

Serial Number 1948/168



**THE TAUPO TROUT-FISHING REGULATIONS 1939,
AMENDMENT NO. 5**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 20th day of
October, 1948

Present :

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

PURSUANT to the Fisheries Act, 1908, and section 14 of the Maori Land Amendment and Maori Land Claims Adjustment Act, 1926, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Taupo Trout-fishing Regulations 1939, Amendment No. 5.

2. These regulations shall be read together with and deemed part of the Taupo Trout-fishing Regulations 1939 (hereinafter called the principal regulations).

3. These regulations shall come into force on the 1st day of November, 1948.

4. Clause (1) of Regulation 2 of the principal regulations is hereby amended by inserting after the words "fish for", the words "take and kill".

5. Clause (1) of Regulation 3 of the principal regulations is hereby amended by adding thereto the following words: "and 'Overseas resident' means a person other than a 'resident' or a 'district resident' as herein defined".

- * Statutory Regulations 1939, Serial number 1939/100, page 825.
- Amendment No. 1: Statutory Regulations 1944, Serial number 1944/134, page 388.
- Amendment No. 2: Statutory Regulations 1945, Serial number 1945/138, page 329.
- Amendment No. 3: Statutory Regulations 1947, Serial number 1947/149, page 522.
- Amendment No. 4: Statutory Regulations 1948, Serial number 1948/68, page 235.

6. Clause 3 of Regulation 3 of the principal regulations is hereby revoked, and the following clause substituted:—

“(3) The respective fees for all other licences issued shall be those set out in the following table:—

Class of Persons to Whom Licences are Issued.	Whole-season Licence.	Weekly Licence.	Day Licence.
<i>District Residents</i>	£ s. d.	£ s. d.	£ s. d.
(a) Women, girls (irrespective of age), and boys under the age of sixteen years	0 10 0	0 7 6	0 3 6
(b) Men and boys of sixteen years of age or over	1 10 0	0 10 0	0 3 6
<i>Residents (other than District Residents)</i>			
(c) Women, girls (irrespective of age) and boys under the age of sixteen years	1 10 0	0 7 6	0 3 6
(d) Men and boys of sixteen years of age or over	2 0 0	0 10 0	0 3 6
<i>Overseas Residents</i>			
(e) Persons under the age of sixteen years	3 0 0	0 10 0	0 7 6
(f) Persons of sixteen years of age and over	6 0 0	1 0 0	0 7 6

7. Clause (1) of Regulation 4 of the principal regulations is hereby amended by inserting, next following the words “fish for”, the words “take and kill”.

8. Clause (2) of Regulation 4 of the principal regulations is hereby amended by inserting, next following the words “fish for”, the words “take and kill”.

9. Clause (3) of Regulation 4 of the principal regulations is hereby amended by inserting, next following the words “fish for”, the words “take and kill”.

10. Clause (3) of Regulation 5 of the principal regulations is hereby amended by revoking the words “and the lure or bait used by him for taking, catching, or killing trout”, and substituting the words “and any lure or bait in his possession.”

11. Clause (1) of Regulation 8 of the principal regulations is hereby amended by revoking the word “ten” where it twice occurs, and substituting in each case the word “six”.

12. Clause (6) of Regulation 8 of the principal regulations is hereby revoked, and the following regulation substituted:—

“(6) No person shall take any fish from any net, trap, pound-net, or other contrivance used by any person for the purposes of acclimatization, propagation, pisciculture, scientific investigation, or for scientific or other purposes pursuant to clauses (2) and (3) of Regulation 13 hereof, or shall in any way interfere with or damage any such net, trap, pound-net, or contrivance”.

13. (1) The principal regulations are hereby amended by revoking clause (5A) of Regulation 9, as the said clause was substituted by Regulation 7 of the Taupo Trout-fishing Regulations 1939, Amendment No. 2, and substituting the following regulation:—

“5A. Notwithstanding anything to the contrary in these regulations or during in any licence issued under these regulations, no person shall during the period commencing on the 1st day of November, 1948,

and terminating on the 14th day of May, 1951, fish for, take, or kill trout by any means whatsoever in or from the following waters, being waters in which trout fry have been placed—namely, the Waihukahuka Stream (hatchery stream) and that portion of the Tongariro River within a radius of 50 yards shore to shore from the centre of the meeting-line of the said stream and the said river.”

(2) Regulation 7 of the Taupo Trout-fishing Regulations 1939, Amendment No. 2, is hereby revoked.

14. Regulation 12 of the principal regulations is hereby revoked, and the following regulation substituted:—

“ 12. *Liberation of Fish*

“ No acclimatization society or person shall, without the written authority of the Under-Secretary of the Department of Internal Affairs, place, liberate, or introduce in or into any lake, river, stream, or other waters within the district any indigenous or exotic species of mollusca, crustacea, protozoa, insecta, or of annelid nematode or platyhelminth worm, or any fish or fish-ova of any description.”

15. Clause (2) of Regulation 13 of the principal regulations is hereby amended by adding, next following the words “ Internal Affairs ”, the words “ or of the Marine Department ”.

16. Regulation 13 of the principal regulations is hereby further amended by adding thereto the following clauses:—

“ (3) Notwithstanding anything to the contrary in these regulations, any person authorized in writing in that behalf by the Under-Secretary of the Department of Internal Affairs may, by any method whatsoever fish for, take, or kill fish from any waters in the district at any time, whether during the open season or the close season, for the purposes of pisciculture or scientific investigation, and may have in his possession fish taken for such purposes.

“ (4) Notwithstanding anything to the contrary in these regulations, any officer of the Marine Department or any officer of the Department of Internal Affairs, acting in either case in the course of his official duties, and with the written authority of the Under-Secretary of the Department of Internal Affairs, may take fish in any waters within the district for purposes of pisciculture or scientific investigation by the use of narcotic or poisonous matter or liquid to stupefy or kill the fish, and may have in his possession fish so taken for such purposes.”

17. The Third Schedule to the principal regulations is hereby amended by inserting, next following the words “ fish for ”, the words “ take and kill ”.

T. J. SHERRARD,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 21st day of October, 1948.

These regulations are administered in the Department of Internal Affairs.