

FISHERIES (REPORTING) REGULATIONS 2001

Updater

SR 2001/188

AMENDMENTS

SR 2001/255

SR 2001/344

SR 2002/152

SR 2002/272

SR 2003/25

Pursuant to section 297(1)(h) 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—

These are the Fisheries (Reporting) Regulations 2001.

2. Commencement—

These regulations come into force on 1 October 2001.

3. Interpretation—

(1) In these regulations, unless the context otherwise requires,—

“Act” means the Fisheries Act 1996

“actual weight” means the weight in kilograms of fish in its landed state

“additional landed state”, in the case of fish landed in 2 or more states, means a landed state other than the principal landed state of the fish

“audit trail” means the ability to trace the species, state, and weight of fish product through the relevant systems of a licensed fish receiver or person acting as an

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agent of a licensed fish receiver

“auditor” means an auditor appointed under regulation 21

“beak and mouth”, in relation to squid, means the state in which the head, mantle, tentacles, and all internal organs, except the beak and mouth, have been removed

“cheeks”, in relation to fish, means the state in which the head, body, and internal organs, except that portion of flesh with skin still attached that is extracted from the head forward of the operculum (gill cover), have been removed

“client number” means the unique identification number assigned by the chief executive to a person who is included in any class listed in section 189 of the Act

“destination” means the place at which—

- (a) fish or fish product is landed; or
- (b) fish or fish product is held at the time of landing

“fish” includes all fin fish, shellfish, aquatic life, and seaweed

“fish meal by-product” means the state in which offcuts and offal from whole fish have been rendered or cooked into a dried form

“fish tail” means the part of a fish that remains after the head, body, and internal organs have been removed

“fisher identification number” means the client number allocated to a person

“fishing gear” has the meaning set out in the Fisheries (Commercial Fishing) Regulations 1986

“fishing method” has the meaning set out in the Fisheries (Commercial Fishing) Regulations 1986

“fishing trip or trip” means any period in which fish are taken from, or transferred aboard, a vessel, being a period that—

- (a) commences when the vessel—
 - (i) leaves any place at which the vessel is moored or berthed or launched; or
 - (ii) enters the exclusive economic zone through its seaward boundary; and

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- (b) ends when the vessel—
 - (i) returns from sea to a place at which the permit holder using the vessel is permitted to land fish and any fish is removed from the vessel or the vessel with fish on board is removed from the water; or
 - (ii) having been granted permission under section 110 of the Act, leaves the exclusive economic zone by its seaward boundary; and
- (c) includes, in relation to a permit holder during a period when the permit holder is not using, or does not have the use of, a vessel or operates otherwise than from a vessel, any period that commences when the permit holder begins to take fish under a permit and ends when the permit holder returns to a point of landing

“flaps” means the state in which the head, body, and all internal organs of a fish, except the flap of flesh and skin that surrounds the gut cavity, have been removed

“foreign fishing vessel” means a foreign fishing vessel licensed under section 83 of the Act

“gut by-product” means an additional landed state in which the internal organs have been removed from the body cavity

“head”, in relation to a fish, means the state in which the body and all internal organs, except the head, have been removed

“head and tentacles”, in relation to squid, means the state in which the mantle and all internal organs have been removed after the squid has been dressed

“hoki mince by-product” means an additional landed state in which offcuts and offal from skin-off fillets or the headed and gutted state have been rendered by a machine into a minced form

[“holding receptacle”—

- (a) means any container on land or in water that is used primarily for storing (but not transporting) fish or fish product; and
- (b) includes—
 - (i) a freezer or chiller on land:
 - (ii) a live fish holding tank on land:

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- (iii) a holding pot at sea:
- (iv) a sack, net, or trap used to store live freshwater eels.]

History

“Holding receptacle”: this definition was inserted, as from 1 October 2001, by reg 3(1) Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

“key internal controls” means the specific controls or procedures that are fundamental to the prevention or detection of errors that may undermine the adequacy or reliability of the audit trail in relation to systems or subsystems of a licensed fish receiver

“landed state” means the state of fish or fish product when it is landed, having regard to the degree or amount of processing that has occurred to the fish since it was taken

[“landing” . . .,—

- (a) [[means]] in relation to fish taken from a vessel, except in the fresh waters within New Zealand,—
 - (i) the removal of a vessel containing fish from New Zealand fisheries waters for the purpose of moving the vessel to any place in New Zealand; or
 - (ii) the removal or discharge of fish from a vessel; or
 - (iii) the removal of a vessel containing fish from New Zealand fisheries waters under an approval granted under section 110 of the Act; or
 - (iv) the disposal, or loss from the permit holder's possession, of fish that had been placed in a holding receptacle; and
- (b) [[means]] in relation to fish taken other than from a vessel, or taken from a vessel in the fresh waters within New Zealand,—
 - (i) the disposal or loss of fish from the permit holder's possession; or
 - (ii) the removal of fish from the immediate vicinity of the body of water from where the fish were taken; or

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- (iii) the placement of fish in a holding receptacle.
- [(c) occurs from a vessel—
 - (i) when the vessel ceases to be registered or is re-registered under the Act, for whatever reason and by whatever mechanism; or
 - (ii) when fish are held on board the vessel at the close of a fishing year if the vessel is operated by, or on behalf of, a person who, during the fishing year ending on that day, has held 100 000 kilograms or more of annual catch entitlement under the Act]]]

History

``Landing": this definition was substituted, as from 1 October 2001, by reg 3(2) Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).
[Click here to see the historical text. \(Never in force\).](#)

``Landing": this definition was amended, as from 13 December 2001, by reg 3(1) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344), by omitting the word ``means".
[Click here to see the historical text. 01 Oct 2001 to 12 Dec 2001.](#)

``Landing": paragraph (a) of this definition was amended, as from 13 December 2001, by reg 3(2) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344), by inserting, before the words ``in relation to", the word ``means".

``Landing": paragraph (b) of this definition was amended, as from 13 December 2001, by reg 3(3) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344), by inserting, before the words ``in relation to", the word ``means".

``Landing": paragraph (c) of this definition was inserted, as from 13 December 2001, by reg 3(4) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344).

``landing date" means the date on which fish are landed or the date on which a landing commences

``length or overall length", in relation to a vessel, means the overall length of the vessel entered in the Fishing Vessel Register

``licensed fish receiver client number" or ``LFR client number", in relation to a licensed fish receiver, means the client number allocated to that person

``lugs" or ``collars" means the state in which—

- (a) the head has been retained after the flesh has been dressed; and
- (b) the flesh, with the skin still attached from immediately behind the head, has been retained

``offal" means the state in which the head and body of a fish, except the contents of the gut cavity (including the gills), have been removed

``oil", in relation to processed fish or fish product, means an additional landed state in which oil derived from the processed fish or fish product has been removed

``permit" means a fishing permit issued under section 91 of the Act or a special permit issued under section 97 of the Act

``permit holder" means a person who holds a current fishing permit issued under section 91 of the Act

``point of landing"—

- (a) means,—

- (i) in relation to fish taken by use of a vessel, a place where fish may be landed from the vessel or where the vessel, containing the fish, may be removed from New Zealand fisheries waters under the conditions of a permit issued in accordance with section 91 or section 97 of the Act, being a place that is described on the permit issued to the person using the vessel to take fish for sale:

- (ii) in relation to fish taken by a permit holder who does not use a vessel or have the use of a vessel or operates otherwise than from a vessel, a place where fish may be landed in accordance with the conditions of the permit; and

- (b) includes—

- (i) a place where fish are transferred from a vessel to another vessel that is a New Zealand fishing vessel, a vessel registered under section 105 of the Act, or a foreign fishing vessel:
- (ii) a place where a vessel leaves the exclusive economic zone of New Zealand by passing through the seaward boundary of that zone:
- (iii) the place at which a vessel that has fish on board is situated at the close of the fishing year if the vessel is being operated by, or on behalf of, a permit holder who, during the fishing year ending on that day, has held 100000 kilograms or more of annual catch entitlement under the Act:
- (iv) the situation where the registration of a vessel is cancelled or a vessel is re-registered
- [(v) a place where fish or fish product is retained overnight in a holding receptacle.]

History

``Point of landing": paragraph (b)(v) of this definition was inserted, as from 1 October 2001, by reg 3(3) Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

``principal landed state", in the case of fish landed in 2 or more states, means the landed state that has the greatest actual weight

``related party", in relation to a licensed fish receiver, means—

- (a) any person or body who has the ability, directly or indirectly, to control or exercise significant influence over the licensed fish receiver in making operating, investing, or financing decisions; and
- (b) any person or body over whom the licensed fish receiver has the ability, directly or indirectly, to control or exercise significant influence; and includes—
 - (i) any person or body over whom both that person or body and the licensed fish receiver are subject to common control or significant influence by a third party:

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(ii) the persons stated in regulation 21(3)

``return" means any return or report of a kind set out in regulation 4

``shark fins", in the case of fish landed in more than 1 state, means,—

(a) in relation to all spiny dogfish species, the state in which the pectoral fins and caudal (tail) fin have been landed:

(b) in relation to school shark, the state in which the pectoral fins and dorsal fins and either the caudal (tail) fin or the bottom lobe of the caudal (tail) fin have been landed:

(c) in relation to rig, ghost shark, sixgill shark, sevengill shark, and elephant fish, the state in which the pectoral fins and anterior dorsal fins have been landed:

(d) in relation to black shark, blue shark, whaler shark, white shark, mako shark, porbeagle shark, and basking shark, the state in which the pectoral fins, dorsal fins, and caudal (tail) fins have been landed

``sounds" or ``swim bladders" means the state in which the head, body, and all internal organs of a fish, except the swim bladders, have been removed

``southern blue whiting mince by-product, skin-off fillets" means the additional landed state in which offcuts and offal from southern blue whiting mince, skin-off fillets have been rendered by a machine into a minced form

``species" means the species set out in Part 2 of Schedule 3

``state" means a state set out in Part 3 or Part 4 of Schedule 3

``statistical area" means a statistical area shown on a map referred to in regulation 38

``target species", in relation to a permit holder and any fishing method, means the main or major species or class of fish that the permit holder was attempting to take by use of that fishing method

``tentacles by-product", in relation to squid or octopus, means the additional landed state in which the head, mantle, and all internal organs have been removed

``vessel name" means the name of the vessel as entered on its certificate of registration or licence, as the case may require

``vessel registration number" means,—

(a) in the case of a New Zealand fishing vessel or fish carrier, the registration number stated in the certificate of registration of that

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vessel:

(b) in the case of a foreign fishing vessel, the international call sign of that vessel

``wharf sale" means a sale or other disposition of fish by a commercial fisher to which section 191(2) of the Act applies

``wings", in relation to squid, means the state in which the head, mantle, tentacles, and all internal organs, except the mantle wings, have been removed.

(2) The term point of landing must, if appropriate,—

(a) be referred to and entered on a return as ``transfer at sea" if paragraph (b)(i) of the definition of the term applies:

(b) be referred to and entered on a return as ``out of zone" if paragraph (b)(ii) of the definition of the term applies:

(c) be referred to and entered on a return as ``end of year" if paragraph (b)(iii) of the definition of the term applies:

(d) be referred to and entered on a return as, respectively, ``registration cancelled" or ``vessel re-registered" if paragraph (b)(iv) of the definition of the term applies.

(3) In these regulations, unless the context otherwise requires, terms used to describe any fishing gear or fishing method have the same meaning as in the Fisheries (Commercial Fishing) Regulations 1986.

PART 1 - KINDS OF RETURNS

4. Kinds of returns—

The kinds of returns required by these regulations are as follows:

(a) catch, effort, and landing returns:

(b) catch landing returns:

(c) monthly harvest returns:

(d) monthly harvest return amendments:

(e) trawl catch, effort, and processing returns:

(f) squid jigging catch effort returns:

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- (g) tuna longlining catch effort returns:
- (h) freshwater eel catch effort returns:
- (i) freshwater eel catch landing returns:
- (j) paua catch effort landing returns:
- (k) licensed fish receiver returns:
- (l) licensed fish receiver return amendments:
- (m) licensed fish receiver annual inventory returns:
- (n) licensed fish receiver annual audit returns:
- (o) licensed fish receiver details annual update forms:
- (p) client details annual update forms.

5. Catch, effort, and landing returns—

- (1) A permit holder who takes fish, or on whose behalf fish are taken, must complete and provide to the chief executive catch, effort, and landing returns if the fish are taken—
 - (a) from a vessel for which catch landing returns are not required to be provided under regulation 6; or
 - (b) otherwise than from a vessel.
- (2) Subclause (1) does not apply to a permit holder if the permit holder targets paua or freshwater eels and is required to provide freshwater eel catch effort returns, freshwater eel catch landing returns, or paua catch effort landing returns.
- (3) A person required to provide catch, effort, and landing returns must—
 - (a) complete, before the end of each day of a fishing trip (or at the end of each day in which more than 1 trip is made), the section of the return headed "Catch/Effort Data" for each day or part-day of a fishing trip; and
 - (b) complete, immediately on landing, that section of the return headed "Catch Landing Data"; and
 - (c) complete those parts of the last 2 columns for which information is required from a licensed fish receiver immediately on receipt of the necessary information required from a licensed fish receiver.

(4) Subject to a direction of the chief executive under regulation 40, catch, effort, and landing returns for any fishing trip that ends on any day in a calendar month must be provided not later than 15 days after the last day of the calendar month.

[(4A) A person contravenes this subclause if the person provides a catch, effort, and landing return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(4B) A person contravenes this subclause if the person provides or fails to provide a catch, effort, and landing return more than 1 calendar month after the date it was due.]

(5) If no fishing trip has been made in a calendar month, the permit holder must provide, not later than 15 days after the last day of the calendar month, a catch, effort, and landing return that—

- (a) states the person's client name and number, and vessel name and registration number; and
- (b) states the month and year to which the return relates; and
- (c) is clearly marked as a nil return; and
- (d) is signed and dated by, or on behalf of, the person.

History

Subclauses (4A) and (4B) were inserted, as from 1 October 2001, by reg 4 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

6. Catch landing returns—

(1) A permit holder who takes fish, or on whose behalf fish are taken, from a vessel must complete and provide to the chief executive catch landing returns for the vessel if the fish are taken from a vessel for which the following returns are required to be provided under regulations 11 to 13:

- (a) trawl catch, effort, and processing returns:
- (b) squid jigging catch effort returns:
- (c) tuna longlining catch effort returns.

(2) A person required to provide catch landing returns must—

(a) complete a return at the end of each landing, except those parts of the last 2 columns of the section of the return headed "Catch Landing Data" for which information is required from a licensed fish receiver; and

(b) complete those parts of the last 2 columns immediately on receipt of the necessary information from a licensed fish receiver.

[(3) Subject to a direction of the chief executive under regulation 40, catch landing returns for a fishing trip must be provided to the chief executive not later than—

(a) 15 days after the last day of the fishing trip for permit holders who take fish, or on whose behalf fish are taken, from a vessel for which a return under subclause (1)(a) or (b) must be provided:

(b) 15 days after the last day of the calendar month in which the fishing trip ended for permit holders who take fish, or on whose behalf fish are taken, from a vessel for which a return under subclause (1)(c) must be provided.]

[(3A) A person contravenes this subclause if the person provides a catch landing return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(3B) A person contravenes this subclause if the person provides or fails to provide a catch landing return more than 1 calendar month after the date it was due.]

(4) If no fishing trip has been made in a calendar month, the permit holder must provide to the chief executive, not later than 15 days after the last day of the calendar month, a catch landing return that—

(a) states the person's client name and number, and vessel name and registration number; and

(b) states the month and year to which the return relates; and

(c) is clearly marked as a nil return; and

(d) is signed and dated by, or on behalf of, the person.

History

Subclause (3) was substituted, as from 11 July 2002, by reg 3 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

Subclauses (3A) and (3B) were inserted, as from 11 July 2002, by reg 3 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

7. Monthly harvest returns—

(1) In addition to any other returns required to be completed and provided under these regulations, a person must complete and provide to the chief executive monthly harvest returns if the person—

- (a) is a permit holder; or
- (b) has been granted an approval under section 110 of the Act that contains a condition requiring the person to provide monthly harvest returns; or
- (c) has been issued with a special permit under section 97 of the Act that contains a condition requiring the person to provide monthly returns; or
- (d) is advised by the chief executive in writing that the person must provide monthly harvest returns.

(2) Subject to a direction of the chief executive under regulation 40, a person required to provide monthly harvest returns must—

- (a) complete a return for each calendar month for all fish taken during that month, except—
 - (i) in relation to any fish recorded in any kind of return under these regulations if the appropriate destination type code for those fish is [F,] R, P, Q, or T; or
 - (ii) in relation to any fish on board a vessel if the vessel's fishing trip spans a calendar month; and
- (b) provide the return to the chief executive not later than 15 days after the last day of each calendar month.

[(2A) A person contravenes this subclause if the person provides a monthly harvest return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(2B) A person contravenes this subclause if the person provides or fails to provide a monthly harvest return more than 1 calendar month after the date it was due.]

(3) If the exception in subclause 2(a)(i) or (ii) ceases to apply, a person who subsequently lands that fish must—

- (a) include that fish in the monthly harvest return for the calendar month in

which the exception ceased to apply; and

(b) comply with subclause (2)(b).]

[(3A) For the purposes of subclause (3), in the case of fish that are required to be recorded against destination type code T, the fish must be recorded by the person who took the fish in the monthly harvest return for the calendar month in which the fish were subsequently landed.]

(4) If no fish are required to be reported, the person required to provide the report must—

(a) complete a return for each calendar month; and

(b) provide to the chief executive, not later than 15 days after the last day of each calendar month, a monthly harvest return that—

(i) states the person's client name and number; and

(ii) states the month and year to which the return relates; and

(iii) is clearly marked as a nil return; and

(iv) is signed and dated by, or on behalf of, the person.

(5) If a person considers that his or her monthly harvest return contains an error, the person may amend the form, using the monthly harvest return amendment set out in form 4 of Schedule 2, only after his or her monthly harvest return has been received and accepted by the chief executive.

(6) If the chief executive requires corrections or amendments to be made to a monthly harvest return, the corrections or amendments must be made on the original monthly harvest return.

