

Fisheries (Declaration of Mātaimai Reserve and Appointment of Tāngata Tiaki/Kaitiaki) Notice 2004 (No. F310)

Pursuant to Regulations 20, 21 and 22 of the Fisheries (South Island Customary Fishing) Regulations 1999, the Minister of Fisheries hereby gives the following notice.

Notice

1. Title and commencement

(1) This notice may be cited as the Fisheries (Declaration of Mataitai Reserve and Appointment of Tangata Tiaki/ Kaitiaki) Notice 2004.

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

2. Interpretation

In this notice:

(a) “mātaimai reserve” means the identified traditional fishing ground described in clause 3 of this notice.

(b) “Tangata Tiaki/Kaitiaki” means any person or persons appointed as Tangata Tiaki/Kaitiaki for the mātaimai reserve under Regulation 21 of the Fisheries (South Island Customary Fishing) Regulations 1999.

(c) “excluded areas” means:

(i) the areas comprising 1075.1 hectares shown by “A”, “B” and “C” on the registered Survey Plan SO 337996 (attached to this notice) and declared to be a marine reserve under the Marine Reserve (Ulva Island—Te Wharawhara) Order 2004; and

(ii) those waters of Big Glory Bay generally southward of a line from the point west of Sailors Rest (at approximately 46°58.23'S and 168°08.51'E), then generally in a north-westerly direction to the north-eastern point of Bravo Island (at approximately 46°57.70'S and 168°08.45'E), then following the mean high-water springs mark in a westerly direction along the northern shoreline of Bravo Island to a point (at approximately 46°57.58'S and 168°08.13'E), then generally west across the sand spit to the nearest land on the Stewart Island coast (at approximately 46°57.58'S and 168°07.90'E).

Clause 2(c)(ii) was substituted on 23 October 2006 by Corrigendum—Fisheries (Declaration of Mataitai Reserve and Appointment of Tangata Tiaki/Kaitiaki) Notice 2004 (No. F310).

3. Declaration of a mātaimai reserve

The Minister of Fisheries hereby declares a mātaimai reserve at Te Whaka a Te Wera (Paterson Inlet), Stewart Island.

The mātaimai reserve encompasses all the coastal waters of Paterson Inlet, Stewart Island, lying to the south-west of a straight line drawn from Ackers Point (46°53.74'S 168°09.86'E) to Bullers Point (46°55.21'S 168°11.65'E), but does not include the excluded areas.

4. Appointment of Tangata Tiaki/Kaitiaki

Phillip John Smith, Maureen Winifried Okeroa Jones, Richard Graham Squires and Peter Godword Goomes are hereby appointed as Tāngata Tiaki/Kaitiaki for the above mātaimai reserve.

