

1962/82



**THE FISHERIES EXPERIMENTAL WATERS (LAKE
WAINGATA) REGULATIONS 1962**

COBHAM, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 6th day of June 1962

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Fisheries Act 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and on the written application of the Hobson Acclimatisation Society, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Fisheries Experimental Waters (Lake Waingata) Regulations 1962, and shall be read together with and deemed part of the Freshwater Fisheries Regulations 1951,* as modified by the Freshwater Fisheries Regulations (Bay of Islands, Hobson, Mangonui-Whangaroa, and Whangarei) Modification Notice 1959† (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*, and shall expire at the expiration of five years after that date.

2. Lake Waingata in the Hobson Acclimatisation District is hereby declared to be a fisheries experimental water.

3. The principal regulations shall apply in Lake Waingata except as varied by these regulations.

4. No person shall fish for acclimatised fish in Lake Waingata during any open season or winter season, unless he is the holder of a written permit issued by the Secretary for Marine, or by the Hobson Acclimatisation Society acting on behalf of the Secretary, and subject to such conditions as are specified in the permit.

*S.R. 1951/15
 Amendment No. 1: S.R. 1951/200
 Amendment No. 2: S.R. 1952/185
 Amendment No. 3: S.R. 1955/177
 Amendment No. 4: S.R. 1957/178
 Amendment No. 5: S.R. 1960/142
 †S.R. 1959/168

5. The conditions specified in any such permit may—

(a) Vary or modify the bag limit, the size limit, and the restrictions or conditions relating to fishing provided by the principal regulations:

(b) Require the holder of a permit to report to the issuing authority, in such form and within such time as may be specified in the permit, the results of fishing done by the holder of the permit and to return with the report any tags or distinguishing devices attached to any fish when captured.

6. A permit shall be available for such number of days as are therein specified, and may at any time be revoked as to the unexpired portion thereof by the issuing authority.

7. No permit shall be issued to any person who is not the holder of a current licence to take acclimatised fish available in the Hobson Acclimatisation District or part of that district.

8. No fee shall be charged for any permit issued under these regulations.

9. (1) There shall be a winter season in Lake Waingata which shall commence on the 1st day of May in any year and end with the 30th day of September in the same year.

(2) Subject to the provisions of regulation 4 of these regulations, it shall be lawful to fish for, take, and kill acclimatised fish from Lake Waingata during any winter season.

10. There may be issued by the Hobson Acclimatisation Society a winter-season licence to fish for acclimatised fish in Lake Waingata in the form set out in the Schedule to these regulations.

11. The fee for a winter-season licence shall be 10s.

SCHEDULE

WINTER-SEASON LICENCE

LICENCE TO FISH IN LAKE WAINGATA

The Fisheries Act 1908 and its Amendments

THE holder of this licence [*Name in full*], of [*Address*], [*Calling or Occupation*], having this day paid the sum of 10s., is hereby authorised (subject to his being also the holder of a permit issued under the Fisheries Experimental Waters (Lake Waingata) Regulations 1962) to fish for trout and other acclimatised fish with one rod and line only in Lake Waingata in the Hobson Acclimatisation District during any portion of the period commencing on the 1st day of May 19..... and ending with the 30th day of September 19..... (being the winter season for those waters) subject to the above-mentioned Acts and to all general and local regulations made thereunder for the time being in force.

Dated this day of 19.....

.....
Agent or Secretary,
[Name] Acclimatisation Society.

.....
Signature of Licensee (not valid until signed).

T. J. SHERRARD,
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 declare Lake Waingata to be a fisheries experimental water for a further period of five years, and are made under section 91A of the Fisheries Act 1908 (as enacted by section 4 of the Fisheries Amendment Act 1953), which provides that, on the application of the acclimatisation society concerned, a water may be set aside as a fisheries experimental water, and thereupon special conditions may apply, and that the close season may be dispensed with.

These regulations prohibit fishing in the lake except pursuant to a special permit issued by the Secretary for Marine, or by the Hobson Acclimatisation Society acting on behalf of the Secretary, and then only upon the special conditions set out in the permit. Fishing is permitted throughout the year, provision being made in the regulations for a winter season and for the issue of a special winter-season licence.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 7 June 1962.

These regulations are administered in the Marine Department.