



Submarine Cables and Pipelines Protection Order 2006

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 31st day of July 2006

Present:

Her Excellency the Governor-General in Council

Pursuant to section 12(1) of the Submarine Cables and Pipelines Protection Act 1996, Her Excellency the Governor-General, acting on the recommendation of the Minister of Transport and on the advice and with the consent of the Executive Council, makes the following order.

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Order

1 Title

This order is the Submarine Cables and Pipelines Protection Order 2006.

2 Commencement

This order comes into force 28 days after the date of its notification in the *Gazette*.

3 Interpretation

- (1) In this order, **fishing vessel** means a ship that is capable of being used for fishing.
- (2) Positions stated in this order are expressed in terms of the coordinates used in the—
 - (a) New Zealand Geodetic Datum 1949; and
 - (b) World Geodetic System 1984.

4 Protected area

- (1) The area within the territorial sea or internal waters of New Zealand described in the Schedule is a protected area for the purposes of the Submarine Cables and Pipelines Protection Act 1996 in respect of all ships.
- (2) Subclause (1) does not apply to—
 - (a) a ship that is—
 - (i) being used for research carried out by or for the Ministry of Fisheries, as long as the research is carried out without directly or indirectly attaching any of the ship to the seabed, whether by anchoring or by any other means; or
 - (ii) being used for constructing, repairing, maintaining, or servicing the Pohokura gas field off-shore platforms, submarine pipelines, and associated off-shore facilities; or
 - (iii) engaged in an activity other than commercial fishing and is no more than 9 metres in length;
 - (b) a fishing vessel that is being used for setting or lifting nets, setting or lifting long lines, crayfishing, or paua or kina fishing, as long as those activities are carried out—

- (i) without directly or indirectly attaching any of the fishing vessel to the seabed, whether by anchoring or by any other means; and
 - (ii) during the hours of daylight.
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Schedule Protected area

cl 4(1)

Area expressed in terms of co-ordinates used in New Zealand Geodetic Datum 1949

All that area bounded by straight lines commencing at position 38°58.451'S, 174°17.064'E, then to position 38°58.207'S, 174°17.229'E, then to position 38°54.913'S, 174°15.916'E, then by the arc of a circle of 500 metres radius centred in position 38°54.833'S, 174°16.246'E, to position 38°54.752'S, 174°16.576'E, then by straight lines to position 38°58.261'S, 174°17.976'E, then to position 38°58.703'S, 174°17.677'E, then by the arc of a circle of 500 metres radius centred in position 38°58.577'S, 174°17.370'E, to the position of commencement.

Area expressed in terms of co-ordinates used in World Geodetic System 1984

All that area bounded by straight lines commencing at position 38°58.345'S, 174°17.076'E, then to position 38°58.101'S, 174°17.241'E, then to position 38°54.807'S, 174°15.928'E, then by the arc of a circle of 500 metres radius centred in position 38°54.727'S, 174°16.258'E, to position 38°54.647'S, 174°16.588'E, then by straight lines to position 38°58.155'S, 174°17.988'E, then to position 38°58.598'S, 174°17.689'E, then by the arc of a circle of 500 metres radius centred in position 38°58.471'S, 174°17.382'E, to the position of commencement.

Diane Morcom,
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 28 days after the date of its notification in the *Gazette*, declares a specified area in relation to the Pohokura gas field development to be a protected area for the purposes of the Submarine Cables and Pipelines Protection Act 1996.

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

Date of notification in *Gazette*: 3 August 2006.

This order is administered by the Ministry of Transport.
