

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

BLDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 5th day of August, 1930.

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 Marlborough 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 hereof 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 (being fish not indigenous to New Zealand waters) within the said district may be issued under the hand of the Secretary of the Marlborough 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 in force in the said district, and to these regulations:

Provided that the season for fishing for salmon shall commence on the 1st day of October in each year and end on the 15th day of May in the year following:

Provided further that the Secretary may refuse to issue a license to any person who (within the previous five years) has been convicted of any breach of the provisions of any Act relating to fishing for salmon, trout, perch, tench, or other acclimatized fish, or of any regulations 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. Licenses may also be issued to boys attending school or under the age of sixteen, or to women, at a 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, and no lures or baits other than natural or artificial flies, insects, worms, or fish shall be used with such rod and line.

5. It shall be unlawful for any person to fish with more than two flies, or one fly and one minnow, or one fly and one natural bait, or two natural baits affixed to any trace. No fly shall have more than one hook, and it shall not be lawful to use more than one lead or sinker, and such lead or sinker must be tied above all flies, minnow, or natural bait used.

6. It shall be unlawful to use any wire, either plain or twisted, or gimp trace of a greater gauge than 21 standard wire gauge.

7. It shall be unlawful to use any wire or gimp trace of a greater length than 6 ft. The provisions contained in this and the two regulations immediately preceding shall not apply to single-hooked flies size 10 (old numbers), or smaller, or to wire traces not exceeding 28 standard wire gauge.

8. It shall be unlawful to fish with a set rod unattended.

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

10. No person shall take, kill, or have in his possession any trout, perch, tench, or other acclimatized fish between the 1st day of May and the 30th day of September in any year, or any salmon between the 15th day of May and the 30th

day of September, which periods are hereby appointed the close seasons for such fish respectively:

Provided always that this regulation shall not apply to fish caught by the officers of the Marine Department, or the Department of Internal Affairs, or of an acclimatization society, for the purpose of pisciculture or scientific investigation:

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 such fish in freezing or cool chambers during the close season hereinbefore mentioned.

11. No person shall cast or throw into any stream in which salmon, trout, perch, tench, or other acclimatized fish 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.

12. Save as provided herein or by any other regulations under the said Acts, no person shall take, fish for, catch, or kill in any manner whatever, or have in his possession, any salmon-parr or smolts, or the ova, young, or fry of any salmon in any stage whatever; and any of the above-named taken by accident or otherwise shall immediately be returned alive into the water from which the same is taken.

13. 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 salmon, trout, perch, tench, or other acclimatized fish.

14. Every trout not exceeding 9 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.

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

16. Except as provided in these or other regulations under the said Acts, no person shall put, throw, drag, draw, or place, or allow to be put, thrown, dragged, drawn, or placed for any purpose whatsoever any net of any description except a landing-net, bully, or silvery net, or whitebait net in any of the waters, lakes, rivers, or streams in the said district in which salmon, trout, perch, tench, or other acclimatized fish have been placed or exist, or in the outlet, mouth, or entrance of any such waters, lakes, rivers, or streams:

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 for the purpose of taking indigenous fish by such means or render any person liable for so doing.

17. For the purpose of these regulations the mouth or entrance of every such river or stream shall be deemed to include every outlet of the same and the seashore between such outlets, and shall extend over a radius of 500 yds. 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.

18. No person shall sell, or expose or offer for sale, trout, perch, tench, or any part thereof.

19. Any regulation regarding the number or weight of trout which a person may take or catch in any one day or other specified period which has been made by general regulations under the Fisheries Act, 1908, and its amendments or regulations, shall not apply to the said district.

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

21. The penalty for the breach of any of these regulations shall not be more than £50.

FIRST SCHEDULE.

MARLBOROUGH ACCLIMATIZATION DISTRICT.

All that area in the Marlborough, Nelson, and Canterbury Land Districts bounded on the west generally by the Nelson Acclimatization District, from Mount Humboldt to the shore of Croisilles Harbour; thence northerly, easterly, and southerly generally along the sea-coast to the mouth of the Conway River, up that river to its source at Palmer Saddle; thence by a right line to Barefell Pass; thence by a right line to Mount Humboldt, the point of commencement.