



THE FISHERIES (GENERAL) REGULATIONS 1950,
AMENDMENT NO. 33

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 30th day of June 1980

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Fisheries Act 1908, His Excellency the Governor-General, 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 Fisheries (General) Regulations 1950, Amendment No. 33, and shall be read together with and deemed part of the Fisheries (General) Regulations 1950* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of July 1980.

2. Interpretation—(1) Regulation 4 (1) of the principal regulations is hereby amended by adding to the definition of the term “area” (as inserted by regulation 2 (1) of the Fisheries (General) Regulations 1950, Amendment No. 26), the words “, and, in relation to the New Zealand Fisheries Management Area, that part of the New Zealand Fisheries Management Area described as a separate area in the Third Schedule to these regulations”.

(2) The said regulation 4 (1) is hereby further amended by inserting, after the definition of the term “equipment”, the following definition:

*S.R. 1950/147 (Reprinted with Amendments Nos. 1 to 20: S.R. 1973/52)

Amendment No. 21: S.R. 1973/252

Amendment No. 22: S.R. 1975/181

Amendment No. 23: S.R. 1975/259

Amendment No. 24: (Revoked by S.R. 1977/167)

Amendment No. 25: S.R. 1977/167

Amendment No. 26: S.R. 1977/226

Amendment No. 27: (Revoked by S.R. 1977/292)

Amendment No. 28: S.R. 1977/292

Amendment No. 29: S.R. 1978/75

Amendment No. 30: (Expired: S.R. 1978/325)

Amendment No. 31: S.R. 1979/131

Amendment No. 32: (Expired: S.R. 1979/231)

“Exclusive economic zone’ means the exclusive economic zone of New Zealand described in section 9 of the Territorial Sea and Exclusive Economic Zone Act 1977:”

(3) The said regulation 4 (1) is hereby further amended by inserting, after the definition of the term “fyke net” (as inserted by regulation 2 (1) of the Fisheries (General) Regulations 1950, Amendment No. 12), the following definition:

“‘Hake’ means the fish of which the scientific name is *Merluccius australis*:”

(4) The said regulation 4 (1) is hereby further amended by inserting, after the definition of the term “net”, the following definition:

“‘New Zealand Fisheries Management Area’ means the total area described in the Third Schedule to these regulations:”

(5) The said regulation 4 (1) is hereby further amended by inserting, after the definition of the term “shore-fishing permit” (as inserted by regulation 2 (1) of the Fisheries (General) Regulations 1950, Amendment No. 7), the following definition:

“‘Silver warehou’ means the fish of which the scientific name is *Serirolella punctata*:”

3. New Part inserted—The principal regulations are hereby further amended by inserting, after Part IXA (as substituted by regulation 3 of the Fisheries (General) Regulations 1950, Amendment No. 15), the following Part:

“PART IXB—FISH SUBJECT TO QUOTA

“106Q. **Restrictions on the taking of hake**—(1) Subject to this regulation, the following restrictions shall apply to the taking of hake by any registered fishing boat:

“(a) There shall be a control period commencing with the 1st day of May in any year and ending with the 30th day of September in that year:

“(b) During the control period, there shall be a total allowable catch of hake of 3,000 tonnes.

“(2) The control period specified in subclause (1) (a) of this regulation shall apply to that part (in this regulation referred to as the control area) of area G of the New Zealand Fisheries Management Area enclosed by a line commencing at a point 43° 32.5’ South and 168° 37.35’ East; then proceeding due north to a point 43° South and 168° 37.35’ East; then proceeding directly to a point 41° South and 170° East; then proceeding directly to a point 41° 44.9’ South and 170° 53.6’ East; then proceeding in a generally south-westerly direction along the outer limit of the closed area defined in paragraph 4 of the Second Schedule to the Exclusive Economic Zone (Foreign Fishing Craft) Regulations 1978*.

“(3) The master of every registered fishing boat fishing in the control area shall submit, to the Fisheries Control Centre of the Ministry of Agriculture and Fisheries at Wellington, information in such form and at such times as the Director-General may require relating to the taking of hake by that boat.

“(4) When the Minister is satisfied that approximately 3,000 tonnes of hake have been taken during the control period he shall, by notice in the *Gazette*, prohibit the taking of hake from the control area from a date specified in the notice for a period not exceeding 90 days.

