

1981/66



THE MOUNT ASPIRING NATIONAL PARK BYLAWS 1981

PURSUANT to section 56 of the National Parks Act 1980, the Minister of Lands hereby makes the following bylaws.

ANALYSIS

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| <ol style="list-style-type: none"> 1. Title and commencement 2. Interpretation 3. Pollution of parks 4. Disposal of refuse 5. Camping 6. Use of park huts 7. Fires 8. Vehicles 9. Parking of vehicles | <ol style="list-style-type: none"> 10. Aircraft 11. Competitive sports 12. Use of spotlight for hunting prohibited 13. Portable generators 14. Public address systems 15. Offences 16. Penalties 17. Proceedings under Acts in respect of offences |
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BYLAWS

1. Title and commencement—(1) These bylaws may be cited as the Mount Aspiring National Park Bylaws 1981.

(2) These bylaws shall come into force on the 1st day of April 1981.

2. Interpretation—In these bylaws, unless the context otherwise requires,—

“The Act” means the National Parks Act 1980:

“Aerodrome” means an aerodrome licensed under the Civil Aviation Regulations 1953; and includes any place which is within the park and which is authorised under those regulations for use as an aerodrome:

“Camp” includes staying overnight in any vehicle:

“Camping site” means any area that has been appropriated as a camping site under section 49 (d) of the Act or under section 28 (1) (i) of the National Parks Act 1952:

“Hut” means a hut, hostel, or other building owned by the Department and available for public accommodation in the park:

“Hut warden” means an officer or employee of the Department bearing a written authorisation from the Commissioner empowering him to supervise the activities relating to any hut or huts in the park:

“Official notice” means a conspicuous notice publicly displayed containing instructions or directions as to conduct in the park:

“Park” means the Mount Aspiring National Park:

“Road” includes all tracks formed for the use of vehicles and all bridges, culverts, and fords forming part of any road.

Other expressions defined in the Act have the meanings so defined.

3. Pollution of parks—No person shall—

- (a) Wilfully or carelessly pollute in any manner the waters of the park;
or
- (b) Wilfully or carelessly spill or cause to be spilled any petrol, oil, or similar substance in the park.

4. Disposal of refuse—No person shall—

- (a) Leave any object or substance introduced into the park by him, or introduced into the park and in his possession, in any part of the park other than in a suitable litter receptacle provided in the park; or
- (b) Bury any refuse in the park.

5. Camping—(1) No person shall, without the prior permission of a ranger or officer or employee of the Department, camp in the park within 200 metres of a formed road.

(2) Every person who camps on a camping site in the park shall observe any direction—

- (a) Which is—
 - (i) Given to him by a ranger or officer or employee of the Department; or
 - (ii) Brought to his attention by an official notice; and
- (b) Which relates to the part or parts of the camping site that may be used for camping (including a direction that prohibits camping on any part or parts of the camping site).

(3) Every person who camps in the park, whether on a camping site or otherwise, shall leave the area on which he camps clean and tidy after use.

(4) No person shall camp in the park for more than 14 consecutive days without the consent of a ranger or officer of the Department.

6. Use of park huts—(1) Except in an emergency, no person shall use any one hut for more than 2 successive nights without the prior consent of a ranger or officer or employee of the Department.

(2) Every person who uses a hut shall leave it in a clean and tidy condition after use.

(3) No person shall remain in any hut after he has been directed to leave by a ranger or hut warden on the grounds that he has acted in a manner likely to offend or annoy other people, or has damaged or appears likely to cause damage to a hut.

(4) No person shall cause or allow any dog for which he is responsible to enter or be under any hut.

7. Fires—(1) No person shall light within the park any fire (other than a fire fuelled by gas or vaporised petrol, oil, or similar substance) within 200 metres of any formed road unless the fire is in a camping site or in a permanently constructed fireplace.

(2) No person shall light a fire within the park in circumstances where it is likely to present a fire hazard.

(3) No person shall light a fire within the park (except in a permanently constructed fireplace) within 3 metres of any tree or dry vegetation.

(4) Every person who lights a fire within the park shall keep that fire continuously under supervision until it is completely extinguished.

(5) No person shall drop, throw, or otherwise place in any combustible material any match, lighted cigarette, or other lighted matter, except for the purpose of lighting a fire as permitted by these bylaws.