[(7) This regulation does not require a person to report on a monthly harvest return any fish, aquatic life, or seaweed taken or retained by an observer under Part 12 of the Act.]

History

Subclause (2)(a)(i) was amended, as from 11 July 2002, by reg 4(1) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152) by inserting the expression ``F," after the words ``fish is".

Subclauses (2A) and (2B) were inserted, as from 1 October 2001, by reg 5 Fisheries (Reporting Offences and Other Matters) Amendment

Regulations 2001 (SR 2001/255).

Subclause (3) was substituted, as from 11 July 2002, by reg 4(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

Subclause (3A) was inserted, as from 11 July 2002, by reg 4(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

Subclause (7) was inserted, as from 11 July 2002, by reg 4(3) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

[Click here to see the historical text. 01 Oct 2001 to 10 Jul 2002.](#)

8. **Freshwater eel catch effort returns—**

(1) A permit holder who targets freshwater eels, or on whose behalf freshwater eels are targeted, by any method must complete and provide to the chief executive freshwater eel catch effort returns.

(2) A person who is required to provide freshwater eel catch effort returns must complete, before the end of the day in which fishing gear was lifted or retrieved, as many lines of information in section 3 of the return as are necessary to record that day's fishing activity.

(3) Subject to a direction of the chief executive under regulation 40, freshwater eel catch effort returns for a calendar month must be provided to the chief executive not later than 15 days after the last day of that calendar month.

[(4) A person contravenes this subclause if the person provides a freshwater eel catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(5) A person contravenes this subclause if the person provides or fails to provide a freshwater eel catch effort return more than 1 calendar month after the date it was due.]

History

Subclauses (4) and (5) were inserted, as from 1 October 2001, by reg 6 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

9. Freshwater eel catch landing returns—

(1) A permit holder who targets freshwater eels, or on whose behalf freshwater eels are targeted, by any method must complete and provide to the chief executive freshwater eel catch landing returns unless subclause (4) applies.

(2) A person who is required to provide freshwater eel catch landing returns must complete, immediately on landing, as many of the lines of information in section 3 of the return as are necessary to record that landing, with the exception of the last 2 columns, which must be completed immediately on receipt of the necessary information from a licensed fish receiver.

(3) Subject to a direction of the chief executive under regulation 40, freshwater eel catch landing returns for a calendar month must be provided to the chief executive not later than 15 days after the last day of that calendar month.

[(3A) A person contravenes this subclause if the person provides a freshwater eel catch landing return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(3B) A person contravenes this subclause if the person provides or fails to provide a freshwater eel catch landing return more than 1 calendar month after the date it was due.]

(4) If a permit holder is an operator or notified user of more than 1 fishing vessel, and no fish were landed in a calendar month that were taken while targeting freshwater eels, the permit holder must provide to the chief executive, not later than 15 days after the last day of the calendar month, a catch, effort, and landing return in accordance with regulation 5 that—

- (a) states the permit holder's client name and number; and
- (b) states the month and year to which the return relates; and
- (c) states the vessel's name and registration number; and
- (d) is clearly marked as a nil return; and
- (e) is signed and dated by, or on behalf of, the permit holder.

(5) If a permit holder is not an operator or notified user of more than 1 fishing vessel, and no fish were landed in a calendar month that were taken while targeting freshwater eels, the permit holder must provide to the chief executive, not later than 15 days after the last day of that calendar month, a freshwater eel catch landing return that—

- (a) states the permit holder's client name and number; and
- (b) states the month and year to which the return relates; and
- (c) is clearly marked as a nil return; and
- (d) is signed and dated by, or on behalf of, the permit holder.

History

Subclauses (3A) and (3B) were inserted, as from 1 October 2001, by reg 7 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

10. Paua catch effort landing returns—

- (1) A permit holder who targets paua, or on whose behalf paua is targeted, by the method of diving, must complete and provide to the chief executive paua catch effort landing returns.
- (2) A person required to provide paua catch effort landing returns must—
 - (a) complete, before the end of each day that diving takes place, as many lines of information in section 3 of the return that are necessary to record that day's fishing activity; and
 - (b) complete, immediately on landing, as many lines of information in section 4 of the return as are necessary to record that landing, except the last 2 columns, which must be completed immediately on receipt of the necessary information from a licensed fish receiver.
- (3) Subject to a direction of the chief executive under regulation 40, paua catch effort landing returns for a calendar month must be provided to the chief executive not later than 15 days after the last day of the calendar month.
 - [(3A) A person contravenes this subclause if the person provides a paua catch effort landing return after the date it was due, but not more than 1 calendar month after the date it was due.]
 - [(3B) A person contravenes this subclause if the person provides or fails to provide a paua catch effort landing return more than 1 calendar month after the date it was due.]
- (4) If no paua taken by diving were landed in a calendar month, and no diving for paua occurred in the same month, the permit holder must provide to the chief

executive, not later than 15 days after the last day of that calendar month, a paua catch effort landing return that—

- (a) states the permit holder's name and client number; and
- (b) states the vessel's name and registration number; and
- (c) states the month and year to which the return relates; and
- (d) is clearly marked as a nil return; and
- (e) is signed and dated by, or on behalf of, the permit holder.

History

Subclauses (3A) and (3B) were inserted, as from 1 October 2001, by reg 8 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

11. Trawl catch, effort, and processing returns—

(1) A permit holder who takes fish, or on whose behalf fish are taken, by the method of trawling from a vessel must complete and provide to the chief executive trawl catch, effort, and processing returns for the vessel if the vessel—

- (a) is more than 28 metres in overall length; or
- (b) is a vessel for which the chief executive has advised the permit holder in writing that trawl catch, effort, and processing returns must be provided.

(2) A person required to provide trawl catch, effort, and processing returns for a vessel must—

- (a) complete a return for each day or part-day that the vessel is on a fishing trip; and
- (b) provide the return to the chief executive not later than [15] days after the last day of that fishing trip.

[(3) A person contravenes this subclause if the person provides a trawl catch, effort, and processing return after the date it was due, but not more than 1 calendar month after the date it was due.]

[(4) A person contravenes this subclause if the person provides or fails to provide a trawl catch, effort, and processing return more than 1 calendar month after the date it

was due.]

History

Subclause (2)(b) was amended, as from 11 July 2002, by reg 5(1) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152) by substituting the expression ``15" for the expression ``7".

Subclauses (3) and (4) were inserted, as from 11 July 2002, by reg 5(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).
[Click here to see the historical text. 01 Oct 2001 to 10 Jul 2002.](#)

12. Squid jigging catch effort returns—

- (1) A permit holder who takes squid, or on whose behalf squid are taken, by the method of jigging from a vessel (including a foreign fishing vessel) must complete and provide to the chief executive squid jigging catch effort returns for that vessel.
- (2) A person required to provide squid jigging catch effort returns for any vessel must—
- (a) complete a return for each day or part-day that the vessel is on a fishing trip; and
 - (b) provide the return to the chief executive not later than [15] days after the last day of that fishing trip.
- [(3) A person contravenes this subclause if the person provides a squid jigging catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.]
- [(4) A person contravenes this subclause if the person provides or fails to provide a squid jigging catch effort return more than 1 calendar month after the date it was due.]

History

Subclause (2)(b) was amended, as from 11 July 2002, by reg 6(1) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152) by substituting the expression ``15" for the expression ``7".

Subclauses (3) and (4) were inserted, as from 11 July 2002, by reg 6(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

[Click here to see the historical text. 01 Oct 2001 to 10 Jul 2002.](#)

13. Tuna longlining catch effort returns—

- (1) A permit holder who targets tuna, or on whose behalf tuna are targeted, by the method of longlining from a vessel (including a foreign fishing vessel) must complete and provide to the chief executive tuna longlining catch effort returns for that vessel.
- (2) A person required to provide tuna longlining catch effort returns for any vessel must—
- (a) complete a return for every set made from the vessel on a fishing trip; and
 - [(b) provide the return for a fishing trip that ends on any day in a calendar month to the chief executive not later than 15 days after the last day of that calendar month.]
- [(3) A person contravenes this subclause if the person provides a tuna longlining catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.]
- [(4) A person contravenes this subclause if the person provides or fails to provide a tuna longlining catch effort return more than 1 calendar month after the date it was due.]

History

Subclause (2)(b) was substituted, as from 11 July 2002, by reg 7(1) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

Subclauses (3) and (4) were inserted, as from 11 July 2002, by reg 7(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).
[Click here to see the historical text. 01 Oct 2001 to 10 Jul 2002.](#)

14. Client details annual update form—

- (1) A person who has a client number and who is advised by the chief executive in writing that a client details annual update form must be completed must complete and provide to the chief executive a duly completed form within 14 days after receiving the request from the chief executive to provide the information.

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- (2) A person to whom a new client number is issued must complete and provide to the chief executive those details required by the chief executive on the approved form.
- (3) A person who has a client number must advise the chief executive, within 1 calendar month, of any changes to the person's information.

15. Licensed fish receiver details annual update form—

- (1) A licensed fish receiver who is advised by the chief executive in writing that a licensed fish receiver details annual update form must be completed must complete and provide to the chief executive a duly completed form within 14 days after receiving the request from the chief executive to provide the information.
- (2) If a licensed fish receiver licence is issued for a period of more than 12 months, the chief executive must request in writing that a licensed fish receiver details annual update form be provided annually.
- (3) A licensed fish receiver must advise the chief executive as soon as practicable of any changes to the information on their licensed fish receiver details annual update form.

16. Licensed fish receiver returns—

- (1) A person who holds a fish receiver's licence under the Fisheries (Licensed Fish Receivers) Regulations 1997 must complete and provide to the chief executive licensed fish receiver returns.
 - (2) Subject to a direction of the chief executive under regulation 40, a person required to provide licensed fish receiver returns must—
 - (a) complete a return for that calendar month for fish received during the month; and
 - (b) provide the return to the chief executive not later than 15 days after the last day of that calendar month.
- [(2A) A person contravenes this subclause if the person provides a licensed fish receiver return after the date it was due, but not more than 1 calendar month after the date it was due.]
- [(2B) A person contravenes this subclause if the person provides or fails to provide a licensed fish receiver return more than 1 calendar month after the date it was due.]
- (3) If no fish have been received in a calendar month, the person required to

provide the return must—

- (a) complete a return for the calendar month; and
 - (b) provide to the chief executive, not later than 15 days after the last day of the calendar month, a licensed fish receiver return that—
 - (i) states the person's name and client number; and
 - (ii) states the month and year to which the return relates; and
 - (iii) is clearly marked as a nil return; and
 - (iv) is signed and dated by, or on behalf of, the person.
- (4) If a person considers that his or her licensed fish receiver return contains an error, the person may amend the form, using a licensed fish receiver return amendment in form 11 of Schedule 2, only after his or her licensed fish receiver return has been received and accepted by the chief executive.
- (5) If the chief executive requires corrections or amendments to be made to a licensed fish receiver return, the corrections or amendments must be made on the original licensed fish receiver return.

History

Subclauses (2A) and (2B) were inserted, as from 1 October 2001, by reg 9 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

PART 2 - INVENTORY AND AUDIT OF LICENSED FISH RECEIVERS

17. Annual stocktake for purpose of providing annual inventory return—

- (1) A licensed fish receiver must, at least once during each fishing year, carry out a physical stocktake in accordance with this regulation for the purpose of providing an annual inventory return under regulation 18.
- (2) The physical stocktake—
 - (a) may be undertaken on any date within the fishing year that the licensed fish receiver determines, being a date that is at least 6 months after the date of any previous stocktake for which an annual inventory was provided under

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regulation 18:

- (b) must be undertaken on the same day for all operating premises and storage locations of the licensed fish receiver:
- (c) must cover all categories of inventory owned, and all categories of inventory held, by the licensed fish receiver on the date of the stocktake, including the following categories:
 - (i) processed fish that is ready for sale:
 - (ii) fish in the course of being processed:
 - (iii) unprocessed fish:
 - (iv) fish in transit (being fish that is being transported from one location to another, whether or not either location is owned by the licensed fish receiver):
 - (v) fish owned by the licensed fish receiver that is held by a person other than the licensed fish receiver:
 - (vi) fish held by the licensed fish receiver that is owned by another person:
 - (vii) bait:
 - (viii) any other category of fish not included in the categories set out in subparagraphs (i) to (vii).

18. Licensed fish receivers must provide annual inventory returns—

- (1) A licensed fish receiver must provide to the chief executive an annual inventory return for each fishing year.
- (2) An annual inventory return for a fishing year must—
 - (a) relate to the physical stocktake carried out in accordance with regulation 17; and
 - (b) be provided to the chief executive in the same manner and at the same time as the audit report provided under regulation 26.
- (3) An annual inventory return must include, for all categories of fish referred to in regulation 17(2)(c), the following information:
 - (a) the species and state of all the fish:

- (b) the number of fish containers, the net weight of the fish in each container, and the total net weight of each species of fish:
 - (c) in the case of fish in transit, the locations to and from which the fish are being transported, and the name of the carrier:
 - (d) in the case of fish held by a person other than the licensed fish receiver, sufficient details to identify that person and the location where the fish are held:
 - (e) in the case of fish held but not owned by the licensed fish receiver, sufficient details to identify the owner, species, state, and weight of all fish held on behalf of the owner.
- (4) A nil return must be provided for a nil inventory.
- (5) An annual inventory return must—
 - (a) certify that the physical stocktake to which the return relates was undertaken on the date stated on the return; and
 - (b) certify that the return does not contain false or misleading information, and is a true representation of all inventory owned and all inventory held by the licensed fish receiver on that date; and
 - (c) be signed by the licensed fish receiver or a person authorised to act on behalf of the licensed fish receiver.
- (6) References to weight in subclause (3)(b) and (e) must, in the case of Foveaux Strait dredge oysters, be read as references to the number of oysters.

19. Chief executive may require further annual inventory returns—

- (1) If the chief executive considers on reasonable grounds that an annual inventory return fails to meet the requirements of these regulations, the chief executive may, by notice in writing, require the licensed fish receiver concerned—
 - (a) to provide a fresh return for the matters stated in the notice; or
 - (b) to undertake, within the same fishing year, another physical stocktake, and to provide an annual inventory return for that stocktake.
- (2) A notice given under subclause (1)(a) must state the manner and form in which the return must be completed, and a reasonable time within which the return must be provided.

(3) A licensed fish receiver who receives a notice given under subclause (1) must comply with the notice.

20. Licensed fish receiver must be audited and provide annual audit reports—

(1) A licensed fish receiver must—

(a) ensure that an annual audit is carried out of the licensed fish receiver's fish-related operations for each fishing year; and

(b) No later than 30 November in each year, provide to the chief executive an annual audit report or reports about those operations.

[(1A) A person contravenes this subclause if the person provides or fails to provide an annual audit report within 2 calendar months after the date it was due.]

[(1B) A person contravenes this subclause if the person provides or fails to provides an annual audit report more than 2 calendar months after the date it was due.]

(2) There must be a minimum period of 6 months between audits for different fishing years.

(3) The first audit of a newly licensed fish receiver must be carried out within 6 months after the granting of the fish receiver's licence.

[(4) A person contravenes this subclause if the person carries out the first audit of a newly licensed fish receiver after the time frame specified in subclause (3), but not more than 1 calendar month after that time frame.]

[(5) A person contravenes this subclause if the person carries out or fails to carry out the first audit of a newly licensed fish receiver more than 1 month after the time frame specified in subclause (3).]

History

Subclauses (1A) and (1B) were inserted, as from 1 October 2001, by reg 10 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

Subclauses (4) and (5) were inserted, as from 11 July 2002, by reg 8 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

21. Licensed fish receiver must appoint suitably qualified person as auditor—

- (1) A licensed fish receiver must appoint a suitably qualified person to carry out an audit of the licensed fish receiver's fish-related operations, and make a report on that audit.
- (2) A person is suitably qualified only if—
 - (a) the person holds a certificate, degree, diploma, registration, or similar qualification, whether obtained in New Zealand or elsewhere, that is relevant to the current practices of accounting and auditing; or
 - (b) the person is sufficiently skilled in the specialised areas of identifying and interpreting the systems and relevant internal controls of the business activities of a licensed fish receiver to give a reasoned opinion on the adequacy of those systems and internal controls.
- (3) A licensed fish receiver may not appoint as an auditor a person who—
 - (a) has a close relationship to the licensed fish receiver; or
 - (b) is an officer, employee, or shareholder of the licensed fish receiver; or
 - (c) is a person associated (in terms of paragraphs (a) or (b)) with a related party.

22. Contents of audit report—

- (1) An audit report must contain the information and documentation set out in Schedule 1 under each of the following section headings:
 - (a) systems section:
 - (b) internal controls section:
 - (c) supporting information section.
- (2) An audit report, including each section of the report, must clearly identify the premises to which the report or section relates.

23. Audit reports for multiple premises—

- (1) If a licensed fish receiver operates from more than 1 set of premises,—

- (a) only 1 audit report need be made and provided for all of the premises if the fish-related activities in all of the premises are substantially the same in relation to the nature of the species dealt with and the nature of the handling and processing operations for those species; but
 - (b) if different systems or subsystems of documentation, internal controls, or disposal and selling methods apply in those premises, the relevant information relating to each system and subsystem must be reported on separately in the audit report.
- (2) An audit report, including each separate section of the report, must clearly identify the premises to which it applies and the location of the premises.

24. Licensed fish receiver must sign off audit report—

- (1) After receiving an audit report, a licensed fish receiver, or a person authorised to act on behalf of the licensed fish receiver, must certify that the licensed fish receiver has read, understood, and, subject to any reservations noted by the licensed fish receiver, accepted the results of the report.
- (2) If the licensed fish receiver does not accept any or all of the results of the audit, the licensed fish receiver must, in writing, identify and record the areas of non-acceptance, giving reasons.

25. Licensed fish receiver must provide rectification report if appropriate—

If, in an audit report, an auditor identifies a deficiency with the nature and extent of the audit, or a failure to comply with any of the Fisheries (Recordkeeping) Regulations 1990, the licensed fish receiver must provide to the chief executive, along with the audit report, a separate rectification report outlining the steps taken or proposed to be taken to rectify the deficiency or failure to comply.

