

*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

R. E. WARD,  
*for Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 7 March, 1972.*

## New South Wales



ANNO VICESIMO PRIMO

**ELIZABETHÆ II REGINÆ**

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**Act No.       , 1972.**

An Act with respect to the form of proclamation for the reservation of land as a national park, state park or historic site; to make further provision with respect to the care, control and management of certain lands reserved as a national park, state park or historic site; to remove certain doubts as to the character of lands in a national park, state park or historic site that are subject to any authority or permit or any lease, license or occupancy when the authority, permit, lease, license or occupancy terminates or is surrendered, forfeited, or determined; for these and other purposes

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*National Parks and Wildlife (Amendment).*

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purposes to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith.

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "National Parks and Wildlife (Amendment) Act, 1972". Short title.

2. (1) The National Parks and Wildlife Act, 1967, is amended— Amendment of Act No. 35, 1967.

10 (a) (i) by omitting from subsection one of section eighteen the words "section two of the National Parks and Wildlife (Amendment) Act, 1969," and by inserting in lieu thereof the words "the National Parks and Wildlife (Amendment) Act, 1972,"; Sec. 18. (Care, control and management of areas in the Third Schedule.)

15 (ii) by omitting subsection (1A) of the same section;

(iii) by omitting from subsection two of the same section the words "or (1A)";

20 (b) (i) by omitting from subsection one of section twenty the words ", not held under lease or license or otherwise lawfully occupied, that" and by inserting in lieu thereof the word "which"; Sec. 20. (Reservation of certain lands as national park, state park or historic site.)

(ii)



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*National Parks and Wildlife (Amendment).*

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(ii) by omitting paragraph (b) of subsection two of the same section and by inserting in lieu thereof the following paragraph :—

5 (b) reserve, as part of a national park, state park or historic site specified in the proclamation, prescribed lands described in the proclamation that adjoin, or are adjacent to, that national park, state park or historic site.

10 (iii) by omitting from subsection three of the same section the following word and paragraph :—

; and

15 (c) the care, control and management of the lands so reserved vest in the Director.

and by inserting in lieu thereof the following word and paragraph :—

; and

20 (c) the care, control and management of the lands so reserved vest—

25 (i) where the lands so reserved adjoin, or are adjacent to, a national park, state park or historic site described in the Third Schedule to this Act—  
in the trustees, or the body corporate which is trustee, of the national park, state park or historic site; or

30 (ii) in any other case—in the Director,

for the purposes of this Act.

(c)

*National Parks and Wildlife (Amendment).*

- (c) by inserting next after section twenty-two the following new section : — New sec. 22A.

5            22A. (1) Upon the termination, surrender, forfeiture or determination of any authority or permit or any lease, license or occupancy (otherwise than for the purpose of renewing it or extending its term) referred to in section twenty-two of this Act, the land the subject of the authority, permit, lease, license or occupancy is, to the extent to which it would not, but for this section, be land reserved as part of the national park, state park or historic site within which it is situated, hereby so reserved. Termination, etc., of lease, etc., within national park, etc.

10            (2) This section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

- 15            (d) (i) by omitting from subsection one of section twenty-six the words “by the operation of section nineteen or twenty” and by inserting in lieu thereof the words “upon the publication of a notification under section nineteen or a proclamation under section twenty”; Sec. 26. (Transfer of rights, liabilities and property.)
- 20            (ii) by inserting in the same subsection after the words “historic site” where firstly occurring the words “and the care, control and management of the lands is vested in the Director”;
- 25            (iii) by inserting in the same subsection after the word “notification” wherever occurring the words “or proclamation”;
- 30            (iv) by inserting at the end of the same section the following new subsection : —

(3) The provisions of subsections one and two of this section apply also where, upon the publication of a proclamation under section twenty of this Act, the care, control and

management



*National Parks and Wildlife (Amendment).*

5 management of lands are vested in the trustees, or the body corporate which is trustee, of a national park, state park or historic site described in the Third Schedule to this Act and so apply as if references in those provisions to the Director were references to those trustees or, as the case may be, that body corporate.

10 (e) by omitting paragraph (e) of subsection three of section twenty-nine and by inserting in lieu thereof the following paragraph :— Sec. 29. (Plan of management.)

