

Serial Number 1938/135.



THE TROUT-FISHING (MARLBOROUGH) REGULATIONS 1938.

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 6th day of October, 1938.

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, doth hereby make the following regulations.

REGULATIONS.

PRELIMINARY.

1. These regulations may be cited as the Trout-fishing (Marlborough) Regulations 1938.
2. Terms used herein shall have the same meaning as in the Fresh-water Fisheries Regulations 1936* (hereinafter referred to as the general regulations).
3. These regulations shall come into force on the 1st day of October, 1938.
4. The Trout-fishing Regulations for the Marlborough Acclimatization District (hereinafter referred to as the district) made on the 5th day of August, 1930,† are revoked.

OPEN SEASON.

5. Whole-season licenses to fish for trout and other acclimatized fish issued by the Marlborough Acclimatization Society or any other acclimatization society under the general regulations shall entitle the holder to fish in the district for trout and other acclimatized fish at any time between the 1st day of October in any year and the 30th day of April in the year next following, both days inclusive.

DISTRICT RESTRICTIONS.

6. No person shall, in fishing for trout or other acclimatized fish in the district, use—
 - (a) Any lure or bait other than a natural or artificial lure or bait consisting of or representing a fly or other insect or worm, or fish including spoon bait but not including shell-fish :

* Statutory Regulations 1936-7, Serial number 36/1936, page 119.

† *Gazette*, 7th August, 1930, Vol. II, page 2414.

- (b) More lures or bait affixed to one trace than (i) two flies ;
(ii) one fly and one minnow ; (iii) one fly and one natural
bait ; (iv) two natural baits :
- (c) More than one lead or sinker tied to one line :
- (d) A lead or sinker tied otherwise than above all baits or lures
on the line :
- (e) Any wire or gimp trace of a greater length than 6 ft. : Provided
that this restriction shall not apply to a wire trace not
exceeding 28 standard wire gauge.
7. No person shall, in fly-fishing in the district, use more than
one hook for each fly.

8. The provisions contained in the two regulations immediately
preceding shall not apply to single-hooked flies size 10 (old numbers),
or smaller.

9. No person shall, from noon on any one day to noon on the
next succeeding day, take or kill in the district more than ten trout,
and no person shall continue to fish for trout in the district during
any such period after he has already taken or killed ten trout during
that period :

Provided that this regulation shall not apply to the fishing for,
taking, or killing of trout in the course of an angling competition
duly authorized by the Marlborough Acclimatization Society.

LOCAL RESTRICTIONS.

10. (a) No person shall fish for trout or other acclimatized fish
with any lure or bait other than artificial fly in the waters in the
district named in clause (b) of this regulation.

(b) The waters referred to in clause (a) of this regulation are the
following :—

- (1) The Opawa River from its source to the Grove Road Bridge :
- (2) The Okaramio Stream from its source to Farnell's Bridge :
- (3) The tributaries of the Okaramio Stream :
- (4) The Wakamarina River from its source to the Main Road
Bridge :
- (5) The Timms Creek from its source to the Main Road Bridge :
- (6) The Top Valley Stream from its source to the Main Road
Bridge :
- (7) The Rai River from its source to Bullford :
- (8) The tributaries of the Rai River :
- (9) The Onamalutu Stream from its source to the Main Road
Bridge.

(c) No person shall fish for trout or other acclimatized fish with
any lure or bait other than artificial fly or artificial bait in the
Waihopai River from its source to the Waihopai Bridge.

11. No person shall put, throw, drag, draw, or place, or cause
or suffer to be put, thrown, dragged, drawn, or placed, for any purpose
whatsoever any net of any description except a landing-net, bully
or silvery net, or whitebait-net in any of the waters, lakes, rivers,
or streams in the district in which trout or other acclimatized fish
have been placed or exist, or in the outlet, mouth, or entrance of any
such water, lake, river, or stream :

Provided that nothing herein contained shall prevent the placing of any net other than a stake-net in the waters mentioned in the Schedule hereto for the purpose of taking indigenous fish by such means or render any person liable for so doing.

PENALTY.

12. Any person committing a breach of these regulations shall be liable to a fine not exceeding £50.

SCHEDULE.

All that portion of the Wairau River below a point one mile distant up-stream from any place where at low tide the waters of the said river meet the waters of the sea.

C. A. JEFFERY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette*: 13th day of October, 1938.
These regulations are administered by the Marine Department.