



## Lake Taupo (Crown Facilities, Permits and Fees) Amendment Regulations 2017

Patsy Reddy, Governor-General

### Order in Council

At Wellington this 10th day of July 2017

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 33W(5) of the Maritime Transport Act 1994 on the advice and with the consent of the Executive Council.

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## Regulations

- 1 Title**  
 These regulations are the Lake Taupo (Crown Facilities, Permits and Fees) Amendment Regulations 2017.
- 2 Commencement**  
 These regulations come into force on 14 July 2017.
- 3 Principal regulations**  
 These regulations amend the Lake Taupo (Crown Facilities, Permits and Fees) Regulations 2004 (the **principal regulations**).
- 4 Regulation 3 amended (Interpretation)**  
 In regulation 3, insert in their appropriate alphabetical order:  

**mooring** means any weight or article placed in or on the foreshore or the bed of a waterway for the purpose of securing a vessel, raft, aircraft, or floating structure, and—

(a) includes any chain, wire, rope, buoy, or other device attached or connected to the weight; but

(b) excludes an anchor that is removed with the vessel, raft, aircraft, or floating structure when it leaves the site or anchorage

**mooring permit** means a permit issued under regulation 11A(2)
- 5 New cross-heading above regulation 4 inserted**  
 After regulation 3, insert:  

*Ramp permits*
- 6 New cross-heading above regulation 6 inserted**  
 After regulation 5, insert:  

*Berthing permits*

**7 Regulation 12 replaced (Validity of permits)**

Replace regulation 12 with:

*Mooring permits***11A Requirement for mooring permit**

- (1) No person may place or maintain a mooring in the lake except under the authority of a mooring permit and in accordance with any conditions of the permit.
- (2) The harbourmaster may,—
  - (a) on application, issue a mooring permit set out in Schedule 1; and
  - (b) include in the mooring permit any conditions of mooring that are reasonably necessary to protect the mooring or to ensure maritime safety.

**11B Transfer or modification of mooring permit**

- (1) A mooring permit may not be transferred, assigned, or hired under any rule of law or equity.
- (2) A purported transfer, assignment, or hiring of a mooring permit is void.

*Term and validity***12 Term and validity of permits**

A permit issued under these regulations is valid for the period set out in Schedule 1 for the relevant type of permit if the fee for the permit has been paid,—

- (a) in the case of a ramp permit, to the harbourmaster or a person authorised to issue a permit under regulation 5(b); and
- (b) in the case of a berthing permit or mooring permit, to the harbourmaster.

*Offences and penalties***8 New cross-heading above regulation 15 inserted**

After regulation 14, insert:

*Fees***9 Regulation 15 amended (Fees)**

In regulation 15(1), replace “and berthing permits” with “, berthing permits, and mooring permits”.

**10 Schedule 1 replaced**

Replace Schedule 1 with the Schedule 1 set out in the Schedule of these regulations.

## Schedule Schedule 1 replaced

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<b>Schedule 1 Fees</b>			
rr 5, 7, 11A, 12, and 15			
<i>Ramp permits</i>			
<b>Type</b>	<b>Period for which issued</b>	<b>Fee per craft (\$)</b>	
Any ramp permit	up to 24 hours	5	
	2 weeks	35	
	1 year	90	
<i>Berthing permits</i>			
<b>Location of berth</b>	<b>Type</b>	<b>Period for which issued</b>	<b>Fee (from 14 July 2017) (\$)</b>
Any Crown facility	Any type	1 week	100
Any Crown facility	Any type	1 month	200
Taupo and Nukuhau	(a) parallel and more than 12.5 m in length	1 year	4,000
	(b) parallel and 12.5 m in length	1 year	3,500
	(c) parallel and less than 12.5 m in length	1 year	280 per m of berth length
	(d) bow-in and 3 m or more in width (jetty included)	1 year	2,700
	(e) bow-in and 3 m or more in width (jetty not included)	1 year	2,300
	(f) bow-in and less than 3 m in width (jetty included)	1 year	1,800
	(g) bow-in and less than 3 m in width (jetty not included)	1 year	1,500
Motuoapa	(a) parallel and more than 12.5 m in length	1 year	4,000
	(b) parallel and 12.5 m or less in length	1 year	280 per m of berth length
Tokaanu	(a) bow-in and 3 m or more in width (jetty included)	1 year	1,500
	(b) bow-in and less than 3 m in width (jetty included)	1 year	1,000
<i>Mooring permits</i>			
<b>Type</b>	<b>Period for which issued</b>	<b>Fee (\$)</b>	
Any mooring permit	1 month	50	
	1 year	190	

Michael Webster,  
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 14 July 2017, amend the Lake Taupo (Crown Facilities, Permits and Fees) Regulations 2004 to—

- provide for the issuance of mooring permits:
- set out the fees for mooring permits:
- increase the berthing permit fees for berths in the Motuoapa Marina.

### **Regulatory impact statement**

The Department of Internal Affairs produced a regulatory impact statement on 15 June 2017 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact statement can be found at—

- <https://www.dia.govt.nz/>
- <http://www.treasury.govt.nz/publications/informationreleases/ris>

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 13 July 2017.

These regulations are administered by the Department of Internal Affairs.