

First print



New South Wales

Forestry Amendment (Control Signs) Bill 1995

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Forestry Act 1916* to make it clear that the Forestry Commission of New South Wales may, by the display of notices in forestry areas, prohibit entry to, or regulate activities (such as the driving of vehicles) within, those areas.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the proposed Act to commence on assent.

Clause 3 gives effect to the Schedule of amendments.

Schedule 1 Amendments

Schedule 1 (1) amends section 36A of the *Forestry Act 1916* (Control signs). The section enables the Forestry Commission of New South Wales to give directions by means of control signs prohibiting, regulating or controlling the use or enjoyment of a State forest, timber reserve or flora reserve. The amendment removes the need for a control sign to be in or similar to a form, or to be in accordance with a description, prescribed by regulations under that Act. In future, a control sign will comply with the requirements of the section if it is made of wood, metal or other durable material and is affixed to some substantial structure, such as a pole or a wall.

Schedule 1 (2) also amends section 36A. The amendment will make it clear that nothing in that section limits the exercise of a power conferred by another section, or by a regulation made under another section, of that Act to prohibit, control or regulate entry to, or the use of, State forests, timber reserves or flora reserves.

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New South Wales

Forestry Amendment (Control Signs) Bill 1995

No , 1995

A Bill for

An Act to amend the *Forestry Act 1916* with respect to controlling the use of State forests, timber reserves and flora reserves.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Forestry Amendment (Control Signs) Act 1995*.

2 Commencement

This Act commences on the date of assent.

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3 Amendment of Forestry Act 1916 No 55

The *Forestry Act 1916* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1] Section 36A Control signs

Omit "in or similar to a form, or generally answering a description, prescribed for the purposes of this section" from section 36A (1).
Insert instead "constructed of wood, metal or other durable material and affixed to one or more poles or some other substantial structure".

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[2] Section 36A (6)

Insert after section 36A (5):

(6) Nothing in this section limits the operation of any other section of this Act by or under which a power is conferred on the commission to prohibit, control or regulate:

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(a) the entry of persons, animals or vehicles into a State forest, timber reserve or flora reserve, or

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(b) the use of vehicles and animals within such a forest or reserve, or

(c) the use of tracks, trails and other ways within such a forest or reserve, or

(d) any other use or enjoyment of such a forest or reserve.

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