Reprint as at 1 October 2017

Fisheries (Reporting) Amendment Regulations 2006

(SR 2006/240)

Fisheries (Reporting) Amendment Regulations 2006: revoked, on 1 October 2017, pursuant to regulation 52 of the Fisheries (Reporting) Regulations 2017 (LI 2017/154).

Preamble

At Wellington this 28th day of August 2006

Pursuant to section 297(1)(h) of the Fisheries Act 1996, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal regulations amended	2
4	Interpretation	2
5	Kinds of returns	2
6	Catch, effort, and landing returns	2
7	Monthly harvest returns	3
8	New regulation 11B inserted	3
	11B Netting catch effort landing returns	3
9	Separate returns required for each vessel or method	4
10	Return books supplied by chief executive	4
11	Method of entering certain details on return	4
12	Offences	4
13	New form 5B inserted in Schedule 2	4
14	Part 1 of Schedule 3 amended	4
15	Part 2 of Schedule 3 amended	5
16	Part 3 of Schedule 3 amended	5

These regulations are administered by the Ministry for Primary Industries.

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this eprint. See the notes at the end of this eprint for further details.

Fisheries (Reporting) Amendment Regulations 2006	Reprinted as at 1 October 2017
Part 6 of Schedule 3 amended	5
Schedule 1 New form 5B inserted in Schedule 2	6
Schedule 2 New items inserted in table 1 of Part 1 of Schedule 3	7
Schedule 3 New table 20 added to Part 1 of Schedule 3	8
Schedule 4 New items inserted in Part 2 of Schedule 3	8
Schedule 5 New item added to Part 3 of Schedule 3	9
Schedule 6 New item added to Part 6 of Schedule 3	9
	Part 6 of Schedule 3 amended Schedule 1 New form 5B inserted in Schedule 2 Schedule 2 New items inserted in table 1 of Part 1 of Schedule 3 Schedule 3 New table 20 added to Part 1 of Schedule 3 Schedule 4 New items inserted in Part 2 of Schedule 3 Schedule 5 New item added to Part 3 of Schedule 3 Schedule 6

1 Title

These regulations are the Fisheries (Reporting) Amendment Regulations 2006.

2 Commencement

These regulations come into force on 1 October 2006.

3 Principal regulations amended

These regulations amend the Fisheries (Reporting) Regulations 2001.

4 Interpretation

Regulation 3 is amended by adding the following subclause:

- (4) A landed state that is specified in the first column of Part 3 of Schedule 3 has the same meaning as in a notice given by the chief executive under section 188(1) of the Act, if the landed state—
 - (a) is not defined in these regulations; but
 - (b) is defined in the notice.

5 Kinds of returns

Regulation 4 is amended by inserting the following paragraph after paragraph (ea):

(eb) netting catch effort landing returns:

6 Catch, effort, and landing returns

Regulation 5(1) is amended by inserting "11B," after "11A,".

7 Monthly harvest returns

Regulation 7(2)(a)(i) is amended by omitting "or T" and substituting "T, or X".

8 New regulation 11B inserted

The following regulation is inserted after regulation 11A:

11B Netting catch effort landing returns

- (1) A permit holder who takes fish, or on whose behalf fish are taken, by the method of set netting, inshore drift netting, or pair set netting from a vessel must complete and provide to the chief executive netting catch effort landing returns if the vessel—
 - (a) is 6 metres or more in overall length; or
 - (b) is a vessel for which the chief executive has advised the permit holder in writing that netting catch effort landing returns must be provided.
- (2) The permit holder must—
 - (a) complete separate returns for each fishing trip; and
 - (b) complete a column of catch and effort information in section 2 of the return for each set as soon as hauling for the set is completed; and
 - (c) complete section 3 (relating to trip information) immediately on landing; and
 - (d) complete section 4 (relating to catch landing data) immediately on landing, except any part of the last 2 columns that requires information from a licensed fish receiver; and
 - (e) complete any remaining part of the last 2 columns of section 4 immediately on receipt of the information required from the licensed fish receiver; and
 - (f) complete section 5 (relating to permit holder and vessel details), sign the declaration, and date the return; and
 - (g) provide the return to the chief executive no later than 15 days after the last day of the calendar month in which the fishing trip ends.
- (3) In subclause (2)(b), a set includes all nets that are set—
 - (a) to target the same species; and
 - (b) within 2 nautical miles of the first net that is set; and
 - (c) as soon as practicable after the first net is set.
- (4) A person contravenes this subclause if the person provides a netting catch effort landing return after the date it is due, but no more than 1 calendar month after that date.
- (5) A person contravenes this subclause if the person provides or fails to provide a netting catch effort landing return more than 1 calendar month after the date it is due.