26. Audit report, etc, must be provided to chief executive within 21 days after receipt from auditor—

- (1) Within 21 days after receiving an audit report from an auditor, a licensed fish receiver must provide to the chief executive—
 - (a) the audit report; and
 - (b) the certification and any written reservations referred to in regulation 24; and

- (c) any rectification report required by regulation 25; and
 - (d) the annual inventory return for that fishing year required by regulation 18.
- (2) A licensed fish receiver must, either on or before the day on which the audit report is provided to the chief executive, advise the chief executive in writing of—
 - (a) the name of the auditor; and
 - (b) any professional qualifications held by the auditor; and
 - (c) the reasons why the licensed fish receiver considers the auditor to be suitably qualified.

27. Chief executive may waive requirements in certain cases—

- (1) The chief executive may exempt any person or class of persons from the need to comply with the requirement to provide a return under this Part if the chief executive is satisfied that—
 - (a) compliance with any requirement of this Part would cause undue hardship or would be impracticable; and
 - (b) the purpose behind the requirement would be equally well achieved by some other method.
- (2) An exemption—
 - (a) may be subject to any conditions or be for a limited period;
 - (b) may apply to a particular person, or a class, or description of persons;
 - (c) may apply to fish generally, or any species, class, or description of fish;
 - (d) may apply to particular premises, or any class or description of premises.
- (3) An exemption, including any conditions to which the exemption is subject,—
 - (a) must be notified in writing to the person or persons concerned or, if it relates to or affects a class of persons, may be notified in the *Gazette* or in any New Zealand publication that relates primarily to commercial fishing;
 - (b) may be revoked by the chief executive at any time by notice given in the manner set out in paragraph (a).

PART 3 - RETURNS GENERALLY

28. Separate returns required for each vessel or method—

A person who is required to provide returns under these regulations must provide an appropriate return under regulation 5, 6, 8, 9, 10, 11, 12, or 13 for each vessel and each method or groups of methods, if that person—

- (a) uses or operates more than 1 vessel to take fish; or
- (b) uses or operates 1 or more vessels to take fish and also takes fish by another method or group of methods other than from a vessel.

29. Return books supplied by chief executive—

- (1) The chief executive must ensure that return books for each of the kinds of returns referred to in these regulations are available.
- (2) A return book must contain,—
 - (a) in the case of return books for catch, effort, and landing returns, returns in form 1 of Schedule 2:
 - (b) in the case of return books for catch landing returns, returns in form 2 of Schedule 2:
 - (c) in the case of return books for monthly harvest returns, returns in form 3 of Schedule 2:
 - (d) in the case of return books for trawl catch, effort, and processing returns, returns in form 5 of Schedule 2:
 - (e) in the case of return books for squid jigging catch effort returns, returns in form 6 of Schedule 2:
 - (f) in the case of return books for tuna longlining catch effort returns, returns in form 7 of Schedule 2:
 - (g) in the case of freshwater eel catch effort returns, returns in form 8 of Schedule 2:
 - (h) in the case of freshwater eel catch landing returns, returns in form 9 of Schedule 2:

- (i) in the case of paua catch effort landing returns, returns in form 10 of Schedule 2:
 - (j) in the case of licensed fish receiver returns, returns in form 12 of Schedule 2.
- (3) The chief executive may, if the chief executive thinks fit,—
 - (a) include within, or make separately available with, any return book—
 - (i) a copy or summary of any of the provisions of these regulations:
 - (ii) a copy or summary of any of the notes that are set out in Schedule 2 for the relevant return form:
 - (iii) explanatory notes explaining terms used in the form, or explaining or elaborating on the manner in which the return must be completed or provided:
 - (b) state in any language other than English, either in addition to, or in replacement of, the English version, any of the matters contained in—
 - (i) the return forms in a return book; or
 - (ii) any material referred to in paragraph (a).

30. Return books must be used for providing returns—

- (1) A person who is required to provide returns of any sort under these regulations must, unless otherwise authorised under regulation 32 or section 296 of the Act,—
 - (a) obtain books of the relevant returns from the chief executive; and
 - (b) enter all information required for the relevant return in the appropriate book—
 - (i) in duplicate (except in the case of monthly harvest returns, monthly harvest return amendments, licensed fish receiver returns, or licensed fish receiver return amendments); and
 - (ii) in a legible and durable manner; and
 - (iii) in accordance with the requirements of these regulations and with any notes or explanatory notes supplied or made available by the chief executive under regulation 29(3)(a)(ii) and (iii) or any directions notified by the chief executive to that person under regulation 39; and

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- (c) provide to the chief executive the top, or original, copy of the information entered; and
 - (d) retain in each book of returns the duplicate, or second, copy of that information (except in the case of monthly harvest returns or licensed fish receiver returns).
- (2) If a person is required by regulation 28 to provide separate returns for different vessels or fishing methods,—
 - (a) a separate book of returns must be obtained for each vessel, or each fishing method or group of methods; and
 - (b) the information to be entered in a particular book of returns must relate to the use of the particular vessel or other fishing method or group of methods only.

31. Return books must be kept on vessel, etc—

- (1) Until a book of returns is completely used on the completion of the last return contained in it, the book must be retained—
 - (a) on board the vessel (if any) to which the book relates at any time when the vessel is being used or operated to take fish; and
 - (b) at any other time, either on board the vessel (if any) to which the book relates or in the custody of the person whose responsibility it is to complete and provide the returns.
- (2) The person who is responsible for completing and providing returns for the vessel must take custody of the book of returns at the earliest opportunity on or after the last day of the trip if, during the period of a trip undertaken by a vessel,—
 - (a) the registration of the vessel is cancelled; or
 - (b) the vessel is re-registered; or
 - (c) the permit under which fish may be taken by the vessel is cancelled; or
 - (d) a book of returns relating to the vessel is completely used.

32. Chief executive may authorise computer printouts instead of standard returns—

- (1) Despite regulations 29 to 31, the chief executive may authorise a particular person or class of person to supply a particular return or class of returns by way of a

computer printout that is in the same or substantially the same style and form as the returns contained in the appropriate book of returns.

- (2) An authorisation—
 - (a) must be in writing and addressed to the person whose responsibility it is to provide the return or returns; and
 - (b) must be subject to the conditions (if any) that the chief executive may state in writing; and
 - (c) may be withdrawn at any time by the chief executive in writing.
- (3) If a person is authorised to provide a return by way of computer printout,—
 - (a) the person must make and (except in the case of monthly harvest returns, monthly harvest return amendments, licensed fish receiver returns, or licensed fish receiver return amendments) retain a duplicate or second copy of the return; and
 - (b) the provisions of these regulations must, subject to any conditions or exceptions stated by the chief executive, and with any necessary modifications, apply as if—
 - (i) the computer printout provided or to be provided to the chief executive were the original copy of a return contained in a book of returns; and
 - (ii) the duplicate or second copy of the printout were a duplicate or second copy of a return contained in a book of returns.

33. Chief executive may authorise returns to be sent to different place—

The chief executive may, at the request of a person required to provide returns, authorise the person in writing to send a particular return or class of returns to a place other than the place notified by the chief executive under section 295 of the Act.

34. Duplicate returns must be retained for 7 years—

A person who is required by these regulations to provide a return must retain in the person's custody the duplicate or second copy of any return (except a monthly harvest return, monthly harvest return amendment, licensed fish receiver return, or licensed fish receiver return amendment) for a period of not less than 7 years after the date of completion of the return.

35. Inspection of returns—

A person who is required by these regulations to provide a return or who has custody of a return must, on request by the chief executive or a fishery officer,—

- (a) immediately produce for inspection the return that is the subject of the request (whether original or duplicate, and whether or not completed or already provided to the chief executive); and
- (b) cause or allow copies to be taken of that return.

PART 4 - COMPLETION OF RETURNS

36. Method of entering certain details on return—

(1) For the purpose of completing a return, unless otherwise stated on the return or in any notes referred to in regulation 29(3)(a)(ii) and (iii) or unless the chief executive otherwise notifies the person who is required to complete the return in writing,—

- (a) subject to subclause (2), all weights and container capacities must be recorded in kilograms:
- (b) all lengths and distances must be recorded in metres:
- (c) all mesh sizes must be recorded in millimetres:
- (d) all speeds must be recorded in knots, except that wind speed and wind force must be recorded in metres per second:
- (e) all times must be recorded in hours and minutes according to a 24-hour clock in New Zealand standard time or New Zealand daylight time, whichever is for the time being applicable, and all dates must be recorded in terms of that applicable time:
- (f) all temperatures must be recorded in degrees celsius:
- (g) all matters for which a code is required by regulation 37 to be entered must be entered using the most appropriate code:
- (h) a reference in a return to a landing of containers must,—
 - (i) if the landing occurs on the removal or discharge of fish from the vessel concerned, be read as a reference to the containers of fish removed or discharged:

- (ii) if the landing occurs on the removal of the vessel concerned from New Zealand fisheries waters, be read as a reference to the containers of fish on the vessel.
- (2) If fish is landed in 2 or more states,—
 - (a) the landed state that has the greatest actual weight is the principal landed state, and its weight must be recorded in kilograms; and
 - (b) all other landed states are additional landed states, and their weight must be recorded as the actual weight of the fish in that landed state; but
 - (c) the weight of the additional landed state of any fish must not be recorded on a monthly harvest return or monthly harvest return amendment; and
 - (d) a licensed fish receiver must not record the weight or species of any additional landed state of fish received by the licensed fish receiver on any licensed fish receiver return or licensed fish receiver return amendment.
- (3) However,—
 - (a) all weights of fish (except scallops and Foveaux Strait dredge oysters) must be recorded in greenweight kilograms using, if appropriate to the landed state of the fish, the conversion factors stated in the Fisheries (Conversion Factors) Notice 2000 or in a certificate given by the chief executive under section 188 of the Act:
 - (b) all scallop weights must be recorded in meatweight, being the weight of scallops remaining when the shell, skirt, and gut has been removed and discarded:
 - (c) all Foveaux Strait dredge oysters must be recorded in oyster numbers, and those numbers must, if appropriate, be recorded in any part of a return that refers to weight as if 1 oyster weighed 1 kilogram.
- (4) For the purpose of trawl catch, effort, and processing returns [and tuna longlining catch effort returns], any reference to a processed state must be read as if it were a reference to a landed state, and the weight of fish in those states must be calculated in accordance with this regulation.

History

Subclause (4) was amended, as from 31 March 2003, by reg 3 Fisheries (Reporting) Amendment Regulations 2003 (SR 2003/25), by

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inserting the words ``and tuna longlining catch effort returns" after the words ``processing returns".

37. Use of codes for certain entries—

Unless the chief executive otherwise notifies the person who is required to complete the return in writing, if there is required to be entered on a return—

- (a) any fishstock to which the return relates, the person completing the return must enter the appropriate fishstock code stated in table 1 (or, in the case of freshwater eels, in table 11) in Part 1 of Schedule 3 for the species or class of fish taken, the area in which the fish were taken (except in the case of offal), and, if appropriate, the fishing method by which the fish were taken:
- (b) any species of fish to which the return relates, the person completing the return must enter the appropriate species code stated for the species in Part 2 of Schedule 3:
- (c) any statistical area in which any fishing method or fishing gear is or was being used to take any species of fish, the person completing the return must enter either—
 - (i) the appropriate statistical area code determined in accordance with, and by reference to, the maps referred to in regulation 38; or
 - (ii) if no statistical area code applies or if the permit holder required to provide the return has been advised in writing by the chief executive to do so, the latitude and longitude of each place where the fish were taken or where fishing commenced:
- (d) the landed state of fish to which the return relates, the person completing the return must enter,—
 - (i) in the case of fish landed whole or in only 1 state or as a principal landed state, the landed state code in Part 3 of Schedule 3 that best represents that state:
 - (ii) in the case of fish landed as an additional landed state, the landed state code in Part 4 of Schedule 3 that best represents that state:
- (e) the container type of the container in which the fish is landed, the person completing the return must enter the container type code stated in Part 5 of Schedule 3 that best describes that type of container:

- (f) the destination of fish taken, the person completing the return must enter the destination type code stated in Part 6 of Schedule 3 that best describes the manner in which the fish is held or disposed of at the time of landing:
- (g) the gear type used in taking any fish, the person completing the return (being a trawl return) must enter the gear code stated in Part 7 of Schedule 3 that best describes the type of trawl net used in taking the fish:
- (h) the method used in taking any fish, the person completing the return must enter the method code stated in Part 8 of Schedule 3 that best describes the method used in taking the fish:
- (i) the cloud cover for the taking of any fish, the person completing the return must enter the cloud cover code stated in Part 9 of Schedule 3 that best describes the type of cloud cover at the time the fish were taken.

38. Further provisions relating to use of codes for certain entries—

- (1) For the purposes of regulation 37(c)(i), the chief executive must—
 - (a) certify any maps that may be required to show—
 - (i) the different statistical areas (for 1 or more species of fish that may be stated or referred to on the map) for which different statistical area codes are to be used; and
 - (ii) the statistical area code to be used for each statistical area; and
 - (b) lodge all certified maps at the head office of the Ministry; and
 - (c) ensure that copies of all maps (whether full-size or reduced) are available for supply to persons required to provide returns under these regulations.
- (2) For the purposes of subclause (1), the chief executive must certify different maps for the following species and general locations:
 - (a) scallops taken in waters adjacent to the east coast of the North Island between North Cape and Cape Rodney:
 - (b) scallops taken in waters adjacent to the east coast of the North Island between Cape Rodney and Town Point:
 - (c) scallops taken in waters adjacent to the west coast of the North Island between North Cape and Tauroa Point:

- (d) scallops and dredge oysters taken in waters adjacent to the north coast of the South Island between Farewell Spit and Robertson Point:
- (e) scallops and dredge oysters taken in waters surrounding the Chatham Islands:
- (f) dredge oysters taken in waters between the south coast of the South Island and Stewart Island:
- (g) paua taken in waters adjacent to the coast of New Zealand:
- (h) rock lobster taken in waters adjacent to the coast of New Zealand:
- (i) eels taken in the internal and estuarine waters of the North Island (and any statistical area shown on the map must be treated as including, if appropriate, the estuarine waters adjacent or contiguous to that statistical area):
- (j) eels taken in the internal and estuarine waters of the South Island and Chatham Islands (and any statistical area shown on the map must be treated as including, if appropriate, the estuarine waters adjacent or contiguous to that statistical area):
- (k) all species or classes of fish taken in New Zealand fisheries waters that—
 - (i) are not species or classes of fish stated in paragraphs (a) to (j); or
 - (ii) are of a species or class referred to in any of those paragraphs, but are not taken in any statistical area shown on the relevant map.

39. Chief executive may give directions as to manner of completing returns—

- (1) If the chief executive considers that a person required to provide returns under these regulations has not completed or provided any return or part of a return in an appropriate manner,—
 - (a) the chief executive may, by notice in writing, require the person to provide to the chief executive a fresh return completed in the manner and provided within the reasonable time that may be directed by the chief executive; and
 - (b) the person must provide the fresh return in accordance with the direction of the chief executive.
- (2) If the chief executive considers that a person required to provide returns under

these regulations is not or has not been completing returns in an appropriate manner,—

- (a) the chief executive may, by notice in writing, direct the person as to the manner in which returns must be completed by that person, whether by reference to material referred to in regulation 29(3)(a) or by specific direction in the particular case; and
- (b) the person must subsequently ensure that returns provided by the person comply with that direction.

40. Chief executive may specify different intervals, periods, or dates for completing or providing returns—

- (1) If the chief executive considers it necessary or desirable to assist in the utilisation, while ensuring the sustainability, of any fishery resource,—
 - (a) the chief executive may, by notice in writing to a person required to provide returns under these regulations, direct the person to complete and provide returns of any kind at the intervals, periods, or dates that the chief executive may determine; and
 - (b) the person must subsequently complete and provide returns in accordance with that direction.
- (2) If a person is required to provide any return under this regulation, nothing in regulations 5 to 16 requires the person to provide a return of the same kind for any period that is included in the return required under this regulation, unless the chief executive stipulates otherwise.

41. Chief executive may waive requirements in certain cases—

- (1) The chief executive may waive or suspend any requirement of these regulations in relation to any person or class of persons required to provide returns if the chief executive is satisfied that—
 - (a) compliance with any requirement of these regulations would cause undue hardship or would be unduly impracticable; and
 - (b) the waiver or suspension of any requirement would not unduly prejudice the management and conservation of any fishery resource.
- (2) A waiver or suspension—
 - (a) must be notified in writing to the person or persons concerned or, if it

relates to a class of persons, may be notified in the *Gazette* or in any New Zealand publication that relates primarily to commercial fishing:

- (b) must apply for the period and be subject to the conditions that may be stated by the chief executive:
- (c) may be revoked by the chief executive at any time in the manner stated in paragraph (a).

PART 5 - OFFENCES AND PENALTIES

[42. Offences—

Every person commits an offence who—

- (a) contravenes or fails to comply with the requirements of any of regulations 14, 15, 20(2), 31, 32(3)(a), 34, or 35:
- [[(b) contravenes or fails to comply with the requirements of any of regulations 5(3), (4A), or (5), 6(3A) or (4), 7(2A), (4), or (6), 8(2) or (4), 9(2), (3A), (4), or (5), 10(2), (3A), or (4), 11(3), 12(3), 13(3), 16(2A) or (3), 18, 19, or 20(1A) or (4):]]
- [[(c) contravenes or fails to comply with the requirements of any of regulations 5(4B), 6(2) or (3B), 7(2B), 8(5), 9(3B), 10(3B), 11(2) or (4), 12(2) or (4), 13(2) or (4), 16(2B), 20(1B) or (5), 21 to 26, or 40.]]
- (d) fails to provide returns in the manner specified by these regulations:
- (e) makes any false or misleading statement or entry of information in any returns required by these regulations.]

History

Regulation 42 was substituted, as from 1 October 2001, by reg 11 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).
[Click here to see the historical text. \(Never in force\).](#)

Paragraph (b) was amended, as from 13 December 2001, by reg 4(1) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344), by substituting the words ``8(2) or (4)" for the words ``8(2) or (3A)".

