



THE ONEKAKA INLET RECREATION RESERVE BYLAWS 1995

PURSUANT to section 106 (3) of the Reserves Act 1977, the Minister of Conservation hereby makes the following bylaws.

ANALYSIS

1. Title and commencement	12. Dogs
2. Interpretation	13. Vehicular and other traffic
3. Reserve open to public	14. Parking
4. Gates	15. Gatherings of persons
5. Misbehaviour	16. Notices and bills
6. Dangerous weapons	17. Grass plots and flower beds
7. Throwing stones, etc.	18. Damage to property
8. Water	19. Musical instruments
9. Aircraft	20. Camping
10. Fires	21. General
11. Litter	22. Penalty Schedule

BYLAWS

1. Title and commencement—(1) These bylaws may be cited as the Onekaka Inlet Recreation Reserve Bylaws 1995.

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

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

“Authorised person” means a person authorised by a Commissioner:

“Commissioner” means any of the officers designated by the Director-General of Conservation as Commissioners for the Nelson/Marlborough Conservancy of the Department:

“Department” means the Department of Conservation:

“Ranger” means a ranger within the meaning of the Reserves Act 1977:

“The reserve” means the reserve described in the Schedule to these bylaws; and includes all other lands that may become part of the reserve under the Reserves Act 1977.

3. Reserve open to public—Subject to the provisions of these bylaws, the reserve shall be open to the public at all times, except for those areas

closed to the public by the Commissioner in accordance with the provisions of the Reserves Act 1977.

4. Gates—(1) No person shall leave any gate in a different position from that in which he or she finds it in the reserve.

(2) Gates found open shall be left open and gates found closed shall be left closed.

5. Misbehaviour—(1) Within the reserve, no person shall—

(a) Wilfully obstruct, disturb, or interfere with any other person in the use or enjoyment of the reserve; or

(b) Use foul, abusive, indecent, or obscene language, or be intoxicated, noisy, or riotous, or in any way misbehave.

(2) Where any person commits a breach of the provisions of subclause (1) of this bylaw, he or she commits a further breach if he or she does not leave the reserve when so requested by a ranger.

6. Dangerous weapons—Except with the prior written permission of a Commissioner, no person shall, within the reserve, carry or use any weapon or instrument of a dangerous character (including, but not limited to, any bow and arrow, catapult, or shanghai).

7. Throwing stones, etc.—No person shall throw any stick, stone, or other missile within the reserve.

8. Water—(1) No person shall, within the reserve, permit or cause wastage of water or permit any water tap to flow for a longer period than is reasonably required to obtain water for drinking or cooking or other lawful purposes.

(2) No person shall in any manner pollute or otherwise render unfit for any purpose (whether for human consumption or not) any water supply within the reserve.

9. Aircraft—(1) No person shall make use of any part of the reserve for the purpose of the landing or alighting on or the flying from the reserve of any aircraft of any kind (including, but not limited to, aeroplanes, helicopters, gliders, and balloons) except in accordance with prior written permission obtained from a Commissioner, but this subclause does not apply in cases of emergency.

(2) No person shall land on the reserve by parachute, except in an emergency.

(3) No person within the reserve shall use or operate or attempt to operate a hang-glider.

(4) No person, operator, or pilot-in-command of an aircraft of any description shall make use of any part of the reserve for the purpose of setting down, picking up, or recovery from within the reserve of any person, livestock, carcass, or article of any description, except in accordance with written permission previously obtained from a Commissioner.

(5) This bylaw does not absolve persons from compliance with any requirement that the Director of Civil Aviation may stipulate.

10. Fires—(1) No person shall light any fire, except at picnic places in fireplaces provided by a Commissioner, without the express permission of a Commissioner or a ranger.

(2) No person shall light a fire in any position where it is likely to present a fire hazard.

(3) Once a fire is lit, the person lighting the fire shall remain in attendance of the fire until it is completely extinguished or shall detail

another person to remain in attendance of the fire until it is completely extinguished; and, where another person is so detailed, that person shall remain in attendance of the fire until it is completely extinguished.

