



**THE FISHERIES (REPORTING) REGULATIONS 1990,
AMENDMENT NO. 2**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 13th day of September 1993

Present:

THE RIGHT HON. D. C. MCKINNON PRESIDING IN COUNCIL

PURSUANT to section 89 of the Fisheries Act 1983, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

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| 1. Title and commencement | 5. Director-General may give directions as to manner of completing returns |
| 2. Catch, effort, and landing returns | 6. Offences |
| 3. Catch landing returns | 7. Second Schedule amended |
| 4. Method of entering certain details on return | |

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Fisheries (Reporting) Regulations 1990, Amendment No. 2, and shall be read together with and deemed part of the Fisheries (Reporting) Regulations 1990* (hereinafter referred to as the principal regulations).

*S.R. 1990/214

Amendment No. 1: S.R. 1991/158

(2) These regulations shall come into force on the 30th day of September 1993.

2. Catch, effort, and landing returns—Regulation 4 (5) of the principal regulations is hereby amended by omitting the words “person required to furnish the return”, and substituting the words “permit holder”.

3. Catch landing returns—Regulation 5 (5) of the principal regulations is hereby amended by omitting the words “person required to furnish the return”, and substituting the words “permit holder”.

4. Method of entering certain details on return—Regulation 19 of the principal regulations is hereby amended by inserting, after paragraph (b), the following paragraph:

“(ba) Where any licensed fish receiver is required by these regulations to specify in any return the weight of any fish (other than scallops), that weight shall,—

“(i) In the case of fish received whole (where no part, including the shell, has been removed), be the weight of the fish when received by that licensed fish receiver:

“(ii) In the case of fish not received whole (within the meaning of subparagraph (i) of this paragraph), be the greenweight of the fish using the conversion factor (as specified in the Fisheries (Conversion Factors) Notice 1986 or in any certificate given by the Director-General under section 3A (3) of the Act) applicable to the state in which the fish was received.”.

5. Director-General may give directions as to manner of completing returns—Regulation 21 (1) of the principal regulations is hereby amended by inserting, after the words “has not completed”, the words “or furnished”.

6. Offences—Regulation 25 of the principal regulations is hereby amended by adding the following subclause:

“(5) Notwithstanding any other provision in this regulation, every person commits an offence against these regulations who—

“(a) Contravenes or fails to comply with any provision of these regulations; or

“(b) Contravenes or fails to comply with any direction, restriction, or requirement given, made, or imposed by these regulations,—being a provision, direction, restriction, or requirement that is not referred to in the foregoing provisions of this regulation.”

7. Second Schedule amended—Part III of the Second Schedule to the principal regulations is hereby amended by inserting in the Table set out in that Part, in their appropriate alphabetical order, the following items:

“Dressed—Straight cut (stargazer)	..	..	..	DSC
Dressed—V cut (stargazer)	..	..	..	DVC
Fillets: skin-off trimmed	..	..	..	TSK
Fillets: skin-off untrimmed	..	..	..	USK
Fillets: skin-on trimmed	..	..	..	TRF
Fillets: skin-on untrimmed	..	..	..	UTF
Fins	..	..	..	FIN
Livers	..	..	..	LIV
Tailed (scampi)	..	..	..	SCT.”

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 on 30 September 1993, amend the Fisheries (Reporting) Regulations 1990.

The principal changes are as follows:

- (a) Returns by licensed fish receivers are required to state the weight of fish when received (being the actual weight in the case of fish received whole or greenweight in any other case) (*regulation 4*);
- (b) The contravention of or failure to comply with any provision of the regulations, and the contravention of or failure to comply with any direction, restriction, or requirement under the regulations, is made an offence (*regulation 6*).

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

Date of notification in *Gazette*: 16 September 1993.

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