



# Tautuku Fishing Club Dunedin and Haast

**ANNUAL GENERAL MEETING**

**SUNDAY 13th SEPTEMBER**

**4.00pm at the club**

## **Tautuku Fishing Club Famous Fish Night**

**Saturday 31st October**

Drinks from 6.00 and Dinner at 7.00

Dance the night away with

**'FORBIDDEN FRUIT'**

**Featuring Andy Gilmore**

Limited ticket so get in early and don't miss out

Bring your friends and loved ones

Tickets only \$25.00 each

Cash bar only. Sorry No Eftpos

## **ATTENTION**

The club is in need of another oven. If you are doing up your kitchen or know of someone with a good second hand range, then please let us know.

Donations are greatly appreciated and help keep the club going

## **WINTER CUP**

No fish have yet been weighed in for this trophy

Weigh in your fish before September 30th to be in with a chance!!!

## **Moeraki Weekend**

### **Competition**

September 26th and 27th

\$100 cash Prize for the heaviest blue cod of the day

## **BLUE COD HUNT**

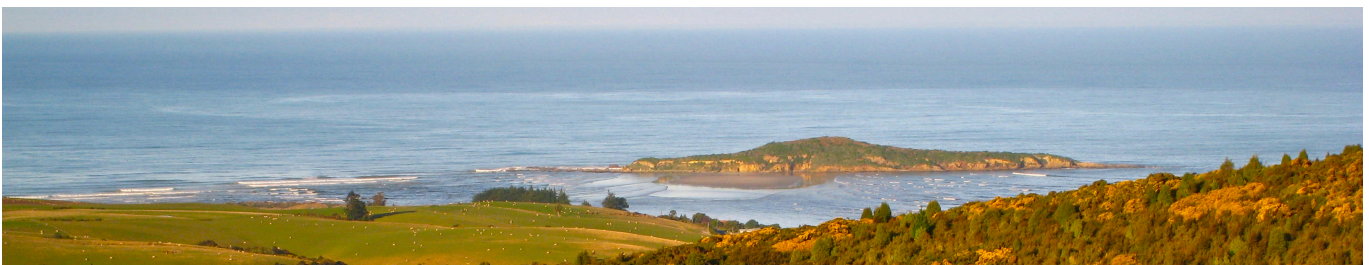
We are looking at

**Saturday 7th of November**

for this huge event but stay tuned for details

Open competition

**Significant CASH prizes  
and merchandise up for grabs**



**DUNEDIN HOST LIONS CLUB**

**DANCE THE NIGHT AWAY TO THE MUSIC OF**

**FREE & EASY**

**Where:** Tautuku Fishing Club  
Smalls Beach  
(Licensed Premises)

**When:** Saturday  
03 October 2009  
8-12 pm

**Tickets:** \$25.00 pp  
(includes supper)

**Phone:** Ron Coles 455-7569  
Jane Miller 484-7007  
Ron Johnston 455-6623

**Proceeds to The Hart Walker Appeal**

### Clay Pigeon Shoot Results

The winner was Kelvin Nyhon with a perfect 10 out of 10. Second came Carl Nyhon with 9 targets hit. In third place was Ian Reeves with 8 out of 10. Other scores were: Phil Seque with 7 hits, Alan Hurrell with 6 out of 10, and Russell Moylan and Stu Diack with 4 hits out of 10. A fantastic competition and a great effort from Stu who had never fired a shot gun before. We look forward to next year already.