Paragraph (b) was substituted, as from 11 July 2002, by reg 9 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

Paragraph (c) was amended, as from 13 December 2001, by reg 4(2) Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001 (SR 2001/344), by substituting the expression ``8(5)" for the expression ``8(3B)".

[Click here to see the historical text.](#) 01 Oct 2001 to 12 Dec 2001.

Paragraph (c) was substituted, as from 11 July 2002, by reg 9 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152).

[Click here to see the historical text.](#) 13 Dec 2001 to 10 Jul 2002.

[43. Penalties—

Every person who commits an offence—

- (a) against regulation 42(a) is liable on summary conviction to a fine not exceeding \$10,000:
- (b) against regulation 42(b) is liable on summary conviction to a fine not exceeding \$20,000:
- (c) against regulation 42(c), (d), or (e) is liable on summary conviction to a fine not exceeding \$100,000.]

History

Regulation 43 was substituted, as from 1 October 2001, by reg 12 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

[Click here to see the historical text.](#) (Never in force).

44. Revocation—

The Fisheries (Reporting) Regulations 1990 (SR 1990/214) are revoked.

SCHEDULES

SCHEDULE 1

r 22

CONTENTS OF AUDIT REPORT

A. Systems section—

1 Identify all source documents generated to support each and every identifiable system or subsystem within the licensed fish receiver's fish related activity, and document by way of flowcharts (ie, a separate flowchart for each identifiable system or subsystem).

A narrative description of any of the identified systems or subsystems may be provided if, in the opinion of the auditor, it is more appropriate. The auditor must give reasons for this.

2 Identify on the flowchart (or narrative opinion if applicable) for each relevant system or subsystem the source document that, in the opinion of the auditor, represents the prescribed source document required under Part 2 of the Fisheries (Recordkeeping) Regulations 1990.

3 Document for each of the prescribed source documents the extent to which they comply with the requirements of the Fisheries (Recordkeeping) Regulations 1990 in terms of—

- (a) manner and form:
- (b) content:
- (c) retention.

Report exceptions in a manner that provides maximum assistance to the licensed fish receiver to enable subsequent compliance.

4 Append to the audit report a photocopy of a completed example of each source document that, in the opinion of the auditor, constitutes a prescribed source document

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within the meaning of regulation 11 of the Fisheries (Recordkeeping) Regulations 1990.

B. Internal controls section—

- 1 Provide an opinion, with supporting reasons, on the nature and extent of the internal control environment, having regard to the size of the business and number of personnel involved.
- 2 Provide an opinion, with supporting reasons, on the existence or non-existence of key internal controls that support each of the systems and subsystems.
- 3 Provide an opinion, with supporting reasons, on the effectiveness and verifiability of the internal control systems supporting the information that is provided to the Ministry on any return relevant to the function of the licensed fish receiver (eg, a licensed fish receiver return or an annual inventory return).
- 4 Reconcile the current annual inventory return with internal supporting work papers and review the return in terms of compliance with the requirements set out in regulation 18. Provide positive confirmation of that reconciliation and review and document any unresolved areas of concern.

C. Supporting information section—

- 1 Disclose any relationship with, or interests the auditor has in, the licensed fish receiver or a related party and the nature and extent of any services provided, or intended or contracted to be provided, to the licensed fish receiver.
- 2 State whether the auditor has obtained all information and explanations required.
- 3 Describe the nature and extent of the fish-related activities of the licensed fish receiver (eg, specify whether also a fisher or the holder of an annual catch entitlement).
- 4 Provide a chart setting out the various activities, divisions, and locations relevant to the licensed fish receiver's business operation, and identify the premises or locations that form the basis of that audit opinion.
- 5 Provide a flowchart or diagram that indicates the relationship between the licensed fish receiver and related parties of the licensed fish receiver, showing, where the interests are fish-related, the location and activities of their related interests.

SCHEDULE 2

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FORMS

Form 1

Catch, effort, and landing return Trip data

First day of trip	Last day of trip	Landing date	Vessel registration number	Vessel name	Vessel registration number of other vessel (if pair fishing)	Point of landing	Page of
	If different from first day of trip						
/ /	/ /	/ /					

Catch/effort data

Day and month	Method code	Position Lat - or - Stat Long area	Time hr min	Effort data				For each change of day, method, or stat area, enter estimated greenweight catch by species in order of quantity					
				A	B	C	D	Target species Total (kg)	Species code		Species code		
									Weight (kg)	Weight (kg)	Weight (kg)	Weight (kg)	
/													
/													
/													

Catch landing data

Fishstock (species/area)	Landed state	Containers		Type	Content weight (kg)	Destination LFR client number or vessel registration number	Greenweight (kg)	Purchase tax invoice number when advised by the LFR
		Number	Type					

Start a new sheet for each landing. It is an offence to fail to complete this return, to supply false information, or to make any material omission.	Permit holder's name	Permit holder's client number	Signature of master or permit holder	Date signed
				/ /

NOTES TO FORM 1

A Effort data: The information to be entered in the columns appearing under the heading ``Effort data" will vary according to the fishing method involved. These columns should be

completed in the manner indicated in notes 1 to 8 below in relation to the relevant fishing method.

Any columns not specified should be left blank.

1 Trawling—

(a) Time columns: enter the total shot or tow time for which the fishing gear being used is at target depth on the relevant day. Include time before midnight for tows completed after midnight.

(b) Column A: enter the number of shots or tows completed in the day (or ``one", where latitudes and longitudes are required for each shot or tow).

(c) Column B: enter the design wing spread of the trawl net in metres.

(d) Column C: enter the design or average headline height in metres of the trawl net.

2 Dredging—

(a) Time columns: enter the total time from the start of the first tow in the day to the finish of the last tow in the day.

(b) Column A: enter the number of tows completed in the day (or ``one", where latitudes and longitudes are required for each tow).

(c) Column B: enter the dredge width in metres.

3 Seining—

(a) Column A: enter the total number of sets or shots in the day (or ``one" where latitudes and longitudes are required for each set or shot).

(b) Column B: for seining methods other than Danish seining, enter the total length of net and all warps (if any) in metres used in a set or shot.

For Danish seining enter the length of the groundrope in metres.

(c) Column C: for purse seining only, enter the call sign of the spotter plane (if any) used for searching for fish, or ``N" if no spotter plane was used.

(d) Column D: for purse seining only, enter the sea surface temperature in degrees and tenths of a degree Celsius.

4 Set netting and inshore driftnetting—

(a) Time columns: enter the total time from the start of setting the first net hauled in the day to the end of hauling the last net in that day (which may be a period exceeding 24 hours if the first net hauled that day was set on a previous day).

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(b) Column A: enter the total length of nets hauled in the day (or in the set, where latitudes and longitudes are required for each set).

(c) Column C: enter the mesh size of the nets used (in millimetres).

5 Lining methods: bottom and surface longlining, drop or dahn lining, and trot lining—

(a) Column A: enter the total number of hooks hauled in the day. Hooks hauled more than once should be counted as a separate hook each time they are hauled.

(b) Column B: enter the number of sets (being the number of individual lines) hauled in the day (or enter ``one'', where latitudes and longitudes are required for each set).

6 Other lining methods: handlining, trolling, and pole and lining—

(a) Time columns: enter the total time spent using these lining methods during the day.

(b) Column A: enter the maximum number of lines used at any one time during the day.

(c) Column B: enter the maximum number of hooks and lures on lines being used at any one time during the day.

7 Potting, trapping, and fyke netting—

(a) Column A: enter the total number of pot or trap lifts in the day. Pots or traps lifted more than once should be counted as separate pots or traps each time they are lifted.

(b) Column B: enter the total number of pots or traps in the water at midnight at the start of the day.

8 Handgathering and diving—

(a) Time columns: enter the total gathering or diving time, being the sum of time spent by the permit holder and any person employed by the permit holder during the day.

(b) Column A: enter the total number of persons (including the permit holder if appropriate) gathering or diving on behalf of the permit holder during the day.

Form 2

Catch landing return

First day of trip	Last day of trip	Landing date	Vessel registration number	Vessel name	Vessel registration number of other vessel (if pair fishing)	Point of landing	Page
/ /	/ /	/ /					of

Catch landing data

[illegible]

Start a new sheet for each landing. It is an offence to fail to complete this return, to supply false information, or to make any material omission.	Permit holder's name	Permit holder's client number	Signature of master	Date signed
				/ /

Form 3

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Current Query:
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MONTHLY HARVEST RETURN

1 Client and return details

[illegible]

Is this a 'NIL' return for the month?
(Tick 1)

☐ Yes → Complete sections **1** and **4** only.

☐ No → Complete all sections on this form.

2 Enter all quota and non-quota catch for the month

Fishstock		Quantity (kg, unless otherwise stated in regulations)	Fishstock		Quantity (kg, unless otherwise stated in regulations)	Fishstock		Quantity (kg, unless otherwise stated in regulations)
species	area		species	area		species	area	

Continue on next return form if necessary.

3 List all vessels that were used to take the month's catch

Registration number of vessel	Name of vessel	Registration number of vessel	Name of vessel

4 Declaration

<ul style="list-style-type: none"> • I declare that the information I have given on this form is correct and complete to the best of my knowledge. • I understand that it is an offence to fail to complete this return, to supply false information, or to make any material omission. • I have read and understood the details on the Privacy Act 1993 supplied with this form. • I declare that I am authorised to supply this information. 	<p>Name of person making this declaration</p> <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div>
<p>Signature _____</p>	<p>Date _____</p>

Form 4

MONTHLY HARVEST RETURN AMENDMENT

Regulations © Brookers Limited

Current Query:

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1 Client and return details

Client number _ _ _ _ _ _ _ _ _ _	Amendment for the month of: _____	Year _ _ _	Page _ _	of _	OFFICE USE ONLY
Client name _____ _____					DATE RECEIVED

2 Only enter all quota and non quota stock that have *changed*

<div> <div>If no entry enter 'NIL'</div> <div> <div>Fishstock</div> <div>species</div> <div>area</div> </div> </div>		Quantity as shown on previous return (kg, unless otherwise stated in regulations)	New quantity for the month (kg, unless otherwise stated in regulations)	<div> <div>If no entry enter 'NIL'</div> <div> <div>Fishstock</div> <div>species</div> <div>area</div> </div> </div>		Quantity as shown on previous return (kg, unless otherwise stated in regulations)	New quantity for the month (kg, unless otherwise stated in regulations)

Continue on next return amendment form if necessary.

3 Only enter the vessels that are affected by the amendments

Registration number of vessel	Name of vessel	To be added <i>(Tick 1 for each vessel)</i>	To be removed
		<input type="radio"/>	<input type="radio"/>
		<input type="radio"/>	<input type="radio"/>
		<input type="radio"/>	<input type="radio"/>
		<input type="radio"/>	<input type="radio"/>
		<input type="radio"/>	<input type="radio"/>

4 Give reason(s) for amendment(s):

Continue your reason(s) on a plain sheet of paper if necessary, and attach to this amendment form.

5 Declaration

<ul style="list-style-type: none"> • I declare that the information I have given on this form is correct and complete to the best of my knowledge. • I understand that it is an offence to fail to complete this return, to supply false information, or to make any material omission. • I have read and understood the details on the Privacy Act 1993 supplied with this form. • I declare that I am authorised to supply this information. 	<p>Name of person making this declaration</p> <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div>
<div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div>	<p>Signature Date</p>

Form 5

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Current Query:
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Trawl, catch, effort and processing return

To be completed on each day at sea

Date	Vessel registration number (your vessel)		Vessel name (your vessel)	
/ /				
	Vessel registration number of other vessel (if pair fishing)			

Position at midday (noon)		Water temperature at shot 1		Page of
Latitude	Longitude	Surface	Bottom	
S		E/W		

Shot		Time	Latitude		Longitude			Gear code		Depth groundrope	Trawling speed	Target species	Estimated catch by species in order of quantity				
			Deg	Min	Deg	S	S	S	S	Headline height			Quantity	Species code quantity (kg)	Species code quantity (kg)	Species code quantity (kg)	Species code quantity (kg)
1	START				S	S	S	S	S	S			total (kg)				
	END																
2	START												total (kg)				
	END																
3	START												total (kg)				
	END																
4	START												total (kg)				
	END																
5	START												total (kg)				
	END																
6	START												total (kg)				
	END																

Daily Processing Summary

Species	Processed state	Number of processed units	Unit weight (kg)	Processed catch weight (kg)	Conversion factor	Calculated weight before processing (kg)

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this form.

Product from offal only	Activity comment (transhipping, steaming, etc)	Permit holder's Name	Permit holder's Client Number	Signature of master	Date signed
Meal (kg)					/ /

Squid jigging catch effort return

To be completed on each day at sea

Vessel registration number	Vessel name

Fishing operation to be completed at 01:00 hours

Date	Latitude	Longitude	Depth
/ /	° ' S	° ' E/W	Deepest Lure(m) Sea Bottom (m)

Fishing effort

Time at start of fishing	Time at end of fishing

Number of jigging machines in use	
Singlereel (numbers)	Double reel (numbers)

Catch to be completed at 12.00 hours

Total catch (kg)	
Arrow squid	
Other squid	

Other species (specify)	Total catch (kg)

Tray tally for arrow squid to be completed at 12.00 hours

Number of squid per tray	1-10	11-20	21-30	31-40	41-50	51-60	61-70	71-80	81-90	91-100	101-150	151+	TOTAL
Number of trays of whole squid													
Number of trays of legless squid													

Not fishing (transshipping, steaming, etc)	Permit Holder's Name	Permit holders client number	Signature of Master	Date
				/ /

It is an offence to fail to complete this return or supply any false information or make any material omission.

Form number **TUN**

2/ Setting and hauling line

	Date	Time 24-hr clock	Latitude Degrees Minutes	Longitude Degrees Minutes	E/ W	Wind speed	Direction of wind	Sea surface temperature
Start of set	/ /	:	° ' S	° ' E		knots		. ° C
End of set	/ /	:	° ' S	° ' E				
Start of haul		:						
End of haul	/ /	:						

Length of line n. miles	Number of hooks	Number of floats	Number of light sticks	Line shooter? (Y of N)	Percentage of bait that was:			
					Fish	Squid	Artificial	Other
					%	%	%	%

[illegible][illegible]

Return and vessel details

Name of fisher – *first letter of first name*
then first 4 letters of surname

Name of
permit holder

Client number of permit
holder

Name of vessel

Registration number of
vessel

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this return.

Signature of permit holder or
authorised person

Date signed / /

Do not forget that you also need to complete a catch landing return. Send completed returns to [insert address]

Form 7 was substituted, as from 31 March 2003, by reg 4 Fisheries

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(Reporting) Amendment Regulations 2003 (SR 2003/25).
[Click here to see the historical text. 01 Oct 2001 to 30 Mar 2003.](#)

Form 8

Freshwater eel catch effort return

Form number **ECE**

1 Complete a separate return for each month of fishing for freshwater eels.

Enter the month (eg, "FEB" for February) and year of fishing 20

2 Enter a cross in 1 of the circles below to show the fishing method used. If more than 1 method was used, complete a separate return for each method used.

tyke net ☐ eel pot ☐ fish trap ☐ other ☐ → If "other", enter the method code for the method used.

3 Complete a separate line for:

- each day that fishing gear was lifted; and
- any change in the eel statistical area being fished.

Date gear was lifted	Eel statistical area	Number of fyke nets, eel pots, or fish traps lifted*	Estimate (by fisher) of catch of eels		Estimate (by fisher) of catch of other species (enter the species codes in the next row)		
			SFE	LFE			
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg
			.0 kg	.0 kg	.0 kg	.0 kg	.0 kg

Use an additional page if you run out of space when recording this month's fishing

* If not fyke netting, eel potting, or fish trapping, refer to the explanatory notes for instructions on how to complete this column.

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this return.

4 Permit holder details

Name of permit holder

Signature of permit holder or fisher

Client number of permit holder

Date signed / /

Name of fisher (enter the first letter of the fisher's first name, then the first 4 letters of their surname)

Do not forget that you also need to complete a freshwater eel catch landing return. Send completed returns to [insert address].

Form 9

Regulations © Brookers Limited

Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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Freshwater eel catch landing return

Form number **ECL**

1 Complete a separate return for each month.

Enter the month (eg, "FEB" for February) and year that this return is submitted for:

2 Is this a NIL return for the month? Yes ☐ Complete sections 1, 2, and 4. No ☐ → complete all sections on this form

3 Complete a separate line for:

- each landing (do not forget discards or fish retained); and
- any change in fishstock, destinations, LFR, or invoice details.

Date of landing	Fishstock		Estimate (by permit holder or fisher) of greenweight	Destination type	Complete these 3 columns only for fish that were disposed of to a licensed fish receiver		
	species code	area			Licensed fish receiver's client number	Greenweight when advised by the LFR	Tax invoice number when advised by the LFR
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	
			.0 kg			.0 kg	

Use an additional page if you run out of space when recording this month's landing.

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this return.

4 Permit holder details

Name of permit holder	<input type="text"/>	Signature of permit holder or fisher	<input type="text"/>
Client number of permit holder	<input type="text"/>	Date signed	<input type="text" value="/ /"/>

Do not forget that you also need to complete a freshwater eel catch landing return. Send completed returns to [insert address].

Form 10

Regulations © Brookers Limited

Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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Paua catch effort landing return

Form number **PCE**

- 1 If this is a NIL return for an entire calendar month, then you only need to provide 1 return for that month. Otherwise, provide a separate return for each day (in which diving for paua, or landing of paua, or both, occurred)

Is this a NIL return for a month?

Yes ☐ → Enter that month (eg "FEB") and year → Go to section 5.

No ☐ → Enter the date that this return is for / /

- 2 Enter the paua quota management area dived. Complete a separate return for each QMA dived. **PAU**

- 3 Complete a separate line for each diver and each paua statistical area dived.

