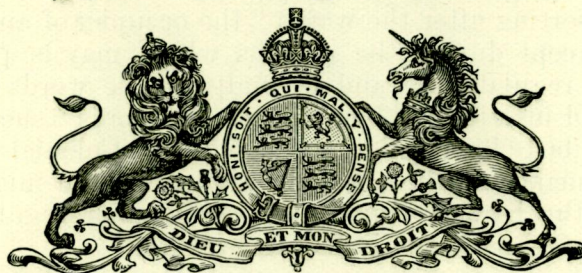


New South Wales.



ANNO SEXTO

EDWARDI VII REGIS.

Act No. 45, 1906.

An Act to amend the Careless Use of Fire Act, 1901, and for other purposes. [Assented to, 19th December, 1906.]

BE it enacted by the King'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 "Careless Use of Fire (Amendment) Act, 1906," and shall be construed with the Careless Use of Fire Act, 1901, hereinafter called the Principal Act. Short title and construction.

2. Section two of the Principal Act is amended by substituting therefor the following provision:—"Whosoever ignites or uses or carries when ignited any inflammable material within one hundred yards of any stacks of corn, pulse, or hay or standing crops in an inflammable condition, or within ten yards of any growing crops, stubble-field, or grass Amendment of section 2 of Principal Act.

Careless Use of Fire (Amendment).

grass land (the grass being in an inflammable condition), or within twenty-five yards of felled timber awaiting a running fire whereby the property of any other person is endangered, injured, or destroyed, shall for every such offence be liable to a penalty not exceeding fifty pounds or to be imprisoned with or without hard labour for any period not exceeding three months."

Amendment of
section 3 of Principal
Act.

3. Section three of the Principal Act is amended by inserting after the word "leaves," where it occurs in that section, the words "whether temporarily or otherwise," and by omitting the words "ten" and "one month," and substituting in lieu thereof the words "fifty" and "six months" respectively.

Amendment of
section 4 of
Principal Act.

4. (1) Section four, paragraph (a), of the Principal Act, is amended by inserting after the words "the occupier of any land may" the words "except during the months which may be prescribed for any locality by regulations," and by omitting the words "fifteen feet in breadth" and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of not less than sixty-six feet in breadth."

(2) Paragraph (b) of the same section is amended by inserting after the word "may" the words "except during the months prescribed by regulation," and by omitting the words "seven o'clock in the forenoon and nine o'clock in the afternoon," and inserting in lieu thereof the words "five o'clock in the afternoon, and four o'clock in the forenoon."

Amendment of
section 5 of
Principal Act.

5. (1) Section five, subsection one, of the Principal Act is amended by omitting the words "fifteen feet," and inserting in lieu thereof the words "twenty-feet."

(2) The same subsection is further amended by inserting at the end of the subsection the words "or within such extended time as may be allowed by a stipendiary or police magistrate on application made to him in a summary way: Provided that reasonable notice of any such application shall be given to the occupier who has cleared his land."

(3) Section five, subsection two, of the Principal Act is amended by inserting after the word "month," where it occurs in that subsection, the words "or such extended time."

Regulations.

6. (1) The Chief Secretary may make regulations prescribing—

- (a) the manner of mixing and the use of phosphorous baits for poisoning rabbits;
- (b) the persons who may sell such baits;
- (c) for the burning of fire-breaks on railway lands,

and generally to carry out the provisions of this and the Principal Act, and may, in such regulations, impose any penalty not exceeding twenty pounds for any breach thereof.

(2)

Careless Use of Fire (Amendment).

(2) Every such regulation shall, upon approval of the Governor and notification in the Gazette, have the force of law, and shall be laid before Parliament within fourteen days after such notification if Parliament be then sitting, and if not, then within fourteen days after the commencement of the next ensuing session.

