



ANNO VICESIMO PRIMO

ELIZABETHAE II REGINAE

A.D. 1972

No. 56 of 1972

An Act to provide for the establishment and management of reserves for public benefit and enjoyment; to provide for the conservation of wildlife in a natural environment; to repeal the Fauna and Flora Reserve Act, 1919-1940; the Fauna Conservation Act, 1964-1965; the National Parks Act, 1966; the National Pleasure Resorts Act, 1914-1960; the Native Plants Protection Act, 1939; to amend The Lands for Public Purposes Acquisition Act, 1914-1966 and the Statute Law Revision Act, 1935; and for other purposes.

[Assented to 27th April, 1972]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I**PART I****PRELIMINARY**

Short title.

1. This Act may be cited as the "National Parks and Wildlife Act, 1972".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal and amendment of certain Acts.

3. (1) The Acts referred to in the first schedule to this Act are repealed.

(2) The Acts referred to in the second schedule to this Act are amended as shown in that schedule.

4. This Act is arranged as follows:—

Arrangement
of Act.

PART I—PRELIMINARY

PART II—ADMINISTRATION

DIVISION I—THE MINISTER, DIRECTOR AND OFFICERS OF
THE DEPARTMENT

DIVISION II—THE NATIONAL PARKS AND WILDLIFE ADVISORY
COUNCIL

DIVISION III—APPOINTMENT AND POWERS OF WARDENS

PART III—RESERVES AND SANCTUARIES

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CERTAIN DEALINGS IN PROTECTED ANIMALS

DIVISION V—ROYALTY

DIVISION VI—GENERAL PROVISIONS

PART VI—MISCELLANEOUS PROVISIONS.

5. In this Act, unless the contrary intention appears—

Interpretation.

“animal” includes any species of animal:

“appointed member” of the Advisory Council means a member
appointed as such by the Governor under this Act:

“carcass” means the whole or any part of the flesh, feathers,
wool, skin, hide, bones, hair, hooves and offal of any
animal:

PART I

"conservation park" means land constituted, and for the time being continuing, as a conservation park under Part III of this Act:

"controlled species" means a species of animal declared to be a controlled species pursuant to the provisions of this Act:

"Crown lands" means lands that are Crown lands for the purposes of the Crown Lands Act;

"day" means any period of twenty-four hours, commencing at midnight:

"device" means any trap, net, snare or other device for taking or facilitating the taking of animals:

"egg" includes any part of an egg or egg shell:

"firearm" includes any device from which any kind of shot, bullet, or other missile can be discharged:

"forest reserve" means a forest reserve within the meaning of the Forestry Act:

"game reserve" means land constituted, and for the time being continuing, as a game reserve under Part III of this Act:

"land" includes waters:

"land under the jurisdiction of the Minister of Marine" means land that is under the jurisdiction of the Minister of Marine within the meaning of the Harbors Act:

"national park" means land constituted, and for the time being continuing as a national park under Part III of this Act:

"native plant" means any plant that is indigenous to Australia and includes any plant of a species declared by regulation to be a native plant:

"owner" in relation to land, means the holder of any estate or interest in the land, and includes the occupier of the land:

"plant" means vegetation of any species, and includes any part of any such vegetation or the seed or seeds thereof:

"private land" means—

(a) land lawfully granted or contracted to be granted for an estate of freehold by or on behalf of the Crown;

or

(b) land subject to any lease or licence lawfully granted by or on behalf of the Crown (except a lease or licence granted in pursuance of the Mining Act, or the Petroleum Act),

but does not include land constituting or included within a street or road:

“prohibited species” means a species of animal declared to be a prohibited species pursuant to the provisions of this Act:

“protected animal” means—

- (a) any mammal, bird or reptile indigenous to Australia;
- (b) any migratory mammal, bird or reptile that periodically migrates to, and lives in, Australia;
- (c) any animal declared by regulation to be a protected animal,

but does not include animals of the species referred to in the ninth schedule to this Act, or any animals declared by regulation to be unprotected:

“protected native plant” means a native plant of any species referred to in the seventh schedule to this Act or any species declared by regulation to be a protected species:

“protected wildflower” means any wildflower of a species declared by regulation to be a protected wildflower:

“rare species” means a species of animal referred to in the eighth schedule to this Act and includes any species of animals declared by regulation to be a rare species:

“recreation park” means land constituted, and for the time being continuing, as a recreation park under Part III of this Act:

“reserve” means any national park, conservation park, game reserve, or recreation park constituted under this Act:

“sell” means—

- (a) sell, barter or exchange;
- (b) agree or offer to sell, barter or exchange;
- (c) receive, expose, store, have in possession, send, consign or deliver for or in pursuance of sale, barter or exchange,

and “sale” has a corresponding meaning:

“take”—

- (a) with reference to an animal, includes any act of hunting, catching, restraining, killing or injuring, and any act of attempting or assisting to hunt, catch, restrain, kill or injure;

and

(b) with reference to a native plant or wildflower, includes any act of detaching or removing from the place where the plant or wildflower is growing or is found, or from a plant of which it forms a part, and any act of attempting or assisting so to detach or remove and also any act of damaging, or attempting or assisting to damage:

“the Advisory Council” or “the Council” means the National Parks and Wildlife Advisory Council constituted under Part II of this Act:

“the Department” means the Department of the Public Service known at the commencement of this Act as the “Department of Environment and Conservation”:

“the Director” means the person for the time being holding, or acting in, the office of, Director of National Parks and Wildlife under this Act:

“the Minister” means the Minister of Environment and Conservation:

“the Permanent Head” in relation to the Department means the person who is, pursuant to the Public Service Act, for the time being holding, or acting in, the office of Permanent Head of the Department:

“the repealed Fauna and Flora Reserve Act” means the Fauna and Flora Reserve Act, 1919-1940, repealed by this Act:

“the repealed National Parks Act” means the National Parks Act, 1966, repealed by this Act:

“warden” means a person for the time being holding the office of warden under this Act:

“wildflower” means the flower of any native plant:

“wildlife” means all native plants and animals indigenous to Australia existing apart from cultivation or domestication.

PART II

PART II

ADMINISTRATION

DIVISION I—THE MINISTER, DIRECTOR AND OFFICERS OF THE DEPARTMENT DIVISION I

6. (1) The Minister and his successors in office are hereby constituted a corporation sole.

Constitution of Minister as a corporation sole.

(2) The Minister shall, in his corporate capacity, be capable of acquiring, holding and disposing of real and personal property and of performing any other acts that lie within the capacity of a person of full age and capacity.

(3) In any legal proceedings a document purporting to bear the signature or the common seal of the Minister shall, in the absence of evidence to the contrary, be deemed to have been duly executed by the Minister.

7. (1) The body corporate known as "The National Parks Commission" constituted under the repealed National Parks Act (and referred to in this section as "the former corporation") is hereby abolished.

Subrogation of The Minister to the rights and liabilities of The National Parks Commission.

(2) All property rights, powers, duties and liabilities of the former corporation are, subject to this Act, hereby transferred to and vested in the Minister.

(3) Any proceedings commenced by or against the former corporation and not finally disposed of at the commencement of this Act, may be continued and completed by or against the Minister.

(4) A reference to the former corporation in any Act, regulation, rule, by-law, order of a court, instrument, agreement or document of any kind shall be read, where the context admits, as a reference to the Minister.

8. (1) The body corporate known as "The Fauna and Flora Board of South Australia" constituted under the repealed Fauna and Flora Reserve Act (and referred to in this section as "the former corporation") is hereby abolished.

Subrogation of the Minister to the rights and liabilities of the Fauna and Flora Reserve Board of South Australia.

(2) All property, rights, powers, duties and liabilities of the former corporation are, subject to this Act, hereby transferred to and vested in the Minister.

(3) Any proceedings commenced by or against the former corporation and not finally disposed of at the commencement of this Act, may be continued and completed by or against the Minister.

**PART II
DIVISION I**

(4) A reference to the former corporation in any Act, regulation, rule, by-law, order of a court, instrument, agreement or document of any kind shall be read, where the context admits, as a reference to the Minister.

**Power of
acquisition.**

9. The Minister may, subject to and in accordance with the Land Acquisition Act, acquire land for the purposes of this Act.

**Research and
investigations.**

10. (1) The Minister may—

(a) cause research to be carried out into problems relating to the conservation of wildlife;

(b) collaborate with any other person, body or authority in the conduct of any such research;

or

(c) cause an investigation to be made into the possibility of establishing further reserves or adding to existing reserves.