Name of diver (first letter of the first name then first 4 letters of surname)	Paua statistical area	Time spent in water (h:mm)	Estimate (by fisher) of catch of blackfoot paua	Estimate (by fisher) of catch of yellowfoot paua	Diving conditions
.		:	.0 kg	.0 kg	
.		:	.0 kg	.0 kg	
.		:	.0 kg	.0 kg	
.		:	.0 kg	.0 kg	
.		:	.0 kg	.0 kg	
.		:	.0 kg	.0 kg	

Use an additional page if you run out of space when recording this day's diving.

- 4 Complete a separate line for:
- each landing (do not forget paua transhipped, lost, or retained); and
 - any change in destination, container, LFR, or invoice details.

Estimate (by permit holder or fisher) of greenweight	Destination type	Containers		For destination types L and T only	For destination type L only	
		Number	Type	Licensed fish receiver client number (or receiving vessel registration number for transhipped paua)	Greenweight when advised by the LFR	Tax invoice number when advised by the LFR
.0 kg					.0 kg	
.0 kg					.0 kg	
.0 kg					.0 kg	

Use an additional page if you run out of space when recording this day's landing.

5 Permit holder details

Name of permit holder This return is 1 of pages submitted for the date entered at the top of this page.

Client number of permit holder

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this return.

Name of vessel

Signature of permit holder or master

Registration number of vessel

(enter "none" if no vessel was used)

Date signed / /

◁

▷

Send completed returns to [insert address]

Form 11

Regulations © Brookers Limited

Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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1 Client and return details

2 Only enter the permit holder details and quantities for each species that have *changed*

3 Give reason(s) for amendment(s):

4 Declaration

- Date _____

Form 12

LICENSED FISH RECEIVER RETURN

1 Client and return details

LFR client number	Amendment for the month of:	Year	Page	of	<div style="border: 1px solid black; padding: 5px;">OFFICE USE ONLY</div>
<div style="border: 1px solid black; height: 20px; width: 100%; position: relative;"> </div>	<div style="border: 1px solid black; height: 20px; width: 100%;"></div>	<div style="border: 1px solid black; height: 20px; width: 100%; position: relative;"> </div>	<div style="border: 1px solid black; height: 20px; width: 100%;"></div>	<div style="border: 1px solid black; height: 20px; width: 100%;"></div>	<div style="border: 1px solid black; padding: 5px;">DATE RECEIVED</div>
LFR client name					
<div style="border: 1px solid black; height: 20px; width: 100%;"></div>					
<div style="border: 1px solid black; height: 20px; width: 100%;"></div>					

Is this a NIL return for the month?
(Tick 1)

☐ Yes → Complete sections **1** and **3** only.

☐ No → Complete all sections on this form.

2 Enter quantity for each species received from each source

Client number of permit holder	Name of permit holder	Species	Quantity (kg, unless otherwise stated in regulations)	Species	Quantity (kg, unless otherwise stated in regulations)

4 Declaration

<ul style="list-style-type: none"> • I declare that the information I have given on this form is correct and complete to the best of my knowledge. • I understand that it is an offence to fail to complete this return, to supply false information, or to make any material omission. • I have read and understood the details on the Privacy Act 1993 supplied with this form. • I declare that I am authorised to supply this information. 	<p>Name of person making this declaration</p> <p>_____</p> <p>_____/_____/_____</p> <p>Signature Date</p>
--	---

SCHEDULE 3

r 37

CODES USED IN COMPLETING RETURNS

PART 1

FISHSTOCK CODES

In this Part of this schedule,—

- (a) the reference numbers in the second column of table 1 are the area reference numbers set out in the last column of table 2:
- (b) the reference numbers in the third column of table 1 are the area reference numbers set out in the last column of whichever of [tables 3 to 13] applies to the relevant species or class of fish.

Table 1 Fishstock codes used in completing returns

Species or class of fish	Quota management area reference number set out in table 2 of this Part	Other area reference number set out in [tables 3 to 13] of this Part	Fishstock code to be used (species/area)
Albacore	1, 2, 3, 4, 5, 6, 7, 8, 9, 10		ALB 1
Alfonsino	1, 9		BYX 1
	2		BYX 2
	3, 4, 5, 6		BYX 3
	7		BYX 7
	8		BYX 8
	10		BYX 10
[Anchovy	1		ANC1]

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Current Query:

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	2	ANC2]
	3, 5, 6	ANC3]
	4	ANC4]
	7	ANC7]
	8, 9	ANC8]
	10	ANC10]
Barracouta	1, 2, 3	BAR 1
	4	BAR 4
	5, 6	BAR 5
	7, 8, 9	BAR 7
	10	BAR 10
Bigeye tuna	1, 2, 3, 4, 5, 6,	BIG 1
	7, 8, 9, 10	
Blue cod	1, 9	BCO 1
	2	BCO 2
	3	BCO 3
	4	BCO 4
	5, 6	BCO 5
	7	BCO 7
	8	BCO 8
	10	BCO 10
[Blue (English) mackerel	1	EMA1]
	2	EMA2]
	3, 4, 5, 6	EMA3]
	7, 8, 9	EMA7]
	10	EMA10]
Blue moki	1, 2, 7, 8, 9	MOK 1
	3	MOK 3
	4	MOK 4
	5, 6	MOK 5
	10	MOK 10
Bluenose	1, 9	BNS 1
	2	BNS 2
	3, 4, 5, 6	BNS 3
	7	BNS 7
	8	BNS 8
	10	BNS 10

Blue warehou	1, 9		WAR 1
	2		WAR 2
	3, 4, 5, 6		WAR 3
	7		WAR 7
	8		WAR 8
	10		WAR 10
[Butterfish, greenbone	1, 8, 9		BUT1]
	2		BUT2]
	3		BUT3]
	4		BUT4]
	5		BUT5]
	6		BUT6]
	7		BUT7]
[Cockle		1A	COC1A]
		7A	COC7A]
		7B	COC7B]
		4	OYS 4
Dredge			
oysters:—except			
Foveaux Strait			
dredge oysters		5B	OYS 5B
		7	OYS 7
—Foveaux Strait		5	OYU 5
dredge oysters			
Elephant fish	1, 9		ELE 1
	2, 8		ELE 2
	3, 4		ELE 3
	5, 6		ELE 5
	7		ELE 7
	10		ELE 10
Flatfish (includes black flounder, brill, greenback flounder, lemon sole, NZ sole, sand flounder, turbot,	1, 9		FLA 1

and yellowbelly
flounder)

	2, 8	FLA 2
	3, 4, 5, 6	FLA 3
	7	FLA 7
	10	FLA 10
[Garfish	1	GAR1]
	2	GAR2]
	3, 5, 6	GAR3]
	4	GAR4]
	7	GAR7]
	8, 9	GAR8]
	10	GAR10]
Gemfish	1, 9	SKI 1
	2	SKI 2
	3, 4, 5, 6	SKI 3
	7, 8	SKI 7
	10	SKI 10
Ghost shark, pale	1, 2, 3, 4, 10	GSP 1
	5, 6	GSP 5
	7, 8, 9	GSP 7
Grey mullet	1, 9	GMU 1
	2, 8	GMU 2
	3, 4, 5, 6	GMU 3
	7	GMU 7
	10	GMU 10
Red gurnard	1, 9	GUR 1
	2	GUR 2
	3, 4, 5, 6	GUR 3
	7	GUR 7
	8	GUR 8
	10	GUR 10
Hake	1, 2, 3, 5, 6, 8, 9	HAK 1
	4	HAK 4
	7	HAK 7
	10	HAK 10
Hapuku and bass	1, 9	HPB 1
	2	HPB 2

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Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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	3		HPB 3
	4		HPB 4
	5, 6		HPB 5
	7		HPB 7
	8		HPB 8
	10		HPB 10
Hoki	1, 2, 3, 4, 5, 6,		HOK 1
	7, 8, 9		
	10		HOK 10
Jack mackerel	See table 3 for area references.	1	JMA 1
		3	JMA 3
		7	JMA 7
		10	JMA 10
John dory	1, 9		JDO 1
	2, 8		JDO 2
	3, 4, 5, 6		JDO 3
	7		JDO 7
	10		JDO 10
Kahawai	See table 4 for area references.	1	KAH 1
	2		KAH 2
	3		KAH 3
	9		KAH 9
Ling	1, 9		LIN 1
	2		LIN 2
	3		LIN 3
	4		LIN 4
	5		LIN 5
	6		LIN 6
	7, 8		LIN 7
	10		LIN 10
Orange roughy	1, 8, 9		ORH 1
	2A		ORH 2A
	2B		ORH 2B
	3A		ORH 3A

	3B, 4, 5A, 6	ORH 3B
	7A	ORH 7A
	7B	ORH 7B
	10	ORH 10
Oreo dories (includes black, smooth, and spiky oreo dories)	1, 2A, 2B, 5A, 7A, 7B, 8, 9	OEO 1
	3A, 3B,	OEO 3A
	4	OEO 4
	6	OEO 6
	10	OEO 10
[Paddle crab	1	PAD1]
	2	PAD2]
	3	PAD3]
	4	PAD4]
	5	PAD5]
	6	PAD6]
	7	PAD7]
	8	PAD8]
	9	PAD9]
	10	PAD10]
PauaSee table 5 for area references.	1	PAU 1
	2	PAU 2
	3	PAU 3
	4	PAU 4
	5A	PAU 5A
	5B	PAU 5B
	5D	PAU 5D
	6	PAU 6
	6A	PAU 6A
	7	PAU 7
	10	PAU 10
[Pilchard	1	PIL1]
	2	PIL2]
	3, 5, 6	PIL3]
	4	PIL4]

	7		PIL7]
	8, 9		PIL8]
	10		PIL10]
[Queen scallop	3, 5		QSC3]
Red cod	1, 9		RCO 1
	2, 8		RCO 2
	3, 4, 5, 6		RCO 3
	7		RCO 7
	10		RCO 10
Rig	1, 9		SPO 1
	2		SPO 2
	3, 4, 5, 6		SPO 3
	7		SPO 7
	8		SPO 8
	10		SPO 10
Rock lobster:			
—Spiny (red)See	1		CRA 1
table 6 for area			
references.			
	2		CRA 2
	3		CRA 3
	4		CRA 4
	5		CRA 5
	6		CRA 6
	7		CRA 7
	8		CRA 8
	9		CRA 9
	10		CRA 10
—Packhorse	1, 2, 3, 4, 5, 6,		PHC 1
	7, 8, 9, 10		
Scallop	1		SCA 1
	CS		SCA CS
	4		SCA 4
	7		SCA 7
Scampi	1		SCI 1
	2		SCI 2
	3		SCI 3
	4		SCI 4

	5		SCI 5
	6A		SCI 6A
	6B		SCI 6B
	7		SCI 7
	8		SCI 8
	9		SCI 9
	10		SCI 10
School shark	1, 9		SCH 1
	2		SCH 2
	3		SCH 3
	4		SCH 4
	5, 6		SCH 5
	7		SCH 7
	8		SCH 8
	10		SCH 10
[Sea urchin, kina, sea egg	3		SUR3]
	4		SUR4]
	5		SUR5]
		7A	SUR7A]
		7B	SUR7B]
Silver warehou	1, 2, 7, 8, 9		SWA 1
	3		SWA 3
	4, 5, 6		SWA 4
	10		SWA 10
Skipjack	1, 2, 3, 4, 5, 6, 7, 8, 9, 10		SKJ 1
Slender tuna	1, 2, 3, 4, 5, 6, 7, 8, 9, 10		STU 1
Snapper	1		SNA 1
	2		SNA 2
	3, 4, 5, 6,		SNA 3
	7		SNA 7
	8, 9		SNA 8
	10		SNA 10
Southern bluefin tuna	1, 2, 3, 4, 5, 6, 7, 8, 9, 10		STN 1
Southern blue		1	SBW 1

whiting		6A	SBW 6A
		6B	SBW 6B
		6I	SBW 6I
		6R	SBW 6R
[Sprat	1, 2, 8, 9		SPR1]
	3, 5, 6		SPR3]
	4		SPR4]
	7		SPR7]
	10		SPR10]
SquidSee table 7 for area and method references.		1J	SQU 1J
		1T	SQU 1T
		6T	SQU 6T
		10T	SQU 10T
Stargazer	1, 9		STA 1
	2		STA 2
	3		STA 3
	4		STA 4
	5, 6		STA 5
	7		STA 7
	8		STA 8
	10		STA 10
Tarakahi	1, 9		TAR 1
	2		TAR 2
	3		TAR 3
	4		TAR 4
	5, 6		TAR 5
	7		TAR 7
	8		TAR 8
	10		TAR 10
Trevally	1		TRE 1
	2		TRE 2
	3, 4, 5, 6		TRE 3
	7, 8, 9		TRE 7
	10		TRE 10
Yellowfin tuna	1, 2, 3, 4, 5, 6,		YFN 1

	7, 8, 9, 10	
All other species or classes of fish not already specified in this table	1, 2, 3, 4, 5, 6, 7, 8, 9, 10	Code formed by combining the species or class code set out in Part 2 of this schedule with the relevant quota management area reference number set out in the second column of this item.

Table 2 Quota management area reference numbers for purposes of table 1

Notes:

1 Except as provided in note 2 of this table, the quota management areas referred to are the quota management areas described in the Schedule 2 of the Fisheries (Quota Management Areas, Total Allowable Catches, and Catch Histories) Notice 1986.

2 In this table,—

“Auckland Islands” means that part of Quota Management Area 6—Sub-Antarctic that comprises an area extending 50 nautical miles out to sea from the mean low-water mark of each island and rock of the Auckland Islands

“Part-Southland” means that part of Quota Management Area 5—Southland that is not included in the Foveaux Strait dredge oyster fishery referred to in table 9 of this schedule

“Part Sub-Antarctic” means that part of Quota Management Area 6—Sub-Antarctic that is not included in the Auckland Islands area defined in this note.

Quota management area name number	Area reference used in fishstock code
Auckland (East)	1
Central (East)	2

Central (Gisborne)	2A
Central (Wairarapa)	2B
South-East (Coast)	3
Central/Challenger/South-East (Cook Strait/Kaikoura)	3A
South-East (Strathallan)	3B
South-East (Chatham Rise)	4
Southland	5
South-East (Otago/Southland)	5A
Part-Southland	5B
Sub-Antarctic	6
Auckland Islands	6A
Part Sub-Antarctic	6B
Challenger/Central (Plateau)	7
Challenger (North)	7A
Challenger (South)	7B
Central (Egmont)	8
Auckland (West)	9
Kermadec	10

Table 3 Jack mackerel area reference numbers for purposes of table 1

The quota management areas referred to by name in this table are the quota management areas defined in—

- (a) clause 3 of the Fisheries (Jack Mackerel Quota Management Area, Total Allowable Catches, and Catch Histories) Notice 1987; and
- (b) clause 2 of the Fisheries (Jack Mackerel Quota Management Areas, Total Allowable Catches, and Catch Histories) Notice (No 2) 1987.

Quota management area name	Area reference number used in fishstock code
Auckland (East), Central (East) Area	1
South-East, Southland, Sub-Antarctic Area	3
Challenger, Central (Egmont), Auckland (West) Area	7
Kermadec	10

Table 4 Kahawai area reference numbers for purposes of table 1

Quota management area name	Area reference number used in fishstock code
Auckland (East)	1
Central (East)	2
South-East (Coast), South-East (Chatham Rise), Southland, Sub-Antarctic, Challenger, Central (Egmont)	3
Auckland (West)	9

Table 5 Paua area reference numbers for purposes of table 1

The quota management areas referred to by name and reference number in this table are the quota management areas described in Schedule 2 of the Fisheries (Quota Management Areas, Total Allowable Catches, and Catch Histories) Notice 1986.

Quota management area name number	Reference number	Area reference used in fishstock code
Auckland	PAU 1	1
Central	PAU 2	2
South-East (Kaikoura Coast)	PAU 3	3
South-East (Chatham Rise)	PAU 4	4
Fiordland	PAU 5A	5A
Stewart Island	PAU 5B	5B
Southland and Otago	PAU 5D	5D
Challenger (Westland)	PAU 6	6
Sub-Antarctic	PAU 6	6A
Challenger (Nelson/Marlborough)	PAU 7	7
Kermadec	PAU 10	10

Table 6 Spiny (red) rock lobster area reference numbers for purposes of table 1

The quota management areas referred to by name and reference number in this table are the quota management areas described in Part 3 of Schedule 1 of the Fisheries Act 1996 for spiny rock lobsters.

Quota management area name number	Reference number	Area reference used in fishstock code
Northland	1	1
Bay of Plenty	2	2
Gisborne	3	3
Wellington/Hawkes Bay	4	4
Canterbury/Marlborough	5	5
Chatham Islands	6	6
Otago	7	7
Southern	8	8
Westland/Taranaki	9	9
Kermadec	10	10

Table 7 Squid area reference numbers for purposes of table 1

The quota management areas and methods of taking squid referred to in this table are the quota management areas and methods specified in the Fisheries (Squid Quota Management Areas, Total Allowable Catches, and Catch Histories) Notice 1987.

Quota management area name number	Method of fishing	Area reference used in fishstock code
All New Zealand fisheries waters except the Southern Islands Area and the Kermadec Area	All methods	1T
All New Zealand fisheries waters except the Southern Islands Area and the Kermadec Area	Jigging	1J
Southern Islands	All methods	6T
Kermadec	All methods	10T

Table 8 Scallop reference numbers for purposes of table 1

The areas referred to by name in this table are the quota management areas or fisheries defined,—

- (a) in the case of the Coromandel scallop fishery, in regulation 2 of the Fisheries (Auckland and Kermadec Areas Commercial Fishing) Regulations 1986:
- (b) in the case of South-East (Chatham Rise), in table 2 of this Part:
- (c) in all other cases, in Part 3 of Schedule 1 of the Fisheries Act 1996 for scallops.

Area name	Area reference number used in fishstock code
Northland scallop fishery	1
Coromandel scallop fishery	CS
South-East (Chatham Rise)	4
Southern scallop fishery	7

Table 9 *Oyster reference numbers for purposes of table 1*—The areas referred to by name in this table are the quota management areas or fisheries defined,—

- (a) in the case of the Foveaux Strait dredge oyster fishery, in regulation 2 of the Fisheries (Southland and Sub-Antarctic Areas Commercial Fishing) Regulations 1986:
- (b) in the case of South-East (Chatham Rise) and Part-Southland, in table 2 of this Part:
- (c) in the case of the Nelson/Marlborough dredge oyster fishery, in Part 3 of Schedule 1 of the Fisheries Act 1996 for dredge oysters.

