



Marine Mammals Protection Amendment Regulations 2008

Rt Hon Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 11th day of August 2008

Present:

Her Excellency the Administrator of the Government in Council

Pursuant to section 28 of the Marine Mammals Protection Act 1978, Her Excellency the Administrator of the Government, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

1 Title

These regulations are the Marine Mammals Protection Amendment Regulations 2008.

2 Commencement

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

3 Principal regulations amended

These regulations amend the Marine Mammals Protection Regulations 1992.

4 Advertising applications

Regulation 11 is amended by inserting the following subclause after subclause (1):

“(1A) However, this regulation does not apply to an application for a further permit to renew an existing permit on terms and conditions that, in the opinion of the Director-General, are substantially the same.”

5 Transitional provision for certain applications

- (1) This regulation applies to an application made before the commencement of these regulations for a permit (within the meaning of the principal regulations).
- (2) The application must be dealt with—
 - (a) as if these regulations had not been made if, before the commencement of these regulations, the Director-General required the applicant to advertise details of the application under regulation 11(1) of the principal regulations;
 - (b) in accordance with the principal regulations as amended by these regulations in all other cases.

Rebecca Kitteridge,
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 come into force on the 28th day after the date of their notification in the *Gazette*.

They amend regulation 11 of the Marine Mammals Protection Regulations 1992 in relation to an application for a further permit to renew an existing permit on terms and conditions that, in the opinion of the Director-General, are substantially the same. In that case, the application's details do not have to be advertised.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 14 August 2008.
These regulations are administered by the Department of Conservation.
