



**THE SOUTHERN LAKES FISHING REGULATIONS 1971,
AMENDMENT NO. 4**

—
KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 5th day of November 1979

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Fisheries Act 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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ANALYSIS

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| <ol style="list-style-type: none"> 1. Title and commencement 2. Interpretation 3. Fishing without licence prohibited 4. Replacement of lost or damaged licences 5. Rights to fish conferred by licences 6. Amendment of licences 7. Anglers to allow fish to be inspected | | <ol style="list-style-type: none"> 8. Disturbing spawning grounds 9. Restriction on methods of fishing 10. Restriction on use of boats 11. Restriction on taking fish 12. Pollution of waters 13. Fish not to be liberated without authority 14. Increase in licence fees Schedule |
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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Southern Lakes Fishing Regulations 1971, Amendment No. 4, and shall be read together with and deemed part of the Southern Lakes Fishing Regulations 1971* (hereinafter referred to as the principal regulations).

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

*S.R. 1971/65

Amendment No. 1: S.R. 1973/20

Amendment No. 2: S.R. 1974/5

Amendment No. 3: S.R. 1976/220

2. Interpretation—(1) Regulation 2 (1) of the principal regulations is hereby amended by inserting, in the definition of the term “acclimatised fish” after the words “(*Salvelinus fontinalis*)”, the words “, and lake trout or char (*Salvelinus namaycush*), and any hybrid (commonly known as ‘splake’) of American brook trout and lake trout”.

(2) The said regulation 2 (1) is hereby further amended by omitting from the definition of the term “artificial fly” the words “; but does not include any lure in the tying of which lead or other weight has been incorporated”.

(3) The said regulation 2 (1) is hereby further amended by omitting from paragraph (a) of the definition of the term “open season” the words “and Manapouri,”, and substituting the words “Manapouri, Monowai, Poteriteri, and Hakapoua, and the lower Waiau River from Pearl Harbour to the eastern boundary of the District,”.

(4) The said regulation 2 (1) is hereby further amended by inserting, in paragraph (d) of the definition of the term “open season” (as amended by regulation 2 (1) of the Southern Lakes Fishing Regulations 1971, Amendment No. 3) after the words “Waiau River”, the words “between Lakes Te Anau and Manapouri”.

3. Fishing without licence prohibited—The principal regulations are hereby amended by revoking regulation 3, and substituting the following regulation:

“3. (1) No person shall take acclimatised fish within the District unless he is the holder of a current licence issued under these regulations:

Provided that the following classes of persons may, subject to compliance with these regulations, also take acclimatised fish within the District:

“(a) A person who is the holder of a current whole season licence issued under the Freshwater Fisheries Regulations 1951* by any Acclimatisation Society:

“(b) A person who is the holder of a current tourist fishing licence issued pursuant to section 83A of the Fisheries Act 1908.

“(2) A whole season licence issued under these regulations shall entitle the holder to take acclimatised fish throughout New Zealand except in the Rotorua Trout Fishing District and the Taupo Trout Fishing District, subject to compliance by that person with all the provisions of any regulations in force at that time with respect to the waters in which he is fishing.

“(3) Any licence issued pursuant to these regulations for a shorter period than a whole season shall be available only within the Southern Lakes Acclimatisation District.”

4. Replacement of lost or damaged licences—Regulation 9 of the principal regulations is hereby amended by inserting, before the word “licence” wherever it appears, the words “whole season”.

*S.R. 1951/15 (Reprinted with Amendments Nos. 1 to 13: S.R. 1976/191)
Amendment No. 14 (*Revoked by S.R. 1977/268*)
Amendment No. 15: S.R. 1977/268

5. Rights to fish conferred by licences—Regulation 10 (1) (c) of the principal regulations is hereby amended by omitting the words “belonging to the Manapouri and Doubtful Sound Tourist Company”, and substituting the words “at the Fiordland Travel Company’s Tourist Centre”.

6. Amendment of licences—Regulation 12 of the principal regulations is hereby amended by adding, as subclause (2), the following subclause:

“(2) No person, except a person authorised to issue a licence under regulation 6 of these regulations, shall amend or add to anything appearing on the face of a licence after it has been issued.”

7. Anglers to allow fish to be inspected—Regulation 14 (a) of the principal regulations is hereby amended by inserting, after the word “lure”, the word “, fish,”.

8. Disturbing spawning grounds—Regulation 15 of the principal regulations is hereby amended by adding, as subclause (2), the following subclause:

“(2) Every person who commits a breach of subclause (1) of this regulation commits a further offence if he neglects or refuses to repair any damage to any spawning grounds, or to the bed, bank, or margin of any stream, river, or other water adjacent to any spawning grounds occasioned by the breach when requested to do so by the Conservator of Wildlife.”