(6) Nothing in this bylaw shall exempt any person from the requirement to obtain an authority or permit to light a fire in the open air within the park pursuant to sections 23 and 24 of the Forest and Rural Fires Act 1977 or any other requirement of that Act and any regulations made or fire control measures taken under the authority of that Act.

8. Vehicles—(1) Except in an emergency or where the Commissioner considers it necessary for the proper and beneficial management, administration, and control of the park, no person shall drive a vehicle or permit a vehicle under his control to remain in any part of the park that is not a formed road or camping site, or has not been appropriated as a parking place under the Act.

(2) No person shall drive a vehicle on a formed road (not being a public road) within the park—

- (a) If the vehicle is of a class excluded by an official notice from that formed road; or
- (b) If the vehicle is not currently registered or does not display a current warrant of fitness; or
- (c) If the driver does not hold a current driver's licence for the particular class of vehicle being driven.

(3) Nothing in this bylaw shall apply to any person who is operating a vehicle in accordance with an express authorisation in any lease or licence granted under any of sections 49 to 51 of the Act or any easement granted under section 54 of the Act.

9. Parking of vehicles—The driver of any vehicle shall ensure—

- (a) That it is parked in accordance with the directions of any ranger or officer or employee of the Department, or the directions contained in any official notice; or
- (b) Where no such directions are given, that it is parked in a safe and considerate manner and position.

10. Aircraft—(1) Except in an emergency or where authorised by a licence or permit issued under the Wild Animal Control Act 1977 or where the Commissioner considers it necessary for the proper and beneficial management, administration, and control of the park—

(a) No person shall land an aircraft at or take off from any place within the park that is not an aerodrome:

(b) No person shall hover an aircraft over any part of the park.

(2) The pilot in command of an aircraft which flies in contravention of, or fails to comply with, subclause (1) of this bylaw commits an offence against these bylaws.

(3) The Commissioner may, by official notice, prohibit persons from entering any part of the park that is likely to be affected by the landing or taking off of aircraft within the park for such a period of time as he considers necessary for the safety of the public.

(4) Every person commits an offence against these bylaws who wilfully enters or wilfully remains on any part of the park at a time when entry to that part of the park is prohibited by an official notice under subclause (3) of this bylaw.

(5) Nothing in this bylaw shall apply to any person who is operating an aircraft in accordance with an express authorisation in any lease or licence granted under any of sections 49 to 51 of the Act or any easement granted under section 54 of the Act.

11. Competitive sports—(1) No person shall, without the prior written consent of a ranger or officer or employee of the Department, conduct or engage in any competitive sport or in any organised training for any competitive sport in the park.

(2) Nothing in this bylaw shall apply to any activity carried out on any land that is being administered under the Tourist and Health Resorts Control Act 1908 or the Tourist Hotel Corporation Act 1974.

12. Use of spotlight for hunting prohibited—No person shall use a spotlight within the park for the purpose of identifying or dazzling prey.

13. Portable generators—(1) Except in an emergency or where the Commissioner considers it is necessary for the proper and beneficial management, administration, and control of the park, no person shall install or operate a portable electric generator in any part of the park.

(2) Nothing in this bylaw shall apply to any activity carried out on any land that is being administered under the Tourist and Health Resorts Control Act 1908 or the Tourist Hotel Corporation Act 1974.

14. Public address systems—(1) No person shall install or operate any public address system in the park unless that system—

- (a) Is installed in a building or vehicle; and
- (b) Cannot be heard outside that building or vehicle.

(2) Nothing in this bylaw shall prevent the installation or operation of a public address system in the park for the purpose of making announcements relating to the safety of the public.

15. Offences—Every person commits an offence against these bylaws who acts in contravention of or fails to comply in any respect with any of the provisions of these bylaws.

16. Penalties—Every person who commits an offence against these bylaws is liable on summary conviction—

- (a) In the case of an offence against bylaw 10 (2) of these bylaws, to a fine not exceeding \$5,000;
- (b) In the case of any other offence against these bylaws, to a fine not exceeding \$500.

17. Proceedings under Acts in respect of offences—Nothing in these bylaws shall limit or prevent the taking of proceedings under any Act in respect of any offence committed within the park.

Dated at Wellington this 19th day of March 1981.

V. S. YOUNG,
Minister of Lands.