintaining names, numbers, and other identification on fishing vessels, and the labelling of containers for certain types of shellfish.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 19 September 1985.

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