



**THE SUBMARINE CABLES AND PIPELINES PROTECTION
ORDER 1992**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 31st day of August 1992

Present:

THE RIGHT HON. J. B. BOLGER PRESIDING IN COUNCIL

PURSUANT to the Submarine Cables and Pipelines Protection Act 1966, Her 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 1992.

(2) This order shall come into force on the 2nd day of October 1992.

2. Protected areas—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 in respect of all ships except—

(a) Ships of the Ministry of Agriculture and Fisheries engaged in research, if such research is carried out without dropping anchor:

(b) In the case of the area entitled "*Area 7—Cook Strait*" only, fishing boats engaged in setting or lifting nets or rock lobster pots, or in paua fishing, if those activities are carried out—

(i) During the hours of daylight; and

- (ii) Without dropping an anchor; and either
 - (iii) Within 200 metres of the low-water mark of the North Island, other than the line of low-water mark between the notice board placed at a position in latitude $41^{\circ} 17'.85S$, longitude $174^{\circ} 37'.12E$ and the notice board placed at a position in latitude $41^{\circ} 18'.32S$, longitude $174^{\circ} 37'.78E$; or
 - (iv) Within 200 metres of the low-water mark of the South Island, other than the line of low-water mark between the notice board placed at a position in latitude $41^{\circ} 19'.60S$, longitude $174^{\circ} 12'.90E$ and the notice board placed at a position in latitude $41^{\circ} 19'.90S$, longitude $174^{\circ} 11'.80E$:
- (c) In the case of the area entitled "*Area 8—Oaonui*" only,—
- (i) Ships engaged in the construction, repair, maintenance, or servicing of the Maui gas field off-shore platforms, submarine pipelines, and associated off-shore facilities; and
 - (ii) Fishing boats engaged in setting or lifting nets or rock lobster pots, or in paua fishing, if those activities are carried out during the hours of daylight, without dropping an anchor, and within 2 miles of the low-water mark of the North Island.

3. Restricted area—The area within the exclusive economic zone of New Zealand described in the Second Schedule to this order is hereby declared to be a restricted area for the purposes of the Submarine Cables and Pipelines Protection Act 1966 in respect of all New Zealand ships except ships engaged in the construction, repair, maintenance, or servicing of the Maui gas field off-shore platforms, submarine pipelines, and associated off-shore facilities.

4. Revocations—The regulations specified in the Third Schedule to these regulations are hereby revoked.

SCHEDULES

FIRST SCHEDULE

Cl.2

PROTECTED AREAS

Area 1—Great Barrier Island

All that area bounded by straight lines commencing at the low water mark in position $36^{\circ} 13'.05S, 175^{\circ} 29'.20E$ to position $36^{\circ} 12'.00S, 175^{\circ} 33'.30E$, then to position $36^{\circ} 15'.10S, 175^{\circ} 33'.30E$, then to the low water mark in position $36^{\circ} 13'.86S, 175^{\circ} 28'.71E$, and then by the line of low water to the position of commencement.

Area 2—Hauraki Gulf

All that area bounded by straight lines commencing at the low water mark in position $36^{\circ} 46'.82S, 174^{\circ} 46'.66E$, then to position $36^{\circ} 39'.20S, 174^{\circ} 48'.10E$, then to position $36^{\circ} 36'.50S, 174^{\circ} 56'.70E$, then to position $36^{\circ} 24'.20S, 174^{\circ} 56'.70E$, then to position $36^{\circ} 19'.90S, 174^{\circ} 56'.40E$, then to position $36^{\circ} 06'.70S, 174^{\circ} 55'.30E$, then to position $35^{\circ} 52'.50S, 174^{\circ} 55'.80E$, then to position $35^{\circ} 42'.42S, 174^{\circ} 59'.90E$, then by the line of the outer limit of the Territorial Sea to position $35^{\circ} 42'.17S, 175^{\circ} 07'.20E$, then by straight lines to position $35^{\circ} 53'.40S, 175^{\circ} 02'.00E$, then to position $36^{\circ} 15'.20S, 175^{\circ} 00'.00E$, then to position $36^{\circ} 37'.70S, 175^{\circ} 00'.00E$, then to position $36^{\circ} 40'.90S, 174^{\circ} 50'.00E$, then to position $36^{\circ} 47'.00S, 174^{\circ} 48'.00E$, then to position $36^{\circ} 47'.73S, 174^{\circ} 47'.26E$, then to the low water mark in position $36^{\circ} 47'.45S, 174^{\circ} 46'.68E$, and then by the line of low water to the position of commencement.

Area 3—Kawau Island

All that area bounded by straight lines commencing at the low water mark in Goldsworthy Bay in position $36^{\circ} 26'.39S, 174^{\circ} 45'.82E$, then to position $36^{\circ} 25'.41S, 174^{\circ} 47'.73E$, then to the low water mark off Momona Point on Kawau Island in position $36^{\circ} 25'.79S, 174^{\circ} 48'.93E$, then by the line of low water to Lady's Bay in position $36^{\circ} 26'.15S, 174^{\circ} 49'.12E$, then by straight lines to position $36^{\circ} 26'.26S, 174^{\circ} 46'.68E$, then to the low water mark in Scandretts Bay in position $36^{\circ} 26'.51S, 174^{\circ} 46'.36E$, and then by the line of low water to the position of commencement.