(e) the protection of each national park, state park or historic site against fire and erosion;

15 (f) by inserting in subsection four of section forty-nine after the words "or historic site" wherever occurring the words "or any part thereof". Sec. 49. (Regulations.)

(2) The amendment made by paragraph (e) of subsection one of this section shall be deemed to have taken effect 20 on the eighth day of October, one thousand nine hundred and seventy-one.

(3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and 25 sixty-seven.

(4) A person is not, by reason only of the operation of subsection three of this section, guilty of an offence against any regulation made under the provisions of the National Parks and Wildlife Act, 1967, in respect of anything done or omitted 30 to be done by him before the day this Act receives the Royal assent.

*National Parks and Wildlife (Amendment).*

3. (1) The National Parks and Wildlife (Amendment) Act, 1971, is amended—

Amendment  
of Act No.  
36, 1971.

- 5 (a) (i) by omitting from paragraph (d) of section three the word “two” and by inserting in lieu thereof the word “three”;
- (ii) by omitting from subparagraph (iii) of paragraph (h) of the same section the word “section” where firstly occurring and by inserting in lieu thereof the word “subsection”;
- 10 (b) by omitting from subparagraph (v) of paragraph (c) of section twelve the words “‘licenses’ where fourthly and fifthly occurring the words ‘or registration certificates’” and by inserting in lieu thereof the words “‘license’ wherever occurring the words ‘or registration certificate’”.
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Sec. 3.  
(Further  
amendment  
of Act No.  
35, 1967.)

Sec. 12.  
(Further  
amendment  
of Act No.  
47, 1948.)

(2) The amendments made by subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

4. (1) The National Parks and Wildlife (Amendment) Act, 1971, is further amended by omitting from paragraph (a) of section seven the words “the prescribed officer” and by inserting in lieu thereof the words “the prescribed person”.

Further  
amendment  
of Act No.  
36, 1971.

Sec. 7.  
(Further  
amendment  
of Act No.  
35, 1967.)

- (2) Subsection one of this section shall—
- 25 (a) if the day on which section seven of the National Parks and Wildlife (Amendment) Act, 1971, commences (in this subsection referred to as the “appointed day”) is prior to the day on which this Act receives the Royal assent—be deemed to have
- 30 taken effect on the appointed day;
- (b) if the appointed day is on the same day as the day on which this Act receives the Royal assent—take effect on the appointed day; or

(c)



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*National Parks and Wildlife (Amendment).*

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- (c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

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BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[10c]

Act No. 1973

National Trust and White (Amendment)

(c) If the specified day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

BY AUTHORITY

IN THE NAME OF THE GOVERNMENT OF THE STATE OF NEW SOUTH WALES

1973



National Parks and Wildlife (Amendment)

purpose to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith.

1972, February 23

Bill passed by the Queen's Most Excellent Majesty by and with the advice and consent of the Privy Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

No. , 1972.

# A BILL

With respect to the form of proclamation for the reservation of land as a national park, state park or historic site; to make further provision with respect to the care, control and management of certain lands reserved as a national park, state park or historic site; to remove certain doubts as to the character of lands in a national park, state park or historic site that are subject to any authority or permit or any lease, license or occupancy when the authority, permit, lease, license or occupancy terminates or is surrendered, forfeited, or determined; for these and other

purposes



*National Parks and Wildlife (Amendment).*

purposes to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith.

[MR LEWIS—23 February, 1972.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "National Parks and Wildlife (Amendment) Act, 1972". Short title.

2. (1) The National Parks and Wildlife Act, 1967, is amended— Amendment of Act No. 35, 1967.