5. Commercial fishing prohibited area

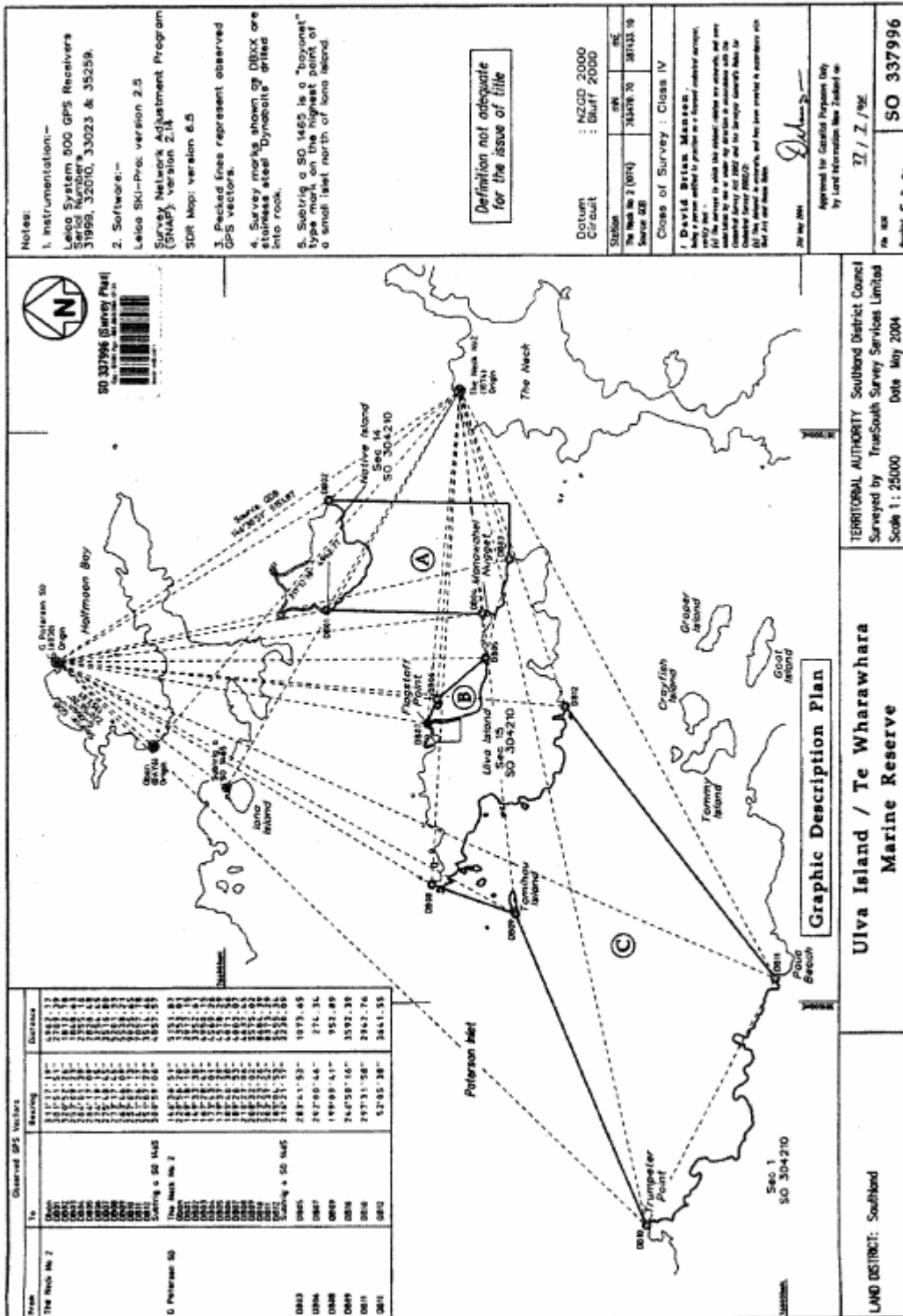
Commercial fishing within the above mātaimai reserve is hereby prohibited under Regulation 24 of the Fisheries (South Island Customary Fishing) Regulations 1999.