### NATIONALS 2010 CLOTHING

Black polo shirts with nationals logo \$35. Polo shirt with additional tautuku fishing club logo approximately \$50. There are a couple of samples at the club to have a look at. Please contact Russel Moylan with your order or for any further details

### SUNDAY JACKPOT.

21/06/09 Kirsty Knarsten 066 \$100  
28/06/09 Michael Bensemman 083 \$110  
05/07/09 Hans Van Reswyk 073 \$120  
12/07/09 Hans Van Reswyk 073 \$130 WON.  
19/07/09 Ata Johns 001 \$10 WON.  
26/07/09 Alan Hurrell 012 \$10  
02/08/09 Don White 051 \$20  
09/08/09 Lloyd Walker 111 \$30  
16/08/09 Bruce Kelly 103 \$40  
23/08/09 016 Brendon Ford \$50



### ROBOT FISH?

Computer scientists at the University of Essex in the U.K. developed the self-guided robot fish, seen here swimming in the aquarium. The designers say it is the smartest such robot yet created—the fish uses artificial intelligence and built-in sensors to avoid obstacles and respond to environmental changes. The fish's battery lasts for up to five hours, though the scientists hope to one day program it to search for and access a recharging station when it runs low.

"This work has many real-world applications, including seabed exploration, detecting leaks in oil pipelines, mine countermeasures, and improving the performance of underwater vehicles," project leader Huosheng Hu told the Associated Press. The bot, which resembles a one-and-a-half-foot-long (half-meter-long) common carp, mimics the undulating motions of a real fish swimming and turning. The cyber-fish will swim in a tank at the aquarium alongside their living counterparts.

## **PRESIDENTS CORNER**

Hi,

Well Done to those who won prizes at the recent Club Prize Giving Night. Thanks to Russell Moylan in keeping the 'Fish to Beat' recording for the Year and running the "Sherriff" evening. The Clubs children's Christmas Doo will benefit from funds received from this event.

The latest update from the Sawyers Bay Salmon Hatchery – 22,000 fry has been released into one of the hatchery tanks and are feeding well. Feed and netting cover has been donated. A fundraising booklet has been printed with letters of support received from Port Otago, Fish & Game, Recreational Fishing Council, Green Island Fishing Club, Dunedin Ratepayers Assoc, NZ Salmon Anglers Assoc, Otago Harbour Recreational Trust, and our own Tautuku Fishing Club. This is a joint exercise with the Dunedin City Council, University of Otago, Dunedin Community Salmon Trust and a dedicated group of volunteers. The purpose of the Dunedin Community Salmon Trust is to establish and maintain a "self supporting" salmon rearing facility at Sawyers Bay hatchery, thus promoting/inspiring 'active living' family lifestyles in making Dunedin City the salmon fishing capital of N.Z.

There's only two cities in the World where salmon can be caught off the 'city wharf' – Vancouver & Dunedin !! The DCC see this venue as a positive future economic & tourism exercise for the Otago Community and the University of Otago is provided with a Research environment. Tautuku Fishing Club is proud to be part of this project from its beginnings, and if any members wish to volunteer their services; please contact me – appreciate the help.

As our Club comes to the end of another Year; we are all now focussed on the Sunday 13<sup>th</sup> September AGM. Yes we appreciate help from our Members in running the Club. I'm pleased to announce that Garry Paterson has put his name forward for Secretary. Garry brings to the Club secretarial and business experience to this important role. The Club is at the "crossroads" of moving ahead for the Future. Various ideas have been forthcoming – covering the recent 'Committee Letter'. There's a proposal for a "working committee" for the Club Future – more will be discussed at the AGM. We need ACTIVE MEMBERS in fishing and social events – both Kelvin Wright ( Club Captain ) and Lenore White ( Social Mgr ), have interesting, rewarding and enjoyable events planned ahead for us all.

Well it's back to the seas for me – 'must land a "prize catch" this new season' !!

See you at the AGM.

Cheers, Brett.

## **A1 ELECTRICAL CONTRACTORS LTD**

Installations, Maintenance, Alterations,  
Domestic, Commercial

**Darrin Bain 021 453193**

[A1electricaldunedin@hotmail.com](mailto:A1electricaldunedin@hotmail.com)

PO box 13178, Green Island, Dunedin

## **Business Owners at our Club**

### **Plumbers**

Avon Plumbers Ltd  
Phone 4554946.

### **Electricians**

A1 Electrical Contractors Ltd. Phone  
021 453193.

### **Builders**

South Coast Builders Ltd. Phone 472  
7678 / 021 1392733.