7. The Governor, by proclamation in the Gazette, may prohibit in any specified locality the sale, offering for sale, distribution, or use of any matches other than those so made as to strike only on a preparation affixed to the containing box, or a box containing the same description of matches. Sale, distribution, or use of matches.

Any person who sells, offers for sale, distributes, or uses any matches in contravention of such proclamation shall be liable to a penalty not exceeding ten pounds.

Chapter 17 of the Laws of 1900

(1) Every such resolution shall, upon approval of the Governor and publication in the Gazette, have the force of law, and shall be read before Parliament within fourteen days after such notification is published, and if not then read within fourteen days after the commencement of the next ensuing session.

7. The Governor, by proclamation in the Gazette, may prohibit in any specified locality the sale, offering for sale, distribution or use of any articles other than those so mentioned as to which only a prohibition is made in the said section, or a box containing the same description of articles.

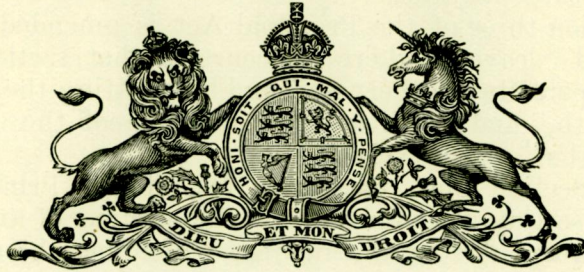
8. Any person who sells, offers for sale, distributes or uses any articles in contravention of such prohibition shall be liable to a penalty not exceeding ten pounds.

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.

*Legislative Assembly Chamber,
Sydney, 14 December, 1906.* }

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

New South Wales.



ANNO SEXTO

EDWARDI VII REGIS.

Act No. 45, 1906.

An Act to amend the Careless Use of Fire Act, 1901, and for other purposes. [Assented to, 19th December, 1906.]

BE it enacted by the King'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 "Careless Use of Fire (Amendment) Act, 1906," and shall be construed with the Careless Use of Fire Act, 1901, hereinafter called the Principal Act. Short title and construction.

2. Section two of the Principal Act is amended by substituting therefor the following provision:—"Whosoever ignites or uses or carries when ignited any inflammable material within one hundred yards of any stacks of corn, pulse, or hay or standing crops in an inflammable condition, or within ten yards of any growing crops, stubble-field, or grass Amendment of section 2 of Principal Act.

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

W. H. WOOD,
Chairman of Committees of the Legislative Assembly.

Careless Use of Fire (Amendment).

grass land (the grass being in an inflammable condition), or within twenty-five yards of felled timber awaiting a running fire whereby the property of any other person is endangered, injured, or destroyed, shall for every such offence be liable to a penalty not exceeding fifty pounds or to be imprisoned with or without hard labour for any period not exceeding three months."

Amendment of
section 3 of Principal
Act.

3. Section three of the Principal Act is amended by inserting after the word "leaves," where it occurs in that section, the words "whether temporarily or otherwise," and by omitting the words "ten" and "one month," and substituting in lieu thereof the words "fifty" and "six months" respectively.

Amendment of
section 4 of
Principal Act.

4. (1) Section four, paragraph (a), of the Principal Act, is amended by inserting after the words "the occupier of any land may" the words "except during the months which may be prescribed for any locality by regulations," and by omitting the words "fifteen feet in breadth" and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of not less than sixty-six feet in breadth."

(2) Paragraph (b) of the same section is amended by inserting after the word "may" the words "except during the months prescribed by regulation," and by omitting the words "seven o'clock in the forenoon and nine o'clock in the afternoon," and inserting in lieu thereof the words "five o'clock in the afternoon, and four o'clock in the forenoon."

Amendment of
section 5 of
Principal Act.

5. (1) Section five, subsection one, of the Principal Act is amended by omitting the words "fifteen feet," and inserting in lieu thereof the words "twenty-feet."

