

Serial Number 272/1937.

**THE TROUT-FISHING (OTAGO) REGULATIONS 1937.**

Enacting authority : His Excellency the Governor-General in Council.
Act pursuant to which the regulations were made : The Fisheries
Act, 1908.

Date on which the regulations were made : 3rd day of November, 1937.
Date of notification in *Gazette* : 11th day of November, 1937.

REGULATIONS.**PRELIMINARY.**

1. These regulations may be cited as the Trout-fishing (Otago) Regulations 1937.
2. Terms used herein shall have the same meaning as in the Fresh-water Fisheries Regulations 1936* (hereinafter called "the General Regulations").
3. The trout-fishing regulations for the Otago Acclimatization District (hereinafter referred to as "the district") set out in the First Schedule hereto are revoked.

OPEN SEASON.

4. Whole-season licenses to fish for trout and other acclimatized fish issued by the Otago Acclimatization Society or any other Acclimatization Society under the General Regulations shall entitle the holder to fish in the district for trout and other acclimatized fish—

- (a) In any waters other than the waters mentioned in clauses (b) and (c) hereof, from the 1st day of October in any year to the 30th day of April in the year next following, both days inclusive :
- (b) In Lake Hawea and its tributary rivers and in that part of Lake Wanaka within the district and its tributary rivers, from the 1st day of November in any year to the 31st day of May in the year next following, both days inclusive :
- (c) In Waipori Lake at Berwick, from the 1st day of October in any year to the 15th day of April in the year next following, both days inclusive.

5. Half-season licenses, monthly licenses, weekly licenses, day licenses, and single river licenses issued by the Otago Acclimatization Society shall entitle the holder to fish during the period set out in the license, but subject always to the provisions of the last preceding regulation hereof.

* Statutory Regulations 1936-7, Serial number 36/1936, page 119.

DISTRICT RESTRICTIONS.

6. No person shall in fishing for trout or other acclimatized fish in the district use any bait or lure other than the following: Natural fly, artificial fly, insects, fish, worms, creepers, maggots, caterpillars, frogs, tadpoles, devon or spoon bait.

7. (i) No person shall in natural-bait fishing within the district use—

- (a) More than two sets of bait:
- (b) A set of bait having more than two hooks:
- (c) Any treble hook.

(ii) No person shall in fly-fishing within the district use—

- (a) More than three flies or lures:
- (b) Any fly or lure having more than one hook.

(iii) No person shall in trolling use—

- (a) More than one artificial fish, one devon, or one spoon:
- (b) Any artificial fish, devon, or spoon having thereto attached more than three treble hooks:
- (c) More than one fish with two treble hooks and one single hook attached:
- (d) The contrivance known as Stewart tackle.

8. No person shall within the district use any rod to fish for, take, or kill acclimatized fish unless he is in actual attendance in person within a radius of fifty feet from the rod.

9. No person shall troll for trout or other acclimatized fish in any waters in the district (other than Lake Hawea and Lake Wanaka) from any boat fitted with or having attached thereto any mechanical means of propulsion.

10. No person shall within the district take more than twenty fish in any one day and no person shall within the district continue to fish on any day on which he has already taken or killed twenty fish: Provided, however, that this regulation shall not apply to any angling competition duly authorized.

11. (i) No person shall within the district intentionally fish for, take, or kill in any manner whatever or have in his possession any perch which does not exceed six inches from tip of nose to tip of tail.

(ii) Every person taking within the district a perch which does not exceed six inches from tip of nose to tip of tail shall immediately return it alive with as little injury as possible into the water from which it was taken.

12. (i) No person shall within the district intentionally fish for, take, or kill in any manner whatever in the following waters, namely:—

- (a) Water of Leith,
- (b) Waitati Stream and its branches,
- (c) Evansdale Stream and its branches—

any salmon or trout which does not exceed nine inches from tip of nose to tip of tail.

(ii) Every person taking in or from the waters mentioned in the last preceding clause (i) hereof any salmon or trout which does not exceed nine inches from tip of nose to tip of tail shall immediately return it alive with as little injury as possible into the water from which it was taken.