(2) The Minister may make available to the public, in such manner and form as he thinks fit, the results of any research or investigation conducted under this section.

**Wildlife
Conservation
Fund.**

11. (1) The Minister shall establish a fund entitled the "Wildlife Conservation Fund".

(2) The fund shall consist of—

(a) any moneys derived by the Minister from any donation or grant made for the purposes of the fund;

and

(b) any moneys provided by Parliament for the purposes of the fund;

(3) The Minister may apply any portion of the moneys constituting the fund towards—

(a) the conservation of wildlife and land constituting the natural environment or habitat of wildlife in such manner as he may, upon the recommendation of the Advisory Council, determine;

and

(b) the promotion of research into problems relating to the conservation of wildlife.

Delegation.

12. (1) The Minister may delegate to the Permanent Head, the Director or any other person any of his powers under this Act (except this power of delegation).

(2) The Permanent Head may, with the consent of the Minister, delegate any of the powers delegated to him, to the Director or any other person.

(3) The Director may, with the consent of the Permanent Head, delegate any of the powers delegated to him under this Act to any other person.

(4) A delegation under this section may be revoked at will by the delegator and shall not prevent the exercise of any power by the delegator.

13. The Minister shall as soon as practicable after the thirtieth day of June in each year cause a report upon the administration of this Act to be presented to each House of Parliament. Report.

14. (1) The Governor may, subject to and in accordance with the Public Service Act, appoint such officers to the Department as he deems necessary or expedient for the administration of this Act. The Department.

(2) A person so appointed shall hold office subject to and in accordance with the Public Service Act.

(3) The person who, immediately before the commencement of this Act, held the position of Director of National Parks in the employment of The National Parks Commission constituted under the repealed National Parks Act shall, upon the commencement of this Act, be deemed to have been appointed to the office of Director of National Parks and Wildlife pursuant to the provisions of this section.

(4) A person who was, immediately before the commencement of this Act, a full-time employee of The National Parks Commission, or The Fauna and Flora Board of South Australia shall, upon the commencement of this Act, become—

(a) an officer of the Department;

or

(b) an employee of the Minister,

in accordance with the determination of the Public Service Board.

(5) The Public Service Board may make a direction in accordance with section 99 of the Public Service Act in respect of the previous service in the employment of The National Parks Commission or The Fauna and Flora Board of South Australia of a person who becomes an officer of the Department under subsection (4) of this section.

(6) The Minister may, upon the recommendation of the Public Actuary continue to contribute to a policy of insurance in respect of any person upon which The National Parks Commission or The Fauna and Flora Board of South Australia had previously made contributions.

PART II
DIVISION I

(7) Where the Minister does not proceed to make contributions in respect of a policy of insurance under subsection (6) of this section, any amount realized upon the policy shall be paid to the person to whom the policy relates.

DIVISION II **DIVISION II—THE NATIONAL PARKS AND WILDLIFE ADVISORY COUNCIL**

**Establishment
of Council.**

15. (1) There shall be a Council entitled the "National Parks and Wildlife Advisory Council".

(2) The Council shall consist of seventeen members appointed by the Governor of whom—

(a) one shall be the Permanent Head, (who shall be a member *ex officio*);

(b) one shall be the Director (who shall be a member *ex officio*);
and

(c) fifteen shall be persons who are, in the opinion of the Governor, qualified by knowledge and experience to be members of the Council.

(3) The members of the Council shall, in each year, appoint one of their number to be chairman.

(4) A person so appointed shall hold office as chairman for a term determined by the Council but not exceeding eighteen months, and at the expiration of his term of office shall be eligible for re-appointment.

(5) Neither the Permanent Head nor the Director shall be eligible for appointment as chairman of the Council.

**Terms and
conditions of
office.**

16. (1) Subject to this Act, an appointed member of the Council shall hold office for such term, not exceeding three years, as the Governor may determine and specifies in the instrument of his appointment, and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) If a member of the Council is unable, or fails, for any reason, to act in his capacity as a member of the Council, the Governor may appoint a suitable person to be a deputy of the member, and such a person, while so acting, shall be deemed to be a member of the Council, and shall have all the powers, authorities, duties and obligations of the member of whom he has been appointed a deputy.

(3) The Governor may remove an appointed member of the Council from office for—

- (a) mental or physical incapacity;
- (b) neglect of duty;
- (c) dishonourable conduct;
- or
- (d) any other cause considered sufficient by the Governor.

(4) The office of an appointed member of the Council shall become vacant if—

- (a) he dies;
- (b) his term of office expires;
- (c) he resigns by written notice addressed to the Minister;
- (d) he fails to attend three consecutive meetings of the Council without leave of the Council;
- or
- (e) he is removed from office by the Governor pursuant to subsection (3) of this section.

(5) Upon the office of an appointed member of the Council becoming vacant, a person shall be appointed, in accordance with this Act, to the vacant office, but where the office of a member of the Council becomes vacant before the expiration of the term for which he was appointed, a person appointed in his place shall be appointed only for the balance of the term of his predecessor.

17. (1) Ten members of the Council shall constitute a quorum of the Council, and no business shall be transacted at a meeting unless a quorum is present. Quorum, etc.

(2) A decision carried by a majority of the votes cast by the members present at a meeting of the Council, shall be a decision of the Council.

(3) The chairman shall preside at a meeting of the Council and, in addition to a deliberative vote, shall in the event of an equality of votes, have a second or casting vote.

(4) In the absence of a chairman from a meeting of the Council, the members present shall elect one of their number to be chairman for that meeting and a member so elected shall perform and discharge the functions and obligations of the chairman at that meeting.

(5) The Council must meet at least six times a year and at least once in any period of three months.

PART II
DIVISION II

(6) Subject to this Act, business of the Council shall be conducted in such manner as the Council determines.

Allowances and expenses.

18. The members of the Council shall be entitled to receive such allowances and expenses as may be determined by the Minister.

Functions of the Council.

19. (1) The Council shall, at the request of the Minister, investigate and advise the Minister upon any matter referred by him to the Council for advice.

(2) The Council may, of its own motion, refer any matter affecting the administration of this Act to the Minister for his consideration.

DIVISION III

DIVISION III—APPOINTMENT AND POWERS OF WARDENS

Appointment of warden.

20. (1) The Minister may, by instrument in writing, appoint any person to be a warden under this Act.

(2) A warden shall be appointed for such term as may be specified in the instrument of his appointment.

(3) The Minister may, in the instrument of appointment, authorize the warden to exercise his powers in respect of the whole, or any specified portion, of the State.

(4) Where the authority of a warden is limited by the instrument of his appointment to any specified portion of the State, the powers conferred on him under this Act shall be exercisable only within that portion of the State.

(5) Every member of the police force shall, while holding office as such, be a warden competent to exercise his powers as such in any part of the State.

Identity card.

21. (1) The Minister shall, subject to subsection (2) of this section, issue to every person appointed as a warden a card (referred to in this Act as an "identity card") stating the name of that person and the fact that he is a warden appointed pursuant to the provisions of this Act.

(2) The issue of an identity card is not required in the case of a warden who is a member of the police force.

22. (1) A warden may for the purpose of the administration and enforcement of this Act—

- (a) require any person whom he finds committing, or whom he suspects on reasonable grounds of having committed, an offence against this Act, to state his full name and usual place of residence;
- (b) require any person whom he finds committing, or whom he suspects on reasonable grounds of having committed, an offence against this Act on a reserve to leave that reserve;
- (c) enter and search any land, building, structure, vehicle, vessel or place in which he suspects on reasonable ground that there is any animal, carcass or plant, or any records or papers, that is or are likely to afford evidence of an offence against this Act;
- (d) search for and seize any such animal, carcass, plant, records or papers;
- or
- (e) require any person whom he suspects on reasonable grounds of having done any act for which that person is required to hold a permit under this Act to produce his permit.

(2) A warden shall—

- (a) upon demand of the owner or occupier of any land that the warden has entered or proposes to enter in pursuance of this section;
- (b) upon the demand of the owner or an occupant of any vehicle or vessel that the warden has entered or proposes to enter in pursuance of this section;
- or
- (c) upon demand of any person of whom the warden has made or proposes to make requirements in pursuance of this section,

produce his identity card or, where the warden is a member of the Police Force, his warrant card, for the inspection of that person.