(2) The same subsection is further amended by inserting at the end of the subsection the words "or within such extended time as may be allowed by a stipendiary or police magistrate on application made to him in a summary way: Provided that reasonable notice of any such application shall be given to the occupier who has cleared his land."

(3) Section five, subsection two, of the Principal Act is amended by inserting after the word "month," where it occurs in that subsection, the words "or such extended time."

Regulations.

6. (1) The Chief Secretary may make regulations prescribing—
(a) the manner of mixing and the use of phosphorous baits for poisoning rabbits;
(b) the persons who may sell such baits;
(c) for the burning of fire-breaks on railway lands,
and generally to carry out the provisions of this and the Principal Act, and may, in such regulations, impose any penalty not exceeding twenty pounds for any breach thereof. (2)

Careless Use of Fire (Amendment).

(2) Every such regulation shall, upon approval of the Governor and notification in the Gazette, have the force of law, and shall be laid before Parliament within fourteen days after such notification if Parliament be then sitting, and if not, then within fourteen days after the commencement of the next ensuing session.

7. The Governor, by proclamation in the Gazette, may prohibit ^{Sale, distribution, or} in any specified locality the sale, offering for sale, distribution, or use of ^{use of matches.} any matches other than those so made as to strike only on a preparation affixed to the containing box, or a box containing the same description of matches.

Any person who sells, offers for sale, distributes, or uses any matches in contravention of such proclamation shall be liable to a penalty not exceeding ten pounds.

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

State Government House,
Sydney, 19th December, 1906.

HARRY H. RAWSON,
Governor.

Chapter Cx of Title (Amendment)

Every such regulation shall upon approval of the Governor and notification in the Gazette have the force of law and shall be valid from the date of such notification and if not then within fourteen days after the commencement of the next ensuing session.

The Governor by proclamation may prohibit in any part of the State the sale or distribution or use of any article other than those so made or to be made only for a purpose specified in the regulation, or a box containing the same description of articles.

Any person who sells or offers for sale, distributes or uses any article in violation of such prohibition shall be liable to a penalty not exceeding ten pounds.

In the name and on the behalf of the Majesty the King to this Act

HARRY H. RATHBON

Attorney

at the Governor's House

St. George, Barbados, 1906

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.

*Legislative Assembly Chamber,
Sydney, 30 November, 1906.* }

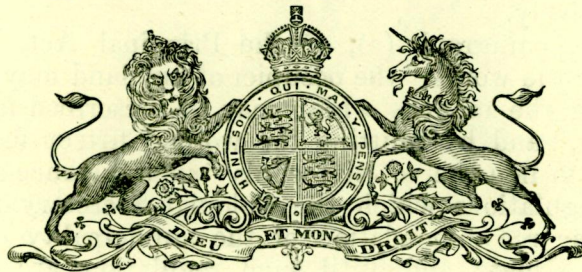
RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*Legislative Council Chamber,
Sydney, December, 1906.* }

Clerk of the Parliaments.

New South Wales.



ANNO SEXTO

EDWARDI VII REGIS.

Act No. , 1906.

An Act to amend the Careless Use of Fire Act, 1901,
~~the Pastures Protection Act, 1902~~; and for other purposes.

BE it enacted by the King'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:—

5 **1.** This Act may be cited as the "Careless Use of Fire (Amendment) Act, 1906," and shall be construed with the Careless Use of Fire Act, 1901, hereinafter called the Principal Act. Short title and construction.

~~2. Section fifty of the Pastures Protection Act, 1902, is hereby repealed.~~ Repeal of section 50 of Pastures Protection Act, 1902.

10 **3. 2.** Section two of the Principal Act is amended by substituting therefor the following provision:—"Whosoever ignites or uses or carries when ignited any inflammable material within one hundred yards of any stacks of corn, pulse, or hay or standing crops in an inflammable condition, or within ten yards of any growing crops, stubble-field, or Amendment of section 2 of Principal Act.
grass

76241

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Careless Use of Fire (Amendment).

grass land (the grass being in an inflammable condition), or within twenty-five yards of felled timber awaiting a running fire whereby the property of any other person is endangered, injured, or destroyed, shall for every such offence be liable to a penalty not exceeding fifty pounds or to be imprisoned with or without hard labour for any period not exceeding three months."