(iii) No person shall within the district intentionally have in his possession any salmon or trout taken from the waters mentioned in the preceding clause (i) hereof which does not exceed nine inches from tip of nose to tip of tail.

13. (i) No person shall within the district intentionally fish for, take, or kill in any manner whatever in any waters other than the waters mentioned in Regulation 12 hereof any salmon or trout which does not exceed ten inches from tip of nose to tip of tail.

(ii) Every person taking in or from any waters within the district other than the waters mentioned in Regulation 12 hereof any salmon or trout which does not exceed ten inches from tip of nose to tip of tail shall immediately return it alive with as little injury as possible into the water from which it was taken.

(iii) No person shall within the district intentionally have in his possession any salmon or trout taken from any waters other than the waters mentioned in Regulation 12 hereof which does not exceed ten inches from tip of nose to tip of tail.

14. No person shall within the district put, stake, set, drag, draw, or place, or allow to be put, staked, set, dragged, drawn, or placed, for any purpose whatsoever any net of any description except a landing-net or hand-net in any lake, river, stream, or dam, or within the mouth of any river or stream: Provided that nothing herein contained shall prevent the placing or using of any net other than a stake-net in such of the parts of the rivers and waters mentioned in the Second Schedule hereto as are within the district, or prevent the taking of fish in accordance with any regulations made under the Fisheries Act, 1908.

15. No person shall use in fishing for eels in the district any hook that is smaller than 4/0 (old numbers), nor shall such person use any gut or gut substitute attached to the hook: Provided that this regulation shall not apply on any river within a mile of the sea by water from low-tide mark.

LOCAL RESTRICTIONS.

16. (i) No person shall use for fishing in the Water of Leith during the month of April in any year—

(a) Any single hook larger than the size known as No. 4 (new number) or No. 11 (old number):

(b) Any treble hook larger than the size known as No. 9 (new number) or No. 6 (old number):

(c) Any treble hook whatsoever with any bait or lure other than spoon or artificial minnow.

(ii) No person shall in fishing for trout in the Water of Leith use any weights whatsoever on any lines, hook, or hooks.

(iii) No person shall use in fishing for trout in the Water of Leith during the month of April in any year any gaff hook of any description whatsoever.

PENALTY.

17. The penalty for any breach of these regulations shall be a fine not exceeding £50.

FIRST SCHEDULE.
REGULATIONS REVOKED.

Date of Order in Council,	Published in <i>Gazette</i> .	
	Year.	Page.
19th September, 1932	1932	2039
	Statutory Regulations.	
23rd September, 1936	Serial number 31/1936.	
7th October, 1936	Serial number 41/1936.	

SECOND SCHEDULE.

(a) In the mouth of the Taieri River and from the mouth of the said river up to the traffic-bridge of the Main South Road.

(b) In the mouth of the Tokomairiro River and in that portion of the said river on the lower side of a straight line drawn from a white post fixed at high-water mark at a point known as the Iron Standard to a point marked by a white post on the opposite side of the river, as shown on a plan marked M.D. No. 4410, deposited in the office of the Marine Department at Wellington.

(c) In the mouth of Catlins River, in the said river and in the waters of Catlins Lake below a straight line drawn from White's Point on the northern shore of the Catlins Lake to Glass Point on the southern shore of such lake the northern end of such line being marked by a post having painted thereon the words "Netting Limit", as shown on plan marked M.D. 4562 No. 1, deposited in the office of the Marine Department at Wellington.

(d) In the waters of the Ōwaka River below a straight line drawn across the river from the dividing-line between Sections 3 and 11, Block VIII, of Glenomaru Survey District, such limit being marked on the eastern shore of the river by a post painted white bearing the words "Netting Limit", as shown on plan marked M.D. 4562 No. 1, deposited in the office of the Marine Department at Wellington.

(e) In the mouth of the Waikouaiti River or in such river below the place at which the railway from Christchurch to Dunedin crosses the said river.

(f) In the mouth of the Waihemo and Pleasant Rivers or in such rivers within one mile by water from the mouth or entrance thereof.

—

Issued under the authority of the Regulations Act, 1936.
These regulations are administered by the Marine Department.