

LEGISLATIVE COUNCIL

Game and Feral Animal Control Amendment Bill 2009

First print

Proposed amendments

- No. 1 Page 3, Schedule 1 [3], lines 11–15. Omit all words on those lines.
- No. 2 Page 3, Schedule 1 [5], line 20. After “land”, insert “(other than any such land that is in or in the vicinity of an urban area)”.
- No. 3 Page 4, Schedule 1 [7], proposed section 5 (3), lines 1–4. Omit all words on those lines.
- No. 4 Page 4, Schedule 1 [7], proposed section 5 (4), line 7. After “animal”, insert “is a native animal or”.
- No. 5 Page 6, Schedule 1 [14], lines 4 and 5. Omit “(including a licensed private game reserve)”.
- No. 6 Page 6, Schedule 1 [16], lines 8 and 9. Omit all words on those lines.
- No. 7 Pages 6–8, Schedule 1 [17], proposed Division 3A, line 10 on page 6 to line 6 on page 8. Omit all words on those lines.
- No. 8 Pages 8–14, Schedule 1 [20], proposed Part 3A, line 20 on page 8 to line 9 on page 14. Omit all words on those lines.
- No. 9 Page 14. Insert after line 9:

[21] Section 34A

Insert after section 34:

34A Certain rangers may exercise functions of inspectors

- (1) In this section:

forestry ranger means a person who is authorised or directed by the Forestry Commission to exercise law enforcement functions under the *Forestry Act 1916* or the regulations under that Act in relation to State forests.

park ranger means a person who is appointed as an authorised officer under section 156B of the *National Parks and Wildlife Act 1974*.

- (2) A forestry ranger or a park ranger may exercise the

functions of an inspector under this Part and for that purpose is taken to be an inspector (including for the purposes of section 55A).

- (3) A forestry ranger may only exercise the functions of an inspector in or in relation to a State forest.
- (4) A park ranger may only exercise the functions of an inspector in or in relation to national park estate land.
- (5) A forestry ranger or park ranger is not subject to the control or direction of the Game Council in the exercise of the ranger's functions under this Part.
- (6) Sections 35 and 36 do not apply in relation to a forestry ranger or a park ranger.

No. 10 Page 15, Schedule 1 [26], proposed section 54A, line 5. Omit "or 2".

No. 11 Page 15, Schedule 1 [27], lines 20–24. Omit all words on those lines.

No. 12 Page 15. Insert after line 24:

[28] Section 55 Offence of releasing animals for the purpose of hunting

Omit "Maximum penalty: 50 penalty units".

Insert instead "Maximum penalty: 200 penalty units or imprisonment for 12 months, or both".

No. 13 Pages 17 and 18, Schedule 1 [32], proposed Part 2 of Schedule 3, line 22 on page 17 to line 19 on page 18. Omit all words on those lines.

No. 14 Page 18, Schedule 1 [32], proposed Part 3 of Schedule 3, lines 25 and 26. Omit all words on those lines.

No. 15 Page 20, Schedule 2.1 [2], lines 7 and 8. Omit all words on those lines.

No. 16 Page 20, Schedule 2.1 [4], lines 11–14. Omit all words on those lines.

No. 17 Page 20, Schedule 2.1 [6], lines 18–21. Omit all words on those lines.

No. 18 Page 23, Schedule 2.1 [7], lines 1–8. Omit all words on those lines.

No. 19 Page 24, Schedule 2.1 [12], line 15. Omit "or 2".

No. 20 Page 24, Schedule 2.1 [14], line 22. Omit "or 2".

No. 21 Page 24. Insert after line 28:

2.2 Amendment of National Parks and Wildlife Act 1974 No 80

Section 120 General licence

Insert after section 120 (1):

- (1A) A reference in this section to the harming of protected fauna includes a reference to the harming of any other fauna, but only to the extent to which any such harm occurs on land reserved under this Act.

No. 22 Page 25, Schedule 2.2, lines 1–17. Omit all words on those lines.

No. 23 Page 25, Schedule 2.3 [1], lines 19–24. Omit all words on those lines.

No. 24 Page 26, Schedule 2.4, lines 1–9. Omit all words on those lines.