Reprint

as at 1 October 2007

Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006

(SR 2006/237)

Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006: revoked, on 1 October 2007, by clause 11 of the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2007 (SR 2007/244)

Preamble

At Wellington this 28th day of August 2006

Pursuant to section 264 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 order.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this eprint.

A general outline of these changes is set out in the notes at the end of this eprint, together with other explanatory material about this eprint.

This order is administered by the Ministry of Fisheries.

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1 Title

This order is the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006.

2 Commencement

This order comes into force on 1 October 2006.

3 Application

This order applies in respect of any quota held, fish or aquatic life taken, and permits, leases, or licences held at any time for any period during the fishing year commencing on 1 October 2006.

4 Interpretation

Unless the context otherwise requires, fishstock codes and other expressions used in the Schedule have the same meanings as in Parts 1 and 2 of Schedule 3 of the Fisheries (Reporting) Regulations 2001.

5 Monthly levies on quota owners

- (1) A monthly levy in respect of fisheries services is payable in respect of—
 - (a) every guaranteed minimum individual transferable quota; and
 - (b) every individual transferable quota; and
 - (c) every provisional individual transferable quota.
- (2) The monthly levy is payable for each quota share at the appropriate rate (or at the equivalent rate expressed as dollars per

- tonne) according to the species or class of fish, aquatic life, or seaweed as specified in Part 1 of the Schedule.
- (3) The monthly levy is payable by quota owners irrespective of whether the fish, aquatic life, or seaweed to which the quota relates is taken.

6 Annual non-ITQ levies

- (1) Every holder of a fishing permit issued under section 91 of the Fisheries Act 1996 who takes for the purposes of sale any fish or aquatic life specified in Part 2 of the Schedule that is not subject to the quota management system must pay an annual levy in respect of fisheries services for each tonne or part of a tonne of fish or aquatic life so taken, at the appropriate rate of levy specified in that Part.
- (2) Every holder of a special permit granted under section 97(1)(c) of that Act who takes for the purposes of sale any fish or aquatic life specified in Part 2 of the Schedule that is not subject to the quota management system must pay an annual levy in respect of fisheries services for each tonne or part of a tonne of fish or aquatic life so taken, at the appropriate rate of levy specified in that Part.
- (3) Nothing in this clause requires payment of an annual levy in respect of fish or aquatic life that is taken pursuant to quota for which a monthly levy is payable under clause 5.

7 Annual aquaculture levies

- (1) This clause applies to—
 - (a) a person who is registered as a fish farmer under Part 9A of the Fisheries Act 1996; and
 - (b) the holder of a fish-farm licence granted under the Freshwater Fish Farming Regulations 1983; and
 - (c) the holder of a marine farm lease or licence granted under the Marine Farming Act 1971 where the controlling authority has taken action to forfeit the lease or licence under section 14 of that Act before 1 January 2005 but that action has not been completed or discontinued before the commencement of this order.

- (2) A person to whom this clause applies must pay an annual levy for fisheries services, at the appropriate rate of levy specified in Part 3 of the Schedule, in respect of each coastal permit, or each lease or licence referred to in subclause (1), held at any time during the fishing year.
- (3) Levies payable under subclause (2) are payable by the person liable for the levy whether or not any fish farming activity is undertaken.

8 Levies not to apply to seaweed

Despite anything in this order, no levy is payable in respect of—

- (a) the taking of any seaweed (as defined in section 2(1) of the Fisheries Act 1996) for sale under a permit issued under section 91 or section 97(1)(c) of the Fisheries Act 1996; or
- (b) any such permit, to the extent it authorises the taking of seaweed for sale.

9 Levies exclusive of GST

The levies payable under this order are exclusive of goods and services tax.

10 How and when levies payable

- (1) The levies payable under this order are payable to the Crown and are payable only after receipt of a demand from the chief executive.
- (2) The levies are payable in such number of instalments and in such manner as the chief executive may specify.

11 Revocation

The Fisheries (Cost Recovery Levies for Fisheries Services) Order 2005 (SR 2005/233) is revoked.

12 Saving

Clause 11 does not extinguish any liability arising before the commencement of this order under the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2005.

Schedule Levies

cls 5-7

This Schedule was substituted, as from 1 April 2007, by clause 5 Fisheries (Cost Recovery Levies for Fisheries Services) Amendment Order 2007 (SR 2007/28).