9. Restriction on methods of fishing—Regulation 16 (1) of the principal regulations is hereby amended by revoking paragraph (d), and substituting the following paragraph:

“(d) Any lure having attached thereto more than 2 hooks, which may be either single hooks or multiple hook units; or”.

10. Restriction on use of boats—(1) Regulation 18 (1) of the principal regulations is hereby amended—

(a) By omitting from paragraph (b) the words “and the Kawarau River”:

(b) By omitting from paragraph (e) (as amended by regulation 8 of the Southern Lakes Fisheries Regulations 1971, Amendment No. 1) the words “and southern sides of the lake to a point 200 metres west of the outlet (Waiau River)”, and substituting the words “side of the lake to the Marakura Yacht Club clubrooms”:

(c) By repealing paragraph (f) (as so amended).

(2) So much of the Schedule to the Southern Lakes Fishing Regulations 1971, Amendment No. 1 as relates to regulation 18 (1) (e) and 18 (1) (f) of the principal regulations is hereby consequentially revoked.

11. Restriction on taking fish—(1) Regulation 19 of the principal regulations (as amended by regulation 8 of the Southern Lakes Fishing Regulations 1971, Amendment No. 1) is hereby amended by omitting the words “50 metres”, and substituting the expression “100 m”.

(2) So much of the Schedule to the Southern Lakes Fishing Regulations 1971, Amendment No. 1 as relates to regulation 19 of the principal regulations is hereby consequentially revoked.

12. Pollution of waters—Regulation 29 (1) of the principal regulations is hereby amended by revoking paragraph (a), and substituting the following paragraph:

“(a) Cast or throw or allow to flow into any waters, or discharge or place or cause to be put or discharged into or placed on or near the bank or margin of any waters, or in a position where it is likely to fall or descend or be washed into or percolate into any waters, any sawdust or sawmill refuse, lime (other than agricultural or slaked lime), sheep dip, flaxmill refuse, oil, chlorinated hydrocarbon pesticide, or any other substance to such an extent as to cause or to be likely to cause the waters to be poisonous or injurious to fish or the spawning grounds of fish or the food of fish; or”.

13. Fish not to be liberated without authority—Regulation 38 of the principal regulations is hereby amended by inserting, after the word “introduce”, the words “, or attempt to place, liberate, or introduce”.

14. Increase in licence fees—(1) The principal regulations are hereby amended by revoking the Third Schedule (as substituted by regulation 4 (1) of the Southern Lakes Fishing Regulations 1971, Amendment No. 3), and substituting the Third Schedule set out in the Schedule to these regulations.

(2) Regulation 4 of and the Schedule to the Southern Lakes Fishing Regulations 1971, Amendment No. 3 are hereby consequentially revoked.

Reg. 14 (1)

SCHEDULE

NEW THIRD SCHEDULE TO PRINCIPAL REGULATIONS

Reg. 7

"THIRD SCHEDULE

LICENCE FEES

Class of Persons to Whom Licences are Issued	Whole Season Licence	Monthly Licence	Weekly	Day Licence
(a) Adults, and any child of 16 years of age or over, unless attending school full time as a pupil	\$ 12.00	\$ 6.00	\$ 4.00	\$ 2.00
(b) Children under 16 years of age or attending school full time as a pupil	3.00	No Special Licence	No Special Licence	1.00"

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Southern Lakes Fishing Regulations 1971.

Regulation 2 relates to interpretation.

Subclause (1) adds lake trout and the hybrid "splake" to the definition of acclimatised fish.

Subclause (2) removes from the definition of artificial lure the restriction relating to the use of weights in tying the lure.

Subclauses (3) and (4) clarify the areas to which an open season applies.

Regulation 3 allows a whole season fishing licence issued throughout New Zealand to be available in the Southern Lakes Trout Fishing District.

Regulations 4 to 8 either correct changes in name or are to bring these regulations into line with equivalent provisions in the Taupo Trout Fishing Regulations 1971 (S.R. 1971/66).

Regulation 9 removes the restriction on having a 2-hook unit on a lure.

Regulation 10 removes the restrictions on the use of boats in certain areas.

Regulation 11 extends the restriction on taking fish from 50m to 100m of a fish trap.

Regulation 12 tightens the provisions relating to pollution.

Regulation 13 makes it an offence to attempt to introduce new varieties of fish without authority.

Regulation 14 increases licence fees payable.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 8 November 1979.

These regulations are administered in the Department of Internal Affairs.