Area name	Area reference number used in fishstock code
South-East (Chatham Rise)	4
Part-Southland	5B
Nelson/Marlborough dredge oyster fishery	7
Foveaux Strait dredge oyster fishery	5

Table 10 Southern blue whiting reference numbers for purposes of table 1

The quota management areas referred to by name and reference number in this table are the quota management areas described in Part 3 of Schedule 1 of the Fisheries Act 1996.

Quota management area name number	Reference number	Area reference
--	-------------------------	-----------------------

		used in fishstock code
New Zealand (excluding Sub-Antarctic)	SBW1	1
Auckland Islands	SBW6A	6A
Bounty Platform	SBW6B	6B
Campbell Island Rise	SBW6I	6I
Pukaki Rise	SBW6R	6R

Table 11 Fishstock codes for freshwater eels

Notes:

1. Different codes must be used on different reporting forms.
- ``CELR" means the catch, effort, and landing returns required to be in form 1 of Schedule 2
- ``CLR" means the catch landing returns required to be in form 2 of Schedule 2.
- ``ECLR" means the freshwater eel catch landing returns required to be in form 9 of Schedule 2.
- ``MHR" means the monthly harvest returns required to be in form 3 of Schedule 2.

Species of eel			Fishstock code		
	Quota management area name	Area reference number	Quota management area as defined in Part 3 of Schedule 1 of Fisheries Act 1996	For use in CELR, CLR, For use in and ECLR	MHR
Long-finned freshwater eel	Auckland (East)	1	—	LFE1	—
	Central	2	—	LFE2	—

Short-finned freshwater eel	(East)				
	South East				
	(Chatham				
	Rise)	4	—	LFE4	—
	Central	8	—	LFE8	—
	(Egmont)				
	Auckland	9	—	LFE9	—
	(West)				
		—	ANG11	LFE11	ANG11
	Nelson/Marlborough				
	North	—	ANG12	LFE12	ANG12
	Canterbury				
	Lake	—	ANG13	LFE13	ANG13
	Ellesmere				
	South	—	ANG14	LFE14	ANG14
	Canterbury	—	ANG15	LFE15	ANG15
ANG11	Otago/Southland				
	West Coast	—	ANG16	LFE16	ANG16
	Auckland	1	—	SFE1	—
	(East)				
	Central	2	—	SFE2	—
	(East)				
	South East				
	(Chatham				
	Rise)	4	—	SFE4	—
	Central				
ANG11	(Egmont)	8	—	SFE8	—
	Auckland				
	(West)	9	—	SFE9	—
	Nelson/Marlborough		—	ANG11	SFE11
	North				
	Canterbury	—	ANG12	SFE12	ANG12

Lake Ellesmere	—	ANG13	SFE13	ANG13
South Canterbury	—	ANG14	SFE14	ANG14
Otago/Southland	—	ANG15	SFE15	ANG15
West Coast	—	ANG16	SFE16	ANG16

Table 12 Cockle reference numbers for purposes of table 1

The areas referred to by name in this table are the quota management areas or fisheries defined,—

- (a) in the case of the Whangarei Harbour cockle fishery, in Schedule 2 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2001:
- (b) in the case of the Nelson Bays cockle fishery and the Marlborough cockle fishery, in Schedule 3 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2002.

Area name	Area reference number used in fishstock code
Whangarei Harbour cockle fishery	1A
Nelson Bays cockle fishery	7A
Marlborough cockle fishery	7B]

Table 13 Sea urchin, kina, and sea egg reference numbers for purposes of table 1

The areas referred to by name in this table are the quota management areas or fisheries defined, in the case of the Challenger (Westland) fishery and the Challenger (Nelson/Marlborough) fishery, in Schedule 5 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2001

Area name	Area reference number used in fishstock code
Challenger (Nelson/Marlborough)	7A
Challenger (Westland)	7B]

History

Part 1: paragraph (b) above Table 1 was amended, as from 1 October 2002, by reg 3(1) Fisheries (Reporting) Amendment Regulations (No 2) 2002 (SR 2002/272) by substituting the words ``tables 3 to 13" for the words ``tables 3 to 10".

Part 1: the heading to column 3 of Table 1 was amended, as from 1 October 2002, by reg 3(2) Fisheries (Reporting) Amendment Regulations (No 2) 2002 (SR 2002/272) by substituting the words ``tables 3 to 13" for the words ``tables 3 to 10".

Part 1: Table 1 was amended, as from 1 October 2002, by reg 3(3) Fisheries (Reporting) Amendment Regulations (No 2) 2002 (SR 2002/272) by inserting the following items: ``Anchovy", ``Blue (English) mackerel", ``Butterfish, greenbone", ``Cockle", ``Garfish", ``Paddle crab", ``Pilchard", ``Queen scallop", ``Sea urchin, kina, sea egg" and ``Sprat".

Part 1: tables 12 and 13 were inserted, as from 1 October 2002, by reg 3(4) Fisheries (Reporting) Amendment Regulations (No 2) 2002 (SR 2002/272).

[Click here to see the historical text. 01 Oct 2001 to 30 Sep 2002.](#)

PART 2

SPECIES CODES

Common name	Species code	Scientific name
Albacore	ALB	<i>Thunnus alalunga</i>
Alfonsino	BYX	<i>Beryx splendens</i> , <i>B decadactylus</i>
Anchovy	ANC	<i>Engraulis australis</i>
Arrow squid	SQU	<i>Nototodarus gouldi</i> , <i>N sloanii</i>
Banded bellowsfish	BBE	<i>Centriscops humerosus</i>
Banded wrasse	BPF	<i>Notolabrus fucicola</i>
Barracouta	BAR	<i>Thyrsites atun</i>
Basking shark	BSK	<i>Cetorhinus maximus</i>
Bigeye tuna	BIG	<i>Thunnus obesus</i>

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Black cod	BCD	<i>Paranotothenia magellanica</i>
Black marlin	BKM	<i>Makaira indica</i>
Black (seal) shark	BSH	<i>Dalatias licha</i>
Bladder kelp	KBB	<i>Macrocystis pyrifera</i>
Blue cod	BCO	<i>Parapercis colias</i>
Blue (English) mackerel	EMA	<i>Scomber australasicus</i>
Blue maomao	BMA	<i>Scorpiis violaceus</i>
Blue marlin	BEM	<i>Makaira mazara</i>
Blue moki	MOK	<i>Latridopsis ciliaris</i>
Blue (whaler) shark	BWS	<i>Prionace glauca</i>
Bluenose	BNS	<i>Hyperoglyphe antarctica</i>
Broad squid	BSQ	<i>Sepioteuthis australis</i>
Broadbill swordfish	SWO	<i>Xiphias gladius</i>
Broadnose sevengill shark	SEV	<i>Notorynchus cepedianus</i>
Bronze whaler shark	BWH	<i>Carcharhinus brachyurus</i>
Brown stargazer	BRZ	<i>Xenocephalus armatus</i>
Butterfish, greenbone	BUT	<i>Odaxpullus</i>
Butterfly tuna	BTU	<i>Gasterochisma melampus</i>
Cancer crab	CAC	<i>Cancer novaezelandiae</i>
Cardinal fish	CDL	<i>Epigonus telescopus</i>
Cardinal fish, white	EPD	<i>Epigonus denticulatus</i>
Cardinal fish, bigeye	EPL	<i>Epigonus lenimen</i>
Cardinal fish, robust	EPR	<i>Epigonus robustus</i>
Carpet shark	CAR	<i>Cephaloscyllium isahellum</i>
Catfish (freshwater)	CAT	<i>Ictalurus nebulosus</i>
Cockle	COC	<i>Chione (Austrovenus) stutchburyi</i>
Common (blue) warehou	WAR	<i>Seriolella brama</i>
Conger eel	CON	<i>Conger spp</i>
Cooks turban shell	CTU	<i>Cookia sulcata</i>
Copper moki	CMO	<i>Latridopsis forsteri</i>
Dealfish	DEA	<i>Trachipterus trachipterus</i>
Deepsea flathead	FHD	<i>Hoplichthys haswelli</i>
Ecklonia	ECK	<i>Ecklonia spp</i>
Elephant fish	ELE	<i>Callorhynchus milii</i>
Emperor	EMP	<i>Lethrinidae</i>
Flatfish:		
Black flounderThe	BFL	<i>Rhombosolea retiaria</i>

species code letters
for these fish differ
from the letters of the
fishstock codes set out
in Part 1 of this
schedule.

Brill ⁶	BRI	<i>Colistium guntheri</i>
Greenback flounder ⁶	GFL	<i>Rhombosolea tapirina</i>
Lemon sole ⁶	LSO	<i>Pelotretis flavilatus</i>
NZ sole ⁶	ESO	<i>Peltorhamphus novaezelandiae</i>
Sand flounder ⁶	SFL	<i>Rhombosolea plebeia</i>
Turbot ⁶	TUR	<i>Colistium nudipinnis</i>
Yellowbelly flounder ⁶	YBF	<i>Rhombosolea leporina</i>
Flying fish	FLY	<i>Exocoetidae</i>
Frost fish	FRO	<i>Lepidopus caudatus</i>
Garfish	GAR	<i>Hyporhamphus ihi</i>
Gemfish, southern kingfish	SKI	<i>Rexea solandri</i>
Ghost shark	GSH	<i>Hydrolagus novaezelandiae</i>
Ghost shark, pale	GSP	<i>Hydrolagus</i>
Giant stargazer	STA	<i>Kathetostoma giganteum</i>
Gracilaria weed	GRA	<i>Gracilaria secundata</i>
Green-lipped mussel	MSG	<i>Perna canaliculus</i>
Grey mullet	GMU	<i>Mugil cephalus</i>
Groper:		
Bass ⁶	BAS	<i>Polyprion moeone</i>
Hapuku ⁶	HAP	<i>Polyrion oxygeneios</i>
Hagfish	HAG	<i>Eptatretus cirrhatus</i>
Hake	HAK	<i>Merluccius australis</i>
Hammerhead shark	HHS	<i>Sphyrna zygaena</i>
Hoki	HOK	<i>Macruronus novaezelandiae</i>
Horse mussel	HOR	<i>Atrina zelandica</i>
Jack mackerel	JMA	<i>Trachurus declivus, T</i> <i>novaezelandiae, T murphyi</i>
Japanese (spotted) gurnard	JGU	<i>Pterygotrigla picta</i>
Javelin fish	JAV	<i>Lepidorhynchus denticulatus</i>
John dory	JDO	<i>Zeus faber</i>

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Kahawai	KAH	<i>Arripis trutta</i>
Kelp bull	KBL	<i>Durvillea</i>
Kelpfish	KEL	<i>Chironemus marmoratus</i>
Kingfish (yellowtail)	KIN	<i>Seriola lalandi</i>
Koheru	KOH	<i>Decapterus koheru</i>
Leatherjacket	LEA	<i>Parika scaber</i>
Lessonia	LES	<i>Lessonia</i> spp
Ling	LIN	<i>Genypterus blacodes</i>
Long-finned freshwater eel	LFE	<i>Anguilla dieffenbachii</i>
For South Island freshwater eels, the species code letters are the same as the letters of the fishstock codes that are recorded on catch, effort, and landing returns and catch landing returns. On monthly harvest returns, however, the code ANG must be used in conjunction with the appropriate quota management area.		
Lookdown dory	LDO	<i>Cyttus traversi</i>
Mako shark	MAK	<i>Isurus oxyrinchus</i>
Marblefish	GTR	<i>Aplodactylus arctidens</i>
Mirror dory	MDO	<i>Zenopsis nebulosus</i>
Moonfish	MOO	<i>Lampris guttatus</i>
Moray eel	MOR	<i>Muraenidae</i> (Family)
Munida	MUN	<i>Munida gregaria</i>
Northern bastard cod	BRC	<i>Pseudophycis breviuscula</i>
Northern bluefin tuna	NTU	<i>Thunnus thynnus</i>
Northern spiny dogfish	NSD	<i>Squalus mitsukurii</i>
Oarfish	OAR	<i>Regalecus glesne</i>
Octopus	OCT	<i>Octopus maorum</i>
Offal	OFF	

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Oilfish	OFH	<i>Ruvettus pretiosus</i>
Orange perch	OPE	<i>Lepidoperca aurantia</i>
Orange roughy	ORH	<i>Hoplostethus atlanticus</i>
Oreo dories:		
Black7	BOE	<i>Allocyttus</i>
Smooth7	SSO	<i>Pseudocyttus maculatus</i>
Spiky7	SOR	<i>Neocyttus rhomboidalis</i>
Oysters, dredge (Foveaux Strait)	OYU	<i>Tiostrea chilensis</i>
Oysters, dredge (except Foveaux Strait)	OYS	<i>Tiostrea chilensis</i>
Oysters (Pacific)	POY	<i>Crassostrea gigas</i>
Paddle crab	PAD	<i>Ovalipes catharus</i>
Parore	PAR	<i>Girella tricuspidata</i>
Patagonian toothfish	PTO	<i>Dissostichus eleginoidis</i>
Paua	PAU	<i>Haliotis iris, H australis</i>
Pigfish	PIG	<i>Congiopodus leucopaecilus</i>
Pilchard	PIL	<i>Sardinops neopilchardus</i>
Pink maomao	PMA	<i>Caprodon longimanus</i>
Pipi	PPI	<i>Paphies australis</i>
Porae	POR	<i>Nemadactylus douglasi</i>
Porbeagle shark	POS	<i>Lamna nasus</i>
Prawn killer	PRK	<i>Ibacus alticrenatus</i>
Prickly shark	ECO	<i>Echinorhinus cookei</i>
Pterocladia	PTE	<i>Pterocladia lucida, P capillacea</i>
Queen scallop	QSC	<i>Chlamys delicatula</i>
Quinnat salmon	SAM	<i>Oncorhynchus tshawytscha</i>
Rattails	RAT	<i>Macrouridae</i>
Ray's bream	RBM	<i>Brama brama</i>
Red cod	RCO	<i>Pseudophycis bachus</i>
Red (golden) snapper	RSN	<i>Centroberyx affinis</i>
Red gurnard	GUR	<i>Chelidonichthys kumu</i>
Red moki	RMO	<i>Cheilodactylus spectabilis</i>
Red scorpion fish	RRC	<i>Scorpaena cardinalis, S papillosus</i>
Redbait	RBT	<i>Emmelichthys nitidus</i>
Ribaldo	RIB	<i>Mora moro</i>
Ribbonfish	AGR	<i>Agrostichthys parkeri</i>
Rig, spotted dogfish	SPO	<i>Mustelus lenticulatus</i>

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Rock cod	ROC	<i>Lotella rhacinus</i>
Rock lobster:		
Spiny (red)7	CRA	<i>Jasus edwardsii</i>
Packhorse7	PHC	<i>Jasus verreauxi</i>
Rough skate	RSK	<i>Dipturus nasutus</i>
Ruby fish	RBY	<i>Plagiogeneion rubiginosus</i>
Rudderfish	RUD	<i>Centrolophus niger</i>
Sailfish	SAI	<i>Istiophorus platypterus</i>
Scallop	SCA	<i>Pecten novaezelandiae</i>
Scaly gurnard	SCG	<i>Lepidotrigla brachyoptera</i>
Scampi	SCI	<i>Metanephrops challengerii</i>
Scarlet wrasse	SPF	<i>Pseudolabrus miles</i>
School shark	SCH	<i>Galeorhinus galeus</i>
Sea cucumber	SCC	<i>Stichopus mollis</i>
Sea lettuce	ULV	<i>Ulva</i> spp
Sea perch, Jock Stewart	SPE	<i>Helicolenus</i> spp
Sea slug	SLG	<i>Scutus breviculus</i>
Sea urchin, kina, sea egg	SUR	<i>Evechinus chloroticus</i>
Seaweed	SEO	
Sharks and dogfish not otherwise specified	OSD	<i>Selachiformes</i>
Shortbill spearfish	SSF	<i>Tetrapturus angustirostris</i>
Short-finned freshwater eel7	SFE	<i>Anguilla australis</i> , <i>Anguilla reinhardtii</i>
Short-tailed black ray	BRA	<i>Dasyatis brevicaudata</i>
Shovelnose spiny dogfish	SND	<i>Deania calcea</i>
Silver dory	SDO	<i>Cyttus novaezelandiae</i>
Silver warehou	SWA	<i>Seriotelele punctata</i>
Silverside	SSI	<i>Argentina elongata</i>
Skate	SKA	<i>Rajidae arhynchobatidae</i> (families)
Skipjack	SKJ	<i>Katsuwonus pelamis</i>
Slender smooth-hound	SSH	<i>Gollum attenuatus</i>
Slender tuna	STU	<i>Allothunnus fallai</i>
Slickhead	SLK	<i>Alepocephalidae</i>
Smooth skate	SSK	<i>Dipturus innominatus</i>
Snapper	SNA	<i>Pagrus auratus</i>

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Southern blue whiting	SBW	<i>Micromesistius australis</i>
Southern bluefin tuna	STN	<i>Thunnus maccoyi</i>
Southern boarfish	SBO	<i>Pseudopentaceros richardsoni</i>
Sowfish	BOA	<i>Paristiopterus labiosus</i>
Spanish lobster	SLO	<i>Arctides</i>
Spiny dogfish	SPD	<i>Squalus acanthias</i>
Splendid perch	SPP	<i>Callanthias allporti</i>
Spotted stargazer	SPZ	<i>Genyagnus monopterygius</i>
Sprats	SPR	<i>Sprattus</i>
Starfish	SFI	<i>Asteroidea and Ophiuroidea</i>
Striped marlin	STM	<i>Tetrapturus audax</i>
Sunfish	SUN	<i>Mola mola</i>
Surf clam:		
Frilled venus shell	BYA	<i>Bassina yatei</i>
Ringed dosinia	DAN	<i>Dosinia anus</i>
Silky dosinia	DSU	<i>Dosinia subrosea</i>
Trough shell	MDI	<i>Macra discors</i>
Trough shell	MMI	<i>Macra murchisoni</i>
Deepwater tuatua	PDO	<i>Paphies donacina</i>
Triangle shell	SAE	<i>Spisula aequilateralis</i>
Swollenhead conger	SCO	<i>Bassanago bulbiceps</i>
Tarakihi	TAR	<i>Nemadactylus macropterus</i>
Thresher shark	THR	<i>Alopias vulpinus</i>
Trevally	TRE	<i>Pseudocaranx dentex</i>
Trumpeter	TRU	<i>Latris lineata</i>
Tuatua	TUA	<i>Paphies subtriangulata</i>
Violet cod	VCO	<i>Antimora rostrata</i>
Wahoo	WAH	<i>Acanthocybium solanderi</i>
Warty squid	WSQ	<i>Moroteuthis</i>
Whiptail ray	WRA	<i>Dasyatis thetidis</i>
White warehou	WWA	<i>Seriolella caerulea</i>
Witch	WIT	<i>Arnoglossus scapha</i>
Wrasses	WSE	<i>Labridae (Family)</i>
Yellow-eyed mullet	YEM	<i>Aldrichetta forsteri</i>
Yellowfin tuna	YFN	<i>Thunnus albacares</i>

* The species code letters for these fish differ from the letters of the fishstock codes set out in Part 1 of this schedule.