Monthly levies on quota owners for fisheries services

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
ANC1	0.000002	1.00
ANC2	0.000001	1.00
ANC7	0.000001	1.00
ANC8	0.000001	1.00
ANG11	0.000013	32.50
ANG12	0.000014	32.76
ANG13	0.000040	32.81
ANG14	0.000011	31.34
ANG15	0.000039	33.15
ANG16	0.000020	31.89
BAR1	0.000036	0.33
BAR4	0.000010	0.33

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
BAR5	0.000025	0.33
BAR7	0.000038	0.34
BCO1	0.000003	6.49
BCO3	0.000008	4.92
BCO4	0.000058	7.64
BCO5	0.000110	7.10
BCO7	0.000005	7.14
BCO8	0.000005	6.72
BIG1	0.000297	41.60
BNS1	0.000085	8.50
BNS2	0.000077	7.35
BNS3	0.000074	8.00
BNS7	0.000009	6.00
BNS8	0.000009	9.00
BUT2	0.000004	6.35
BUT5	0.000003	6.67
BUT7	0.000002	5.26
BWS1	0.000007	0.38
BYA7	0.000001	11.11
BYX1	0.000009	3.00

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
BYX2	0.000037	2.35
BYX3	0.000026	2.57
BYX7	0.000003	3.73
CDL1	0.000035	2.92
CDL2	0.000037	1.66
CDL3	0.000004	2.04
CDL4	0.000002	3.03
CDL5	0.000001	4.55
CDL7	0.000001	2.56
CHC1	0.000001	10.00
CHC2	0.000001	10.00
COC1A	0.000071	20.52
COC3	0.000053	3.61
COC7A	0.000041	2.95
CRA1	0.000103	78.59
CRA2	0.000219	92.76
CRA3	0.000189	99.47
CRA4	0.000425	73.66
CRA5	0.000247	70.57
CRA6	0.000154	42.78

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
CRA7	0.000068	56.57
CRA8	0.000562	74.42
CRA9	0.000041	87.22
DAN1	0.000001	14.29
DAN8	0.000002	6.06
DAN9	0.000002	6.06
ELE1	0.000001	9.90
ELE3	0.000018	1.89
ELE5	0.000002	1.67
ELE7	0.000003	2.95
EMA1	0.000137	1.80
EMA2	0.000002	1.11
EMA3	0.000005	1.28
EMA7	0.000060	1.79
FLA1	0.000067	5.64
FLA2	0.000039	5.37
FLA3	0.000135	5.03
FLA7	0.000118	5.71
FRO1	0.000001	0.67
FRO2	0.000001	0.91

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
FRO3	0.000002	1.14
FRO7	0.000014	0.53
FRO8	0.000004	0.62
GAR1	0.000003	12.00
GAR2	0.000001	20.00
GAR3	0.000001	20.00
GAR8	0.000001	20.00
GLM7A	0.000004	0.27
GLM9	0.000012	6.67
GMU1	0.000029	3.13
GMU2	0.000001	4.98
GMU3	0.000001	3.33
GMU7	0.000001	5.00
GSC5	0.000001	5.26
GSC6A	0.000007	4.73
GSC6B	0.000011	4.64
GSH2	0.000001	1.52
GSH3	0.000008	0.68
GSH4	0.000004	1.08
GSH5	0.000001	0.92

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
GSH6	0.000001	1.05
GSH7	0.000011	0.98
GSP1	0.000009	0.78
GSP5	0.000004	0.88
GSP7	0.000002	1.14
GUR1	0.000088	3.85
GUR2	0.000020	2.76
GUR7	0.000080	11.75
GUR8	0.000015	2.76
HAKI	0.000288	7.78
HAK4	0.000120	6.67
HAK7	0.000147	1.91
HOK1	0.006004	6.00
HPB1	0.000041	8.53
HPB2	0.000019	7.14
HPB3	0.000024	7.16
HPB4	0.000023	7.13
HPB5	0.000033	7.31
HPB7	0.000017	7.22
HPB8	0.000006	7.49

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
JDO1	0.000087	12.36
JDO2	0.000025	9.28
JDO3	0.000002	6.27
JDO7	0.000010	8.77
JMA1	0.000098	0.98
JMA3	0.000192	1.07
JMA7	0.000332	1.02
KAH1	0.000131	12.19
KAH2	0.000027	3.83
КАН3	0.000013	3.17
KAH8	0.000038	7.31
KIC1	0.000001	10.00
KIC2	0.000001	10.00
KIC3	0.000001	10.00
KIC4	0.000001	10.00
KIC5	0.000001	10.00
KIC6	0.000001	10.00
KIC7	0.000001	10.00
KIC8	0.000001	10.00
KIC9	0.000001	10.00

