



**THE GREY-FACED PETREL (NORTHERN MUTTONBIRD)
NOTICE 1979**

PURSUANT to section 6 of the Wildlife Act 1953, the Minister of Internal Affairs hereby gives the following notice.

ANALYSIS

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N O T I C E

1. Title and commencement—(1) This notice may be cited as the Grey-Faced Petrel (Northern Muttonbird) Notice 1979.

(2) This notice shall come into force on the 9th day of November 1979.

2. Interpretation—In this notice, unless the context otherwise requires,—

“Birding season” means a period commencing on the second Saturday of November in any year and ending with the 7th day of December in that year:

“Committee” means any organisation or person specified in the First Schedule to this notice:

“Muttonbird” means a bird of the species *Pterodroma macroptera*, known as the grey-faced petrel or northern muttonbird or oi or kuia or titi:

“Permit” means a permit to hunt or kill muttonbirds issued under this notice.

Expressions defined in the Wildlife Act 1953 have the meanings so defined.

3. Muttonbirds may be hunted and killed, etc.—Subject to the succeeding provisions of this notice, muttonbirds may be hunted or

killed and had in possession by any person who holds a permit issued by the appropriate Committee in accordance with this notice.

4. Jurisdiction of Committees—Each Committee may exercise any powers conferred on it by this notice only in respect of the island or islands specified in respect of that Committee in the First Schedule to this notice.

5. Issue of permits—(1) Every permit shall be issued by the appropriate Committee in the form prescribed in the Second Schedule to this notice, and shall be signed by a person empowered by the Committee to sign such permits on its behalf.

(2) Every permit shall be valid for 1 birding season only.

6. Islands in respect of which permits may be issued—(1) Permits may be issued only in respect of the following islands:

(a) Ririwha Island (also known as Mahinepua or Stephenson Island):

(b) Cavalli Islands:

(c) Mokohinau Islands:

(d) Aldermen Islands:

(e) Rabbit and Penguin Islands (Slipper Group):

(f) Motunau or Plate Island.

(2) Notwithstanding subclause (1) of this clause, no permits may be issued in respect of Motukawanui Island (Cavalli Islands Group) for any birding season after the 1980 birding season.

7. Persons to whom permits may be issued—(1) Each Committee, except the Committee for the Aldermen Islands, may in its discretion issue a permit to any person who is a direct descendant of the tribe (or hapu) over which the Committee exercises jurisdiction and who permanently resides in the district of that Committee.

(2) The Committee for the Aldermen Islands may issue a permit in respect of the Aldermen Islands to any person who is a descendant of Marutu, Hako, or Hei, whether he resides permanently in the tribal district or not.

8. Taking of muttonbirds without permit prohibited—No person shall hunt or kill any muttonbird on any island—

(a) Outside the birding season; or

(b) During the birding season unless he holds a permit to hunt or kill muttonbirds on that island during that birding season.

9. Production of permit evidence of authority—The production by any person of a permit issued to him and for the time being in force shall be sufficient evidence of his authority to hunt or kill muttonbirds on the island or islands referred to in the permit.

10. Effect of permit—(1) A permit shall authorise only the hunting or killing of young muttonbirds before they can fly.

(2) No permit shall authorise—

(a) The hunting or killing of any muttonbird that is able to fly; or

(b) The hunting or killing of any other species of petrel (whether a young bird or not); or

- (c) The taking of the eggs of any muttonbird or of any other species of petrel; or
- (d) The holder of the permit to enter upon any land without the consent of the owner, administering body, or person in lawful occupation of the land; or
- (e) The lighting of fires, or any interference with the vegetation on any island.

11. Methods of taking muttonbirds—(1) No person shall remove any muttonbird from a burrow otherwise than by hand or by the traditional Maori stick method.

- (2) No person, in hunting or killing muttonbirds, shall—
 - (a) In any way excavate or dig along any burrow; or
 - (b) Use a dog; or
 - (c) Use the method known as torching.

12. Tally to be kept of muttonbirds taken—(1) Every holder of a permit shall keep an accurate tally of the number of muttonbirds taken under that permit, and shall, as soon as practicable after the completion of a birding expedition, inform the leader of the expedition.

(2) The leader of each birding expedition shall, as soon as possible after the completion of that expedition, notify either—

- (a) The honorary ranger for the island; or
- (b) If there is no honorary ranger for the island, the Committee—of the number of muttonbirds taken on that expedition.

13. Revocation—The Grey-Faced Petrel (Northern Muttonbird) Notice 1969* is hereby revoked.

*S.R. 1969/213

SCHEDULES

FIRST SCHEDULE

Cl. 4

<i>Name of Organisation</i>	<i>Island or Islands</i>
Matangirau Maori Committee	Ririwha (also known as Mahinepua or Stephenson).
Trustees for Cavalli Islands—Maori Reservation	Cavalli.
Aotea (Great Barrier) Maori Committee	Mokohinau.
Commissioner of Crown Lands for North Auckland Land District and Trustees for the Aldermen Islands	Aldermen.
Rawhiti Maori Executive	Rabbit and Penguin (Slipper Group).
Pukehina Maori Committee	Motunau or Plate.

SECOND SCHEDULE

Cl. 5

FORM OF PERMIT

Northern Muttonbird Season 19.....

PERMIT TO BE CARRIED ON PERSON
[Name] Island

Permit to hunt or kill young of the grey-faced petrel (or northern muttonbird, oi, kuia, or titi) under the Wildlife Act 1953 and the Grey-Faced Petrel (Northern Muttonbird) Notice 1979.

The holder of this permit
[Surname] [Christian names]
of
[No.] [Street] [Town] [Calling or Occupation]

is hereby authorised to hunt or kill on [Name] Island between the second Saturday of November 19..... and the 7th day of December 19..... (both days inclusive) young of the grey-faced petrel before they are able to fly, subject to the above Act and regulations thereunder and the provisions of the Grey-Faced Petrel (Northern Muttonbird) Notice 1979.

Permit holders are requested to bury all offal and other refuse or remove it from the island.

Dated at this day of 19.....
for [Name]
being a Committee as defined by the
above notice.

Dated at Wellington this 5th day of November 1979.

D. A. HIGHET,
Minister of Internal Affairs.

EXPLANATORY NOTE

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

This notice replaces the Grey-Faced Petrel (Northern Muttonbird) Notice 1969.

There has been a change of ownership and status of a number of islands. In the Cavalli Islands Group, the main island (Motukawanui Island) has been bought by the Crown and birding will not be permitted on that island after 1980. Certain other islands have been excluded at the request of owners (e.g., in the Slipper Group) or where bird numbers have been too low to sustain an annual season. Several of the Whangamata Islands have been excluded because they have been declared a Wildlife Sanctuary. In the Aldermen Islands authorisation of birding has been changed to bring it into line with a Maori Land Court order which transferred the ownership to the Crown, subject to certain conditions.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 8 November 1979.

This notice is administered in the Department of Internal Affairs.