

- All functions, powers and duties of the board to manage financial operations (whether statutory or otherwise);
- all functions, powers and duties of the board as employer for those staff whose employment is directly related to the financial operations of the school (whether statutory or otherwise).

A limited statutory manager must also advise the board on communication about finance related matters and consolidating all new and improved systems into board management practice.

This notice takes effect the day after the date of publication.

Dated at Wellington this 30th day of September 2008.

HON CHRIS CARTER, Minister of Education.

go7340

Notice of Direction to Appoint a Limited Statutory Manager for the Board of Trustees of Swannanoa School (3547)

Pursuant to section 78M of the Education Act 1989, I direct the Secretary for Education to appoint a limited statutory manager for the **Swannanoa School** Board of Trustees because of the risks to the operation of the school.

The following functions, powers and duties of the board are to be vested in a limited statutory manager:

- All functions, powers and duties of the board as an employer (whether statutory or otherwise).

A limited statutory manager must also advise the board on the following matters:

- Consolidating all new and improved systems into board management practice.

This notice takes effect the day after the date of publication.

Dated at Wellington this 1st day of October 2008.

HON CHRIS CARTER, Minister of Education.

go7339

Amendment to Appointment of a Commissioner for Te Kura Kaupapa Maori Pumau ki Nga Reo o Ngapuhi (4206)

Pursuant to section 78N(2) of the Education Act 1989, I hereby amend the notice of Appointment of a Commissioner for **Te Kura Kaupapa Maori Pumau ki Nga Reo o Ngapuhi** (as published in the *New Zealand Gazette*, 21 June 2007, No. 69, page 1814) and appoint

Evelyn Tobin

as commissioner.

All functions, powers and duties of the board of **Te Kura Kaupapa Maori Pumau ki Nga Reo o Ngapuhi** are vested in the commissioner.

This notice takes effect the day after the date of publication.

Dated at Wellington this 1st day of October 2008.

KAREN SEWELL, Secretary for Education.

go7338

Fisheries

Fisheries Act 1996

Fisheries (Cockle Bay Shellfish Seasonal Closure) Notice 2008 (F463)

Pursuant to section 11 of the Fisheries Act 1996, the Minister of Fisheries gives the following notice.

Notice

1. Title—This notice is the Fisheries (Cockle Bay Shellfish Seasonal Closure) Notice 2008.

2. Interpretation—In this notice, “Shellfish” includes all species of the phylum Echinodermata and phylum Mollusca and all species of the Class Crustacea at any stage of their life history, whether living or dead.

3. Commencement—This notice comes into force on 16 October 2008.

4. Cockle Bay seasonal closure for the taking of shellfish—No person may take shellfish from the Cockle Bay Shellfish Seasonal Closure area from:

- (a) 16 October 2008 until 30 April 2009; and then
- (b) from 1 October each year to 30 April in the following year.

5. Area of seasonal closure for the taking of shellfish—In this clause, the Cockle Bay Seasonal Closure area means that area of the New Zealand fisheries waters enclosed by a line that:

- (a) commences at a pipe at the base of the cliff between Howick Beach and Cockle Bay at 36°53.64'S and 174°56.93'E; then
- (b) proceeds in a northerly direction to the end of the pipe at 36°53.63'S and 174°56.94'E; then
- (c) proceeds to the easterly direction to the northern most channel marker of the Mangamangaroa/Turanga Creek entrance at 36°53.58'S and 174°57.49'E;
- (d) proceeds in a southerly direction to the channel marker at 36°53.69'S and 174°57.51'E; then
- (e) proceeds in a southerly direction to the channel marker at 36°53.79'S and 174°57.55'E; then
- (f) proceeds in a southerly direction to the channel marker at 36°53.92'S and 174°57.51'E; then
- (g) proceeds in a southerly direction to the channel marker at 36°53.99'S and 174°57.49'E; then
- (h) proceeds in a southerly direction to the channel marker at 36°54.07'S and 174°57.48'E; then
- (i) proceeds in a southerly direction to the pole structure at 36°54.53'S and 174°57.31'E; then
- (j) proceeds in a south-westerly direction to the line of mean high water mark on the Shelly Park Beach foreshore at 36°54.53'S and 174°57.27'E; then
- (k) proceeds in a northerly direction along the line of mean high water springs to the point of commencement.

Dated at Wellington this 25th day of September 2008.

HON JIM ANDERTON, Minister of Fisheries.

go7353

Fisheries (Quota Aggregation Limit Exemption) Notice 2008 (F465)

Pursuant to section 60 of the Fisheries Act 1996, the Minister of Fisheries, after consultation with representative organisations that have an interest provided in section 60, and after consideration of the matters specified in section 60(3) of the Fisheries Act 1996, gives the following notice.

Notice

1. Title—This notice is the Fisheries (Quota Aggregation Limit Exemption) Notice 2008.

2. Commencement—This notice shall come into effect on the day after its notification in the *New Zealand Gazette*.

3. Exemption to quota aggregation limit for elephant fish—From the date that this notice comes into effect, consent is given for Talley's Group Management Limited to hold quota shares for elephant fish having a combined quota

weight less than or equal to 41.86% percent of the combined total allowable commercial catches of elephant fish.

Dated at Wellington this 29th day of September 2008.

HON JIM ANDERTON, Minister of Fisheries.

go7352

Fisheries (South Island Customary Fishing) Regulations 1999

Fisheries (South Island Customary Fishing) Notice (No. 13) 2008 (No. F466)

Pursuant to Regulations 9 and 22 of the Fisheries (South Island Customary Fishing) Regulations 1999, the Programme Manager (Deed of Settlement Implementation Programme) at the Ministry of Fisheries (acting pursuant to a delegated authority in accordance with section 41 of the State Sector Act 1988) gives the following notice.

