



**THE WHITEBAIT FISHING REGULATIONS 1964,
AMENDMENT NO. 5**

—
ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 3rd day of August 1970

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL 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.

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Whitebait Fishing Regulations 1964, Amendment No. 5, 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 15th day of August 1970.

2. Restrictions on taking whitebait at night-time—Regulation 7 is hereby amended by omitting the words “sunset and sunrise as designated in the New Zealand Nautical Almanac and Tide Tables”, and substituting the words “8 o’clock in the evening of any day and 5 o’clock on the following morning”.

3. Registration of sites of temporary stands—Regulation 32 of the principal regulations is hereby amended by omitting from paragraph (f) the words “The person who last registered a site”, and substituting the words “Every person who had a site registered on the 14th day of November”.

4. Restrictions on constructing and using temporary stands—Regulation 35 of the principal regulations is hereby amended by adding to paragraph (m) the following proviso:

*S.R. 1964/120

Amendment No. 1: S.R. 1965/143

Amendment No. 2: S.R. 1967/125

Amendment No. 3: S.R. 1968/160

Amendment No. 4: S.R. 1968/225 (*Revoked by regulation 1 (2) of S.R. 1968/225*)

“Provided that, if he ceases fishing before the end of the open season, he shall remove the said stand within 14 days after the last occasion on which he fishes for whitebait during that season, unless the Fishery Officer otherwise grants permission in writing for the stand to remain?”.

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

Clause 2 prohibits whitebait fishing between 8 p.m. on one day and 5 a.m. on the next day.

Clause 3 amends regulation 32 of the principal regulations which provides for the registration of temporary stands for whitebait fishing in West Coast (South Island) rivers. A person who had a site for a stand registered on 14 November in the previous year will have a prior claim in respect of the stand in the following year if he makes an application to register the site before 15 August of that year.

Clause 4 amends regulation 35 of the principal regulations which prescribes the conditions on which a person may carry on whitebait fishing in West Coast (South Island) rivers. The amendment requires a fisherman to remove a temporary stand within 14 days after that on which he last fishes during a season if he ceases fishing before the end of the season.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 6 August 1970.

These regulations are administered in the Marine Department.