



**THE SUBMARINE CABLES AND PIPELINES PROTECTION
ORDER 1973**

—
DENIS BLUNDELL, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 28th day of May 1973
Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Submarine Cables and Pipelines Protection Act 1966, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

—
ORDER

1. Title and commencement—(1) This order may be cited as the Submarine Cables and Pipelines Protection Order 1973.

(2) This order shall come into force on the day after the date of its notification in the *Gazette*.

2. Protected areas—(1) The areas within the territorial sea or internal waters of New Zealand described in the First Schedule to this order are hereby declared to be protected areas for the purposes of the Submarine Cables and Pipelines Protection Act 1966, and this subclause shall apply to all ships within those areas.

(2) The area within the territorial sea or internal waters of New Zealand described in the Second Schedule to this order is hereby declared to be a protected area for the purposes of the Submarine Cables and Pipelines Protection Act 1966, and this subclause shall apply to all ships within that area with the exception of fishing boats engaged in rock lobstering, paua fishing, or set netting, if those activities are carried out—

- (a) During the hours of daylight; and
- (b) Without dropping an anchor; and
- (c) Within 200 yards of the shore line of the South Island, other than the shore line between the notice board placed at the point in latitude 41° 19.6' S longitude 174° 12.9' E and the notice board placed at the point in latitude 41° 19.9' S longitude 174° 11.8' E.

3. Restricted areas—The areas within the fishing zone of New Zealand described in the Third Schedule to this order are hereby declared to be restricted areas for the purposes of the Submarine Cables and Pipelines Protection Act 1966, and this clause shall apply to all New Zealand fishing boats within those areas.

4. **Revocations**—The following orders are hereby revoked:

- (a) The Submarine Cables and Pipelines Protection Order 1967*;
- (b) The Submarine Cables and Pipelines Protection Order 1967, Amendment No. 1†;
- (c) The Submarine Cables and Pipelines Protection Order 1968‡;
- (d) The Submarine Cables and Pipelines Protection Order 1971§.

SCHEDULES

FIRST SCHEDULE

PROTECTED AREAS

Area 1—Great Barrier Island

ALL the waters bounded by a right line drawn from the shore of the Great Barrier Island low-water mark at a point in latitude $36^{\circ} 13.5' S$ longitude $175^{\circ} 29.22' E$ to a point in latitude $36^{\circ} 11.1' S$ longitude $175^{\circ} 34' E$, thence by a right line to a point in latitude $36^{\circ} 12.4' S$ longitude $175^{\circ} 33.3' E$, thence by a right line to a point in latitude $36^{\circ} 13.8' S$ longitude $175^{\circ} 33.3' E$, thence by a right line to a point in latitude $36^{\circ} 16' S$ longitude $175^{\circ} 35.55' E$, thence by a right line to a point in latitude $36^{\circ} 16' S$ longitude $175^{\circ} 33' E$, thence by a right line to the shore of the Great Barrier Island at low-water mark at a point in latitude $36^{\circ} 14.3' S$ longitude $175^{\circ} 28.8' E$, thence by the line of low-water mark to the point of commencement.

Area 2—Mahia Peninsula

ALL the waters bounded by a right line drawn from the shore of the Mahia Peninsula low-water mark at a point in latitude $39^{\circ} 05.6' S$ longitude $177^{\circ} 58.0' E$ to a point in latitude $39^{\circ} 03.8' S$ longitude $178^{\circ} 02.7' E$, thence by a right line to a point in latitude $39^{\circ} 04.7' S$ longitude $178^{\circ} 03.5' E$, thence by a right line to the shore of the Mahia Peninsula at low-water mark at a point in latitude $39^{\circ} 06.0' S$ longitude $178^{\circ} E$, thence by the line of low-water mark to the point of commencement.

Area 3—Tiritiri Matangi Island

ALL the waters bounded by a right line drawn from the shore of the Whangaparaoa Peninsula low-water mark at a point in latitude $36^{\circ} 35.85' S$ longitude $174^{\circ} 50.26' E$ to the shore of the Tiritiri Matangi Island low-water mark at a point in latitude $36^{\circ} 36.03' S$ longitude $174^{\circ} 52.77' E$, thence by the line of low-water mark to a point in latitude $36^{\circ} 36.39' S$ longitude $174^{\circ} 53.28' E$, thence by a right line to the shore of the Whangaparaoa Peninsula low-water mark at a point in latitude $36^{\circ} 36.19' S$ longitude $174^{\circ} 50.35' E$, thence by the line of low-water mark to the point of commencement.

*S.R. 1967/8
 †S.R. 1971/48
 ‡S.R. 1968/17
 §S.R. 1971/97

FIRST SCHEDULE—*continued**Area 4—Mount Maunganui*

ALL that area bounded by a straight line commencing at a point on mean high-water line of the shore bearing 205° true 720 ft from North Rock light, thence 025° 3,220 ft, thence 150° 1,800 ft, thence 195° 4,820 ft, thence north-westerly generally along the mean high-water line of the Bay of Plenty to the point of commencement.