4. 3. Section three of the Principal Act is amended by inserting after the word "leaves," where it occurs in that section, the words "whether temporarily or otherwise," and by omitting the words "ten" and "one month," and substituting in lieu thereof the words "fifty" and "six months" respectively.

Amendment of section 3 of Principal Act.

5. 4. (1) Section four, paragraph (a), of the Principal Act, is amended by inserting after the words "the occupier of any land may" the words "except during the months which may be prescribed for any locality by regulations," and by omitting the words "fifteen feet in breadth" and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of not less than sixty-six feet in breadth."

Amendment of section 4 of Principal Act.

(2) Paragraph (b) of the same section is amended by inserting after the word "may" the words "except during the months prescribed by regulation," and by omitting the words "seven o'clock in the forenoon and nine o'clock in the afternoon," and inserting in lieu thereof the words "five o'clock in the afternoon, and four o'clock in the forenoon."

(3) The same section is amended by the addition of the following paragraph to be read as paragraph (c):—

"(c) The occupier of any grass lands may, for the purpose of making fire-breaks, burn off any grass or herbage from any such land in his occupation without giving any notice if he has adequate assistance engaged and on the ground to keep the fire under control."

6. 5. (1) Section five, subsection one, of the Principal Act is amended by omitting the words "fifteen feet," and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of sixty-six feet "twenty feet."

Amendment of section 5 of Principal Act.

(2) The same subsection is further amended by inserting at the end of the subsection the words "or within such extended time as may be allowed by a stipendiary or police magistrate on application made to him in a summary way: Provided that reasonable notice of any such application shall be given to the occupier who has cleared his land."

(3)

Careless Use of Fire (Amendment).

(3) Section five, subsection two, of the Principal Act is amended by inserting after the word "month," where it occurs in that subsection, the words "or such extended time."