### **Rubbish Skips/Rubbish Removal**

Tidy Bins Services  
Phone 4534846 / 027 4348125.

### **Otago Metal Industries Ltd**

Phone 488 4555.

### **Automotive Repairs & Servicing**

Dave Ward Mechanical Repairs Ltd.  
Phone 455 4382

### **Panelbeating & Rust Repairs**

Phone 455 4363.

### **Gas Strut Services.**

Phone 0800 272660

### **Driving Schools**

Dunedin Driving School  
Phone 454 4184 / 0274 851695.

**Cleaning Services:-** Bruce Cleaning  
Services. Phone 027 2899938

Reminder:- All Business Owners of  
our Club are able to have 3 Months  
advertising in our Newsletter  
"Supporting Our Members".

Dear Fishing Club Members

Regarding research on trumpeter maturity, and age/growth.

NIWA (National Institute of Water & Atmospheric Research) has been contracted by the Ministry of Fisheries to carry out research on trumpeter maximum age and age/length at maturity.

To do this we need to sample whole trumpeter so that we can inspect the gonads and remove the otoliths for aging.

We would appreciate it if you could canvass your recreational members and ask them to participate by providing trumpeter that they catch to Mike Beentjes of NIWA between now and mid December 2008. We understand that the fisher will want to keep the fillet and that is fine. All we need is the frame with head and guts in tact.

Small fish would also be really useful to this research. If the trumpeter is below the minimum legal size (35 cm), then we can cover the capture and supply to NIWA under the special permit which allows us to take undersize fish.

We request that the fish be placed in a plastic bag with details of catch location, depth, fish length (before it was filleted), fisher details, and then dropped off (fresh or frozen) to me (Mike Beentjes) at NIWA, 38 Harrow street, Dunedin. Or if that is inconvenient I can come and retrieve the fish myself.

At the end of the sampling we will run a sweepstake and one of the participating fishers will win a prize.

Thanks very much for agreeing to participate in this programme. My details are shown below. I am happy to discuss this or address any queries from interested parties. I look forward to receiving samples of trumpeter.

Regards

Dr Michael P. Beentjes  
Fisheries Scientist  
NIWA  
P.O. Box 6414  
Dunedin 9059  
New Zealand

[m.beentjes@niwa.co.nz](mailto:m.beentjes@niwa.co.nz)

03 477 8615 DD 03 471 7767 027 4679592

## **Hiwi the Kiwi Goes Fishing**

### **FISHING FOR THE FUTURE**

WIN Sponsors product to the value of \$1000

Drawn each month Until Jan 2010

Tickets \$5 - Eligible for each months draw

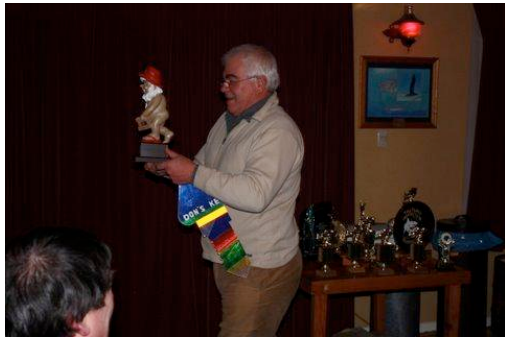
Available from NZBGFC or  
Results published in NZ Fishing News  
Thanks to sponsors

Kilwell Sports, Hutchwilco, Hunting and Fishing, Firmans Marine, Profile Boats, Electronic Navigation Ltd, Yamaha, DMW Trailers, NZ Fishing News, Water Safety NZ, Davey Painters, NZBGFC

Proceeds to Hiwi the Kiwi and Future Fishing Projects  
Organized and promoted by the NZ Big Game Fishing Council Box 93 Whangarei



P  
R  
I  
Z  
E  
G  
I  
V  
I  
N  
G



## **The Kahawai Legal Challenge – Supreme Court Decision**

The decision of the Supreme Court was released on 28 May 2009, with a majority of the Judges (4 to 1) disallowing the appeal by recreational fishers

### **Don't forget how we got here**

Kahawai was the last major inshore fish to get introduced to the quota management system. It is highly visible, often feeding in schools at the surface from North Cape to Otago.