Notice

1. Title and commencement—(1) This notice may be cited as the Fisheries (South Island Customary Fishing) Notice (No. 13) 2008.

(2) This notice shall come into effect the day after the date of its notification in the *New Zealand Gazette*.

2. Interpretation—In this notice:

- (a) “customary food-gathering” has the same meaning as defined in the Fisheries (South Island Customary Fishing) Regulations 1999.
- (b) “Tangata Tiaki/Kaitiaki” means the person or persons appointed under Regulation 9 or 10 of the Fisheries (South Island Customary Fishing) Regulations 1999 for the management of customary food-gathering within an area/rohe moana or a mātaihai reserve.
- (c) “area/rohe moana” means an area from Shag Rock, South Shore Spit, to Adderley Head, excluding the Avon/Heathcote Estuary, and extending seaward to the limit of the South Island fisheries waters as defined in Regulation 2 of the Fisheries (South Island Customary Fishing) Regulations 1999.
- (d) “mātaihai reserve” means a traditional fishing ground at Rapaki Bay encompassing those waters which lie inside straight lines drawn from the Cass Bay-Church Reserve boundary (at 43°36.78'S and 172°41.6'E) to Windy Point (at 43°36.895'S and 172°40.4'E) to the 1C Taukahara boundary (43°36.951'S and 172°0.95'E); then along the mean high water mark to the point of commencement.

3. Nomination of Tangata Tiaki/Kaitiaki—Te Hapū o Ngāti Wheke (Rapaki Rūnanga), being representative of tangata whenua holding manawhenua manamoana over the area/rohe moana and the mātaihai reserve (as represented by Te Rūnanga o Ngāi Tahu), has nominated Henry Couch as a Tangata Tiaki/Kaitiaki for the area/rohe moana and the mātaihai reserve for further five-year terms.

4. Appointment of Tangata Tiaki/Kaitiaki—On 23 September 2008, the Associate Minister of Fisheries (acting pursuant to a delegated authority) confirmed, under Regulation 9(5) of the Fisheries (South Island Customary Fishing) Regulations 1999, the reappointment of Henry Couch as a Tangata Tiaki/Kaitiaki for managing customary food-gathering in the area/rohe moana and confirmed, under Regulation 22(3) of the Fisheries (South Island Customary Fishing) Regulations 1999, the reappointment of Henry Couch for managing customary food-gathering in the mātaihai reserve. The appointments are for five-year terms commencing the day this notice comes into effect.

5. Power to authorise taking of fisheries resources for customary food gathering—The Tangata Tiaki/Kaitiaki may authorise any individual to take fisheries resources managed under the Fisheries Act 1996 for customary food-gathering purposes from within the whole or any part of the area/rohe moana and the mātaihai reserve for which they have been appointed as a Tangata Tiaki/Kaitiaki. No customary food-gathering of fisheries resources may take place in the area/rohe moana and the mātaihai reserve without an authorisation from a Tangata Tiaki/Kaitiaki.

Dated at Nelson this 30th day of September 2008.

RAYMOND NECKLEN, Programme Manager (Deed of Settlement Implementation Programme), Ministry of Fisheries.

go7359

Fisheries (South Island Customary Fishing) Notice (No. 14) 2008 (No. F467)

Pursuant to Regulation 9 of the Fisheries (South Island Customary Fishing) Regulations 1999, the Programme Manager (Deed of Settlement Implementation Programme) at the Ministry of Fisheries (acting pursuant to a delegated authority in accordance with section 41 of the State Sector Act 1988) gives the following notice.

Notice

1. Title and commencement—(1) This notice may be cited as the Fisheries (South Island Customary Fishing) Notice (No. 14) 2008.

(2) This notice shall come into effect on 9 October 2008.

2. Interpretation—In this notice:

- (a) “customary food-gathering” has the same meaning as defined in the Fisheries (South Island Customary Fishing) Regulations 1999.
- (b) “Tangata Tiaki/Kaitiaki” means the person or persons appointed under Regulation 9 of the Fisheries (South Island Customary Fishing) Regulations 1999 for the management of customary food-gathering within an area/rohe moana.
- (c) “area/rohe moana” means an area from Piopiotahi to the Pouerua River, extending seaward to the limit of the South Island fisheries waters—as defined in the Fisheries (South Island Customary Fishing) Regulations 1999 being the 200-mile limit—and inland to boundaries defined for Te Rūnanga o Makāwhio in the First Schedule of Te Rūnanga o Ngāi Tahu Act 1996.

3. Nomination of Tangata Tiaki/Kaitiaki—Te Rūnanga o Makāwhio, being representative of tangata whenua holding manawhenua manamoana over the area/rohe moana (as represented by Te Rūnanga o Ngāi Tahu), has nominated Brian Cadigan, Helen Rasmussen and Paul Wilson as Tangata Tiaki/Kaitiaki for the area/rohe moana for further five-year terms.

4. Appointment of Tangata Tiaki/Kaitiaki—On 23 September 2008, the Associate Minister of Fisheries (acting pursuant to a delegated authority) confirmed, under Regulation 9(5) of the Fisheries (South Island Customary Fishing) Regulations 1999, the reappointment of Brian Cadigan, Helen Rasmussen and Paul Wilson as Tangata Tiaki/Kaitiaki for managing customary food-gathering in the area/rohe moana. The appointments are for five-year terms commencing on 9 October 2008.

5. Power to authorise taking of fisheries resources for customary food gathering—A Tangata Tiaki/Kaitiaki may authorise any individual to take fisheries resources managed under the Fisheries Act 1996 for customary food-gathering