- 10 (a) (i) by omitting from subsection one of section eighteen the words "section two of the National Parks and Wildlife (Amendment) Act, 1969," and by inserting in lieu thereof the words "the National Parks and Wildlife (Amendment) Act, 1972,"; Sec. 18. (Care, control and management of areas in the Third Schedule.)
- 15 (ii) by omitting subsection (1A) of the same section;
- (iii) by omitting from subsection two of the same section the words "or (1A)";
- 20 (b) (i) by omitting from subsection one of section twenty the words ", not held under lease or license or otherwise lawfully occupied, that" and by inserting in lieu thereof the word "which"; Sec. 20. (Reservation of certain lands as national park, state park or historic site.)
- (ii)



*National Parks and Wildlife (Amendment).*

- (ii) by omitting paragraph (b) of subsection two of the same section and by inserting in lieu thereof the following paragraph :—
- (b) reserve, as part of a national park, state park or historic site specified in the proclamation, prescribed lands described in the proclamation that adjoin, or are adjacent to, that national park, state park or historic site.
- (iii) by omitting from subsection three of the same section the following word and paragraph :—
- ; and
- (c) the care, control and management of the lands so reserved vest in the Director.
- and by inserting in lieu thereof the following word and paragraph :—
- ; and
- (c) the care, control and management of the lands so reserved vest—
- (i) where the lands so reserved adjoin, or are adjacent to, a national park, state park or historic site described in the Third Schedule to this Act— in the trustees, or the body corporate which is trustee, of the national park, state park or historic site; or
- (ii) in any other case—in the Director,
- for the purposes of this Act.

(c)

*National Parks and Wildlife (Amendment).*

- (c) by inserting next after section twenty-two the following new section : — New sec. 22A.

5            22A. (1) Upon the termination, surrender, forfeiture or determination of any authority or permit or any lease, license or occupancy (otherwise than for the purpose of renewing it or extending its term) referred to in section twenty-two of this Act, the land the subject of the authority, permit, lease, license or occupancy is, to the extent to which it would not, but for this section, be land reserved as part of the national park, state park or historic site within which it is situated, hereby so reserved. Termination, etc., of lease, etc., within national park, etc.

10            (2) This section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

15            (d) (i) by omitting from subsection one of section twenty-six the words "by the operation of section nineteen or twenty" and by inserting in lieu thereof the words "upon the publication of a notification under section nineteen or a proclamation under section twenty"; Sec. 26. (Transfer of rights, liabilities and property.)

20            (ii) by inserting in the same subsection after the words "historic site" where firstly occurring the words "and the care, control and management of the lands is vested in the Director";

25            (iii) by inserting in the same subsection after the word "notification" wherever occurring the words "or proclamation";

30            (iv) by inserting at the end of the same section the following new subsection : —

(3) The provisions of subsections one and two of this section apply also where, upon the publication of a proclamation under section twenty of this Act, the care, control and

management



*National Parks and Wildlife (Amendment).*

management of lands are vested in the trustees, or the body corporate which is trustee, of a national park, state park or historic site described in the Third Schedule to this Act and so apply as if references in those provisions to the Director were references to those trustees or, as the case may be, that body corporate.

10 (e) by omitting paragraph (e) of subsection three of section twenty-nine and by inserting in lieu thereof the following paragraph :— Sec. 29. (Plan of management.)

(e) the protection of each national park, state park or historic site against fire and erosion;

15 (f) by inserting in subsection four of section forty-nine after the words "or historic site" wherever occurring the words "or any part thereof". Sec. 49. (Regulations.)

20 (2) The amendment made by paragraph (e) of subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

25 (3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

30 (4) A person is not, by reason only of the operation of subsection three of this section, guilty of an offence against any regulation made under the provisions of the National Parks and Wildlife Act, 1967, in respect of anything done or omitted to be done by him before the day this Act receives the Royal assent.

*National Parks and Wildlife (Amendment).*

3. (1) The National Parks and Wildlife (Amendment) Act, 1971, is amended— Amendment of Act No. 36, 1971.

5 (a) (i) by omitting from paragraph (d) of section three the word "two" and by inserting in lieu thereof the word "three"; Sec. 3. (Further amendment of Act No. 35, 1967.)

(ii) by omitting from subparagraph (iii) of paragraph (h) of the same section the word "section" where firstly occurring and by inserting in lieu thereof the word "subsection";

10 (b) by omitting from subparagraph (v) of paragraph (c) of section twelve the words "licenses" where fourthly and fifthly occurring the words 'or registration certificates'" and by inserting in lieu thereof the words "license" wherever occurring the words 'or registration certificate' ". Sec. 12. (Further amendment of Act No. 47, 1948.)