(3) Any person who fails to comply with a requirement made of him by a warden under this section shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

PART II

DIVISION III

Confiscation of
certain devices.

23. (1) A warden may seize any firearm or other device that he reasonably suspects to have been used in the execution or furtherance, or the intended execution or furtherance, of any offence against this Act.

(2) Where the owner of any firearm or other device seized under this section satisfies the Minister, within three months after the day on which the firearm or other device was seized, that the firearm or other device has not in fact been used in the execution or furtherance, or the intended execution or furtherance of an offence against this Act, the firearm or other device shall be returned to the owner but otherwise the Minister may, by instrument in writing, forfeit the firearm or other device to the Crown.

(3) A warden may seize any animal, carcass, egg, plant or wildflower that he reasonably suspects to have been taken in contravention of this Act.

(4) Where any person from whose possession any animal, carcass, egg, plant or wildflower is seized under this section satisfies the Minister within three months after the day on which it was seized that it was not, in fact, taken in contravention of this Act, it shall be returned to that person, but otherwise the Minister may, by instrument in writing, forfeit the animal, carcass, egg, plant or wildflower to the Crown.

(5) The Minister may sell or otherwise dispose of any firearm or other device, or any animal, carcass, egg, plant or wildflower, forfeited to the Crown under this section.

Hindering
warden, etc.

24. (1) A person shall not hinder a warden in the exercise of his powers or functions under this Act.

Penalty: Two hundred dollars.

(2) A person shall not use abusive, threatening or insulting language to a warden acting in the exercise of his powers or functions under this Act.

Penalty: One hundred dollars.

(3) A person shall not assault a warden acting in the exercise of his powers or functions under this Act.

Penalty: Five hundred dollars or imprisonment for three months.

Power of
arrest.

25. (1) A warden may arrest without warrant any person—

(a) who fails to comply with the requirement lawfully made of that person under this Act;

or

- (b) who hinders the warden in the exercise of his powers or functions under this Act.

(2) Upon arresting any person in pursuance of this section, a warden shall forthwith convey him, or cause him to be conveyed, to the nearest police station.

26. A person shall not, by words or conduct, falsely represent that he is a warden.

False
representation.

Penalty: Five hundred dollars or imprisonment for three months.

PART III

PART III

RESERVES AND SANCTUARIES

DIVISION I—NATIONAL PARKS

DIVISION I

27. (1) The areas declared in the third schedule to this Act to be national parks are hereby constituted national parks.

Constitution of
national parks
by statute.

(2) The names assigned in the third schedule to the national parks constituted under subsection (1) of this section shall, subject to this Division, be the names of those national parks.

(3) The Governor may, by proclamation—

(a) abolish a national park constituted under this section;

(b) alter the boundaries of a national park constituted under this section;

or

(c) alter the name assigned to a national park under this section.

(4) A proclamation shall not be made under paragraph (a) or (b) of subsection (3) of this section by virtue of which any land ceases to be, or to be included in, a national park except in pursuance of a resolution passed by both Houses of Parliament.

(5) Notice of a motion for a resolution under subsection (4) of this section must be given at least fourteen sitting days before the motion is passed.

PART III**DIVISION I**

**Constitution of
national parks
by proclama-
tion.**

28. (1) The Governor may, by proclamation—

- (a) constitute as a national park any specified Crown lands that he considers to be of national significance by reason of the wildlife or natural features of those lands;

and

- (b) assign a name to a national park so constituted.

(2) The Governor may, by subsequent proclamation—

- (a) abolish a national park constituted under this section;

- (b) alter the boundaries of a national park constituted under this section;

or

- (c) alter the name of a national park constituted under this section.

(3) A proclamation shall not be made under paragraph (a) or (b) of subsection (2) of this section by virtue of which any land ceases to be, or to be included in, a national park except in pursuance of a resolution passed by both Houses of Parliament.

(4) Notice of a motion for a resolution under subsection (3) of this section must be given at least fourteen sitting days before the motion is passed.

DIVISION II**DIVISION II—CONSERVATION PARKS**

**Constitution of
conservation
parks by
statute.**

29. (1) The areas declared in the fourth schedule to this Act to be conservation parks are hereby constituted conservation parks.

(2) The names assigned in the fourth schedule to the conservation parks constituted under subsection (1) of this section shall, subject to this Division, be the names of those conservation parks.

(3) The Governor may, by proclamation—

- (a) abolish a conservation park constituted under this section;

- (b) alter the boundaries of a conservation park constituted under this section;

or

- (c) alter the name assigned to a conservation park under this section.

(4) A proclamation shall not be made under paragraph (a) or (b) of subsection (3) of this section by virtue of which any land ceases to be, or to be included in, a conservation park, except in pursuance of a resolution passed by both Houses of Parliament.

(5) Notice of a motion for a resolution under subsection (4) of this section must be given at least fourteen sitting days before the motion is passed.

30. (1) The Governor may, by proclamation—

Constitution of
conservation
parks by
proclamation.

(a) constitute as a conservation park any specified Crown lands that should, in his opinion, be protected or preserved for the purpose of conserving any wildlife or the natural or historic features of those lands;

and

(b) assign a name to a conservation park so constituted.

(2) The Governor may, by subsequent proclamation—

(a) abolish a conservation park constituted under this section;

(b) alter the boundaries of a conservation park constituted under this section;

or

(c) alter the name of a conservation park constituted under this section.

(3) A proclamation shall not be made under paragraph (a) or (b) of subsection (2) of this section by virtue of which any land ceases to be, or to be included in, a conservation park, except in pursuance of a resolution passed by both Houses of Parliament.

(4) Notice of a motion for a resolution under subsection (3) of this section must be given at least fourteen sitting days before the motion is passed.

DIVISION III—GAME RESERVES

DIVISION III

31. (1) The areas declared in the fifth schedule to this Act to be game reserves are hereby constituted game reserves.

Constitution of
game reserves
by statute.

(2) The names assigned in the fifth schedule to the game reserves constituted under subsection (1) of this section shall, subject to this Division, be the names of those game reserves.

PART III
DIVISION III

(3) The Governor may, by proclamation—

- (a)** abolish a game reserve constituted under this section;
- (b)** alter the boundaries of a game reserve constituted under this section;
- or
- (c)** alter the name of a game reserve constituted under this section.

(4) A proclamation shall not be made under paragraph **(a)** or **(b)** of subsection **(3)** of this section by virtue of which any land ceases to be, or to be included in, Katarapko Game Reserve, or Coorong Game Reserve, except in pursuance of a resolution passed by both Houses of Parliament.

(5) Notice of motion for a resolution under subsection **(4)** of this section must be given at least fourteen sitting days before the motion is passed.

Constitution of
game reserves
by proclama-
tion.

32. (1) The Governor may, by proclamation—

- (a)** constitute as a game reserve any Crown lands that should in his opinion be preserved for the conservation of wildlife and management of game;
- and
- (b)** assign a name to a game reserve so constituted.

(2) The Governor may, by subsequent proclamation—

- (a)** abolish a game reserve constituted under this section;
- (b)** alter the boundaries of a game reserve constituted under this section;
- or
- (c)** alter the name assigned to a game reserve under this section.

DIVISION IV

DIVISION IV—RECREATION PARKS

Constitution of
recreation parks
by statute.

33. (1) The areas declared in the sixth schedule to this Act to be recreation parks are hereby constituted recreation parks.

(2) The names assigned in the sixth schedule to the recreation parks constituted under subsection **(1)** of this section shall, subject to this Division, be the names of those recreation parks.

(3) The Governor may, by proclamation—

- (a)** abolish a recreation park constituted under this section;
- (b)** alter the boundaries of a recreation park constituted under this section;
- or

- (c) alter the name assigned to a recreation park under this section.

(4) A proclamation shall not be made under paragraph (a) or (b) of subsection (3) of this section by virtue of which any land ceases to be, or to be included in, the Belair Recreation Park, or the Para Wirra Recreation Park except in pursuance of a resolution passed by both Houses of Parliament.

(5) Notice of a motion for a resolution under subsection (4) of this section must be given at least fourteen sitting days before the motion is passed.

34. (1) The Governor may, by proclamation—

Constitution of
recreation parks
by proclama-
tion.

- (a) constitute as a recreation park any specified Crown lands that should in his opinion be conserved and managed for public recreation and enjoyment;

and

- (b) assign a name to a recreation park so constituted.

