



Fisheries (Commercial Fishing) Amendment Regulations (No 3) 2004

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 20th day of September 2004

Present:

Her Excellency the Governor-General in Council

Pursuant to section 297 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 (Commercial Fishing) Amendment Regulations (No 3) 2004.
- (2) In these regulations, the Fisheries (Commercial Fishing) Regulations 2001¹ are called “the principal regulations”.

¹ SR 2001/253

2 Commencement

These regulations come into force on 1 October 2004.

3 Trawl net restrictions

Regulation 71 of the principal regulations is amended by adding the following subclause:

- “(5) Subclause (1) does not prohibit a commercial fisher from using for fishing or possessing on a vessel trawl nets with a mesh not less than 80 mm in the body of the net, and not less than 55 mm in the cod-end of the net, if the fisher—
- “(a) is fishing for or intends to fish for scampi; and
 - “(b) has notified the chief executive in writing of the fisher’s intention to fish for scampi in that fishing year.”

Diane Morcom,
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 1 October 2004, amend the Fisheries (Commercial Fishing) Regulations 2001 to allow scampi fishers an exemption from the prohibition on trawl nets with a mesh net size less than 100 mm, where the fisher has notified the chief executive in writing of the fisher’s intention to fish for scampi in the year concerned.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 23 September 2004.

These regulations are administered in the Ministry of Fisheries.