15 (2) The amendments made by subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

20 4. (1) The National Parks and Wildlife (Amendment) Act, 1971, is further amended by omitting from paragraph (a) of section seven the words "the prescribed officer" and by inserting in lieu thereof the words "the prescribed person". Further amendment of Act No. 36, 1971. Sec. 7. (Further amendment of Act No. 35, 1967.)

(2) Subsection one of this section shall—

25 (a) if the day on which section seven of the National Parks and Wildlife (Amendment) Act, 1971, commences (in this subsection referred to as the "appointed day") is prior to the day on which this Act receives the Royal assent—be deemed to have taken effect on the appointed day;

30 (b) if the appointed day is on the same day as the day on which this Act receives the Royal assent—take effect on the appointed day; or

(c)



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*National Parks and Wildlife (Amendment).*

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(c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

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BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[10c]

National Parks and Wildlife (Amendment).

(c) If the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.



## **NATIONAL PARKS AND WILDLIFE (AMENDMENT) BILL, 1972**

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### **EXPLANATORY NOTE**

THE objects of this Bill are—

- (a) to eliminate the necessity for the express exclusion of lands held under lease or license or otherwise lawfully occupied in every case where lands are reserved by proclamation published in the Gazette as a national park, state park or historic site;
- (b) to provide that the care, control and management of any lands which are added to a national park, state park or historic site described in the Third Schedule to the National Parks and Wildlife Act, 1967, shall vest in the trustees of the national park, state park or historic site;
- (c) to remove certain doubts as to whether upon the termination, surrender, forfeiture or determination of an authority or permit or any lease, license or occupancy (otherwise than for the purpose of renewing it or extending its term) referred to in section twenty-two of the National Parks and Wildlife Act, 1967, the land the subject of the authority, permit, lease, license or occupancy is reserved land under that Act;
- (d) to ensure that regulations may be made with respect to parts of national parks and that certain regulations so made are valid;
- (e) to make further provisions of a minor, consequential or ancillary character.

1970

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No. , 1972.

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## A BILL

With respect to the form of proclamation for the reservation of land as a national park, state park or historic site; to make further provision with respect to the care, control and management of certain lands reserved as a national park, state park or historic site; to remove certain doubts as to the character of lands in a national park, state park or historic site that are subject to any authority or permit or any lease, license or occupancy when the authority, permit, lease, license or occupancy terminates or is surrendered, forfeited, or determined; for these and other purposes



*National Parks and Wildlife (Amendment).*

purposes to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith.

[MR LEWIS—23 February, 1972.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "National Parks and Wildlife (Amendment) Act, 1972". Short title.

2. (1) The National Parks and Wildlife Act, 1967, is amended— Amendment of Act No. 35, 1967.

10 (a) (i) by omitting from subsection one of section eighteen the words "section two of the National Parks and Wildlife (Amendment) Act, 1969," and by inserting in lieu thereof the words "the National Parks and Wildlife (Amendment) Act, 1972,"; Sec. 18. (Care, control and management of areas in the Third Schedule.)

15 (ii) by omitting subsection (1A) of the same section;

(iii) by omitting from subsection two of the same section the words "or (1A)";

20 (b) (i) by omitting from subsection one of section twenty the words ", not held under lease or license or otherwise lawfully occupied, that" and by inserting in lieu thereof the word "which"; Sec. 20. (Reservation of certain lands as national park, state park or historic site.)

(ii)



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*National Parks and Wildlife (Amendment).*

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(ii) by omitting paragraph (b) of subsection two of the same section and by inserting in lieu thereof the following paragraph :—

5 (b) reserve, as part of a national park, state park or historic site specified in the proclamation, prescribed lands described in the proclamation that adjoin, or are adjacent to, that national park, state park or historic site.

10 (iii) by omitting from subsection three of the same section the following word and paragraph :—

; and

15 (c) the care, control and management of the lands so reserved vest in the Director.

and by inserting in lieu thereof the following word and paragraph :—

; and

20 (c) the care, control and management of the lands so reserved vest—

25 (i) where the lands so reserved adjoin, or are adjacent to, a national park, state park or historic site described in the Third Schedule to this Act—  
in the trustees, or the body corporate which is trustee, of the national park, state park or historic site; or

30 (ii) in any other case—in the Director,

for the purposes of this Act.