(4) No match (lighted or not lighted), cigarette, or other lighted matter shall be dropped, thrown, or otherwise placed in any grass or other inflammable material.

(5) Nothing in this bylaw exempts an offender from liability under any Act with respect to the lighting of fires in the reserve.

11. Litter—No person shall deposit or throw on any part of the reserve any litter, rubbish, or any substance or article of a dangerous or offensive nature.

12. Dogs—(1) No person shall bring any dog into the reserve, or allow any dog in his or her custody or charge or under his or her control to be within the reserve, unless in either case the dog is led on a leash or is otherwise properly secured to the satisfaction of a ranger.

(2) Any authorised person may seize and detain any dog found within the reserve and not secured in accordance with subclause (1) of this bylaw. If the owner of the dog is not known to the authorised person or cannot reasonably be ascertained, it shall be committed to the local pound or to the Society for the Prevention of Cruelty to Animals.

13. Vehicular and other traffic—(1) No person shall drive or ride any animal or any vehicle (whether propelled by mechanical power or not) within the reserve in a manner which, having regard to all the circumstances of the case, is or might be dangerous to the public or to any person.

(2) No person shall take, ride, or drive any animal or any vehicle (whether propelled by mechanical power or not) into or in the reserve except upon such parts as are laid off for vehicular traffic.

14. Parking—(1) No person shall park any vehicle (other than a bicycle) within the reserve except in a place set aside by a Commissioner for the parking of vehicles.

(2) No person shall stop or stand any vehicle within the reserve in such place that it causes or is likely to cause an obstruction to any entrance, thoroughfare (path or walk) in the reserve.

(3) In this bylaw, the term "park", in relation to any vehicle, means to stand the vehicle in the reserve for a period exceeding 5 minutes.

15. Gatherings of persons—(1) No person shall attend or take part in any organised meeting or gathering of persons or sport or games or any other purposes whatever or any organised picnic within the reserve, unless the holding of the meeting or gathering or picnic in the reserve has been permitted in writing by a Commissioner.

(2) For the purposes of this bylaw, an organised meeting or gathering or picnic is one that is attended by the employees or members of any Government department, trade union, club, company, firm, incorporated body, religious organisation, or other body of persons, or any group of several of such organisations.

16. Notices and bills—Except with the prior permission in writing of a Commissioner, no person shall post any placard, bill, poster, or notice within the reserve or interfere with any placard, bill, poster or notice lawfully erected in the reserve, or, if called upon to desist by a ranger or any other person authorised for the purpose by a Commissioner (either generally or in any particular case) distribute any handbill or notice within or at any entrance to the reserve.

17. Grass plots and flower beds—(1) No person shall walk on any grass plot or other place within the reserve where the same is prohibited by a notice to that effect.

(2) No person shall walk on any flower bed or shrubbery within the reserve.

18. Damage to property—No person shall remove, disturb, break, destroy, paint, or carve or write names or letters or words or figures or devices on, or deface any building, object of art, natural object, erection, tool, instrument, seat, gate, bridge, fence, or tree within the reserve.

19. Musical instruments—No person shall, if forbidden to do so by any authorised person, use or play any instrument (musical or otherwise), any type of public address system or any type of amplified sound system in the reserve, or cause in any way any sound or noise that disturbs or annoys or is likely to disturb or annoy other occupiers or users of the reserve.

20. Camping—No person shall camp in the reserve except in a place set aside by a Commissioner for camping purposes, and then only upon payment of the fees (if any) fixed by a Commissioner.

21. General—Nothing in these bylaws limits or prevents the taking of proceedings under any Act in respect of any offence committed within the reserve.

22. Penalty—Every person who commits a breach of these bylaws commits an offence and is liable accordingly to the penalty prescribed in section 104 of the Reserves Act 1977.

SCHEDULE

Onekaka Inlet Recreation Reserve

All that land in the Nelson Land District containing 3100 square metres, more or less, being Section 284, District of Takaka, situated in Block I, Waitapu Survey District.

Dated at Wellington this 9th day of October 1995.

DENIS MARSHALL,
Minister of Conservation.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 19 October 1995.
These bylaws are administered in the Department of Conservation.