** For South Island freshwater eels, the species code letters are the same as

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the letters of the fishstock codes that are recorded on catch, effort, and landing returns and catch landing returns. On monthly harvest returns, however, the code **ANG** must be used in conjunction with the appropriate quota management area.

PART 3

LANDED STATE CODES FOR SOLE OR PRINCIPAL LANDED STATE

Sole or principal landed state	Corresponding landed state code
Green (or whole)	GRE
Gutted	GUT
Headed and gutted	HGU
Headed, gutted, and finned	HGF
De-fat fillets	DFT
Dressed	DRE
Fillets: skin-on	FIL
Fillets: skin-off	SKF
Fillets: skin-off untrimmed	USK
Fillets: skin-on untrimmed	UTF
Surimi	SUR
Fillets: skin-off trimmed	TSK
Fillets: skin-on trimmed	TRF
Dressed-straight cut (stargazer)	DSC
Dressed-V cut (stargazer)	DVC
Fish meal	MEA
Tailed (scampi)	SCT
Tailed (rock lobster)	RLT
Tentacles	TEN
Fins	FIN
Livers	LIV
Minced, skin-off fillets	MKF
Minced, headed and gutted	MGU
Headed, gutted, and tailed	HGT
Gilled and gutted	GGU
Shucked and shelled	SHU

PART 4

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LANDED STATE CODES FOR ADDITIONAL LANDED STATE

Additional landed state	Corresponding landed state code
Roe	ROE
Heads	HDS
Heads and tentacles	HET
Fish tails	FIT
Shark fins	SHF
Minced by-product, skin-off fillets	MBS
Minced by-product, headed and gutted	MBH
Fish meal by-product	MEB
Flaps	FLP
Beak and mouth	BEA
Livers by-product	LIB
Cheeks	CHK
Lugs or collars	LUG
Sounds or swim bladders	SWB
Squid wings	WIN
Oil	OIL
Tentacles by-product	TNB
Gut by-product	GBP

PART 5

CONTAINER TYPE CODES

Container]	Container type code]
Bin	BIN
Box	BOX
Basket	BAS
Tray	TRA
Block	BLO
Cage	CAG
Bag	BAG
Carton	CAR
Sack	SAC
String	STR

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[Individual fish landed under an FIS]
approval under section 111 of The Act

History

Part 5 of Schedule 3 was amended, as from 11 July 2002, by reg 10(1) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152), by substituting the heading for the first column.

Part 5 of Schedule 3 was amended, as from 11 July 2002, by reg 10(2) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152), by substituting the heading for the second column.

Part 5 of Schedule 3 was amended, as from 11 July 2002, by reg 10(3) Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152), by inserting the item ``Individual fish landed under an approval under section 111 of the Act".

[Click here to see the historical text. 01 Oct 2001 to 10 Jul 2002.](#)

PART 6

DESTINATION TYPE CODES

Destination	Destination type code
Fish or fish product retained on board a vessel at the time of landing	R
Fish or fish product conveyed or sold to a licensed fish receiver at the time of landing	L
Fish or fish product transferred from a vessel to another vessel or foreign fishing vessel	T
Fish or fish product conveyed or transported on a vessel leaving the exclusive economic zone by its seaward boundary having been granted permission to do so under section 110 of the Act	O
[Fish landed under an approval under section 111 of the Act	F]
Fish or fish product used for human consumption on board a vessel	E

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Fish or fish product seized by a Fishery Officer under section 207 of the Act or taken by a scientific observer under Part 12 of the Act	S
Fish or fish products sold under section 191(2) of the Act (commonly referred to as wharf sales)	W
Fish or fish product of the species or classes of fish not subject to the quota management system established under Part 4 of the Act that are returned to the sea, abandoned in the sea, or accidentally [sic: accidentally] lost at sea	D
Fish or fish product of the species or classes of fish subject to the quota management system established under Part 4 of the Act that are returned to, or abandoned in, or accidentally lost at, sea	A
Loss of fish or fish product from a holding receptacle (eg, through theft, mortality, escape, or damage to fish product)	H
Fish or fish product taken or used for bait during the period of a trip	U
Fish or fish product taken and stored during the period of a trip for subsequent use as bait for personal use	B
Fish or fish product placed in a holding receptacle in New Zealand fisheries waters	P
Fish or fish product placed in a holding receptacle on land	Q

History

Part 6 of Schedule 3 was amended, as from 11 July 2002, by reg 11 Fisheries (Reporting) Amendment Regulations 2002 (SR 2002/152), by inserting the item "Fish landed under an approval under section 111 of The Act" after the item relating to destination type code O.

PART 7

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Current Query:

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GEAR CODES

Type of trawl net	Gear code
Bottom trawl	BT
Midwater trawl	MW
Bottom pair trawl	BPT
Midwater pair trawl	MPT

[PART 8

METHOD CODE

Method	Method code
Purse seining	PS
Danish seining—single	DS
Danish Seine—pair	DPS
Lampara	L
Beach Seine/Drag nets	BS
Ring net	RN
Handgathering	H
Diving	DI
Handlining	HL
Trolling	T
Pole and line	PL
Bottom trawl—single	BT
Bottom trawl—pair	BPT
Midwater trawl—single	MW
Midwater trawl—pair	MPT
Dredging	D
Cod potting	CP
Rock lobster potting	RLP
Eel potting (Hinaki)	EP
Fish traps (including Box/Teiche nets)	FP
Bottom longlining	BLL
Surface longlining	SLL
Drop/dahn lines	DL
Trot lines	TL

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Set netting (including Gill nets)	SN
Inshore drift netting	DN
Fyke netting (Eels)	FN
Pair set netting	PSN
Dip netting	DPN
Octopus potting	OCP
Crab potting	CRP
Mechanical harvesting	MH
Scoop nets	SCN
Scampi pots	

History

Part 8 of Schedule 3 was substituted, as from 1 October 2001, by reg 13 Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001 (SR 2001/255).

[Click here to see the historical text. \(Never in force\).](#)

PART 9

CLOUD COVER CODES

Cloud cover	Cloud cover codes
No cloud	Nil
Cirrus	Ci
Cirrocumulus	Cc
Cirrostratus	Cs
Alto cumulus	Ac
Altostratus	As
Nimbostratus	Ns
Stratocumulus	Sc
Stratus	St
Cumulus	Cu
Cumulonimbus	Cb

Marie Shroff,
Clerk of the Executive Council.

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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 2001 replace the Fisheries (Reporting) Regulations 1990. The regulations set out the returns that are required to be provided to the chief executive of the Ministry of Fisheries by commercial fishers and licensed fish receivers.

Part 1 of the regulations deals with the kinds of returns that must be provided. *Regulations 4 to 16* set out the different kinds of returns, the persons who are required to provide them, and the times or periods by or for which they must be completed and provided.

Part 2 of the regulations deals with the inventory and audit of licensed fish receivers.

Regulations 17 and 18 require a licensed fish receiver to carry out an annual stocktake, at least once each fishing year, and provide an annual inventory return to the chief executive.

Regulation 19 requires a licensed fish receiver to provide a fresh return or undertake another stocktake if the chief executive considers on reasonable grounds that the annual inventory return provided under *regulation 18* fails to meet the requirements of the regulations.

Regulation 20 imposes a requirement on licensed fish receivers to be audited each year, and to provide audit reports to the Ministry.

Regulation 21 provides for the appointment by a licensed fish receiver of a "suitably qualified person" to act as auditor. *Subclauses (2) and (3)* set out the necessary requirements for auditors.

Regulation 22 and *Schedule 1* list the information and documentation required for an audit report.

Regulation 23 provides that separate audit reports or sections of an audit report may need to be completed if a licensed fish receiver operates from multiple premises.

Regulation 24 requires a licensed fish receiver to sign off an audit report, subject to noting any areas where the licensed fish receiver does not agree with the report.

Regulation 25 requires the licensed fish receiver to supply a rectification report outlining the steps to be taken to rectify any deficiency noted in the auditor's report.

Regulation 26 requires the audit report, and any other relevant material, to be provided to the chief executive within 21 days after the auditor gives the audit report to the licensed fish receiver.

Regulation 27 allows the chief executive to waive any inventory and audit requirements of the regulations, either individually or in any class of case.

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Part 3 sets out provisions relating to returns generally.

Regulation 28 provides that a person must provide separate returns for each vessel or method of fishing.

Regulation 29 provides that the chief executive must ensure that return books for each kind of return are available.

Regulation 30 states the manner in which the information required to be entered in a return book must be entered.

Regulation 31 provides that a return book must be kept on board the vessel to which the book relates at any time the vessel is being used or operated.

Regulation 32 provides that the chief executive may authorise a person or class of persons to supply a return or class of returns by way of computer printout instead of a standard return.

Regulation 33 provides that the chief executive may authorise a person to send a return to a place other than the place notified by the chief executive under section 295 of the Fisheries Act 1996.

Regulation 34 provides that duplicate returns must be kept for at least 7 years.

Regulation 35 provides that returns must be produced for inspection on demand by the chief executive or a fishery officer.

Part 4 sets out detailed requirements in relation to the manner in which returns are to be completed.

Regulations 36 to 38 state the requirements for entering certain details on a return. The fishstock codes specified in Schedule 3 must be used for certain types of entry.

Regulations 39 to 41 allow the chief executive, in certain cases, to specify the manner in which returns must be completed, to specify different intervals, periods, or dates for the completion and provision of returns, to require the supply of additional information, and to waive the requirements of the regulations in particular cases or classes of case.

Part 5 deals with offences and penalties. *Regulation 42* sets out various offences against the regulations. These include:

- a failure to provide a return, report, form, or certification required to be provided to the chief executive within the relevant time:
- a failure to comply with a request by an inspector to produce a return for inspection or to allow copies to be taken of the return:
- making a false or misleading statement on a return:

- a failure to comply with any other provision of the regulations (except regulations 15(2), 27(3)(a), 29, 38, and 41(2)(a)).

Regulation 43 provides a scale of penalties for those offences from fines not exceeding \$20,000 to \$100,000.

Regulation 44 revokes the Fisheries (Reporting) Regulations 1990.

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

Date of notification in *Gazette*: 26 July 2001.

These regulations are administered in the Ministry of Fisheries.

FISHERIES (REPORTING) AMENDMENT REGULATIONS 2002

Updater

SR 2002/152

Pursuant to section 297(1)(h) 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.

Contents (List of Sections)

1. Title
2. Commencement
3. Catch landing returns
4. Monthly harvest returns
5. Trawl catch, effort, and processing returns
6. Squid jigging catch effort returns
7. Tuna longlining catch effort returns

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8. Licensed fish receiver must be audited and provide annual audit reports

9. Offences

10. Part 5 of Schedule 3 amended

11. Part 6 of Schedule 3 amended

REGULATIONS

1. Title—

(1) These regulations are the Fisheries (Reporting) Amendment Regulations 2002.

(2) In these regulations, the Fisheries (Reporting) Regulations 2001*(1) are called "the principal regulations".

2. Commencement—

These regulations come into force on 11 July 2002.

3. Catch landing returns—

Regulation 6 of the principal regulations is amended by revoking subclause (3), and substituting the following subclauses:

((3) Subject to a direction of the chief executive under regulation 40, catch landing returns for a fishing trip must be provided to the chief executive not later than—

((a) 15 days after the last day of the fishing trip for permit holders who take fish, or on whose behalf fish are taken, from a vessel for which a return under subclause (1)(a) or (b) must be provided:

((b) 15 days after the last day of the calendar month in which the fishing trip ended for permit holders who take fish, or on whose behalf fish are taken, from a vessel for which a return under subclause (1)(c) must be provided.

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“(3A) A person contravenes this subclause if the person provides a catch landing return after the date it was due, but not more than 1 calendar month after the date it was due.

“(3B) A person contravenes this subclause if the person provides or fails to provide a catch landing return more than 1 calendar month after the date it was due.”

4. Monthly harvest returns—

(1) Regulation 7(2)(a)(i) of the principal regulations is amended by inserting, after the words “fish is”, the expression “F”.

(2) Regulation 7 of the principal regulations is amended by revoking subclause (3), and substituting the following subclauses:

“(3) If the exception in subclause 2(a)(i) or (ii) ceases to apply, a person who subsequently lands that fish must—

“(a) include that fish in the monthly harvest return for the calendar month in which the exception ceased to apply; and

“(b) comply with subclause (2)(b).

“(3A) For the purposes of subclause (3), in the case of fish that are required to be recorded against destination type code T, the fish must be recorded by the person who took the fish in the monthly harvest return for the calendar month in which the fish were subsequently landed.”

(3) Regulation 7 of the principal regulations is amended by adding the following subclause:

“(7) This regulation does not require a person to report on a monthly harvest return any fish, aquatic life, or seaweed taken or retained by an observer under Part XII of the Act.”

5. Trawl catch, effort, and processing returns—

(1) Regulation 11(2)(b) of the principal regulations is amended by omitting the expression “7”, and substituting the expression “15”.

(2) Regulation 11 of the principal regulations is amended by adding the following subclauses:

“(3) A person contravenes this subclause if the person provides a trawl

catch, effort, and processing return after the date it was due, but not more than 1 calendar month after the date it was due.

“(4) A person contravenes this subclause if the person provides or fails to provide a trawl catch, effort, and processing return more than 1 calendar month after the date it was due.”

6. Squid jigging catch effort returns—

(1) Regulation 12(2)(b) of the principal regulations is amended by omitting the expression “7”, and substituting the expression “15”.

(2) Regulation 12 of the principal regulations is amended by adding the following subclauses:

“(3) A person contravenes this subclause if the person provides a squid jigging catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.

“(4) A person contravenes this subclause if the person provides or fails to provide a squid jigging catch effort return more than 1 calendar month after the date it was due.”

7. Tuna longlining catch effort returns—

(1) Regulation 13(2) of the principal regulations is amended by revoking paragraph (b), and substituting the following paragraph:

“(b) provide the return for a fishing trip that ends on any day in a calendar month to the chief executive not later than 15 days after the last day of that calendar month.”

(2) Regulation 13 of the principal regulations is amended by adding the following subclauses:

“(3) A person contravenes this subclause if the person provides a tuna longlining catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.

“(4) A person contravenes this subclause if the person provides or fails to provide a tuna longlining catch effort return more than 1 calendar month after the date it was due.”

8. Licensed fish receiver must be audited and provide annual audit reports—

Regulation 20 of the principal regulations is amended by adding the following subclauses:

“(4) A person contravenes this subclause if the person carries out the first audit of a newly licensed fish receiver after the time frame specified in subclause (3), but not more than 1 calendar month after that time frame.

“(5) A person contravenes this subclause if the person carries out or fails to carry out the first audit of a newly licensed fish receiver more than 1 month after the time frame specified in subclause (3).”

9. Offences—

Regulation 42 of the principal regulations is amended by revoking paragraphs (b) and (c), and substituting the following paragraphs:

“(b) contravenes or fails to comply with the requirements of any of regulations 5(3), (4A), or (5), 6(3A) or (4), 7(2A), (4), or (6), 8(2) or (4), 9(2), (3A), (4), or (5), 10(2), (3A), or (4), 11(3), 12(3), 13(3), 16(2A) or (3), 18, 19, or 20(1A) or (4):

“(c) contravenes or fails to comply with the requirements of any of regulations 5(4B), 6(2) or (3B), 7(2B), 8(5), 9(3B), 10(3B), 11(2) or (4), 12(2) or (4), 13(2) or (4), 16(2B), 20(1B) or (5), 21 to 26, or 40.”

10. Part 5 of Schedule 3 amended—

(1) Part 5 of Schedule 3 of the principal regulations is amended by omitting the heading to the first column, and substituting the heading “Container”.

(2) Part 5 of Schedule 3 of the principal regulations is amended by omitting the heading to the second column, and substituting the heading “Container type code”.

(3) Part 5 of Schedule 3 of the principal regulations is amended by adding the following item:

Individual fish landed under an approval under section 111 of the Act	FIS
--	-----

11. Part 6 of Schedule 3 amended—

Part 6 of Schedule 3 of the principal regulations is amended by inserting, after the

item relating to destination type code O, the following item:

Fish landed under an approval under section 111 of F
The Act

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 11 July 2002, amend the Fisheries (Reporting) Regulations 2001 by—

- modifying the time frame and recasting the offence relating to the provision of catch landing returns under regulation 6:
- prescribing offences relating to the provision of trawl catch, effort, and processing returns, squid jigging catch effort returns, and tuna longlining catch effort returns under regulations 11 to 13:
- inserting a new code F into the exception under regulation 7(2)(a)(i) that relates to recording fish on a monthly harvest return:
- clarifying when the exception to recording certain fish on a monthly harvest return ceases to apply and the procedure that must be followed:
- prescribing an offence for a failure to carry out the first audit of a newly licensed fish receiver in accordance with the time frame specified in regulation 20(3):
- making technical amendments to the heading of Part 5 of Schedule 3 (which relates to container type codes):
- inserting a new destination type code F into Part 6 of Schedule 3 (which relates to destination type codes).

