

1965/143



**THE WHITEBAIT FISHING REGULATIONS 1964,
AMENDMENT NO. 1**

H. E. BARROWCLOUGH, Administrator of the Government

By his Deputy

J. D. HUTCHISON

ORDER IN COUNCIL

At the Government House at Wellington this 25th day of August 1965

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

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

REGULATIONS

1. (1) These regulations may be cited as the Whitebait Fishing Regulations 1964, Amendment No. 1, and shall be read together with and deemed part of the Whitebait Fishing Regulations 1964* (hereinafter referred to as the principal regulations).

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

2. Regulation 2 of the principal regulations is hereby amended by omitting from the definition of the term "whitebait" the words "species *Galaxias attenuatus*", and substituting the words "*Galaxias* species".

3. Regulation 14 of the principal regulations is hereby amended by adding, as subclause (2), the following subclause:

"(2) Except in the case of nets used from a site registered pursuant to regulation 32 of these regulations, no person shall use or set any net abreast of any other net used or set on any river."

4. Regulation 26 of the principal regulations is hereby amended by revoking paragraph (c) of subclause (1), and substituting the following paragraph:

"(c) The combined length of the screen plus the net shall not extend more than one-third of the way across any river, channel, or stream at that place at that time, and except in the case of a screen used from a site registered pursuant to regulation 32 of these regulations, no screen shall exceed 10 feet in length."

5. Regulation 35 of the principal regulations is hereby amended by adding the following paragraphs:

- “(o) The understructure of the stand or structure shall not consist of stakes other than those required to support a plank or platform on which the fisherman may stand:
- “(p) The stand or structure shall not be so constructed as to obstruct the flow of water or divert the movements of whitebait:
- “(q) The stand or structure shall not cause or tend to cause erosion or accretion to the banks of the river.”

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

EXPLANATORY NOTE

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

Regulation 2 extends the definition of the term “whitebait” in regulation 2 of the principal regulations so as to include all whitebait of the *Galaxias* species.

Regulation 3 prohibits the use or setting of a net abreast of any other net, except in the West Coast rivers referred to in the First Schedule to the principal regulations.

Regulation 4 permits the use of screens exceeding 10 ft in length in those West Coast rivers.

Regulation 5 prescribes further conditions relating to the use of stands in those West Coast rivers.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 26 August 1965.

These regulations are administered in the Marine Department.