(c)





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*National Parks and Wildlife (Amendment).*

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5 management of lands are vested in the trustees, or the body corporate which is trustee, of a national park, state park or historic site described in the Third Schedule to this Act and so apply as if references in those provisions to the Director were references to those trustees or, as the case may be, that body corporate.

10 (e) by omitting paragraph (e) of subsection three of section twenty-nine and by inserting in lieu thereof the following paragraph :— (Plan of management.)

(e) the protection of each national park, state park or historic site against fire and erosion;

15 (f) by inserting in subsection four of section forty-nine after the words “or historic site” wherever occurring the words “or any part thereof”. Sec. 49. (Regulations.)

(2) The amendment made by paragraph (e) of subsection one of this section shall be deemed to have taken effect 20 on the eighth day of October, one thousand nine hundred and seventy-one

(3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have taken effect 25 on the first day of October, one thousand nine hundred and sixty-seven.

(4) A person is not, by reason only of the operation of subsection three of this section, guilty of an offence against any regulation made under the provisions of the National Parks and Wildlife Act, 1967, in respect of anything done or omitted 30 to be done by him before the day this Act receives the Royal assent.

*National Parks and Wildlife (Amendment).*

**3.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is amended— Amendment of Act No. 36, 1971.

5 (a) (i) by omitting from paragraph (d) of section three the word "two" and by inserting in lieu thereof the word "three"; Sec. 3. (Further amendment of Act No. 35, 1967.)

(ii) by omitting from subparagraph (iii) of paragraph (h) of the same section the word "section" where firstly occurring and by inserting in lieu thereof the word "subsection";

10 (b) by omitting from subparagraph (v) of paragraph (c) of section twelve the words "licenses" where fourthly and fifthly occurring the words 'or registration certificates' and by inserting in lieu thereof the words "license" wherever occurring the words 'or registration certificate' ". Sec. 12. (Further amendment of Act No. 47, 1948.)

15 (2) The amendments made by subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

**4.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is further amended by omitting from paragraph (a) of section seven the words "the prescribed officer" and by inserting in lieu thereof the words "the prescribed person". Further amendment of Act No. 36, 1971. Sec. 7. (Further amendment of Act No. 35, 1967.)

(2) Subsection one of this section shall—

25 (a) if the day on which section seven of the National Parks and Wildlife (Amendment) Act, 1971, commences (in this subsection referred to as the "appointed day") is prior to the day on which this Act receives the Royal assent—be deemed to have taken effect on the appointed day;

30 (b) if the appointed day is on the same day as the day on which this Act receives the Royal assent—take effect on the appointed day; or

(c)



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*National Parks and Wildlife (Amendment).*

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- (c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

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BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

1972

I should like to see a list of the names of the people who were in the room at the time of the shooting. I would like to know who was in the room at the time of the shooting. I would like to know who was in the room at the time of the shooting.

BY AUTHORITY OF THE GOVERNMENT OF CANADA



*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

I. P. K. VIDLER,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 15 March, 1972.*

## New South Wales



ANNO VICESIMO PRIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 20, 1972.**

An Act with respect to the form of proclamation for the reservation of land as a national park, state park or historic site; to make further provision with respect to the care, control and management of certain lands reserved as a national park, state park or historic site; to remove certain doubts as to the character of lands in a national park, state park or historic site that are subject to any authority or permit or any lease, license or occupancy when the authority, permit, lease, license or occupancy terminates or is surrendered, forfeited, or determined; for these and other purposes

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

L. A. PUNCH,  
*Chairman of Committees of the Legislative Assembly.*

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*National Parks and Wildlife (Amendment).*

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purposes to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith. [Assented to, 29th March, 1972.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.      **1.** This Act may be cited as the "National Parks and Wildlife (Amendment) Act, 1972".

Amendment of Act No. 35, 1967.      **2.** (1) The National Parks and Wildlife Act, 1967, is amended—

Sec. 18.  
(Care, control and management of areas in the Third Schedule.)