(2) The Governor may, by subsequent proclamation—

- (a) abolish a recreation park constituted under this section;
(b) alter the boundaries of a recreation park constituted under this section;

or

- (c) alter the name assigned to a recreation park constituted under this section.

DIVISION V—CONTROL AND MANAGEMENT OF RESERVES

DIVISION V

35. (1) The Minister shall have the control and administration of all reserves constituted under this Act.

Control and
administration
of reserves.

(2) All such reserves are vested in the Crown.

(3) The Minister may upon such terms and conditions as he thinks fit grant to any person a lease or licence entitling him to exercise such rights of entry, use, or occupation in respect of a reserve as may be specified in the lease or licence.

(4) Any lease or licence granted in respect of land constituted as a reserve under this Act, and in force immediately before the land is so constituted shall, subject to its terms and conditions, continue in force for the remainder of the term for which it was granted in all respects as if it had been granted by the Minister under this section.

PART III**DIVISION V****Management of reserves.**

36. (1) Subject to subsection (2) of this section all reserves shall be under the management of the Director.

(2) The Director shall observe any direction given to him by the Minister or the Permanent Head relating to the management of any particular reserve, or of reserves generally.

Objectives of management.

37. The Minister, the Permanent Head and the Director shall have regard to the following objectives in managing reserves:—

- (a) the preservation and management of wildlife;
 - (b) the preservation of historic sites, objects and structures of historic or scientific interest within reserves;
 - (c) the preservation of features of geographical, natural or scenic interest;
 - (d) the destruction of dangerous weeds and the eradication or control of noxious weeds and exotic plants;
 - (e) the control of vermin and exotic animals;
 - (f) the control and eradication of disease and injurious affection of animals and vegetation;
 - (g) the prevention of bush fires and other hazards;
 - (h) the encouragement of public use and enjoyment of reserves and education in, and a proper understanding and recognition of, their purpose and significance;
- and
- (i) generally the promotion of the public interest.

Management plans.

38. (1) The Minister shall—

- (a) with respect to each reserve in existence at the commencement of this Act, prepare a plan of management as soon as practicable after the commencement of this Act;

and

- (b) with respect to each reserve constituted after the commencement of this Act, prepare a plan of management as soon as practicable after the constitution of the reserve.

(2) The Minister may, at any time, prepare an amendment to a plan of management, or prepare a plan of management to be substituted for a previous plan.

(3) Where the Minister has prepared a plan of management in respect of a reserve (whether the plan is the original plan of management or in substitution for a previous plan of management) or any amendment to a plan of management he shall cause notice to be published in the *Gazette* that the plan of management, or the amendment, has been prepared.

(4) The plan of management shall—

(a) set forth proposals of the Minister in relation to the management and improvement of the reserve;

and

(b) set forth any other proposals by which the Minister proposes to accomplish the objectives of this Act in relation to the reserve.

(5) The notice shall—

(a) specify an address at which copies of the plan of management may be inspected;

and

(b) specify an address to which representations in connection with the plan of management may be forwarded.

(6) Any person may within one month after publication of the notice, or such longer period as may be specified in the notice, make representations to the Minister in connection with the plan of management.

(7) At the expiration of the period during which representations may be made, the Minister shall refer the plan of management together with any representations received by him to the Advisory Council for its consideration and advice.

(8) After consideration by the Advisory Council, the plan of management shall be forwarded to the Minister together with any comments or suggestions of the Council.

(9) The Minister may adopt a plan of management without alteration or with such alterations as he thinks reasonable, having regard to the representations received by him, or may refer the plan back for further consideration by the Advisory Council.

(10) When the Minister has adopted a plan of management he shall cause notice of that fact to be published in the *Gazette*.

(11) The Director shall, upon the application of any member of the public and payment of the prescribed fee, furnish that person with a copy of a plan of management adopted under this section.

39. (1) A management plan may provide for the division of a reserve into zones.

Creation of
zones within
a reserve.

(2) Where a zone is created within a reserve the land within that zone shall be kept and maintained in accordance with the conditions, declared by the plan of management to be appropriate to that zone.

PART III**DIVISION V**
Implementation
of management
plan.

40. (1) Where the Minister has adopted a plan of management in relation to a reserve—

- (a) the provisions of the plan shall be carried out in relation to that reserve;
- and
- (b) no operations shall be undertaken in relation to that reserve unless those operations are in accordance with the plan of management.

DIVISION VI **DIVISION VI—PROVISIONS GENERALLY APPLICABLE TO RESERVES**Approval of
proposal for
constitution of
reserve.

41. (1) Any proposal to constitute, or to alter the boundaries of, a reserve must be submitted to, and approved by, the Minister of Lands.

(2) Any proposal to constitute, or to alter the boundaries of, a reserve where the reserve includes, or is to include, lands under the jurisdiction of the Minister of Marine must be submitted to, and approved by, the Minister of Marine.

(3) No proclamation for the purpose of constituting, or altering the boundaries of, a reserve shall be made without the approval or approvals required by this section.

Prohibited
areas.

42. (1) Where the Minister is satisfied that it is expedient for the purpose of protecting human life or conserving native plants or animals he may, by notice published in the *Gazette*, declare any portion of the reserve to be a prohibited area.

(2) Any notice published under subsection (1) of this section must state the grounds upon which the declaration is made.

(3) A person shall not be within a prohibited area unless he has been authorized to enter the area by a permit issued by the Minister under this section.

Penalty: One hundred dollars.

(4) The Minister may, upon such terms and conditions as he thinks fit, issue to any person a permit to be within a prohibited area.

Rights of
prospecting
and mining.

43. (1) Subject to subsection (2) of this section, no rights of entry, prospecting, exploration, or mining shall be acquired or exercised pursuant to the Mining Act, or the Petroleum Act in respect of lands constituting a reserve.

(2) The Governor may, by proclamation, declare that subject to any conditions specified in the proclamation rights of entry, prospecting, exploration, or mining may be acquired and exercised in respect of lands constituting a reserve, or portion of a reserve, and specified in the proclamation.

(3) A proclamation under subsection (2) of this section shall have effect in accordance with its terms.

(4) The Governor may, by proclamation, vary or revoke a proclamation under subsection (2) of this section.

(5) A proclamation under this section in respect of lands constituting a national park, a conservation park, the Belair Recreation Park, the Para Wirra Recreation Park, the Katarapko Game Reserve or the Coorong Game Reserve (except a proclamation revoking a previous proclamation) shall not be made unless—

(a) the proclamation is made for the purpose of continuing rights of entry, prospecting, exploration or mining vested in any person immediately before the commencement of this Act in respect of those lands;

(b) the proclamation is made simultaneously with the proclamation constituting those lands a national park or a conservation park;

or

(c) the proclamation is made in pursuance of a resolution passed by both Houses of Parliament.

(6) Notice of a motion for a resolution under paragraph (c) of subsection (5) of this section must be given at least fourteen sitting days before the resolution is passed.

DIVISION VII—SANCTUARIES

DIVISION VII

44. (1) If the Minister is of the opinion that it is desirable to conserve the animals or plants for which any land is a natural habitat or environment and—

Establishment
of sanctuaries.

(a) where the land is reserved for or dedicated to, a public purpose, the person to whom the care, control and management of those lands have been committed has consented to a declaration under this section;

or

PART III
DIVISION VII

- (b) where the land is private land, the owner and occupier of the land have consented to a declaration under this section,

the Minister may by notice in the *Gazette* declare the land to be a sanctuary.

(2) The Minister may, and at the request of the owner of private land constituting a sanctuary shall, revoke a declaration under this section.

**Protection of
animals within
a sanctuary.**

45. (1) A person shall not take any animal within a sanctuary unless the animal is of a prescribed species.

Penalty: Two hundred dollars.

(2) Where the Minister is satisfied that it is desirable in the interests of conserving wildlife to do so, he may grant to any person a permit to take an animal (other than an animal of a prescribed species) within a sanctuary.

(3) In this section—

“animal of a prescribed species” means—

(a) a dog or cat;

or

(b) any other animal of a species prescribed by regulation for the purposes of this section.

PART IV

PART IV

CONSERVATION OF NATIVE PLANTS AND WILDFLOWERS

**Application of
this Part.**

46. (1) Subject to this section, the provisions of this Part shall apply throughout the State.

