



**THE FISH LEVY REGULATIONS 1976,
AMENDMENT NO. 3**

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 25th day of May 1992

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to section 35 of the Fishing Industry Board Act 1963, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fish Levy Regulations 1976, Amendment No. 3, and shall be read together with and deemed part of the Fish Levy Regulations 1976* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

2. Levies—The principal regulations are hereby amended by revoking regulation 5 (as substituted by regulation 3 of the Fish Levy Regulations 1976, Amendment No. 1 and amended by regulation 2 of the Fish Levy

*S.R. 1976/316
Amendment No. 1: S.R. 1980/5
Amendment No. 2: S.R. 1984/74

Regulations 1976, Amendment No. 2), and substituting the following regulation:

“5. (1) Subject to subclause (2) of this regulation, every wholesaler shall pay to the Board—

“(a) A levy on all fish purchased by the wholesaler (otherwise than from another wholesaler) of an amount equal to the sum of—

“(i) An amount in respect of fishermen, fixed by the Board by notice in the *Gazette*, which amount shall not exceed—

“(A) In the case of paua and rock lobster, 0.65 percent of their primary price; and

“(B) In the case of other fish, 0.4 percent of the primary price of such other fish; and

“(ii) An amount in respect of wholesalers, fixed by the Board by notice in the *Gazette*, which amount shall not exceed—

“(A) In the case of paua and rock lobster, 0.65 percent of their primary price; and

“(B) In the case of other fish, 0.4 percent of the primary price of such other fish; and

“(iii) An amount in respect of retailers, fixed by the Board by notice in the *Gazette*, which amount shall not exceed 0.4 percent of the primary price of all such fish; and

“(b) A levy on all fish taken or purchased by the wholesaler (otherwise than from another wholesaler) of 0.1 percent of the primary price of those fish.

“(2) Nothing in subclause (1) of this regulation applies to fish purchased in a live state for fish farming within the territorial limits of New Zealand.”

3. Revocations—The following regulations are hereby consequentially revoked:

(a) Regulation 3 of the Fish Levy Regulations 1976, Amendment No. 1:

(b) Regulation 2 of the Fish Levy Regulations 1976, Amendment No. 2.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

These regulations, which come into force 28 days after the date of their notification in the *Gazette*, impose on fish wholesalers a levy of 0.65 percent of the primary price of all paua and rock lobster purchased by them. A similar levy is payable by fishermen. The levy for other fish remains at 0.4 percent of the primary price of those fish.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 28 May 1992.

These regulations are administered in the Ministry of Agriculture and Fisheries.