(a) (i) by omitting from subsection one of section eighteen the words "section two of the National Parks and Wildlife (Amendment) Act, 1969," and by inserting in lieu thereof the words "the National Parks and Wildlife (Amendment) Act, 1972,";

(ii) by omitting subsection (1A) of the same section;

(iii) by omitting from subsection two of the same section the words "or (1A)";

Sec. 20.  
(Reservation of certain lands as national park, state park or historic site.)

(b) (i) by omitting from subsection one of section twenty the words ", not held under lease or license or otherwise lawfully occupied, that" and by inserting in lieu thereof the word "which";

(ii)



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*National Parks and Wildlife (Amendment).*

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(ii) by omitting paragraph (b) of subsection two of the same section and by inserting in lieu thereof the following paragraph :—

(b) reserve, as part of a national park, state park or historic site specified in the proclamation, prescribed lands described in the proclamation that adjoin, or are adjacent to, that national park, state park or historic site.

(iii) by omitting from subsection three of the same section the following word and paragraph :—

; and

(c) the care, control and management of the lands so reserved vest in the Director.

and by inserting in lieu thereof the following word and paragraph :—

; and

(c) the care, control and management of the lands so reserved vest—

(i) where the lands so reserved adjoin, or are adjacent to, a national park, state park or historic site described in the Third Schedule to this Act— in the trustees, or the body corporate which is trustee, of the national park, state park or historic site; or

(ii) in any other case—in the Director,

for the purposes of this Act.

(c)

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*National Parks and Wildlife (Amendment).*


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New sec.  
22A.

- (c) by inserting next after section twenty-two the following new section : —

Termination,  
etc., of  
lease, etc.,  
within  
national  
park, etc.

22A. (1) Upon the termination, surrender, forfeiture or determination of any authority or permit or any lease, license or occupancy (otherwise than for the purpose of renewing it or extending its term) referred to in section twenty-two of this Act, the land the subject of the authority, permit, lease, license or occupancy is, to the extent to which it would not, but for this section, be land reserved as part of the national park, state park or historic site within which it is situated, hereby so reserved.

(2) This section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

Sec. 26.  
(Transfer  
of rights,  
liabilities  
and  
property.)

- (d) (i) by omitting from subsection one of section twenty-six the words “by the operation of section nineteen or twenty” and by inserting in lieu thereof the words “upon the publication of a notification under section nineteen or a proclamation under section twenty”;
- (ii) by inserting in the same subsection after the words “historic site” where firstly occurring the words “and the care, control and management of the lands is vested in the Director”;
- (iii) by inserting in the same subsection after the word “notification” wherever occurring the words “or proclamation”;
- (iv) by inserting at the end of the same section the following new subsection : —

(3) The provisions of subsections one and two of this section apply also where, upon the publication of a proclamation under section twenty of this Act, the care, control and

management



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*National Parks and Wildlife (Amendment).*

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management of lands are vested in the trustees, or the body corporate which is trustee, of a national park, state park or historic site described in the Third Schedule to this Act and so apply as if references in those provisions to the Director were references to those trustees or, as the case may be, that body corporate.

(e) by omitting paragraph (e) of subsection three of section twenty-nine and by inserting in lieu thereof the following paragraph :— Sec. 29.  
(Plan of management.)

(e) the protection of each national park, state park or historic site against fire and erosion;

(f) by inserting in subsection four of section forty-nine after the words "or historic site" wherever occurring the words "or any part thereof". Sec. 49.  
(Regulations.)

(2) The amendment made by paragraph (e) of subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

(3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

(4) A person is not, by reason only of the operation of subsection three of this section, guilty of an offence against any regulation made under the provisions of the National Parks and Wildlife Act, 1967, in respect of anything done or omitted to be done by him before the day this Act receives the Royal assent.

(5)

3.

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*National Parks and Wildlife (Amendment).*

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Amendment of Act No. 36, 1971. **3.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is amended—

Sec. 3. (Further amendment of Act No. 35, 1967.) (a) (i) by omitting from paragraph (d) of section three the word “two” and by inserting in lieu thereof the word “three”;

(ii) by omitting from subparagraph (iii) of paragraph (h) of the same section the word “section” where firstly occurring and by inserting in lieu thereof the word “subsection”;

Sec. 12. (Further amendment of Act No. 47, 1948.) (b) by omitting from subparagraph (v) of paragraph (c) of section twelve the words “‘licenses’ where fourthly and fifthly occurring the words ‘or registration certificates’” and by inserting in lieu thereof the words “‘license’ wherever occurring the words ‘or registration certificate’”.

