

*Regulations for Trout, Perch, or Tench Fishing in the Southland Acclimatization District.*

CHARLES FERGUSSON, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of June, 1928.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance of the powers and authorities vested in him by the Fisheries Act, 1908, and its amendments, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby make the following regulations for all that part of the Dominion known as the Southland Acclimatization District and the waters thereof, as the same is defined in the First Schedule hereof; and doth hereby declare that these regulations shall, as from the date of the publication thereof in the *New Zealand Gazette*, supersede all other regulations for the said district, and such regulations are hereby revoked.

REGULATIONS.

1. LICENSES to fish for trout, perch, tench, or other acclimatized fish in all waters within the said district may be issued under the hand of the Secretary of the Southland Acclimatization Society, or any one authorized by the said Secretary in that behalf, and such license shall entitle the person named therein to fish in the said acclimatization district from the 1st day of October in any one year to the 30th day of April in the year following, subject to the said Acts, and any regulations made thereunder, and to these regulations: Provided that the Secretary may refuse to issue a license to any person who, within the previous two years, has been convicted of any breach of the provisions of any Act relating to fishing for trout, perch, tench, or other acclimatized fish or of any regulation made thereunder.

2. The fee to be charged for a license as aforesaid to each male person over the age of sixteen years shall be £1, and every such license shall be in the form set forth in the Third Schedule hereto. Single river licenses, authorizing the holder to fish in one specified river or stream, may be issued on payment of the sum of 10s. for each such license. Licenses may also be issued to boys attending school or under the age of sixteen, or to women, at a reduced fee of 5s. for each license so issued: Provided that it shall be lawful for any secretary or his deputy, in any case where application is made for a license on or after the 20th day of December in any year, to issue a license to any man for the sum of 12s. 6d., but so that such license shall extend only from the time of granting the same until the termination of the then trout-fishing season. No license shall confer any right of entry upon the land of any person without his consent.

3. The Secretary of the said society may issue day-licenses to *bona fide* travellers and strangers not resident within the district aforesaid on payment of a fee of 2s. 6d. for each day's fishing.

4. Trout, perch, tench, or other acclimatized fish shall not be fished for, taken, or killed, otherwise than with one rod and line, but a landing net or gaff may be used to secure any trout, perch, tench, or other acclimatized fish caught with such rod and line.

5. It shall be unlawful for any person to fish with any lures or bait other than natural or artificial insects, fish, except shell fish, or worms, with such rod and line.

6. No license shall authorize any person other than the person named therein to fish.

7. No person shall have in his possession any salmon or trout between the 1st day of May and the 30th day of September in any year, which period is hereby appointed the close season for all such fish: Provided always that this regulation shall not apply to fish caught by the officers of the Marine Department, or of an acclimatization society, or the General Manager of the Department of Tourists and Health Resorts for the purpose of pisciculture: Provided further, that nothing herein contained shall be deemed to affect the provisions of any regulation now in force, or hereafter made, with respect to keeping trout or salmon in freezing or cool chambers during the close season hereinbefore mentioned.

8. No person shall cast or throw into any stream in which trout or salmon exist or have been liberated, or shall allow to flow into, or place near the bank or margin of any such stream, any sawdust or sawmill refuse, lime, sheep dip, flax-mill refuse, or any other matter or liquid that is noxious, poisonous, or injurious to fish: Provided that nothing herein contained shall extend to prohibit the depositing in such stream of debris from any mining claim.

9. No person shall fish for trout, perch, tench, or other acclimatized fish without a license; and every person fishing shall, on the demand of any Ranger, constable, officer of the said society, or of any person producing a license, produce and show to such Ranger, officer, constable, or person, his license and the contents of his creel or bag, and the bait used by him for taking, catching, or killing such trout, perch, tench, or other acclimatized fish.

10. Every trout not exceeding 10 in. in length from nose to tip of tail, taken or caught by any person shall immediately be returned alive into the water from which the same is taken.

11. No cross-line fishing, stroke-hauling, or any other unsportsmanlike device shall be used for the purpose of taking, catching, or killing trout, perch, tench, or other acclimatized fish; nor shall any of the above-mentioned baits be used with any medicated or chemical preparation whatever.

12. Except as aforesaid, no person shall fish with or use any net, or any instrument, or device, or means for taking trout, perch, tench, or other acclimatized fish in any river or stream within the district aforesaid, or at the mouth or entrance of any such river or stream: Provided that nothing herein contained shall prevent the placing of any net, other than a stake net, in or across the parts of the rivers mentioned in the Second Schedule hereto, or render any person liable to any penalty for so doing, or for taking indigenous fish by such means.

13. For the purpose of these regulations the mouth of every such river or stream shall be deemed to include every outlet of the same and the sea-shore between such outlets, and shall extend over a radius of 500 yards from the point or line where the waters of such river or stream meet those of the sea or of any harbour at low water.

14. No person shall buy, sell, or expose, or offer for sale, or shall fish for the purpose of obtaining for sale, any trout, perch, tench, or other acclimatized fish, or any part thereof, unless such person has a license to do so under regulations for taking trout, perch, tench, or other acclimatized fish, or for selling them.

15. No person shall take or catch more than twenty-five trout in any one day.

16. If any person shall be convicted of an offence against these regulations, the license (if any) held by the offender shall thereupon become void.

17. The penalty for the breach of any of these regulations shall not be less than 40s. or more than £50.

FIRST SCHEDULE.

SOUTHLAND ACCLIMATIZATION DISTRICT.

ALL that area in the Southland Land District bounded on the north by the Lake Acclimatization District, on the east by the Otago Acclimatization District, and on the south and west by the sea, from the mouth of the Mataura River to Cloudy Pass in Blight Sound, and including Stewart and adjacent islands.

SECOND SCHEDULE.

18. No person shall put, throw, drag, draw, or place, or allow to be put, thrown, dragged, drawn, or placed, any net or seine of any description (except a landing-net) for taking trout in any portion of the New River Estuary, or rivers and streams running therein.

19. No person shall put, throw, drag, draw, or place, or allow to be put, thrown, dragged, drawn, or placed, any net or seine of any description (except a landing-net) for taking fish of any description whatsoever in those portions of the New River Estuary described in Regulation No. 20 hereof, and known as the netting-prohibited areas.

20. The netting-prohibited areas hereinbefore mentioned shall be all those areas forming portions of the New River Estuary and harbour described as follows:—

(a) All that portion of the New River Estuary at the mouths of the Waimatua and Waipaka Streams, situated towards the east of a line connecting the north-east corner of Section 21, Block VI, Campbelltown Hundred, with the intersection of high-water mark by the prolongation in a westerly direction of the south side of the road forming the northern boundary of Section 1, Block VI, Campbelltown Hundred, the said line being defined on the ground by three beacon-posts painted white with black tops; the approximate positions of said posts being shown. All in the Land District of Southland. As the said area is coloured red and marked "A" on the plan marked M.D. 3562, deposited in the office of the Marine Department at Wellington.

(b) All that portion of the New River Estuary at the mouth of the Oreti or New River, situated towards the west of a line being the prolongation in a southerly