Recreational fishing groups challenged the Minister's decisions relating to the setting of the total allowable catch (TAC) and the total allowable commercial catch (TACC) including allowing for recreational fishing interests for kahawai, and the way they had been made, as a test case. Recreational fishers won in the High Court and had partial costs awarded against the Crown. The Ministry accepted the High Court decision but commercial fishers appealed. The Appeal Court overturned some of the key High Court findings which held, in effect, that the social, economic and cultural well being of the people had not been properly considered by the Minister. Recreational fishers (NZBGFC and NZRFC) decided to pursue the case on appeal to the Supreme Court to try to restore the favourable reasoning of the High Court.

### **The Supreme Court**

When the Supreme Court agreed to hear the KLC appeal they made it clear that they would be ruling on whether the Minister's decisions were legal or not, and as the final appellate court would be concerned with the legal principles rather than any factual issues.

The decisions of the five judges were not unanimous. The majority decision of four judges disallowed the appeal but made a number of rulings that will be applied to future Ministerial decisions on fisheries management. The following are some of the key findings of the Supreme Court as they concern non-commercial fishing interests.

There is a clear statement in the judgment that "the Act envisages that the allowance for recreational interests will be a reasonable one in all circumstances" but that it falls to the Minister's discretion on how to provide for different fishing interests - "The Act does not confer priority for any interest over the other. It leaves that judgment to the Minister".

The Minister may decide to favour non-commercial interests when setting allowances but when doing this must keep commercial interests in mind. The majority view is that "the allowance accordingly represents what the Minister considers recreational interests should be able to catch but also all that they will be able to catch."

However, the amateur fishing regulations enable the Minister to limit what the amateur catch is going to be (bag limits, size limits etc) - "the legislation accordingly governs all aspects of rights of the various fishing sector interests to the exclusion of the common law."

The majority held that if the Minister is "properly informed" and "is satisfied that the catch history of the parties in previous years provides a reasonable basis for assessment of allocations, it is open to the Minister to take that approach."

An assessment of non-commercial interests would seem to be necessary if the Minister was to be properly informed. In this regard the majority decision also held that "the notion of people providing for their wellbeing, and in particular their social well-being, is an important element of recreational interests."

When setting the TAC the Minister may choose to maintain stock size above the level that can produce maximum sustainable yield (MSY). The Minister has the flexibility to leave more fish in the water to allow for the "aspirations of the fishing sectors for utilisation of the resource."

### **Summary**

These findings of the Supreme Court provide a clear and binding ruling on how the relevant provisions of the Fisheries Act should be applied. This is something recreational fishers have not had before, as this is the first time we have fully engaged in the legal process to help define their rights. In doing so we developed a relationship with Maori customary fishers who recognised the importance of defining non-commercial fishing rights. The needs and aspirations of thousands of amateur and sustenance fishers were put clearly before our Courts, and the support and encouragement from most fishers has been outstanding.

The process was longer and more expensive than anticipated. However, amateur fishers have now demonstrated their resolve, commitment and capability to fight, if need be, through the courts for their interests. We have learned some lessons on the decision making and judicial processes and their arguments have been fine tuned. In the end however, it is the Minister who must apply the fisheries laws to the information available and make a decision.

The Supreme Court ruling leaves in place, or does not upset, some earlier rulings by our Courts. The Minister must review Kahawai TAC's and TACC's next year. In doing so he/she must have "particular regard" to the national significance of natural resources in the Hauraki Gulf Maritime Park when setting allowances and there will be a review of amateur bag limits.

Going forward, our amateur fishing representatives must use the Supreme Court ruling in their submissions on the review of kahawai TAC's and TACC's. Findings from both the majority and dissenting decisions will also assist when submitting on the Fisheries Act review next year.

All those involved really appreciate all the hard work and support of the legal team, the councils, clubs and option4.