(2) The Governor may, by proclamation, declare that this Part, or any provisions of this Part specified in the proclamation, shall not apply at any time or during periods specified in the proclamation—

(a) within a part of the State specified in the proclamation;

(b) to a specified species of wildflower or native plant;

or

(c) to a specified species of wildflower or native plant in a specified part of the State,

and the operation of this Part shall be modified accordingly.

(3) The Governor may by proclamation revoke or vary a proclamation under this section.

47. (1) Any person who takes a protected wildflower or protected native plant—

Interference
with native
plants and
wildflowers.

- (a) on any reserve;
- (b) on any Crown land;
- (c) on any land reserved for or dedicated to public purposes;
- (d) on any forest reserve;
- or
- (e) on any street or road,

shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(2) Any person who takes a protected wildflower or protected native plant on private land without the consent of the owner of the land shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) In any prosecution under this section proof that any protected wildflower or protected native plant was found in the possession of the defendant shall, in the absence of proof to the contrary, be accepted as proof that the defendant took the wildflower or native plant in contravention of this Act.

(4) In any prosecution under this section it shall be a defence that the defendant did not wilfully or negligently commit the act subject to the charge.

48. (1) Any person who sells any protected wildflower or protected native plant shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Sale of
protected
wildflower or
native plant.

(2) It shall be a defence in any prosecution under this section that the wildflower or native plant—

- (a) had been growing upon a forest reserve and was taken pursuant to a licence under the Forestry Act;
- (b) had been growing upon private land and was taken by, or with the consent in writing of the owner of that land;
- or
- (c) was taken in a place in which wildflowers or native plants of that species are not protected.

PART IV

(3) The consent referred to in paragraph (b) of subsection (2) of this section must have been given not more than six months before the wildflower or native plant was taken.

Permits.

49. The Minister may grant a permit authorizing any person named therein to take protected wildflowers or protected native plants of a species specified in the permit.

PART V

PART V

CONSERVATION OF NATIVE ANIMALS

DIVISION I

DIVISION I—APPLICATION OF THIS PART

Application of
this Part.

50. (1) Subject to this section the provisions of this Part shall apply throughout the State.

(2) The Governor may by proclamation declare that this Part or any provisions of this Part specified in the proclamation shall not apply—

(a) within a part of the State defined or referred to in the proclamation;

(b) to a specified species of animal;

or

(c) to a specified species of animal in a specified part of the State.

(3) The Governor may by proclamation revoke or vary any proclamation under this Part.

DIVISION II DIVISION II—RESTRICTIONS UPON THE TAKING OF PROTECTED ANIMALS

Protected
animals.

51. (1) Subject to this Part, a person shall not take a protected animal, or the eggs of a protected animal.

Penalty: Five hundred dollars.

(2) In any prosecution under this section, it shall be a defence that the defendant did not wilfully or negligently commit the act subject to the charge.

Open season.

52. (1) The Governor may, by proclamation, declare an open season for the taking of any specified species of protected animal.

(2) A proclamation under this section:—

- (a) shall state the period of the open season;
 - (b) may specify the hours of any day during which animals may be taken in pursuance of the proclamation;
 - (c) shall state the parts of the State to which the open season applies;
 - (d) shall state whether the eggs of the protected animals to which the proclamation applies may be taken during the open season;
- and
- (e) may prescribe any other restrictions or conditions applicable to the open season.

(3) It shall be lawful for a person to take a protected animal of a species to which a proclamation under this Act applies in accordance with the terms and conditions of a proclamation under this section.

(4) A proclamation under this section—

- (a) shall not be made in respect of any animal of a rare species;
- and
- (b) shall not have any effect in relation to any animal within a national park, conservation park or recreation park.

(5) A proclamation under this section shall not have any effect in relation to a game reserve unless the proclamation expressly provides that it is applicable to that reserve.

(6) The Governor may, by subsequent proclamation, revoke or vary a proclamation under this section.

53. (1) The Minister may grant to any person a permit to take protected animals or the eggs of protected animals, if he is satisfied that it is desirable to grant the permit:—

Permits to take
protected
animals.

- (a) to facilitate scientific research;
 - (b) to enable the person to place bands, marks or tags upon such animals and then to release them;
 - (c) to permit the destruction of animals that are causing, or are likely to cause, damage to the environment or to crops, stock, or other property;
- or
- (d) for any other purpose (other than for sale) that the Minister considers proper and not inconsistent with the objectives of this Act.

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DIVISION II

(2) A permit under this section shall be in force for such term, not exceeding twelve months, as is specified in the permit.

(3) The Minister may at any time revoke a permit granted under this section.

(4) A person to whom a permit to take protected animals has been granted shall, within fourteen days after the expiration or revocation of the permit, deliver to the Minister a report in the prescribed form stating the number of animals of each species taken in pursuance of the permit and the number of eggs of any protected animal taken in pursuance of the permit.

Penalty: Two hundred dollars.

(5) Without limiting the conditions subject to which a permit may be granted under this section those conditions may—

(a) limit the areas in which protected animals or the eggs of protected animals may be taken;

and

(b) limit the number of animals or eggs that may be taken in pursuance of the permit.

(6) Where a permit relates to animals in respect of which a royalty is payable under this Act, the Minister may require the applicant to pay in advance to him an amount equal to the amount of royalty that would be payable in respect of all the animals in respect of which the permit is granted.

The Australian magpie.

54. (1) It shall be lawful for any person without any permit or other authority under this Act, to take any Australian magpie that has attacked or is attacking any person.

(2) A person shall not sell an Australian magpie taken pursuant to this section.

Penalty: One hundred dollars.

DIVISION III **DIVISION III—ANIMALS OF RARE, PROHIBITED AND CONTROLLED SPECIES**

Animals of rare species.

55. (1) A person shall not, without a permit granted by the Minister, have in his possession or under his control an animal of a rare species, or the carcass or eggs of an animal of a rare species.

Penalty: One thousand dollars.

(2) Where the Minister is satisfied—

(a) that it is in the interests of scientific research;

or

- (b) that it is desirable for the sake of conserving animals of a rare species,

to grant a permit under this section to any person, he may grant such a permit to that person.

56. (1) The Governor may, by proclamation, declare any species of animal to be a prohibited species. Prohibited species.

(2) A person shall not, without a permit granted by the Minister, have in his possession or under his control an animal of a prohibited species.

Penalty: Two hundred dollars.

(3) The Minister may grant to any person a permit to have in his possession or under his control an animal of a prohibited species.

(4) A person who has in his possession or under his control an animal of a prohibited species in pursuance of a permit under this section, shall not export the animal from the State, or release the animal from his possession or control unless he is specifically authorized to do so by the permit.

Penalty: Two hundred dollars.

(5) The Governor may, by proclamation, vary or revoke a proclamation under this section.

57. (1) The Governor may, by proclamation, declare any species of animal to be a controlled species. Controlled species.

(2) A person shall not, without a permit granted by the Minister, release from captivity or control an animal of a controlled species.

Penalty: One hundred dollars.

(3) The Minister may grant to any person a permit to release from captivity or control animals of a controlled species.

(4) The Governor may, by proclamation, vary or revoke a proclamation under this section.

DIVISION IV—PROHIBITIONS AND RESTRICTIONS UPON THE KEEPING
OF PROTECTED ANIMALS AND CERTAIN DEALINGS IN PROTECTED
ANIMALS

DIVISION IV

58. (1) A person shall not—

- (a) keep in confinement or under his control more than one protected animal;

or

Keeping and
sale of
protected
animals.

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DIVISION IV

- (b) sell a protected animal or the carcass skin or egg of a protected animal,

unless he holds a permit for the purpose granted under this section.

Penalty: Five hundred dollars.

(2) The Minister may grant a permit for the purposes of this section to any person whom he considers to be a fit and proper person to hold such a permit.

(3) A permit may be granted under this section for either or both of the purposes referred to in subsection (1) of this section.

(4) A permit under this section shall not entitle any person to keep or sell protected animals that have been taken in, or imported into, this State in contravention of this Act, or the carcasses or eggs of any such protected animals.

(5) The holder of a permit under this section shall, in accordance with the regulations, furnish the Minister with such returns as are prescribed.

**Export and
import of
protected
animals.**

59. (1) A person shall not—

- (a) export a protected animal or the carcass or egg of a protected animal from a place within the State to a place outside the State except in pursuance of the permit to export such an animal granted under this section;

or

- (b) import into the State a protected animal or the carcass or egg of a protected animal from a place outside the State except in pursuance of the permit granted under this section.

