



Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Amendment Regulations (No 2) 2001

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 25th day of June 2001

Present:

Her Excellency the Governor-General in Council

Pursuant to section 89 of the Fisheries Act 1983 and sections 297 and 298 of the Fisheries Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

1 Title

- (1) These regulations are the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Amendment Regulations (No 2) 2001.

- (2) In these regulations the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986¹ are called “the principal regulations”.

¹ SR 1986/220

2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

3 Interpretation

The definition of **commercial fisherman** in regulation 2(1) of the principal regulations is amended by adding the word “; and”, and by adding the following paragraph:

“(c) a commercial fisher”.

4 Restrictions on taking shellfish (other than rock lobsters, oysters, or crabs)

Regulation 14 of the principal regulations is amended by revoking paragraph (a), and substituting the following paragraph:

“(a) *Howells Point Light, Riverton to Waipapa Point, Otara*—All those waters lying within an area bounded by a line—

“(i) commencing at Howells Point Light, Riverton (at approximately 46°23.04’S and 168°01.8’E); then

“(ii) proceeding south-west on a true bearing of 240° for 0.5 of a nautical mile to an offshore position (at approximately 46°23.3’S and 168°01.2’E); then

“(iii) proceeding generally in an east and south-east direction at a distance of 0.5 of a nautical mile from the mean high-water mark from all points of the south coast of the South Island to an offshore position south-east of Waipapa Point (at approximately 46°40.1’S and 168°51.2’E); then

“(iv) returning due north to the shore for a distance of 0.5 of a nautical mile to a point (at approximately 46°39.6’S and 168°51.2’E), which is 0.3 of a nautical mile east of Waipapa Point Light; then

- “(v) returning in a generally west and north-west direction along the mean high-water mark of the south coast of the South Island to the point of commencement:”.

Marie Shroff,
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 the 28th day after the date of their notification in the *Gazette*, amend the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986 to—

- include in the definition of **commercial fisherman** the term “commercial fisher”, which has been used in amending regulations to reflect the gender-neutral drafting style. The amendment ensures that, regardless of the terminology used, the regulation applies to those who fish commercially, whether they are holders of a fishing permit, or are fishing under the authority of another person’s permit;
 - change the coordinates of the shellfish area closed to commercial fishing between Howells Point Light, Riverton and Waipapa Point, Otago.
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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 28 June 2001.

These regulations are administered in the Ministry of Fisheries.