Area 4—Whangaparaoa Peninsula

All that area bounded by straight lines commencing at the low water mark in position $36^{\circ} 36'.86S, 174^{\circ} 50'.38E$, then to position $36^{\circ} 37'.11S, 174^{\circ} 51'.35E$, then to position $36^{\circ} 37'.34S, 174^{\circ} 51'.25E$, then to the low water mark in position $36^{\circ} 37'.07S, 174^{\circ} 50'.28E$, then by the line of low water to the position of commencement.

Area 5—Muriwai Beach

All that area bounded by straight line commencing at the low water mark at Tirikohua Point in position $36^{\circ} 51'.40S, 174^{\circ} 25'.80E$, to position $36^{\circ} 52'.60S, 174^{\circ} 10'.30E$, then by the line of the outer limit of the Territorial Sea to a position $36^{\circ} 43'.25S, 174^{\circ} 03'.83E$, then by a straight line to position $36^{\circ} 47'.05S, 174^{\circ} 23'.80E$, then by the line of low water to the position of commencement.

FIRST SCHEDULE—*continued*PROTECTED AREAS—*continued**Area 6—Taharoa*

All that area bounded by straight lines commencing at the low water mark in position $38^{\circ} 10'.81S$, $174^{\circ} 42'.32E$, then to position $38^{\circ} 11'.10S$, $174^{\circ} 40'.10E$, then to position $38^{\circ} 10'.30S$, $174^{\circ} 39'.80E$, then to the low water mark in position $38^{\circ} 10'.25S$, $174^{\circ} 42'.11E$, then by the line of low water to the position of commencement.

Area 7—Cook Strait

All that area bounded by straight lines commencing at the low water mark at position $41^{\circ} 18'.51S$, $174^{\circ} 14'.28E$, then to position $41^{\circ} 16'.81S$, $174^{\circ} 32'.97E$, then to the low water mark in position $41^{\circ} 17'.80S$, $174^{\circ} 37'.00E$, then by the line of low water to position $41^{\circ} 19'.23S$, $174^{\circ} 37'.93E$, then by straight lines to position $41^{\circ} 20'.50S$, $174^{\circ} 35'.10E$, then to position $41^{\circ} 22'.20S$, $174^{\circ} 14'.60E$, then to the low water mark in position $41^{\circ} 20'.30S$, $174^{\circ} 10'.60E$, then by the line of low water to the position of commencement.

Area 8—Oaonui

All that area bounded by straight lines commencing at low water mark in position $39^{\circ} 22'.42S$, $173^{\circ} 46'.44E$, then to position $39^{\circ} 29'.25S$, $173^{\circ} 33'.00E$, then by the line of the outer limit of the Territorial Sea to position $39^{\circ} 31'.77S$, $173^{\circ} 34'.78E$, then by a straight line to position $39^{\circ} 25'.80S$, $173^{\circ} 49'.00E$, then by the line of low water to the position of commencement.

Area 9—Hawke Bay

All that area bounded by straight lines commencing at position $39^{\circ} 34'.86S$, $176^{\circ} 57'.82E$, then to position $39^{\circ} 34'.76S$, $176^{\circ} 57'.78E$, then to position $39^{\circ} 34'.58S$, $176^{\circ} 58'.23E$, then to position $39^{\circ} 34'.70S$, $176^{\circ} 58'.28E$, then to the position of commencement.

C1.3

SECOND SCHEDULE

Restricted Area

AREA 10—MAUI 'A' AND MAUI 'B' PIPELINES

All that area bounded by straight lines commencing at position $39^{\circ} 29'.25S$, $173^{\circ} 33'.00E$, then to position $39^{\circ} 32'.78S$, $173^{\circ} 25'.99E$, then to position $39^{\circ} 37'.90S$, $173^{\circ} 17'.93E$, then by the arc of a circle of 1.2 nautical miles radius centred in position $39^{\circ} 38'.80S$, $173^{\circ} 18'.90E$, to position $39^{\circ} 39'.70S$, $173^{\circ} 19'.87E$, then by straight lines to position $39^{\circ} 34'.80S$, $173^{\circ} 27'.50E$, then to position $39^{\circ} 31'.77S$, $173^{\circ} 34'.78E$, then by the line of the outer limit of the Territorial Sea to the position of commencement.

THIRD SCHEDULE
REGULATIONS REVOKED

C1.4

Title	Statutory Regulations Serial Number
The Submarine Cables and Pipelines Protection Order 1979	179/40
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 1	1984/93
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 2	1985/245
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 3	1990/183
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 4	1991/77
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 5	1991/210
The Submarine Cables and Pipelines Protection Order 1979, Amendment No. 6	1991/254

MARIE SHROFF,
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, which comes into force on 2 October 1992, replaces the Submarine Cables and Pipelines Protection Order 1979. The new order is substantially the same as that order, although the descriptions of many of the areas have been redrafted. The main difference is that under the new order 3 areas cease to be protected areas. These areas are Tiritiri Matangi Island, Mount Maunganui, and Waverley Beach.

The areas listed in the Schedules are consequentially re-numbered.

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

Date of notification in *Gazette*: 3 September 1992.

This order is administered in the Ministry of Transport.