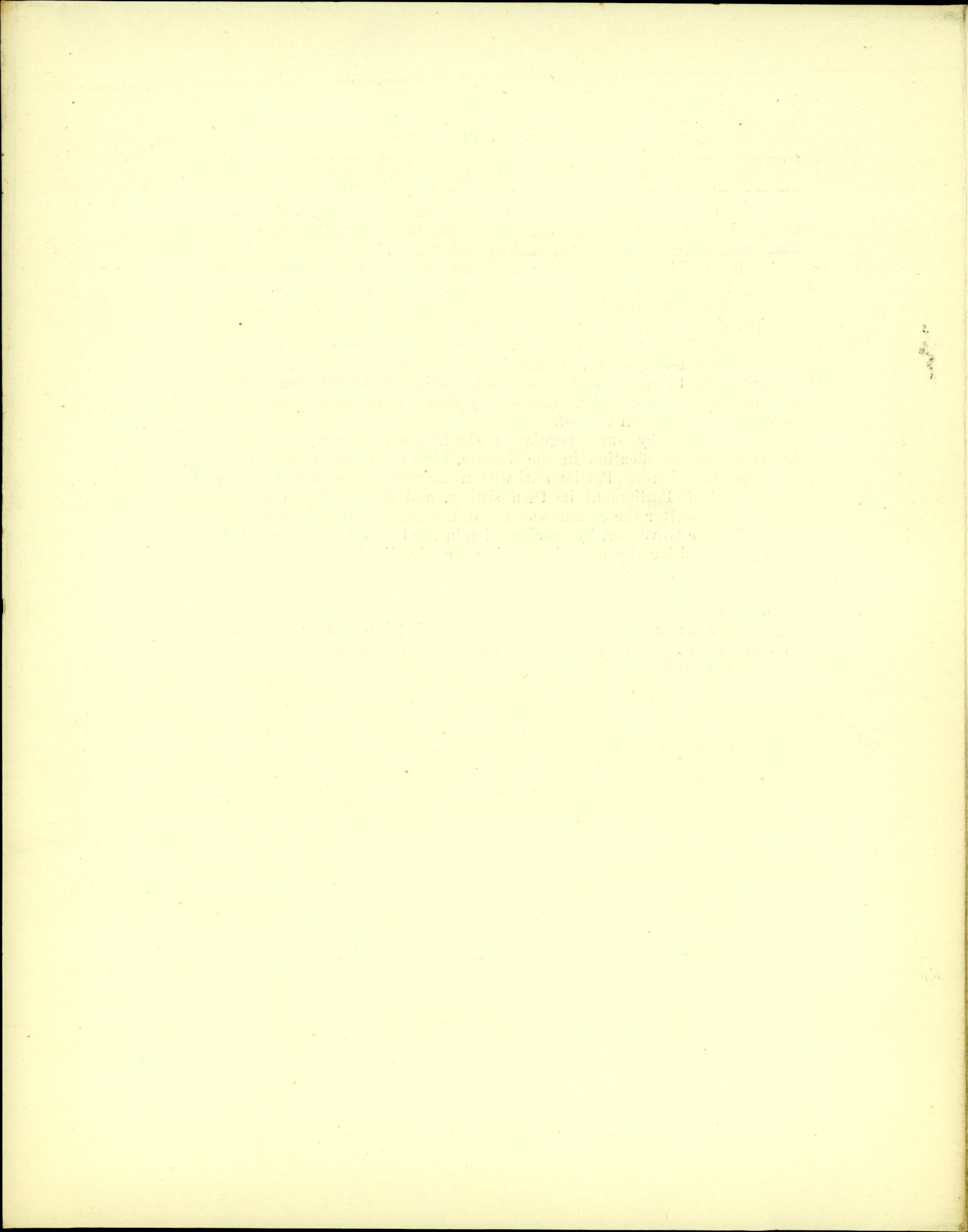
7. 6. (1) The Chief Secretary may make regulations prescribing—^{Regulations.}
- 5 (a) the manner of mixing and the use of phosphorous baits for poisoning rabbits ;
- (b) the persons who may sell such baits ;
- (c) for the burning of fire-breaks on railway lands ~~or on any land within sixty six feet thereof,~~

10 and generally to carry out the provisions of this and the Principal Act, and may, in such regulations, impose any penalty not exceeding twenty pounds for any breach thereof.

(2) Every such regulation shall, upon approval of the Governor and notification in the Gazette, have the force of law, and 15 shall be laid before Parliament within fourteen days after such notification if Parliament be then sitting, and if not, then within fourteen days after the commencement of the next ensuing session.

8. 7. The Governor, by proclamation in the Gazette, may prohibit ^{Sale, distribution, or} in any specified locality the sale, offering for sale, distribution, or use of ^{use of matches.} 20 any matches other than those so made as to strike only on a preparation affixed to the containing box, or a box containing the same description of matches.

Any person who sells, offers for sale, distributes, or uses any matches in contravention of such proclamation shall be liable to a 25 penalty not exceeding ten pounds.

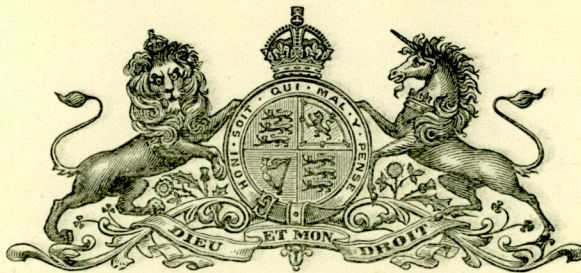


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 30 November, 1906.* }

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

New South Wales.



ANNO SEXTO

EDWARDI VII REGIS.