(2) The amendments made by subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

Further amendment of Act No. 36, 1971. **4.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is further amended by omitting from paragraph (a) of section seven the words “the prescribed officer” and by inserting in lieu thereof the words “the prescribed person”.  
Sec. 7. (Further amendment of Act No. 35, 1967.)

(2) Subsection one of this section shall—

(a) if the day on which section seven of the National Parks and Wildlife (Amendment) Act, 1971, commences (in this subsection referred to as the “appointed day”) is prior to the day on which this Act receives the Royal assent—be deemed to have taken effect on the appointed day;

(b) if the appointed day is on the same day as the day on which this Act receives the Royal assent—take effect on the appointed day; or

(c)



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*National Parks and Wildlife (Amendment).*

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- (c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

*In the name and on behalf of Her Majesty I assent to this Act.*

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 29th March, 1972.*

National Parks and Wildlife (Amendment)

(c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER  
Governor

Government House  
Spring, 1st March, 1972.



*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

I. P. K. VIDLER,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 15 March, 1972.*

## New South Wales



ANNO VICESIMO PRIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 20, 1972.**

An Act with respect to the form of proclamation for the reservation of land as a national park, state park or historic site; to make further provision with respect to the care, control and management of certain lands reserved as a national park, state park or historic site; to remove certain doubts as to the character of lands in a national park, state park or historic site that are subject to any authority or permit or any lease, license or occupancy when the authority, permit, lease, license or occupancy terminates or is surrendered, forfeited, or determined; for these and other purposes

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

L. A. PUNCH,  
*Chairman of Committees of the Legislative Assembly.*

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*National Parks and Wildlife (Amendment).*

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purposes to amend the National Parks and Wildlife Act, 1967, and the National Parks and Wildlife (Amendment) Act, 1971; and for purposes connected therewith. [Assented to, 29th March, 1972.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.      **1.** This Act may be cited as the "National Parks and Wildlife (Amendment) Act, 1972".

Amendment of Act No. 35, 1967.      **2.** (1) The National Parks and Wildlife Act, 1967, is amended—

Sec. 18.  
(Care, control and management of areas in the Third Schedule.)      (a) (i) by omitting from subsection one of section eighteen the words "section two of the National Parks and Wildlife (Amendment) Act, 1969," and by inserting in lieu thereof the words "the National Parks and Wildlife (Amendment) Act, 1972,";

(ii) by omitting subsection (1A) of the same section;

(iii) by omitting from subsection two of the same section the words "or (1A)";

Sec. 20.  
(Reservation of certain lands as national park, state park or historic site.)      (b) (i) by omitting from subsection one of section twenty the words ", not held under lease or license or otherwise lawfully occupied, that" and by inserting in lieu thereof the word "which";

(ii)



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*National Parks and Wildlife (Amendment).*

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(ii) by omitting paragraph (b) of subsection two of the same section and by inserting in lieu thereof the following paragraph :—

(b) reserve, as part of a national park, state park or historic site specified in the proclamation, prescribed lands described in the proclamation that adjoin, or are adjacent to, that national park, state park or historic site.

(iii) by omitting from subsection three of the same section the following word and paragraph :—

; and

(c) the care, control and management of the lands so reserved vest in the Director.

and by inserting in lieu thereof the following word and paragraph :—

; and

(c) the care, control and management of the lands so reserved vest—

(i) where the lands so reserved adjoin, or are adjacent to, a national park, state park or historic site described in the Third Schedule to this Act—  
in the trustees, or the body corporate which is trustee, of the national park, state park or historic site; or

(ii) in any other case—in the Director,

for the purposes of this Act.

(c)

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*National Parks and Wildlife (Amendment).*

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New sec.  
22A.

Termination,  
etc., of  
lease, etc.,  
within  
national  
park, etc.