*S.R. 1978/63

Amendment No. 1: S.R. 1979/212

“106R. **Restrictions on the taking of silver warehou**—(1) Subject to this regulation, the following restrictions shall apply to the taking of silver warehou by any registered fishing boat:

“(a) There shall be a control period commencing with the 1st day of January in any year and ending with the 31st day of March in that year:

“(b) During the control period, there shall be a total allowable catch of silver warehou of 4,000 tonnes:

“(c) If more than 3,000 tonnes in total of silver warehou has been taken from areas C, D, and F of the New Zealand Fisheries Management Area during the period commencing with the 1st day of April and ending with the 31st day of December in the year immediately preceding the control period, the total allowable catch for the control area prescribed in paragraph (b) of this subclause shall be decreased by the amount taken in excess of 3,000 tonnes.

“(2) The control period specified in subclause (1) (a) of this regulation shall apply to that part (in this regulation referred to as the control area) of area F of the New Zealand Fisheries Management Area enclosed by a line commencing at a point 46° 42.4' South and 169° 49.00' East; and then proceeding directly through an easterly direction to a point 46° 42.4' South and 170° 32.5' East; and then proceeding directly through a south-westerly direction to a point 48° 20.00' South and 168° 52.00' East; and then proceeding directly through a westerly direction to a point 48° 20.00' South and 168° 05.00' East; and then proceeding directly through a north-easterly direction to the first mentioned point.

“(3) The master of every registered fishing boat fishing in the control area shall submit, to the Fisheries Control Centre of the Ministry of Agriculture and Fisheries at Wellington, information in such form and at such times as the Director-General may require relating to the taking of silver warehou by that boat.

“(4) When the Minister is satisfied that the total allowable catch for silver warehou has been taken during the control period he shall, by notice in the *Gazette*, prohibit the taking of silver warehou for the remainder of the control period.”

4. Third Schedule added—The principal regulations are hereby further amended by adding the Schedule set out in the Schedule to these regulations.

SCHEDULE

Reg. 4

NEW THIRD SCHEDULE TO THE PRINCIPAL REGULATIONS

"THIRD SCHEDULE

Reg. 2 (1), (3)

"NEW ZEALAND FISHERIES MANAGEMENT AREA

Areas	Description
A	All that area of New Zealand fisheries waters around the Kermadec Islands enclosed by a line commencing at a point 34° 34.3' South and 179° 51.0' West on the outer limits of the exclusive economic zone; and then proceeding in a north-westerly direction to a point 34° 22.1' South and 179° 29.6' East on the outer limits of the exclusive economic zone; and then proceeding in a straight line to the first mentioned point.
B	All that area of New Zealand fisheries waters enclosed by a line commencing at Cape Reinga lighthouse at a point 34° 25.7' South and 172° 40.3' East; and then proceeding in a north-westerly direction to the Three Kings, Great Island lighthouse, at a point 34° 09.4' South and 172° 08.2' East; and then proceeding due north in longitude 172° 08.2' East to the outer limits of the exclusive economic zone; and then proceeding in a south-easterly direction along the outer limits of the exclusive economic zone to a point 34° 22.1' South and 179° 29.6' East; and then proceeding in a south-easterly direction to a point 34° 34.3' South and 179° 51.0' West; and then proceeding in a southerly direction along the outer limits of the exclusive economic zone to latitude 42° 30.0' South; and then proceeding in a westerly direction to a point 42° 30.0' South and 175° 17.3' East; and then proceeding in a northerly direction to Cape Palliser lighthouse at a point 41° 36.8' South and 175° 17.3' East; and then proceeding in a northerly direction along the line of the low water mark of the North Island to the point of commencement.
C	All that area of New Zealand fisheries waters enclosed by a line commencing from a point on shore at 41° 36.8' South and 174° 09.9' East; and then proceeding in an easterly direction to Cape Palliser lighthouse at a point 41° 36.8' South and 175° 17.3' East; and then proceeding in a southerly direction to a point 42° 30.0' South and 175° 17.3' East; and then proceeding in an easterly direction to a point 42° 30.0' South and 176° 00.0' East; and then proceeding in a southerly direction to a point 47° 00.0' South and 176° 00.0' East; and then proceeding in