Penalty: Five hundred dollars.

(2) The Minister may grant to any person a permit to export from the State or to import into the State protected animals of such species as are specified in the permit.

(3) A permit to export protected animals under this section shall not authorize any person—

- (a) to export from the State any animal, carcass or egg taken in contravention of this Act;

or

- (b) to export any animal, carcass or egg to a country or State where the importation of that animal, carcass or egg into that country or State would be in contravention of the laws thereof.

(4) A permit to import protected animals shall not authorize the holder of the permit to import any animal, carcass or egg taken in contravention of the law of any other State or country.

60. (1) A person shall not have in his possession or under his control any animal, carcass or egg, taken in this State, or imported into this State, in contravention of this Act. Illegal possession of animals, etc.

Penalty: Two hundred dollars.

(2) In any proceedings under this section, an allegation in a complaint that an animal, carcass or egg was taken in this State, or imported into this State in contravention of this Act shall be accepted as proved in the absence of proof to the contrary.

DIVISION V—ROYALTY

DIVISION V

61. (1) The Governor may, by proclamation, declare that royalty shall be payable— Royalty.

- (a) upon any animal of a specified species;
- (b) upon the carcass or skin of an animal of a specified species;
- or
- (c) upon any egg of an animal of a specified species,

by any person by whom any such animal, carcass, skin or egg is taken.

(2) The amount of royalty shall be fixed in the proclamation and may vary according to the size, age, quality, standard or condition of the animal, carcass, skin or egg in respect of which it is payable.

(3) A proclamation under this section may provide that it applies only in respect of an animal, or the carcass, skin or egg of an animal, taken in a game reserve.

(4) A proclamation under this section shall have effect according to its terms.

(5) The Governor may, by proclamation vary or revoke a proclamation under this section.

62. (1) The Director or a warden may demand orally or in writing that any person pay to the Director all royalty for which he is liable under this Act. Demand for royalty.

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DIVISION V

(2) Where a person fails to comply with a demand under subsection (1) of this section within forty-eight hours after the time of the demand, he shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) In any proceedings under this section the court may order the defendant to pay to the Director any amount fixed by the court by way of royalty under this Act.

(4) Where a person fails to comply with a demand under subsection (1) of this section, the Director or a warden may seize any animals, carcasses, skins or eggs upon which royalty is unpaid.

(5) The Minister may sell any animals, carcasses, skins or eggs seized under this section and shall apply any proceeds of the sale in payment of the unpaid royalty and any amount remaining to the owner of the animals, carcasses, skins or eggs.

Recovery of
royalty by
civil action.

63. (1) The Minister may, by action in any court of competent jurisdiction, recover, as a debt, from any person an amount of royalty for which that person is liable under this Act.

(2) This section does not derogate from any other remedy available to the Minister for the recovery of royalty.

DIVISION VI

DIVISION VI—GENERAL PROVISIONS

Unlawful
entry on
land.

64. (1) A person shall not be on any private land for the purpose of taking a protected animal, or the eggs of a protected animal, unless the owner of that land has given him, not more than six months beforehand, permission in writing to be on the land for that purpose. Penalty: One hundred dollars.

(2) If the owner or occupier of any land, or the servant or agent of the owner of the land, suspects that a person trespassing on the land is committing, has committed, or is about to commit an offence against this Act, he may request that person—

- (a) to state his full name and usual place of residence;
- and
- (b) to leave the land.

(3) A person of whom any request is made under subsection (2) of this section shall comply with it forthwith.

Penalty: Two hundred dollars.

(4) A person who has been requested to leave land under this section shall not re-enter the land without the permission of the owner.

Penalty: Two hundred dollars.

(5) In any proceedings for an offence against this section proof that a person had in his possession or under his control a dog, firearm, or device capable of being used for the purpose of taking a protected animal shall be evidence of the fact that that person was on the land for the purpose of taking a protected animal.

65. (1) Where a person, without the consent in writing of the Minister uses poison for the purpose of killing or injuring a protected animal, he shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Use of poison.

(2) Where a protected animal is killed or injured as a result of the use of poison by any person without a permit granted by the Minister, that person shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) It shall be a defence to a charge under subsection (2) of this section that the defendant—

(a) used the poison in good faith for the purpose of destroying vermin in pursuance of the Vermin Act;

or

(b) exercised such precautions as he might reasonably be expected to have exercised in the circumstances to avoid endangering protected animals by the use of poison.

(4) In this section “poison” means any substance that might endanger the life or health of a protected animal.

66. (1) The Governor may, by proclamation, restrict or prohibit the use of certain devices by which animals may be taken.

Restriction upon use of certain devices.

(2) A person shall not use any device in contravention of a restriction or prohibition imposed under subsection (1) of this section.

Penalty: Two hundred dollars.

67. (1) A warden may dismantle and remove any trap by which animals have been taken illegally or by which animals are in his opinion likely to be taken illegally.

Traps.

(2) Any trap removed by a warden pursuant to this section shall be forfeited to the Crown and may be sold or otherwise disposed of by the Director.

PART V**DIVISION VI**

Dogs not to
molest
protected
animals.

68. A person shall not cause or permit a dog to injure or molest a protected animal.

Penalty: Two hundred dollars.

PART VI**PART VI****MISCELLANEOUS PROVISIONS**

Permits.

69. (1) An applicant for a permit under this Act—

(a) must make his application in a manner and form determined by the Minister;

and

(b) must, subject to subsection (2) of this section, pay to the Minister the appropriate fee fixed by regulation in respect of the permit at the time of his application.

(2) The Minister may, where in his opinion special circumstances justify him in so doing, remit the whole or any portion of any fee payable in respect of the grant of a permit under this Act.

(3) A permit—

(a) shall be subject to such limitations, restrictions and conditions as the Minister thinks fit and includes in the permit;

and

(b) may, if the holder of the permit has in the opinion of the Minister contravened or failed to comply with any limitation, restriction or condition of the permit, be revoked by the Minister by instrument in writing served personally or by post upon that person.

(4) Without limiting the conditions upon which a permit relating to animals may be granted under this Act, those conditions may—

(a) provide for marking, or otherwise identifying, animals to which the permit relates;

(b) require the holder of the permit to report the escape, illness or death of any animal to which the permit relates;

and

(c) require the holder of the permit to report to the Minister the birth of any progeny to the animals to which the permit relates.

(5) A permit shall—

(a) come into force on the day fixed therein for its commencement, or if no day is so fixed, on the day on which it was granted;

and

(b) expire on the day fixed therein for its expiry, or if no day is so fixed, upon the expiration of twelve months after the day on which it came into operation.

70. (1) A person who holds a permit entitling him to take, export or import protected animals under this Act shall on any day on which he purports to exercise rights in pursuance of that permit, carry the permit on his person. Obligation to carry permit.

Penalty: Fifty dollars.

(2) A person who holds a permit under this Act—

(a) shall if so required by a warden on a day on which he must carry the permit on his person under subsection (1) of this section, produce the permit forthwith;

or

(b) shall if so required by a warden on any other day, produce the permit for the inspection of the warden within forty-eight hours after the time at which the requirement is made.

Penalty: Fifty dollars.

71. (1) If the Minister is satisfied—

Duplicate.

(a) that any permit or other document issued to any person by him under this Act has been lost, destroyed or defaced;

and

(b) that no improper use has been made of that permit or document,

he may on the application of that person, and on payment of the prescribed fee, issue to him a duplicate of the permit or other document.

(2) A duplicate issued under this section shall have the same force and effect as the original of which it is a duplicate.

72. (1) A person shall not make a false or misleading statement in any application, return, or other document under this Act. False or misleading statement.

Penalty: Five hundred dollars.

PART VI

(2) It shall be a defence to a charge for an offence under subsection (1) of this section that the defendant believed on reasonable grounds that the statement was true.

**Offences
against
provisions of
proclamations
or permits.**

73. A person shall not contravene, or fail to comply with, any provision or condition of proclamation, or permit under this Act.

Penalty: Two hundred dollars.

**Additional
penalty.**

74. (1) Where a person is convicted of an offence involving any unlawful act in relation to animals and the court is satisfied that more than one animal was involved in the offence, it shall, in addition to imposing a fine for the principal offence, impose an additional fine based on the number of animals involved in the commission of the offence.