(6) If no fishing trip is made in a calendar month, the permit holder must—

Fisheries (Reporting) Amendment Regulations 2006

- (a) state that month and the year in the space next to 'landing date' in section 3 of a return; and
- (b) clearly mark the return as a nil return; and
- (c) complete section 5 (relating to permit holder and vessel details), sign the declaration, and date the return; and
- (d) provide the return to the chief executive no later than 15 days after the last day of that month.

9 Separate returns required for each vessel or method

Regulation 28 is amended by inserting "11B," after "11A,".

10 Return books supplied by chief executive

Regulation 29(2) is amended by inserting the following paragraph after paragraph (da):

(db) in the case of return books for netting catch effort landing returns, returns in form 5B of Schedule 2:

11 Method of entering certain details on return

Regulation 36(3)(a) is amended by revoking subparagraph (i) and substituting the following subparagraph:

 the conversion factors stated in a notice or certificate given by the chief executive under section 188(1) or (2) of the Act; or

12 Offences

- (1) Regulation 42(b) is amended by inserting "11B(2), (4), or (6)," after "11A(3),".
- (2) Regulation 42(c) is amended by inserting "11B(5)," after "11A(4),".

13 New form 5B inserted in Schedule 2

Schedule 2 is amended by inserting the form 5B set out in Schedule 1 of these regulations after form 5A.

14 Part 1 of Schedule 3 amended

- (1) Paragraph (b) above table 1 of Part 1 of Schedule 3 is amended by omitting "tables 3 to 13" and substituting "the other tables".
- (2) The heading to the third column of table 1 of Part 1 of Schedule 3 is amended by omitting "*tables 3 to 19 of this Part*" and substituting "*any other table*".
- (3) Table 1 of Part 1 of Schedule 3 is amended by inserting the items set out in Schedule 2 of these regulations in their appropriate alphabetical order.
- (4) Part 1 of Schedule 3 is amended by adding the table 20 set out in Schedule 3 of these regulations.

15 Part 2 of Schedule 3 amended

Part 2 of Schedule 3 is amended by inserting the items set out in Schedule 4 of these regulations in their appropriate alphabetical order.

16 Part 3 of Schedule 3 amended

Part 3 of Schedule 3 is amended by adding the item set out in Schedule 5 of these regulations.

17 Part 6 of Schedule 3 amended

Part 6 of Schedule 3 is amended by adding the item set out in Schedule 6 of these regulations.

			N	etti	ng	Ca	ıtcł	n E			n 51 Lan		ng l	Re	tu	rn	Fo	orr	n		
	within 2			_		-	-	s mins	nets m	Е	meshes	No	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg
	other places v			~		•	~	E/W hrs	ne	шш	mes	Yes									All other species
	/ steaming to			_				mins	ш	_	les	No	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg
	eturns for fishing trip. column of catch and effort information for each set. One set may include setting a net, immediately steaming to other places within 2 more nets. If you move more than 2 nautical miles from the first net, you must start a new column.			~		•	3	E/W hrs	nets	шш	meshes	Yes									All other species
	cturns for fishing trip. column of catch and effort information for cach set. One set may include setting a net, immediate more nets. If you move more than 2 nautical miles from the first net, you must start a new column			_		_	_	mins	m s	E	hes	No	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg
	set may inclue e first net, you			~		•	a	E/W hrs	nets	mm	meshes	Yes									All other species
	ach set . One a miles from th			_				mins	s m	_	les	No	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg
mation for ea n 2 nautical n			~		•	a	E/W hrs	nets	mm	meshes	Yes									All other species	
· · · · ·	urp. md effort info move more th			_				mins	Е		les	No	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg	.0kg
or tor tiching i	mn of catch a e nets. If you			~		•	24	E/W hrs	nets	mm	meshes	Yes									All other species
	 Complete separate returns for fishing trip. Complete a separate column of catch and nautical miles, and setting more nets. If you mov 	Fishing method	Target species	Date: at start of set (dd/mm/yy)	Time: at start of set (24-hr clock)	Latitude: at start of set (degrees minutes)	Longitude: at start of set (degrees minutes EW)	Fishing duration (Start of set to end of haul)	Number and Total length of nets set	mesh size (mm)	Net height (number of metres)	Non-fish / protected species catch?	Write the species code and estimated greenweight of each	quota and non-quota species		ror example, if you catch 200kg of rig, write:		7007	More than 8 species? List the 8 species that you caught	most of (by greenweight).	Weight of all other species caught this set.

