

1976/219

**THE TAUPO TROUT FISHING REGULATIONS 1971,
AMENDMENT NO. 3**

EDWARD DENIS BLUNDELL, Governor-General

By his Deputy, RICHARD WILD

ORDER IN COUNCIL

At the Government House at Wellington this 2nd day of August 1976

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL BY HIS DEPUTY 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.

ANALYSIS

- | | | |
|---|--|---|
| <ol style="list-style-type: none"> 1. Title and commencement 2. Replacement of lost or damaged licences 3. Rights to fish conferred by licences 4. Licences not transferable 5. Fishing prohibited between certain hours 6. Disturbing spawning grounds, etc. 7. Restrictions on methods of fishing 8. Restrictions on use of boats | | <ol style="list-style-type: none"> 9. Restrictions on use of footbridges 10. Pollution of waters 11. Taking, possession, or sale of indigenous fish 12. Fish not to be liberated without authority 13. Taupo Trout Fishing District 14. Increased licence fees 16. Restrictions on lures Schedules |
|---|--|---|

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Taupo Trout Fishing Regulations 1971, Amendment No. 3, and shall be read together with and deemed part of the Taupo Trout Fishing Regulations 1971* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 9th day of August 1976.

*S.R. 1971/66

Amendment No. 1: S.R. 1973/21

Amendment No. 2: S.R. 1974/6

2. Replacement of lost or damaged licences—Regulation 8 of the principal regulations is hereby amended by inserting, before the word “licence” wherever it appears, the words “whole-season”.

3. Rights to fish conferred by licences—(1) Regulation 9 (1) of the principal regulations is hereby amended by inserting in paragraph (i) of the proviso (as substituted by regulation 6 (1) of the Taupo Trout Fishing Regulations 1971, Amendment No. 1), after the word “streams”, the words “, including the Poutu Aqueduct (being that water between the Poutu Intake and the Poutu Dam),”.

(2) The said regulation 9 (1) is hereby further amended by inserting in paragraph (k) of the proviso after the words “Tongariro River”, the words “other than the Poutu Stream”.

(3) The said regulation 9 (1) is hereby further amended by adding the following paragraphs to the proviso:

“(o) The Omori Stream:

“(p) The Pukawa Stream:

“(q) The Tokaanu tailrace for a distance of 80 m downstream from the powerhouse to the site of a black and yellow landmark.”

4. Licences not transferable—Regulation 12 of the principal regulations is hereby amended by adding the following subclause:

“(2) No person, except a person authorised to issue licences under regulation 6 of these regulations, shall in any way amend anything appearing on the face of a licence.”

5. Fishing prohibited between certain hours—Regulation 14 of the principal regulations is hereby amended by adding, after the expression “5 a.m.”, the words “or, when New Zealand daylight time applies, midnight and 6 a.m.”.

6. Disturbing spawning grounds, etc.—Regulation 16 of the principal regulations is hereby amended by adding 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 the 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.”

7. Restrictions on methods of fishing—(1) Regulation 17 (1) of the principal regulations is hereby amended by inserting, after paragraph (h), the following paragraph:

“(ha) Any outrigger or similar device; or”.

(2) The said regulation 17 (1) is hereby further amended by inserting in the second proviso (as added by regulation 7 (2) of the Taupo Trout Fishing Regulations 1971, Amendment No. 1), after the words “the use of”, the words “wire, or”.

8. Restrictions on use of boats—Regulation 19 of the principal regulations is hereby amended by adding the following subclause:

“(5) No person shall take or put into motion any boat, whether propelled by mechanical power or not, into or on the waters of that portion of the Tokaanu tailrace between the powerhouse and the Turangi-Tokaanu main highway bridge.”

9. Restrictions on use of footbridges—The principal regulations are hereby further amended by inserting, after regulation 39, the following regulation:

“39A. (1) In this regulation, ‘footbridge’ means a footbridge spanning the Tongariro River which footbridge has displayed at each end a notice, under the authority of the Secretary, setting out the maximum number of persons authorised to be on the bridge at any one time.

“(2) No person shall enter on any footbridge if, by so entering, the maximum number of persons authorised to be on that footbridge at any one time is thereby exceeded.”

10. Pollution of waters—Regulation 40 (1) (a) of the principal regulations is hereby amended by omitting the words “Except under any authority conferred by the Water and Soil Conservation Act 1967,”.

11. Taking, possession, or sale of indigenous fish—Regulation 48 of the principal regulations is hereby amended by adding the following subclause:

“(2) No person shall take koura or any indigenous fish when using any underwater breathing apparatus.”.

12. Fish not to be liberated without authority—Regulation 49 of the principal regulations is hereby amended by inserting, after the word “introduce”, the words “or attempt to place, liberate, or introduce”.

13. Taupo Trout Fishing District—(1) The principal regulations are hereby further amended by revoking the First Schedule (as substituted by regulation 12 of the Taupo Trout Fishing Regulations 1971, Amendment No. 1), and substituting the First Schedule set out in the First Schedule to these regulations.

(2) Regulation 11 of and the First Schedule to the Taupo Trout Fishing Regulations 1971, Amendment No. 1, are hereby consequentially revoked.

14. Increased licence fees—(1) The principal regulations are hereby further amended by revoking the Third Schedule (as substituted by regulation 5 of the Taupo Trout Fishing Regulations 1971, Amendment No. 2), and substituting the Third Schedule set out in the Second Schedule to these regulations.

(2) Regulation 5 of and the Schedule to the Taupo Trout Fishing Regulations 1971, Amendment No. 2, are hereby consequentially revoked.