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
KIN1	0.000016	17.58
KIN2	0.000011	17.46
KIN7	0.000001	14.29
KIN8	0.000006	16.67
KWH7A	0.000001	2.00
LD01	0.000002	1.19
LDO3	0.000007	1.14
LEA1	0.000001	0.53
LEA2	0.000010	0.88
LEA3	0.000001	1.00
LFE20	0.000008	17.02
LFE21	0.000011	17.19
LFE22	0.000007	17.07
LFE23	0.000007	17.07
LIN1	0.000012	3.00
LIN2	0.000034	3.46
LIN3	0.000074	3.59
LIN4	0.000137	3.26
LIN5	0.000218	6.06
LIN6	0.000361	4.24

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
LIN7	0.000107	4.81
MAK1	0.000004	0.99
MDI5	0.000001	7.14
MMI3	0.000001	2.27
MMI8	0.000001	4.00
MMI9	0.000001	4.00
MOK1	0.000039	9.69
MOK3	0.000002	1.57
MOK4	0.000001	4.07
MOK5	0.000001	2.29
MOO1	0.000017	3.23
OEO1	0.000126	2.50
OEO3A	0.000663	21.39
OEO4	0.000273	3.90
OEO6	0.000208	3.47
ORH1	0.000117	8.36
ORH2A	0.000129	11.73
ORH2B	0.000021	11.35
ORH3A	0.000047	11.33
ORH3B	0.000948	8.24

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
ORH7B	0.000039	35.45
OYS4	0.000001	6.67
OYS7	0.000030	5.94
OYU5	0.000282	18.49
PAD1	0.000016	7.27
PAD2	0.000008	7.27
PAD3	0.000006	6.00
PAD4	0.000002	8.00
PAD5	0.000003	6.00
PAD7	0.000007	7.00
PAD8	0.000004	6.67
PAD9	0.000006	6.00
PAR1	0.000002	3.28
PAR9	0.000001	4.76
PAU1	0.000001	51.81
PAU2	0.000069	56.94
PAU3	0.000053	57.85
PAU4	0.000180	55.12
PAU5A	0.000078	52.35
PAU5B	0.000211	234.44

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
PAU5D	0.000047	52.81
PAU7	0.000088	47.00
PDO3	0.000001	0.93
PHC1	0.000016	39.70
PIL1	0.000023	1.15
PIL2	0.000003	1.50
PIL7	0.000001	0.67
POR1	0.000002	3.23
PPI1A	0.000004	2.00
PZL1	0.000001	83.33
PZL2	0.000001	83.33
PZL3	0.000001	83.33
PZL4	0.000001	83.33
PZLS	0.000001	83.33
PZL7	0.000012	51.95
PZL8	0.000001	83.33
PZL9	0.000001	83.33
QSC3	0.000011	2.89
RBM1	0.000014	1.43
RBY1	0.000003	1.00

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
RBY2	0.000003	0.69
RBY7	0.000001	3.03
RBY8	0.000001	1.82
RCO2	0.000005	1.00
RCO3	0.000114	0.92
RCO7	0.000116	3.71
RIB1	0.000002	1.65
RIB2	0.000004	7.27
RIB3	0.000006	1.52
RIB4	0.000006	1.68
RIB5	0.000001	1.92
RIB6	0.000003	1.30
RIB7	0.000007	2.12
RSK3	0.000010	0.60
RSK7	0.000001	0.50
RSN1	0.000018	14.52
RSN2	0.000003	14.29
SAE3	0.000003	1.14
SAE7	0.000001	0.89
SBW6A	0.000017	1.04

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
SBW6B	0.000044	1.26
SBW6I	0.001866	9.33
SBW6R	0.000058	1.05
SCA4	0.000005	21.74
SCA7	0.000075	10.04
SCH1	0.000031	4.64
SCH2	0.000009	4.53
SCH3	0.000011	2.84
SCH4	0.000006	2.52
SCH5	0.000022	2.96
SCH7	0.000019	2.96
SCH8	0.000015	2.84
SCI1	0.000091	75.83
SCI2	0.000184	92.00
SCI3	0.000177	52.06
SCI4A	0.000089	74.17
SCI5	0.000016	40.00
SCI6A	0.000907	296.41
SCI6B	0.000020	40.00
SCI7	0.000030	40.00

