



CUSTOMS IMPORT PROHIBITION (TROUT) ORDER 1998

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 7th day of December 1998

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 54 of the Customs and Excise Act 1996, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

- 1. Title and commencement
- 2. Interpretation
- 3. Importation of trout and trout products prohibited

SCHEDULE
Prohibited Imports

ORDER

1. Title and commencement—(1) This order may be cited as the Customs Import Prohibition (Trout) Order 1998.

(2) This order comes into force on the 28th day after the date of its notification in the *Gazette*.

2. Interpretation—(1) In this order, unless the context otherwise requires,—

“Trout products” means any part of a trout; and includes the excrement, secretion, semen, or egg, of a trout.

(2) Terms used and not defined in this order but defined in the Customs and Excise Act 1996 have the meaning given to them by that Act.

3. Importation of trout and trout products prohibited—The importation of the goods specified in the Schedule, in quantities exceeding 10 or more kilograms, or in quantities of less than 10 kilograms if the goods are intended for sale, is prohibited for 18 months from the date on which this order comes into force, except with the consent of, and subject to such conditions as may be imposed by the Minister of Conservation.

SCHEDULE

Cl. 3

PROHIBITED IMPORTS

1. All species of trout, alive or dead, including but not limited to—
 - a. Brown trout (*Salmo trutta*):
 - b. Rainbow trout (*Oncorhynchus mykiss*, formerly known as *Salmo gairdneri*):
 - c. American brook trout or char (*Salvelinus fontinalis*):
 - d. Lake trout or char (*Salvelinus namaycush*):
 - e. Cutthroat trout (*Oncorhynchus clarki*, formerly known as *Salmo clarki*):
 - f. Golden trout (*Oncorhynchus aguabonita*, formerly known as *Salmo aguabonita*):
 - g. Gila trout (*Oncorhynchus gilae*, formerly known as *Salmo gilae*):
 - h. Apache trout (*Oncorhynchus apache*):
 - i. Mexican trout (*Oncorhynchus chrysogaster*):
 - j. Any hybrid of a trout listed in paragraphs (a) to (i).
2. Any trout product which is, or is derived from, a trout listed in item 1.

MARIE SHROFF,
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 the 28th day after the date of its notification in the *Gazette*, prohibits the importation of trout and trout products in quantities of 10 or more kilograms, or less than 10 kilograms if the goods are intended for sale, for 18 months from the date this order comes into force, except with the consent of and subject to such conditions as may be imposed by the Minister of Conservation.

However, in accordance with section 54 (5) of the Customs and Excise Act 1996, this order expires on 31 December 1999 except in so far as it is expressly confirmed by Act of Parliament passed before that date.