

ANTARCTIC MARINE LIVING RESOURCES AMENDMENT BILL

AS REPORTED FROM THE COMMITTEE OF THE WHOLE HOUSE

This bill was formerly part of the Fisheries Amendment Bill (No. 3) as reported from the Primary Production Committee. The committee of the whole House has further amended the bill and has divided it into the following bills:

- The Fisheries Act 1996 Amendment Bill (No. 2), comprising Part 1 and the Schedule
 - This bill, comprising Part 2
 - The Fisheries Act 1983 Amendment Bill (No. 2), comprising Part 3
 - The Tokelau (Territorial Sea and Exclusive Economic Zone) Amendment Bill, comprising Part 4
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Hon John Luxton

ANTARCTIC MARINE LIVING RESOURCES AMENDMENT

ANALYSIS

Title	36. Inspectors and Special Inspectors
1. Short Title and commencement	37. Powers of search
34. Interpretation	38. Offences and penalties
35. Offence to take marine organism without permit	39. Regulations

A BILL INTITULED

An Act to amend the Antarctic Marine Living Resources Act 1981

BE IT ENACTED by the Parliament of New Zealand as follows:

5 **1. Short Title and commencement**—(1) This Act may be cited as the Antarctic Marine Living Resources Amendment Act 1999, and is part of the Antarctic Marine Living Resources Act 1981 (“the principal Act”).

10 (2) This Act comes into force on a date to be appointed by the Governor-General by Order in Council.

15 **34. Interpretation**—(1) Section 2 (1) of the principal Act is amended by omitting the expression “Fisheries Act 1908” wherever it occurs, and substituting in each case the expression “Fisheries Act 1996”.

(2) Section 2 (1) of the principal Act is amended by repealing the definition of the term “Inspector of Sea Fishing”, and substituting the following definition:

20 “ ‘Inspector’ means a person who is a high seas fishery inspector by virtue of **section 113P** of the Fisheries Act 1996.”.

(3) Section 2 (1) of the principal Act is amended by inserting, after the definition of the term “New Zealand fisheries waters”, the following definition:

“‘New Zealand national’ means—

“(a) A New Zealand citizen; or

“(b) A person who is ordinarily resident in New Zealand, within the meaning of section 4 of the Fisheries Act 1996; or

“(c) A body corporate established by or under New Zealand law.”.

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35. Offence to take marine organism without permit—Section 7 (2) (b) of the principal Act is amended by omitting the word “citizen”, and substituting the word “national”.

36. Inspectors and Special Inspectors—Section 8 of the principal Act is repealed.

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37. Powers of search—Section 9 (1) of the principal Act is amended by omitting the expression “Fisheries Act 1908”, and substituting the expression “Fisheries Act 1996”.

38. Offences and penalties—Section 13 (1) of the principal Act is amended by omitting the words “or Special Inspector” in both places where they occur.

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39. Regulations—Section 17 (a) of the principal Act is amended by omitting the words “and Special Inspectors”.