Act No. , 1906.

An Act to amend the Careless Use of Fire Act, 1901, the Pastures Protection Act, 1902; and for other purposes.

BE it enacted by the King'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:—

- 5 **1.** This Act may be cited as the "Careless Use of Fire (Amend- Short title and
ment) Act, 1906," and shall be construed with the Careless Use of construction.
Fire Act, 1901, hereinafter called the Principal Act.
- 2.** Section fifty of the Pastures Protection Act, 1902, is hereby Repeal of section 50
repealed. of Pastures
Protection Act, 1902.
- 10 **3.** Section two of the Principal Act is amended by substituting Amendment of
therefor the following provision:—"Whosoever ignites or uses or carries section 2 of
when ignited any inflammable material within one hundred yards of Principal Act.
any stacks of corn, pulse, or hay or standing crops in an inflammable
condition, or within ten yards of any growing crops, stubble-field, or
grass

Careless Use of Fire (Amendment).

grass land (the grass being in an inflammable condition), or within twenty-five yards of felled timber awaiting a running fire whereby the property of any other person is endangered, injured, or destroyed, shall for every such offence be liable to a penalty not exceeding fifty pounds or to be imprisoned with or without hard labour for any period not exceeding three months."

4. Section three of the Principal Act is amended by inserting after the word "leaves," where it occurs in that section, the words "whether temporarily or otherwise," and by omitting the words "ten" and "one month," and substituting in lieu thereof the words "fifty" and "six months" respectively.

Amendment of section 3 of Principal Act.

5. (1) Section four, paragraph (a), of the Principal Act, is amended by inserting after the words "the occupier of any land may" the words "except during the months which may be prescribed for any locality by regulations," and by omitting the words "fifteen feet in breadth" and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of not less than sixty-six feet in breadth."

Amendment of section 4 of Principal Act.

(2) Paragraph (b) of the same section is amended by inserting after the word "may" the words "except during the months prescribed by regulation," and by omitting the words "seven o'clock in the forenoon and nine o'clock in the afternoon," and inserting in lieu thereof the words "five o'clock in the afternoon, and four o'clock in the forenoon."

(3) The same section is amended by the addition of the following paragraph to be read as paragraph (c):—

"(c) The occupier of any grass lands may, for the purpose of making fire-breaks, burn off any grass or herbage from any such land in his occupation without giving any notice if he has adequate assistance engaged and on the ground to keep the fire under control."

6. Section five, subsection one, of the Principal Act is amended by omitting the words "fifteen feet," and inserting in lieu thereof the words "such distance as may be prescribed by regulations which the Colonial Secretary is authorised to make on the recommendation of the municipality or shire in which the land is situate, and until such regulations are so made, of sixty-six feet."

Amendment of section 5 of Principal Act.

7. (1) The Chief Secretary may make regulations prescribing—
 (a) the manner of mixing and the use of phosphorous baits for poisoning rabbits;
 (b) the persons who may sell such baits;

Regulations.

(c)

Careless Use of Fire (Amendment).

(c) for the burning of fire-breaks on railway lands or on any land within sixty-six feet thereof, and generally to carry out the provisions of this and the Principal Act, and may, in such regulations, impose any penalty not exceeding twenty 5 pounds for any breach thereof.

(2) Every such regulation shall, upon approval of the Governor and notification in the Gazette, have the force of law, and shall be laid before Parliament within fourteen days after such notification if Parliament be then sitting, and if not, then within 10 fourteen days after the commencement of the next ensuing session.

8. The Governor, by proclamation in the Gazette, may prohibit in any specified locality the sale, offering for sale, distribution, or use of any matches other than those so made as to strike only on a preparation affixed to the containing box, or a box containing the same description 15 of matches. Sale, distribution, or use of matches.

Any person who sells, offers for sale, distributes, or uses any matches in contravention of such proclamation shall be liable to a penalty not exceeding ten pounds.