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
SCI8	0.000002	40.00
SCI9	0.000014	40.00
SPE17	0.000002	20.00
SFE20	0.000024	16.111
SFE21	0.000026	15.95
SFE22	0.000017	15.74
SFE23	0.000006	16.22
SKI3	0.000013	4.33
SKI7	0.000013	4.33
SNA1	0.000302	6.71
SNA2	0.000025	7.94
SNA3	0.000002	6.19
SNA7	0.000081	40.50
SNA8	0.000172	13.23
SPD1	0.000003	0.91
SPD3	0.000102	2.13
SPD4	0.000012	0.74
SPD5	0.000034	0.92
SPD7	0.000064	3.36
SPD8	0.000003	0.98

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
SPE4	0.000029	3.19
SPO1	0.000037	5.35
SPO2	0.000005	5.81
SPO3	0.000027	4.50
SPO7	0.000005	2.26
SPO8	0.000016	5.16
SPR1	0.000001	1.43
SPR3	0.000005	1.75
SPR7	0.000002	2.35
SQU1J	0.000891	1.77
SQU1T	0.000794	1.77
SQU6T	0.000590	1.82
SSK3	0.000004	0.69
SSK7	0.000002	0.94
STA3	0.000017	1.89
STA4	0.000036	1.67
STA5	0.000021	1.66
STA7	0.000069	6.92
STN1	0.000382	92.49
SUR1B	0.000003	2.14

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
SUR2A	0.000002	2.50
SUR3	0.000001	4.76
SUR4	0.000004	1.78
SUR5	0.000008	1.76
SUR7A	0.000003	2.22
SWA1	0.000042	1.40
SWA3	0.000045	1.37
SWA4	0.000059	1.44
TAR1	0.000058	4.15
TAR2	0.000067	3.73
TAR3	0.000076	5.42
TAR4	0.000013	4.11
TAR5	0.000003	1.97
TAR7	0.000155	14.24
TAR8	0.000009	3.99
TOR1	0.000036	31.03
TRE1	0.000027	1.79
TRE2	0.000006	2.49
TRE7	0.000014	0.65
TRU3	0.000001	3.03

Fishstock	Monthly levy (\$ per share, GST excl)	Equivalent expressed as \$ per tonne (GST excl)
TRU4	0.000001	1.69
TUA9	0.000001	2.33
WAR1	0.000001	2.43
WAR2	0.000009	1.56
WAR3	0.000041	1.62
WAR7	0.000019	1.70
WAR8	0.000004	1.72
WWA2	0.000001	1.37
WWA3	0.000018	3.09
WWA4	0.000010	3.03
WWA5	0.000051	2.40
WWA6	0.000012	2.45
WWA7	0.000005	3.94
YEM9	0.000001	3.33
YFN1	0.000053	20.15

Levies on non-ITQ species for fisheries services

Fishstock	Annual levy (\$ per tonne), (GST excl)
ALB	98.34
BSH	39.91
OCT	29.61
SKJ	28.08
PTO	58.40

3 Aquaculture levies for fisheries services

Permit or interest held	Annual levy (\$) (GST excl)
Coastal permit	27.65
Fish farm licence	27.65
Marine farm lease or licence	27.65
Diane Morcom,	
Clerk of the Executive Council.	

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 1 October 2006, sets levies in respect of the fishing year commencing on 1 October 2006 to recover the costs of fisheries services (but not conservation services) in accordance with the Fisheries (Cost Recovery) Rules 2001.

The levies take into account, and are reduced or increased by, the relevant settlement sums provided for under the new section 265A and

Reprinted as at 1 October 2007

Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006

Schedule 9A of the Fisheries Act 1996 that were enacted by the Fisheries Amendment Act 2004.

Issued under the authority of the Acts and Regulations Publication Act 1989. Date of notification in *Gazette*: 31 August 2006.

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Notes

1 General

This is an eprint of the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006. It incorporates all the amendments to the Fisheries (Cost Recovery Levies for Fisheries Services) Order 2006 as at 1 October 2007. The list of amendments at the end of these notes specifies all the amendments incorporated into this eprint since 4 September 2007. Relevant provisions of any amending enactments that contain transitional, savings, or application provisions are also included, after the Principal enactment, in chronological order.

2 About this eprint

This eprint has not been officialised. For more information about officialisation, please see "Making online legislation official" under "Status of legislation on this site" in the About section of this website.

3 List of amendments incorporated in this eprint (most recent first)

Fisheries (Cost Recovery Levies for Fisheries Services) Order 2007 (SR 2007/244): clause 11