- (c) by inserting next after section twenty-two the following new section :—

22A. (1) Upon the termination, surrender, forfeiture or determination of any authority or permit or any lease, license or occupancy (otherwise than for the purpose of renewing it or extending its term) referred to in section twenty-two of this Act, the land the subject of the authority, permit, lease, license or occupancy is, to the extent to which it would not, but for this section, be land reserved as part of the national park, state park or historic site within which it is situated, hereby so reserved.

(2) This section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

Sec. 26.  
(Transfer  
of rights,  
liabilities  
and  
property.)

- (d) (i) by omitting from subsection one of section twenty-six the words “by the operation of section nineteen or twenty” and by inserting in lieu thereof the words “upon the publication of a notification under section nineteen or a proclamation under section twenty”;
- (ii) by inserting in the same subsection after the words “historic site” where firstly occurring the words “and the care, control and management of the lands is vested in the Director”;
- (iii) by inserting in the same subsection after the word “notification” wherever occurring the words “or proclamation”;
- (iv) by inserting at the end of the same section the following new subsection :—

(3) The provisions of subsections one and two of this section apply also where, upon the publication of a proclamation under section twenty of this Act, the care, control and

management



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*National Parks and Wildlife (Amendment).*

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management of lands are vested in the trustees, or the body corporate which is trustee, of a national park, state park or historic site described in the Third Schedule to this Act and so apply as if references in those provisions to the Director were references to those trustees or, as the case may be, that body corporate.

- (e) by omitting paragraph (e) of subsection three of section twenty-nine and by inserting in lieu thereof the following paragraph :— Sec. 29. (Plan of management.)

(e) the protection of each national park, state park or historic site against fire and erosion;

- (f) by inserting in subsection four of section forty-nine after the words "or historic site" wherever occurring the words "or any part thereof". Sec. 49. (Regulations.)

(2) The amendment made by paragraph (e) of subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

(3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have taken effect on the first day of October, one thousand nine hundred and sixty-seven.

(4) A person is not, by reason only of the operation of subsection three of this section, guilty of an offence against any regulation made under the provisions of the National Parks and Wildlife Act, 1967, in respect of anything done or omitted to be done by him before the day this Act receives the Royal assent.

*National Parks and Wildlife (Amendment).*

Amendment of Act No. 36, 1971. **3.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is amended—

Sec. 3.  
(Further amendment of Act No. 35, 1967.)

(a) (i) by omitting from paragraph (d) of section three the word “two” and by inserting in lieu thereof the word “three”;

(ii) by omitting from subparagraph (iii) of paragraph (h) of the same section the word “section” where firstly occurring and by inserting in lieu thereof the word “subsection”;

Sec. 12.  
(Further amendment of Act No. 47, 1948.)

(b) by omitting from subparagraph (v) of paragraph (c) of section twelve the words “‘licenses’ where fourthly and fifthly occurring the words ‘or registration certificates’” and by inserting in lieu thereof the words “‘license’ wherever occurring the words ‘or registration certificate’”.

(2) The amendments made by subsection one of this section shall be deemed to have taken effect on the eighth day of October, one thousand nine hundred and seventy-one.

Further amendment of Act No. 36, 1971.  
Sec. 7.  
(Further amendment of Act No. 35, 1967.)

**4.** (1) The National Parks and Wildlife (Amendment) Act, 1971, is further amended by omitting from paragraph (a) of section seven the words “the prescribed officer” and by inserting in lieu thereof the words “the prescribed person”.

(2) Subsection one of this section shall—

(a) if the day on which section seven of the National Parks and Wildlife (Amendment) Act, 1971, commences (in this subsection referred to as the “appointed day”) is prior to the day on which this Act receives the Royal assent—be deemed to have taken effect on the appointed day;

(b) if the appointed day is on the same day as the day on which this Act receives the Royal assent—take effect on the appointed day; or

(c)



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*National Parks and Wildlife (Amendment).*

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- (c) if the appointed day is after the day this Act receives the Royal assent—take effect on the day this Act receives the Royal assent.

*In the name and on behalf of Her Majesty I assent to this Act.*

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 29th March, 1972.*

National Parks and Wildlife (Amendment)

(c) If the appointed day is after the day this Act receives the Royal assent, take effect on the day this Act receives the Royal assent.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER

Governor

Government House,  
Sydney, 29th March, 1972.