SCHEDULE—*continued*

Areas	Description
	<p>a westerly direction to a point 47° 00.0' South and 171° 00.0' East; and then proceeding in a northerly direction to a point 46° 00.0' South and 171° 00.0' East; and then proceeding in a westerly direction to a point on the shore at 46° 00.0' South and 170° 15.5' East; and then proceeding in a northerly direction along the line of the low water mark of the South Island to the point of commencement.</p>
D	<p>All that area of New Zealand fisheries waters enclosed by a line commencing from a point 42° 30.0' South and 176° 00.0' East; and then proceeding in an easterly direction in latitude 42° 30' South to the outer limits of the exclusive economic zone; and then proceeding in a southerly direction along the outer limits of the exclusive economic zone to latitude 45° 30.0' South; and then proceeding in a westerly direction to a point 45° 30.0' South and 176° 00.0' East; and then proceeding in a northerly direction to the point of commencement.</p>
E	<p>All that area of New Zealand fisheries waters enclosed by a line commencing from a point 48° 30.0' South and 161° 34.5' East; and then proceeding in an easterly direction to a point 48° 30.0' South and 171° 00.0' East; and then proceeding in a northerly direction to a point 47° 00.0' South and 171° 00.0' East; and then proceeding in an easterly direction to a point 47° 00.0' South and 176° 00.0' East; and then proceeding in a northerly direction to a point 45° 30.0' South and 176° 00.0' East; and then proceeding in an easterly direction to the outer limits of the exclusive economic zone in latitude 45° 30' South; and then proceeding in a southerly direction along the outer limits of the exclusive economic zone to the point of commencement.</p>
F	<p>All that area of New Zealand fisheries waters enclosed by a line commencing from a point on the shore at 45° 30.0' South and 166° 41.5' East; and then proceeding in a westerly direction to the outer limits of the exclusive economic zone in latitude 45° 30' South; and then proceeding in a southerly direction along the outer limits of the exclusive economic zone to latitude 48° 30.0' South; and then proceeding in an easterly direction to a point 48° 30.0' South and 171° 00.0' East; and then proceeding in a northerly direction to a point 46° 00.0' South and 171° 00.0' East; and then proceeding in a westerly direction to a point on the shore at 46° 00.0' South and 170° 15.5' East; and then proceeding in a south-westerly direction along the line of the low water mark of the South Island to the point of commencement.</p>

SCHEDULE—*continued*

Areas	Description
G	All that area of New Zealand fisheries water enclosed by a line commencing from Cape Farewell lighthouse at a point 40° 30.4' South and 172° 42.8' East; and then proceeding in a westerly direction to the outer limits of the exclusive economic zone in latitude 40° 30.4' South; and then proceeding in a south-westerly direction along the outer limits of the exclusive economic zone to latitude 45° 30.0' South; and then proceeding in an easterly direction to the shore at a point 45° 30' South and 166° 41.5' East; and then proceeding in a north-easterly direction along the line of the low water mark of the South Island to the point of commencement.
H	All that area of New Zealand fisheries waters enclosed by a line commencing from Cape Reinga lighthouse at a point 34° 25.7' South and 172° 40.3' East; and proceeding in a north-westerly direction to the Three Kings, Great Island lighthouse at a point 34° 09.4' South and 172° 08.2' East; and then proceeding in a due north direction to the outer limits of the exclusive economic zone in longitude 172° 08.2' East; and then proceeding in a south-westerly direction along the outer limits of the exclusive economic zone to latitude 40° 30.4' South; and then proceeding in an easterly direction to Cape Farewell lighthouse at point 40° 30.4' South and 172° 42.8' East; and then proceeding in a southerly direction along the line of low water mark of the South Island to a point on shore at 41° 36.8' South and 174° 09.9' East; and then proceeding in an easterly direction to Cape Palliser lighthouse at a point 41° 36.8' South and 175° 17.3' East; and then proceeding in a north-westerly direction along the line of the low water mark of the North Island to the point of commencement.”

P. G. MILLEN,
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 provide for the establishment of New Zealand Fisheries Management Areas and also for the establishment of quotas for the taking of hake and silver warehou from certain parts of the Management Areas during specified control periods.

The control area for hake is off the West Coast of the South Island, and includes the Hokitika trench. The control area for silver warehou is off the east coast of the South Island and mainly off the Stewart Island shelf.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 1 July 1980.

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