(2) The amount of the additional fine shall be—

(a) not more than two hundred dollars for each protected animal of a rare species involved in the commission of the offence;

and

(b) not more than fifty dollars for each animal (other than a protected animal of a rare species) involved in the commission of the offence.

**Evidentiary
proceedings.**

75. (1) In any proceedings for an offence against this Act, an apparently genuine document purporting to be signed by the Director, and to state that at any specified time or during any specified period a person was or was not the holder of a permit under this Act shall be proof of the matter so stated in the absence of proof to the contrary.

(2) In any proceedings for an offence against this Act, an allegation in a complaint that a place referred to in the complaint is, or was at a time specified in the complaint, a reserve or sanctuary under this Act, shall be accepted as proved in the absence of proof to the contrary.

(3) Where in any proceedings for an offence against this Act, any question arises as to whether the defendant was duly authorized pursuant to this Act to perform the action subject to the charge, the onus of proving that authorization shall lie upon him.

**Summary
disposal of
proceedings.**

76. (1) Proceedings in respect of offences under this Act shall be disposed of summarily.

(2) A complaint for an offence against this Act, may be laid within twelve months after the offence was committed by the defendant.

77. Upon convicting any person for an offence against this Act, the court may, in addition to imposing any other penalty, order—

Powers of court.

- (a) that any permit of the convicted person be cancelled;
and
- (b) that the convicted person be disqualified for such period as the court may specify from holding and obtaining a permit under this Act.

78. (1) The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

Financial provision.

(2) Any moneys received or recovered by the Minister, the Permanent Head or the Director under this Act shall, except as otherwise provided by this Act, be paid into the General Revenue of the State.

79. (1) Any person who causes damage to any portion of a reserve or any building, equipment or facility on a reserve shall be liable to compensate the Minister for that damage.

Minister may recover compensation for damage to reserve, etc.

(2) The Minister may, by action in any court of competent jurisdiction recover compensation to which he is entitled under subsection (1) of this section.

80. (1) The Governor may make such regulations as are contemplated by this Act, or as he deems necessary or expedient for the purposes or objects of this Act.

Regulations.

(2) Without limiting the generality of subsection (1) of this section, the regulations may—

- (a) confer any powers, authorities, duties and the obligations upon the Minister, the Permanent Head, the Director, or any officers appointed under this Act, that may be necessary or expedient for the enforcement of this Act;
- (b) regulate the use and enjoyment of reserves;
- (c) provide for the safety of persons in reserves;
- (d) establish standards of conduct to which those who may resort to any reserve must conform while on the reserve;
- (e) provide for the removal of trespassers from reserves;
- (f) restrict or prohibit access to reserves or any portions of reserves;

PART VI

- (g) provide for the preservation and protection of natural features of reserves;
- (h) provide for the protection, conservation and management of animals and plants in reserves;
- (i) regulate, restrict or prohibit the taking of animals and plants into reserves or the removal of animals and plants from reserves;
- (j) provide for the impounding, removal, destruction, or disposal of animals found straying upon reserves;
- (k) regulate restrict or prohibit the taking of firearms or other devices into, or the use of firearms or other devices in, a reserve or sanctuary;
- (l) provide for the collection of scientific specimens and the pursuit of research in reserves;
- (m) reserve the whole or any portion of a reserve for a separate or exclusive use prescribed by the regulations;
- (n) restrict or prohibit access to a reserve or any portion of a reserve by any person or class of persons;
- (o) regulate, restrict or prohibit the use of roads or tracks in reserves;
- (p) regulate, restrict or prohibit the use of motor vehicles or other vehicles in reserves;
- (q) provide for the impounding, removal or disposal of any vehicle or property found in a reserve in contravention of a regulation;
- (r) prescribe, and provide for the collection or recovery of, charges or entrance fees to be made of persons entering or desiring to enter a reserve or desiring to use facilities provided on a reserve;
- (s) regulate, restrict or prohibit the parking of vehicles in a reserve;
- (t) regulate, restrict or prohibit camping within a reserve;
- (u) regulate, restrict or prohibit the erection of buildings, signs or other structures in reserves;
- (v) provide for the protection and preservation of buildings, structures, signs and other improvements in reserves;
- (w) exempt Aboriginal persons generally, or Aboriginal persons of a specified class, from all or any of the provisions of this Act in such portions of the State as may be specified in the regulations;
- (x) make any other provision that may in the opinion of the Governor conduce to the preservation or conservation of wildlife;

(y) prescribe penalties, recoverable summarily, for breach of, or non-compliance with, any regulation;

and

(z) provide that all or any of the offences arising under the regulations may be expiated by the payment of a fee, stipulated in the regulations, to the Minister within a period specified in the regulations, and that if an offence is so expiated, no proceedings shall be brought in any court for the recovery of a penalty in respect of that offence.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Governor's Deputy

THE SCHEDULES

FIRST SCHEDULE**ACTS REPEALED**

Fauna and Flora Reserve Act, 1919
Fauna and Flora Reserve Act Amendment Act, 1940
Fauna Conservation Act, 1964
Fauna Conservation Act Amendment Act, 1965
National Parks Act, 1966
The National Pleasure Resorts Act, 1914
National Pleasure Resorts Act Amendment Act, 1960
Native Plants Protection Act, 1939

SECOND SCHEDULE**ACTS AMENDED**

The following Acts are amended, and as so amended may be cited, as shown hereunder:—

Act Amended	How Amended	Citation of Amended Act
The Lands for Public Purposes Acquisition Act, 1914-1966	By striking out paragraph 1a of section 4	Lands for Public Purposes Acquisition Act, 1914-1972
Statute Law Revision Act, 1935	By striking out so much of the second schedule as relates to the Fauna and Flora Reserve Act, 1919, and The National Pleasure Resorts Act, 1914	No change in citation

THIRD SCHEDULE

The following lands are hereby constituted National Parks:—

Lincoln National Park	Hundred Flinders, Section 2, 3, 5, 6, 12-14 Smith Island, Hopkins Island, Lewis Island, Little Island, Owen Island, Albatross Island, Liguanea Island, Rabbit Island (being section 395, North out of Hundreds) Curta Rocks Hundred Flinders, Section 4
Flinders Ranges National Park .	Hundred Edeowie, Section 148 Hundred Bunyeroo, Section 177 Hundred Parachilna, Section 61 North out of Hundreds, Section 473 North out of Hundreds, Section 333 North out of Hundreds, Section 106
Gammon Ranges National Park	North out of Hundreds, Section 464 North out of Hundreds, Section 35
Innes National Park	Hundred Warrenben, Section 99-102 Islands of Pondalowie Bay (excluding South Island, being Section 88, Hundred Warrenben)
Coorong National Park	Hundred Glyde, Section 17, 60 Hundred Santo, Section 6 Hundred Glyde, Section 59 Hundred Santo, Section 43 Hundred Santo, Section 52
Canunda National Park	Hundred Rivoli Bay, Section 377, 378, 379, 396 Hundred Mayurra, Section 157 Hundred Benara, Section 386
Flinders Chase National Park ...	Hundred Border, Section 11 Hundred Gosse, Section 64 Hundred McDonald, Section 17 South out of Hundreds, Section 66 Casuarina Islets (The Brothers)
Mount Remarkable National Park	Hundred Winninowie, Section 176 Hundred Wongyarra, Section 471 Hundred Wongyarra, Section 474, 489 Hundred Wongyarra, Section 488 Hundred Baroota, Section 218 Hundred Baroota, Section 216, 217 Hundred Baroota, Section 180, 210, 219