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

Date of notification in *Gazette*: 13 June 2002.

These regulations are administered in the Ministry of Fisheries.

FISHERIES (REPORTING) AMENDMENT

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Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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REGULATIONS (No 2) 2002

Updater

SR 2002/272

Pursuant to section 297(1)(h) 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.

Contents **(List of Sections)**

1. Title
2. Commencement
3. Part 1 of Schedule 3 amended

REGULATIONS

1. Title—

(1) These regulations are the Fisheries (Reporting) Amendment Regulations (No 2) 2002.

(2) In these regulations, the Fisheries (Reporting) Regulations 2001*(2) are called "the principal regulations".

2. Commencement—

These regulations come into force on 1 October 2002.

3. Part 1 of Schedule 3 amended—

(1) Part 1 of Schedule 3 is amended by omitting from paragraph (b) above table 1 the words "tables 3 to 10", and substituting the words "tables 3 to 13".

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(2) Table 1 of Part 1 of Schedule 3 is amended by omitting from the heading to column 3 the words ``**tables 3 to 10**`, and substituting the words ``**tables 3 to 13**``.

(3) Table 1 of Part 1 of Schedule 3 is amended by inserting, in their appropriate alphabetical order, the following items:

Species of class of fish	Quota management area reference	Other area	Fishstock code to be used (species/area)
	number set out in table 2 of this Part	reference number set out in tables 3 to 13 of this Part	
Anchovy	1		ANC1
	2		ANC2
	3, 5, 6		ANC3
	4		ANC4
	7		ANC7
	8, 9		ANC8
	10		ANC10
Blue (English) mackerel	1		EMA1
	2		EMA2
	3, 4, 5, 6		EMA3
	7, 8, 9		EMA7
	10		EMA10
Butterfish, greenbone	1, 8, 9		BUT1
	2		BUT2
	3		BUT3
	4		BUT4
	5		BUT5
	6		BUT6
	7		BUT7
	10		BUT10
Cockle		1A	COC1A

	7A	COC7A
	7B	COC7B
Garfish	1	GAR1
	2	GAR2
	3, 5, 6	GAR3
	4	GAR4
	7	GAR7
	8, 9	GAR8
	10	GAR10
Paddle crab	1	PAD1
	2	PAD2
	3	PAD3
	4	PAD4
	5	PAD5
	6	PAD6
	7	PAD7
	8	PAD8
	9	PAD9
	10	PAD10
Pilchard	1	PIL1
	2	PIL2
	3, 5, 6	PIL3
	4	PIL4
	7	PIL7
	8, 9	PIL8
	10	PIL10
Queen scallop	3, 5	QSC3
Sea urchin, kina, sea egg	3	SUR3
	4	SUR4
	5	SUR5
	7A	SUR7A

	7B	SUR7B
Sprat	1, 2, 8, 9	SPR1
	3, 5, 6	SPR3
	4	SPR4
	7	SPR7
	10	SPR10

(4) Part 1 of Schedule 3 of the principal regulations is amended by adding the following tables:

Table 12

Cockle reference numbers for purposes of table 1	
The areas referred to by name in this table are the quota management areas or fisheries defined,—	
(a) in the case of the Whangarei Harbour cockle fishery, in Schedule 2 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2001:	
(b) in the case of the Nelson Bays cockle fishery and the Marlborough cockle fishery, in Schedule 3 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2002.	
Area name	Area reference number used in fishstock code
Whangarei Harbour cockle fishery	1A
Nelson Bays cockle fishery	7A
Marlborough cockle fishery	7B

Table 13

Sea urchin, kina, and sea egg reference numbers for purposes of table 1	
The areas referred to by name in this table are the quota management areas or fisheries defined, in the case of the Challenger (Westland) fishery and the Challenger (Nelson/Marlborough) fishery, in Schedule 5 of the Fisheries (Declaration of New Stocks Subject to Quota Management System) Notice 2001	
Area name	Area reference number used in fishstock code

Challenger (Nelson/Marlborough)	7A
Challenger (Westland)	7B

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 1 October 2002, amend Part 1 of Schedule 3 of the Fisheries (Reporting) Regulations 2001 to—

- insert new fishstock codes into table 1, which relates to the fishstock codes that must be used when completing returns:
- add new table 12, which relates to cockle reference numbers for the purposes of table 1:
- add new table 13, which relates to sea urchin, kina, and sea egg reference numbers for the purposes of table 1.

The regulations are consequential on the introduction of the new species into the quota management system.

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

Date of notification in *Gazette*: 19 September 2002.

These regulations are administered in the Ministry of Fisheries.

FISHERIES (REPORTING) AMENDMENT REGULATIONS 2003

Updater

SR 2003/25

Pursuant to section 297(1)(h) 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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(List of Sections)

1. Title
2. Commencement
3. Method of entering certain details on return
4. Schedule 2 amended

REGULATIONS

1. Title—

- (1) These regulations are the Fisheries (Reporting) Amendment Regulations 2003.
- (2) In these regulations, the Fisheries (Reporting) Regulations 2001*(3) are called ``the principal regulations".

2. Commencement—

These regulations come into force on 31 March 2003.

3. Method of entering certain details on return—

Regulation 36(4) of the principal regulations is amended by inserting, after the words ``processing returns", the words ``and tuna longlining catch effort returns".

4. Schedule 2 amended—

The principal regulations are amended by revoking form 7 of Schedule 2, and substituting the following form:

Form 7
Tuna Longlining Catch Effort Return

Form number **TUN**

1/ Complete a separate return for each set: → Enter the intended **target species code**

2/ **Setting and hauling line**

	Date	Time 24-hr clock	Latitude Degrees Minutes	Longitude Degrees Minutes	E/ W	Wind speed	Direction of wind	Sea surface temperature
Start of set	/ /	:	° ' S	° '		knots		. ° C
End of set	/ /	:	° ' S	° '				
Start of haul		:						
End of haul	/ /	:				knots		. ° C

3/ **Gear**

Length of line n. miles	Number of hooks	Number of floats	Number of light sticks	Line shooter? (Y of N)	Percentage of bait that was:			
					Fish	Squid	Artificial	Other
					%	%	%	%

4/ **Catch kept**

Species code	Processed state	Processed weight	Number of fish
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	
		.0kg	

5/ **Catch discarded or released**

Species code	Greenweight	Number of fish
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	
	.0kg	

6/ **Permit holder and vessel details**

Name of fisher – first letter of first name
then first 4 letters of surname

Name of permit holder

Client number of permit holder

Name of vessel

Registration number of vessel

I declare that the information I have given on this return is correct and complete, and that I have read and understood the explanatory notes supplied with this return.

Signature of permit holder or authorised person

Date signed / /

Do not forget that you also need to complete a catch landing return. Send completed returns to [insert address]

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 31 March 2003, amend the Fisheries (Reporting) Regulations 2001 to—

- insert a reference to tuna longlining catch effort returns into regulation 36(4) (which relates to the method of entering certain details on a return); and
- substitute a new form 7 of Schedule 2 (which relates to tuna longlining catch effort returns).

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

Date of notification in *Gazette*: 27 February 2003.

These regulations are administered in the Ministry of Fisheries.

FISHERIES (REPORTING OFFENCES AND OTHER MATTERS) AMENDMENT REGULATIONS 2001

Updater

SR 2001/255

Pursuant to section 297(1)(h) 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.

Contents **(List of Sections)**

1. Title
2. Commencement
3. Interpretation
4. Catch, effort, and landing returns

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5. Monthly harvest returns
6. Freshwater eel catch effort returns
7. Freshwater eel catch landing returns
8. Paua catch effort landing returns
9. Licensed fish receiver returns
10. Licensed fish receiver must be audited and provide annual audit reports
11. New regulation 42 substituted
12. New regulation 43 substituted
13. New Part 8 of Schedule 3 substituted

REGULATIONS

1. Title—

(1) These regulations are the Fisheries (Reporting Offences and Other Matters) Amendment Regulations 2001.

(2) In these regulations the Fisheries (Reporting) Regulations 2001*(4) are called "the principal regulations".

2. Commencement—

These regulations come into force on 1 October 2001.

3. Interpretation—

(1) Regulation 3(1) of the principal regulations is amended by inserting, after the definition of the term "hoki mince by-product", the following definition:

"holding receptacle"—

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“(a) means any container on land or in water that is used primarily for storing (but not transporting) fish or fish product; and

“(b) includes—

“(i) a freezer or chiller on land:

“(ii) a live fish holding tank on land:

“(iii) a holding pot at sea:

“(iv) a sack, net, or trap used to store live freshwater eels”.

(2) Regulation 3(1) of the principal regulations is amended by revoking the definition of the term “landing”, and substituting the following definition:

“‘landing’ means,—

“(a) in relation to fish taken from a vessel, except in the fresh waters within New Zealand,—

“(i) the removal of a vessel containing fish from New Zealand fisheries waters for the purpose of moving the vessel to any place in New Zealand; or

“(ii) the removal or discharge of fish from a vessel; or

“(iii) the removal of a vessel containing fish from New Zealand fisheries waters under an approval granted under section 110 of the Act; or

“(iv) the disposal, or loss from the permit holder's possession, of fish that had been placed in a holding receptacle; and

“(b) in relation to fish taken other than from a vessel, or taken from a vessel in the fresh waters within New Zealand,—

“(i) the disposal or loss of fish from the permit holder's possession; or

“(ii) the removal of fish from the immediate vicinity of the body of water from where the fish were taken; or

“(iii) the placement of fish in a holding receptacle”.

(3) Regulation 3(1) of the principal regulations is amended by adding to paragraph (b) of the definition of the term “point of landing”, the following subparagraph:

“(v) a place where fish or fish product is retained overnight in a holding

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receptacle".

4. Catch, effort, and landing returns—

Regulation 5 of the principal regulations is amended by inserting, after subclause (4), the following subclauses:

“(4A) A person contravenes this subclause if the person provides a catch, effort, and landing return after the date it was due, but not more than 1 calendar month after the date it was due.

“(4B) A person contravenes this subclause if the person provides or fails to provide a catch, effort, and landing return more than 1 calendar month after the date it was due.”

5. Monthly harvest returns—

Regulation 7 of the principal regulations is amended by inserting, after subclause (2), the following subclauses:

“(2A) A person contravenes this subclause if the person provides a monthly harvest return after the date it was due, but not more than 1 calendar month after the date it was due.

“(2B) A person contravenes this subclause if the person provides or fails to provide a monthly harvest return more than 1 calendar month after the date it was due.”

6. Freshwater eel catch effort returns—

Regulation 8 of the principal regulations is amended by adding the following subclauses:

“(4) A person contravenes this subclause if the person provides a freshwater eel catch effort return after the date it was due, but not more than 1 calendar month after the date it was due.

“(5) A person contravenes this subclause if the person provides or fails to provide a freshwater eel catch effort return more than 1 calendar month after the date it was due.”

7. Freshwater eel catch landing returns—

Regulation 9 of the principal regulations is amended by inserting, after subclause (3), the following subclauses:

“(3A) A person contravenes this subclause if the person provides a freshwater eel catch landing return after the date it was due, but not more than 1 calendar month after the date it was due.

“(3B) A person contravenes this subclause if the person provides or fails to provide a freshwater eel catch landing return more than 1 calendar month after the date it was due.”

8. Paua catch effort landing returns—

Regulation 10 of the principal regulations is amended by inserting, after subclause (3), the following subclauses:

“(3A) A person contravenes this subclause if the person provides a paua catch effort landing return after the date it was due, but not more than 1 calendar month after the date it was due.

“(3B) A person contravenes this subclause if the person provides or fails to provide a paua catch effort landing return more than 1 calendar month after the date it was due.”

9. Licensed fish receiver returns—

Regulation 16 of the principal regulations is amended by inserting, after subclause (2), the following subclauses:

“(2A) A person contravenes this subclause if the person provides a licensed fish receiver return after the date it was due, but not more than 1 calendar month after the date it was due.

“(2B) A person contravenes this subclause if the person provides or fails to provide a licensed fish receiver return more than 1 calendar month after the date it was due.”

10. Licensed fish receiver must be audited and provide annual audit reports—

Regulation 20 of the principal regulations is amended by inserting, after subclause (1), the following subclauses:

“(1A) A person contravenes this subclause if the person provides or fails to

provide an annual audit report within 2 calendar months after the date it was due.

“(1B) A person contravenes this subclause if the person provides or fails to provides an annual audit report more than 2 calendar months after the date it was due.”

11. New regulation 42 substituted—

The principal regulations are amended by revoking regulation 42, and substituting the following regulation:

“42. Offences—

“Every person commits an offence who—

“(a) contravenes or fails to comply with the requirements of any of regulations 14, 15, 20(2), 31, 32(3)(a), 34, or 35:

“(b) contravenes or fails to comply with the requirements of any of regulations 5(3), (4A), or (5), 7(2A), (4) or (6), 8(2) or (3A), 9(2), (3A), (4), or (5), 10(2), (3A), or (4), 16(2A) or (3), 18, 19, or 20(1A):

“(c) contravenes or fails to comply with the requirements of any of regulations 5(4B), 6, 7(2B), 8(3B), 9(3B), 10(3B), 11, 12, 13, 16(2B), 20(1B), 21 to 26, or 40:

“(d) fails to provide returns in the manner specified by these regulations:

“(e) makes any false or misleading statement or entry of information in any returns required by these regulations.”

12. New regulation 43 substituted—

The principal regulations are amended by revoking regulation 43, and substituting the following regulation:

“43. Penalties—

“Every person who commits an offence—

“(a) against regulation 42(a) is liable on summary conviction to a fine not exceeding \$10,000:

“(b) against regulation 42(b) is liable on summary conviction to a

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fine not exceeding \$20,000:

“(c) against regulation 42(c), (d), or (e) is liable on summary conviction to a fine not exceeding \$100,000.”

13. New Part 8 of Schedule 3 substituted—

The principal regulations are amended by omitting Part 8 of Schedule 3, and substituting the following Part:“PART 8

METHOD CODE

Method	Method code
Purse seining	PS
Danish seining—single	DS
Danish Seine—pair	DPS
Lampara	L
Beach Seine/Drag nets	BS
Ring net	RN
Handgathering	H
Diving	DI
Handlining	HL
Trolling	T
Pole and line	PL
Bottom trawl—single	BT
Bottom trawl—pair	BPT
Midwater trawl—single	MW
Midwater trawl—pair	MPT
Dredging	D
Cod potting	CP
Rock lobster potting	RLP
Eel potting (Hinaki)	EP
Fish traps (including Box/Teiche nets)	FP
Bottom longlining	BLL
Surface longlining	SLL
Drop/dahn lines	DL
Trot lines	TL
Set netting (including Gill nets)	SN
Inshore drift netting	DN

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Current Query:

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Fyke netting (Eels)	FN
Pair set netting	PSN
Dip netting	DPN
Octopus potting	OCP
Crab potting	CRP
Mechanical harvesting	MH
Scoop nets	SCN
Scampi pots	SCP"

Martin Bell,
Acting For 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 2001, amend the Fisheries (Reporting) Regulations 2001 by—

- substituting new definitions of the terms ``holding receptacle" and ``landing," and amending the definition of the term ``point of landing":
- restructuring the offences relating to the provision of certain returns under Part 1 and annual audit reports under Part 2 to reflect appropriate penalty levels:
- substituting new *Part 8 of Schedule 3* (which relates to method codes), to amend the references to certain methods and to add new method codes.

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

Date of notification in *Gazette*: 20 September 2001.

This order is administered in the Ministry of Fisheries.

FISHERIES (REPORTING OFFENCES AND OTHER MATTERS) AMENDMENT REGULATIONS (No 2) 2001

Updater

SR 2001/344

Regulations © Brookers Limited

Current Query:

Annotated to 2003 No 24 and SR 2003/127 (7/2003)

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Pursuant to section 297(1)(h) 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.

Contents **(List of Sections)**

1. Title
2. Commencement
3. Interpretation
4. Offences

REGULATIONS

1. Title—

(1) These regulations are the Fisheries (Reporting Offences and Other Matters) Amendment Regulations (No 2) 2001.

(2) In these regulations the Fisheries (Reporting) Regulations 2001*(5) are called ``the principal regulations".

2. Commencement—

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

3. Interpretation—

(1) Regulation 3(1) of the principal regulations is amended by omitting from the definition of the term ``landing" the word ``means,".

(2) Regulation 3(1) of the principal regulations is amended by inserting, before the words ``in relation to" in paragraph (a) of the definition of the term ``landing", the word ``means,".

(3) Regulation 3(1) of the principal regulations is amended by adding, before the words "in relation to" in paragraph (b) of the definition of the term "landing", the word "means,".

(4) Regulation 3(1) of the principal regulations is amended by adding to the definition of the term "landing" the following paragraph:

“(c) occurs from a vessel—

“(i) when the vessel ceases to be registered or is re-registered under the Act, for whatever reason and by whatever mechanism; or

“(ii) when fish are held on board the vessel at the close of a fishing year if the vessel is operated by, or on behalf of, a person who, during the fishing year ending on that day, has held 100 000 kilograms or more of annual catch entitlement under the Act”.

4. Offences—

(1) Regulation 42(b) of the principal regulations is amended by omitting the words "8(2) or (3A)", and substituting the words "8(2) or (4)".

(2) Regulation 42(c) of the principal regulations is amended by omitting the expression "8(3B)", and substituting the expression "8(5)".

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 their notification in the *Gazette*, amend the Fisheries (Reporting) Regulations 2001 by—

- adding a new paragraph (c) to the definition of the term "landing";
- correcting technical errors in the offences provision.

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

Date of notification in *Gazette*: 15 November 2001.

These regulations are administered in the Ministry of Fisheries.

Endnotes

1 (Popup - Popup)

SR 2001/188

2 (Popup - Popup)

SR 2001/188

3 (Popup - Popup)

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4 (Popup - Popup)

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5 (Popup - Popup)

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