6. Power to authorise taking of fisheries resources for customary food gathering

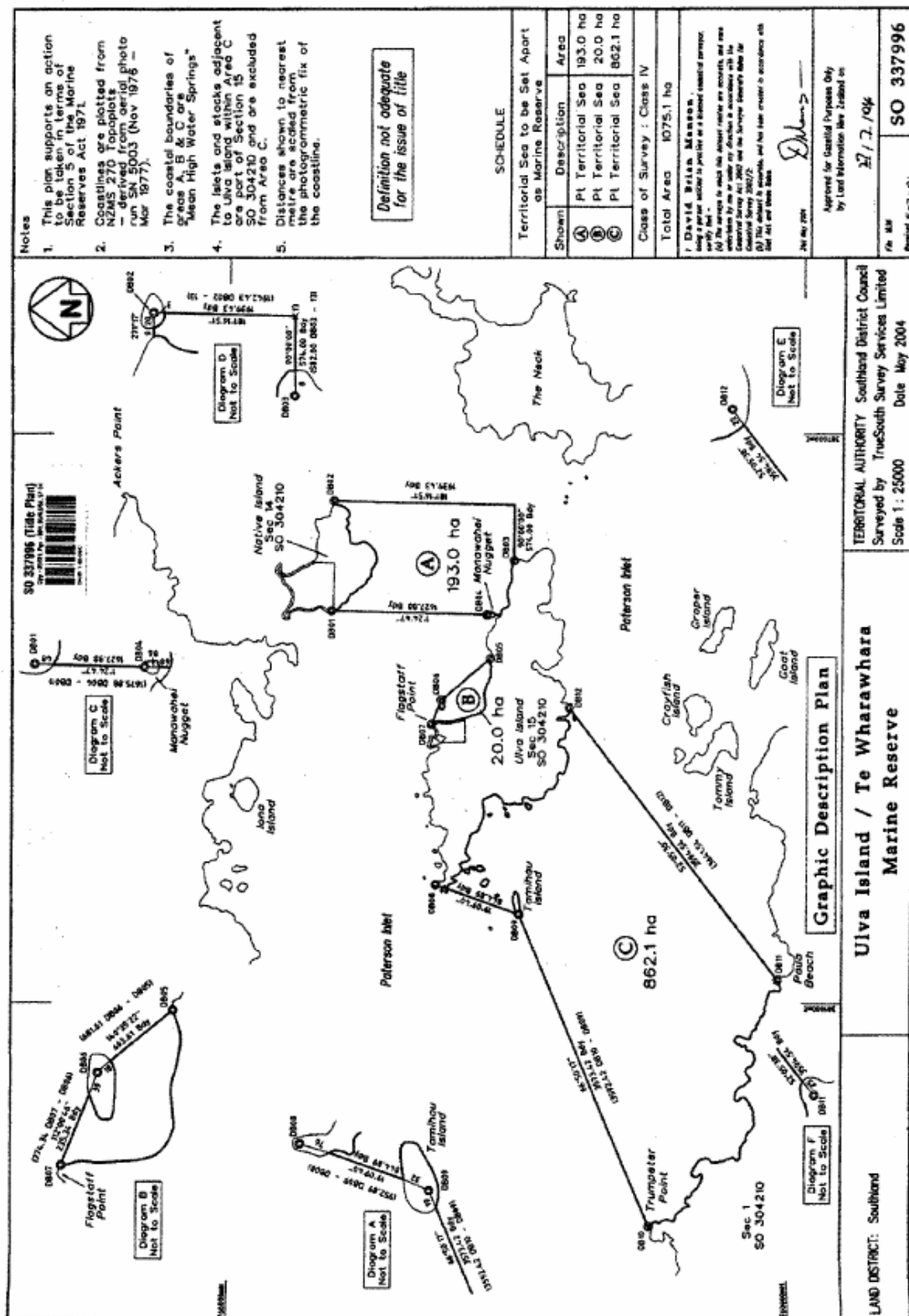
The Tāngata Tiaki/Kaitiaki may authorise any individual to take fisheries resources managed under the Fisheries Act 1983 and 1996 for customary food gathering purposes from within the whole or any part of the mātaimai reserve. No customary fishing may take place in the mātaimai reserve without authorisation from the Tangata Tiaki/Kaitiaki.

Dated at Wellington this 23rd day of November 2004.

DAVID BENSON-POPE, Minister of Fisheries.



NOTICE NO: 8061



Extract from *New Zealand Gazette*, 27/7/2006, No. 85, p. 2644

Corrigendum—Fisheries (Declaration of Mātaitai Reserve and Appointment of Tangata Tiaki/Kaitiaki) Notice 2004 (No. F310)

In the notice with the above heading, dated the 23rd day of November 2004 and published in the *New Zealand Gazette*, 2 December 2004, No. 158, page 3921, in clause 2(c) (ii), please replace

“those waters of Big Glory Bay generally southward of a line from the point west of Sailors Rest (46°58.09’S 168°08.42’E), then generally in a north-westerly direction to the north-eastern point of Bravo Island (46°57.42’S 168°08.45’E), then following the mean high water spring line in a westerly direction along the shore of Bravo Island to a point (46°57.35’S 168°08.13’E), then generally west across the sand spit to the nearest land at (46°57.42’S 168°08.45’E).”

with

“those waters of Big Glory Bay generally southward of a line from the point west of Sailors Rest (at approximately 46°58.23’S and 168°08.51’E), then generally in a north-westerly direction to the north-eastern point of Bravo Island (at approximately 46°57.70’S and 168°08.45’E), then following the mean high-water springs mark in a westerly direction along the northern shoreline of Bravo Island to a point (at approximately 46°57.58’S and 168°08.13’E), then generally west across the sand spit to the nearest land on the Stewart Island coast (at approximately 46°57.58’S and 168°07.90’E).”

Dated at Wellington this 24th day of July 2006.

JIM ANDERTON, Minister of Fisheries.

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Notice No: 5086