15. Restrictions on lures—The Fourth Schedule to the principal regulations is hereby amended by inserting in the first column of clause 1 (b) after the words “the said lake” the words “except the mouths of the Waikino and Otupoto Streams”.

SCHEDULES

Reg. 13

FIRST SCHEDULE

NEW FIRST SCHEDULE TO PRINCIPAL REGULATIONS

Reg. 2 (1)

“FIRST SCHEDULE

“DESCRIPTION OF TAUPO TROUT FISHING DISTRICT

ALL that area in the South Auckland and Wellington Land Districts bounded by a line commencing at the source of the Ongarue River near Trig. Station 1390 Pureora, in Block III, Hurakia S.D., and proceeding southerly and easterly along a right line to and along the watershed between the Waihora and Huruhurumaku Streams to Trig. Station Marotiri, in Block XII, Marotiri S.D.; thence south-easterly along a right line to the northernmost corner of Part Section 1, Block II, Tuhingamata East S.D., as shown on S.O. Plan 21172; thence easterly along a right line to the Huka Falls on the Waikato River in Block XIV, Tatua S.D.; thence south-easterly along a right line to Trig. Station 42 Tauhara, in Block III, Tauhara S.D.; thence south-easterly along a right line to Trig. Station 47 Wairango, in Block I, Maruanui S.D.; thence along a right line to the northernmost corner of Kaimanawa IB in Block V, Maruanui S.D.; thence south-westerly along the north-western boundary of Kaimanawa IB to Trig. Station Ahipaepae in Block XIV, Waitahanui S.D., and along right lines to Trig. Station C Ngapuketura, in Block VII, Waiotaka S.D., to Trig. Station A Kariaringa in Block I, Mangamaire S.D., and to Trig. Station 28 Manukaiapu in Block XVI, Kaimanawa S.D.; thence easterly along a right line to Trig. Station 27 Motumatai in Block XV, Mangamaire S.D.; thence generally westerly along a right line to Trig. Station 23 Kaimanawa (Three Kings) in Block V, Motupuha S.D., along a right line in the direction of Trig. Station Pouapoto in Block V, Moawhango S.D., to the middle of the Moawhango River, along a right line to Trig. Station D Makahikatoa in Block I, Moawhango S.D., and along a right line due west to a right line between Trig. Station Tunutara in Block XII, Karioi S.D., and Trig. Station N Ruapehu in Block XI, Ruapehu S.D.; thence north-westerly along the right line, aforesaid, to Trig. Station N Ruapehu and along right lines to Trig. Station H Paretaitonga, in Block XI, Ruapehu S.D., and to Trig. Station C Hauhungatahi, in Block V, Ruapehu S.D.; thence northerly along a right line to a point in the middle of the Whakapapa River distant 200 metres downstream from the Whakapapa-Mangatepopo Tunnel intake in Block IX, Tongariro S.D., along a right line to a point in the middle of the Okupata Stream distant 200 metres downstream from the Okupata drop-shaft of the aforesaid tunnel in Block VII, Tongariro S.D., down the middle of the Okupata Stream to the middle of the Wanganui

River and up the middle of that river to a point in line with the western boundary of Waione Block in Block XIV, Maungaku S.D.; thence northerly to and along that boundary to Trig. Station 1545 Maungaku, in Block X, Maungaku S.D.; thence northerly along the summit of the Hauhungaroa Range passing through Trig. Stations 1711 Hauhungaroa, in Block XIV, Puketapu S.D., Motere, in Block V, Puketapu S.D., 2019 Tuhingamata, in Block II, Puketapu S.D., and 2016 Weraroa, in Block XI, Hurakia S.D.; thence northerly along a right line to the point of commencement."

SECOND SCHEDULE

Reg. 14

NEW THIRD SCHEDULE TO PRINCIPAL REGULATIONS

"THIRD SCHEDULE

Reg. 7

"LICENCE FEES

Class of persons to Whom Licences are issued	Whole-season Licence	Monthly Licence	Weekly Licence	Day Licence
	\$	\$	\$	\$
(a) Adults, and any child of 16 years of age or over, unless attending school full time as a pupil	10.00	5.00	2.00	1.00
(b) Children under 16 years of age or attending school full time as a pupil	2.00	No Special Licence	No Special Licence	0.50

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 Taupo Trout Fishing Regulations 1971.

Regulation 2 provides that a replacement licence for a licence that is lost or damaged can now only be obtained in respect of a whole-season licence.

Regulation 3 opens the Poutu Stream for fishing, and closes 3 other waters.

Regulation 4 makes it an offence to unlawfully alter a licence.

Regulation 5 makes adjustments to the fishing hours when daylight saving is in force.

Regulation 6 provides that it is an offence not to repair damage caused to a spawning ground.

Regulation 7 prohibits the use of outriggers in fishing for trout, and allows wire lines in Lake Taupo.

Regulation 8 prohibits the taking of trout from a boat in a prescribed part of the Tokaanu tailrace.

Regulation 9 provides for the maximum number of persons on a footbridge across the Tongariro River.

Regulation 10 removes an exception to the provisions relating to the pollution of waters.

Regulation 11 prohibits the taking of koura or indigenous fish when using underwater breathing apparatus.

Regulation 12 prohibits the attempted liberation of certain fish and water creatures.

Regulation 13 redefines the area of Taupo Trout Fishing District.

Regulation 14 increases licence fees (except the fee payable for a weekly licence).

Regulation 15 amends the restrictions on the use of lures at the mouths of the Waikino and Otupoto Streams.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 5 August 1976.

These regulations are administered in the Ministry of Agriculture and Fisheries.