



Taupo Fishing Amendment Regulations 2001

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 29th day of October 2001

Present:

The Right Hon Helen Clark presiding in Council

Pursuant to section 14 of the Maori Land Amendment and Maori Land Claims Adjustment Act 1926 and of sections 48 and 48A of the Conservation Act 1987, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

1 Title

- (1) These regulations are the Taupo Fishing Amendment Regulations 2001.
- (2) In these regulations, the Taupo Fishing Regulations 1984¹ are called “the principal regulations”.

¹ SR 1984/347

2 Commencement

These regulations come into force on 1 December 2001.

3 Bag and size limit

Regulation 20(2) of the principal regulations is amended by omitting the expression “35”, and substituting the expression “45”.

4 New regulation 41 substituted

The principal regulations are amended by omitting regulation 41, and substituting the following regulation:

“41 Taking, possession, or sale of indigenous fish and smelt

- “(1) No person may take, have in his or her possession, or sell—
- “(a) any crustacea of the genus *Paranephrops* (commonly called freshwater crayfish or koura); or
 - “(b) any other fish indigenous to New Zealand (except any fish of the genus *Galaxias* (whitebait), any lamprey, and eel); or
 - “(c) smelt; or
 - “(d) the ova, young, or fry of the fish specified in paragraphs (a) to (c).
- “(2) Despite subclause (1),—
- “(a) members of the Tuwharetoa tribe are authorised to fish for, and catch for their own use, any fish in Lake Taupo that are indigenous to that lake, subject to the conditions set down in section 14(2) of the Maori Land Amendment and Maori Land Claims Adjustment Act 1926; and
 - “(b) any member of the Tuwharetoa tribe may fish for, and catch for their own use, smelt in Lake Taupo and the Tokaanu Tailrace during the smelt fishing season, subject to any conditions set down by the Director-General under section 26ZL of the Conservation Act 1987, if the Tuwharetoa Maori Trust Board authorises that member to fish for smelt during that smelt fishing season.
- “(3) If the Tuwharetoa Maori Trust Board authorises a member of the Tuwharetoa tribe under subclause (2)(b), it must inform that member that the authorisation—

- “(a) is subject to any conditions set down by the Director-General under section 26ZL of the Conservation Act 1987; and
- “(b) applies to a specified smelt fishing season; and
- “(c) expires at the end of that specified smelt fishing season.
- “(4) An authorisation given to a member of the Tuwharetoa tribe under subclause (2)(b) takes effect when the Tuwharetoa Maori Trust Board advises the Director-General, in writing, of the particulars of that authorisation, including, but not limited to,—
- “(a) the name, birth date, address, phone number (if any), and email address (if any) of that member:
- “(b) any conditions, restrictions, or limitations on that authorisation.”

Marie Shroff,
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, which come into force on 1 December 2001, amend the Taupo Fishing Regulations 1984. The amendments increase the size limit for trout taken in the Taupo District, other than from the Kuratau River upstream from the hydroelectric supply dam, from 35 cm to 45 cm. They also provide that members of the Ngati Tuwharetoa tribe may take smelt from Lake Taupo and the Tokaanu Tailrace if authorised by the Tuwharetoa Maori Trust Board.

Issued under the authority of the Acts and Regulations Publication Act 1989.
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These regulations are administered in the Department of Conservation.