Schedule 1 New form 5B inserted in Schedule 2

Fisheries (Reporting) Amendment Regulations 2006

Reprinted as at 1 October 2017

NCE		ber LFR																			9		0 (NZ).
Z		Tax invoice number when advised by LFR																			return is lerstood th		/ / 20 Wellington (N
nber	FR.																				n on this d and une n.		Box 297,
Form number	landed to an L	Greenweight (kg)	.0kg		n I have given nat I have read with this retur		returns to PO																
	Include all species taken during this trip. Also include all species held from previous trips that are now being landed to an LFR	Licensed Fish Receiver client number																			I declare that the information I have given on this return is correct and complete, and that I have read and understood the evoluantory notes sumplied with this return.	Signature of permit holder	gned / / / 20 Send completed returns to PO Box 297, Wellington (NZ)
	d from previous t	Destination L type																			I decla correc exnlan	Signatu	
and point of landing	ude all species hel	Container content weight	.0kg				► Yes																
/ and point	his trip. Also incl	Container type																				n number	T
~	ies taken during tl	containers from other trips																			Name of vessel	Registration number of vessel	Irn the last page fi
/ landing date	Include all spec	Number of containers from latest trip from other trips																					for this trip, is this return the last page for this trip—
	≜	Landed state																		ssel details			
Enter first day of trip	Catch landing data	Area																		ler and ve		f permit	ge number
Enter firs	4. Catch lan	Fishstock Species code																		Permit holder and vessel details	Name of nermit holder	Client number of permit holder	This return is page number

Reprinted as at 1 October 2017

Schedule 2 New items inserted in table 1 of Part 1 of Schedule 3

r 14(3)

	Quota management Other area								
	area reference	reference number							
-		•	Fishstock code to be						
fish	table 2 of this Part	table	used (species/area)						
Deepwater clam	1		PZL1						

Schedule 3	Fisheries (Report	ing) Amendment Regulations 2006	Reprinted as at 1 October 2017
	2	Р	ZL2
	3	Р	ZL3
	4	Р	ZL4
	5, 6	Р	ZL5
	7	Р	ZL7
	8	Р	ZL8
	9	Р	ZL9
Knobbed whelk	1	K	XWH1
	2	K	XWH2
	3	K	XWH3
	4	K	XWH4
	5	K	XWH5
	6	K	XWH6
		7A K	KWH7A
		7B K	KWH7B
	8	K	XWH8
	9	K	XWH9

Schedule 3 New table 20 added to Part 1 of Schedule 3

r 14(4)

Table 20—Knobbed whelk reference numbers for purposes of table 1

The areas referred to by name in this table are the quota management areas described in Schedule 2 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice (No 2) 2005.

	Area reference number used in fishstock
Area name	code
Nelson/Marlborough	7A
West Coast	7B

Schedule 4 New items inserted in Part 2 of Schedule 3

Common name	Species code	Scientific name
Deepwater clam	PZL	Panopea zelandica
Knobbed whelk	KWH	Austrofitsus glans

Schedule 5 New item added to Part 3 of Schedule 3

r 16

Sole or principal landed state	Corresponding landed state code
Wings (rays and skates)	WRS

Schedule 6 New item added to Part 6 of Schedule 3

r 17

Destina	ation	Destination type code
	the species or classes subject to the quota management established under Part 4 of the Act that are—	Х
(a)	listed in Schedule 6 of the Act; and	
(b)	not listed in Part 6A of this schedule; and	
(c)	returned to the water in accordance with the requirements set out for the relevant species or class of fish in Schedule 6 of the Act	

Diane Morcom,

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, which come into force on 1 October 2006, amend the Fisheries (Reporting) Regulations 2001. The amendments—

- • provide that a sole or principal landed state that is not defined in the regulations, but is defined in a conversion factors notice, has the same meaning as in the notice:
- add a new type of return (a netting catch effort landing return), which must be provided by a permit holder taking fish by set netting, inshore drift netting, or pair set netting from a vessel that is 6 metres or more in length, or for which the chief executive has required such returns:
- add a new destination type code for fish under the quota management system that are listed in Schedule 6 of the Fisheries Act 1996 (other than spiny dog-fish) and are returned to the water in accordance with the requirements set out in that schedule, and exempt those fish from having to be recorded on a monthly harvest return:

- replace a specific reference to the Fisheries (Conversion Factors) Notice 2000 with a generic reference to a conversion factors notice given under section 188(1) of the Fisheries Act 1996:
- • add fishstock codes for species newly introduced into the quota management system: deepwater clam and knobbed whelk:
- • add a new landed state code for rays and skates that are landed as wings.

Issued under the authority of the Legislation Act 2012. Date of notification in *Gazette*: 31 August 2006.

Eprint notes

1 General

This is an eprint of the Fisheries (Reporting) Amendment Regulations 2006 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 About this eprint

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

3 Amendments incorporated in this eprint

Fisheries (Reporting) Regulations 2017 (LI 2017/154): regulation 52