Area 5—Waverley Beach

ALL that area within 1,520 ft of a position in latitude $39^{\circ} 51' 01.98''$ S and longitude $174^{\circ} 35' 52.17''$ E and within 1,520 ft of a submarine pipeline from this position in a $355^{\circ} 48'$ true direction to the shore.

Area 6—Cook Strait

ALL the waters of Cook Strait bounded by a right line drawn from the shore of the North Island low-water mark at a point in latitude $41^{\circ} 19.4' S$ longitude $174^{\circ} 38.3' E$ to a point in latitude $41^{\circ} 19.7' S$ longitude $174^{\circ} 33.8' E$, thence by a right line to a point in latitude $41^{\circ} 16.9' S$ longitude $174^{\circ} 32.8' E$, thence by a right line to the shore of the North Island at low-water mark at a point in latitude $41^{\circ} 16.5' S$ longitude $174^{\circ} 36.9' E$, thence by the line of low-water mark to the point of commencement.

Area 7—Taharoa

ALL that area within 1,520 ft of a position in latitude $38^{\circ} 10' 44.43''$ S and longitude $174^{\circ} 40' 51.23''$ E and within 1,520 ft of a submarine pipeline from this position in a $081^{\circ} 59'$ true direction to the shore.

Area 8—Kawau Island

ALL the waters bounded to the north from a point on the shore at Goldsworthy Bay in latitude $36^{\circ} 26' 20'' S$ longitude $174^{\circ} 45' 50'' E$ on a bearing of $57^{\circ} 30'$ for a distance of 12,000 ft, then on a bearing of $112^{\circ} 10'$ for a distance of 6,550 ft to a point on Momona Point, Kawau Island in latitude $36^{\circ} 25' 40'' S$ longitude $174^{\circ} 49' 10'' E$, and bounded to the south from a point on the foreshore at Mullet Bay in latitude $36^{\circ} 26' 28'' S$ longitude $174^{\circ} 46' 23'' E$, on a bearing of $46^{\circ} 20''$ for a distance of 3,000 ft, then on a bearing of 88° through the marine navigation beacon on Fish Point for a distance of 12,500 ft to a point on the foreshore of Kawau Island south of Ladies Bay in latitude $36^{\circ} 26' 3'' S$ longitude $174^{\circ} 49' 22'' E$.

SECOND SCHEDULE

PROTECTED AREA

Area 9—Cook Strait

ALL the waters of Cook Strait bounded by a right line drawn from the shore of the South Island at low-water mark at a point in latitude

SECOND SCHEDULE—*continued*

41° 18.5' S longitude 174° 14.2' E, thence to a point in latitude 41° 18.1' S longitude 174° 18.6' E, thence by a right line to a point in latitude 41° 21.0' S longitude 174° 17.6' E, thence by a right line to a point in latitude 41° 21.4' S longitude 174° 13.0' E, thence by a right line to the shore of the South Island at low-water mark at a point in latitude 41° 20.4' S longitude 174° 10.8' E, thence by the line of low-water mark to the point of commencement.

THIRD SCHEDULE

RESTRICTED AREAS

Area 10—Cook Strait

ALL the waters of Cook Strait bounded by a right line drawn from a point in latitude 41° 19.7' S longitude 174° 33.8' E to a point in latitude 41° 21.0' S longitude 174° 17.6' E, thence by a right line to a point in latitude 41° 18.1' S longitude 174° 18.6' E, thence by a right line to a point in latitude 41° 16.9' S longitude 174° 32.8' E, thence by a right line to the point of commencement.

Area 11—Mahia Peninsula

ALL the waters bounded by a right line drawn from a point in latitude 39° 03.8' S longitude 178° 02.7' E, thence by a right line to a point in latitude 38° 59.8' S longitude 178° 13.2' E, thence by a right line to a point in latitude 39° 00.8' S longitude 178° 13.9' E, thence by a right line to a point in latitude 39° 04.7' S longitude 178° 03.5' E, thence by a right line to the point of commencement.

P. G. MILLEN,

Clerk of the Executive Council.

EXPLANATORY NOTE

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

This order consolidates the orders revoked by clause 4, with the following amendments:

- (a) The description of the Great Barrier Island Protected Area (Area 1 in the First Schedule) is amended.
- (b) Further protected areas, Area 7—Taharoa and Area 8—Kawau Island, are included in the First Schedule.

The effect of the order is that any person who fishes from or anchors any ship within any of the protected areas specified in the First and Second Schedules commits an offence against the Act, subject to the exemption relating to the Cook Strait Protected Area (Area 8 in the Second Schedule) set out in clause 3 (2). Any person who fishes from or anchors a New Zealand fishing boat within any of the restricted areas specified in the Third Schedule also commits an offence against the Act.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 31 May 1973.

This order is administered in the Ministry of Transport.