FOURTH SCHEDULE

The following lands are hereby constituted Conservation Parks:—

Nixon-Skinner Conservation Park	Hundred Myponga, Section 245
Ferries-McDonald Conservation Park	Hundred Freeling, Section 266-268, 103, 271, 272, 238, 241, 242, 245, 246
Fairview Conservation Park	Hundred Woolumbool, Section 93, 98
Waitpinga Conservation Park ...	Hundred Waitpinga, Section 355
Eric Bonython Conservation Park	Hundred Waitpinga, Section 356, 357
Spring Gully Conservation Park	Hundred Clare, Section 568, 572 Hundred Clare, Section 365
Hincks Conservation Park	Hundred Hincks, Section 2 Hundred Murlong, Section 25 Hundred Nicholls, Section 11 Hundred Nicholls, Section 12 North out of Hundreds, Section 365
Peebinga Conservation Park	Hundred Peebinga, Section 21, 22, 31, 19, 30
Hambidge Conservation Park ...	Hundred Hambidge, Section 7 North out of Hundreds, Section 364
Kellidie Bay Conservation Park .	Hundred Lake Wangary, Section 1-13, 21, 273-277, 295
Mount Rescue Conservation Park	Hundred Archibald, Section 7, 8, 9, 10 Hundred Makin, Section 3, 4
Billiatt Conservation Park	Hundred Auld, Section 26 Hundred Billiatt, Section 15, 18
Cleland Conservation Park	Hundred Adelaide, Section 608 Hundred Adelaide, Section 637 Hundred Adelaide, Section 500 Hundred Onkaparinga, Section 424 Hundred Adelaide, Section 920
Horsnell Gully Conservation Park	Hundred Adelaide, Section 609, 618
The Knoll Conservation Park ..	Hundred Adelaide, Section 612
Penguin Island Conservation Park	Hundred Rivoli Bay, Section 374 South out of Hundreds, Un-numbered Section (Penguin Island)
Mundoora Conservation Park ..	Hundred Mundoora, Section 439-441 Hundred Mundoora, Section 442
Torrens Island Conservation Park	Hundred Port Adelaide, Section 467
Messent Conservation Park	Hundred Messent, Section 1 Hundred Colebatch, Section 1
Hale Conservation Park	Hundred Barossa, Section 119, 124, 125, 135, 138, 315
Big Heath Conservation Park ...	Hundred Spence, Section 17-20, 169
Sandy Creek Conservation Park .	Hundred Barossa, Section 72 Hundred Barossa, Section 317, 319
Spring Mount Conservation Park	Hundred Encounter Bay, Section 633, 715
Warren Conservation Park	Hundred Barossa, Section 321 Hundred Para Wirra, Section 118, 387, 388
Calectasia Conservation Park ...	Hundred Short, Section 157
Desert Camp Conservation Park	Hundred Marcollat, Section 87 Hundred Marcollat, Section 105
Guichen Bay Conservation Park	Hundred Waterhouse, Section 360, 361
Jip Jip Conservation Park	Hundred Peacock, Section 86
Mount Magnificent Conservation Park	Hundred Kuitpo, Section 293
Morialta Conservation Park	Hundred Adelaide, Section 833 Hundred Adelaide, Section 834
Elliot Price Conservation Park ..	North out of Hundreds, Section 49
Mount Boothby Conservation Park	Hundred Colebatch, Section 3

Simpson Desert Conservation Park	North out of Hundreds, Section 48
Ridley Conservation Park	Hundred Ridley, Section 479, 480, 483 Hundred Fisher, Section 144
Yumbarra Conservation Park ...	North out of Hundreds, Section 457
Beachport Conservation Park ...	Hundred Lake George, Section 5, 31, 32, 40, 58
Parndana Conservation Park ...	Hundred Seddon, Section 58
Warrenben Conservation Park ...	Hundred Warrenben, Section 97 Hundred Warrenben, Section 44, 45, 54
Wittelbee Conservation Park ...	Hundred Bonython, Section 101
Scott Conservation Park	Hundred Goolwa, Section 218, 347
White's Dam Conservation Park	Hundred Lindley, Section 202 Hundred Lindley, Section 197, 199, 201 Hundred Maude, Section 252
Carcuma Conservation Park	Hundred Carcuma, Section 23
Karte Conservation Park	Hundred Kingsford, Section 3, 4
Piccaninnie Ponds Conservation Park	Hundred Caroline, Section 598, 692
Sleaford Mere Conservation Park	Hundred Sleaford, Section 36
Unnamed Conservation Park ...	Hundred Messent, Section 14 Hundred Santo, Section 19
Cox's Scrub Conservation Park .	Hundred Kondoparinga, Section 1972, 1979-1985
Dudley Conservation Park	Hundred Dudley, Section 294-296, 302, 303
Unnamed Conservation Park ...	North out of Hundreds, Section 50
Pooginook Conservation Park ..	Hundred Pooginook, Section 7, 8, 14
Swan Reach Conservation Park .	Hundred Fisher, Section 38, 39, 55, 56, 59, 60
Mount Taylor Conservation Park	Hundred Newland, Section 102
Bascombe Well Conservation Park	Hundred Kappawanta, Section 2 Hundred Barwell, Section 29 Hundred Blesing, Section 11 Hundred Cowan, Section 39, 65
Scorpion Springs Conservation Park	Hundred Fisk, Section 16 Hundred Quirke, Section 9, 10 South out of Hundreds, Section 65
Gum Lagoon Conservation Park	Hundred Wells, Section 9, 30 Hundred Petherick, Section 8, 37
Telowie Gorge Conservation Park	Hundred Telowie, Section 439, 491
Penola Conservation Park	Hundred Monbulla, Section 255, 256
Clinton Conservation Park	Hundred Clinton, Section 568
Glen Roy Conservation Park ...	Hundred Comaum, Section 276, 279, 479
Pinkawillinie Conservation Park	Hundred Pinkawillinie, Section 114 Hundred Panitya, Section 29
Gower Conservation Park	Hundred Hindmarsh, Section 517
Cape Torrens Conservation Park	Hundred Borda, Section 10
Cape Hart Conservation Park ..	Hundred Dudley, Section 377, 384
Cape Gantheaume Conservation Park	Hundred Haines, Section 258, 275-279, 284 Hundred MacGillivray, Section 66, 67 Hundred Seddon, Section 52 plus Pelorus Island (s.e. from Vivonne Bay)
Western River Conservation Park	Hundred Gosse, Section 8, 47
Vivonne Bay Conservation Park	Hundred Newland, Section 7, 8, 106
Kelly Hill Conservation Park	Hundred Ritchie, Section 5 Hundred Ritchie, Section 9 and 10
Seddon Conservation Park	Hundred Seddon, Section 67
Port Gawler Conservation Park .	Hundred Port Gawler, Section 616 Hundred Port Adelaide, Section 483
Kelvin Powrie Conservation Park	Hundred Archibald, Section 34 Hundred Stirling, Section 475

Padthaway Conservation Park ..	Hundred Parsons, Section 136
Cudlee Creek Conservation Park	Hundred Talunga, Section 57
Montacute Conservation Park ..	Hundred Onkaparinga, Section 473, 523, 524, 5586, 5587, 5589, 5590
Lowan Conservation Park	Hundred Bowhill, Section 71
Deep Creek Conservation Park .	Hundred Waitpinga, Section 130, 216, 217, 365
Lake Gilles Conservation Park ..	Hundred O'Connor, Section 1-14, 16-20, 43 North out of Hundreds, Pastoral Block 958, Section 316
Whyalla Conservation Park	Hundred Cultana, Section 14
Mount Shaugh Conservation Park	Hundred Shaugh, Section 5
Black Hill Conservation Park ..	Hundred Adelaide, Section 669, 670, 671 Hundred Onkaparinga, Section 526
Dingley Dell Conservation Park	Hundred MacDonnell, Part Section 138, C.T. Vol. 1231, Fol. 123
Fort Glanville Conservation Park	Hundred Port Adelaide, Part Section 415, C.T. Vol. 1987, Fol. 104
Naracoorte Caves Conservation Park	Hundred Jessie, Section 466 Hundred Joanna, Section 392, 395, 396, 398, 397
Tantanoola Caves Conservation Park	Hundred Hindmarsh, Section 213
Tumby Island Conservation Park	North out of Hundreds, Section 682
Kapunda Island Conservation Park	Hundred Bookpurnong (Kapunda Island) in River Murray
Media Island Conservation Park	Hundred Gordon (Media Island) in River Murray
Rilli Island Conservation Park ..	Hundred Gordon (Rilli Island) in River Murray
Seal Bay Conservation Park	That portion of Hundred of Seddon, bounded as follows:—Commencing at S.W. corner of Section 2, Hundred Seddon, thence generally E. along S. boundary of latter section and across road to S.W. corner of Section 52; generally S.E. along S.W. boundary of latter Section to its intersection with E. boundary of said Hundred; S. along portion of latter boundary to L.W.M.; generally N.W. and W. along portion of said L.W.M. to its intersection with production S.E. of S.W. boundary of Section 2, Hundred Seddon; thence N.W. along said production to point of commencement *Nobby Island
Eba Island Conservation Park ..	In Streaky Bay, adjacent to Hundred Scott, out of Hundreds
West Island Conservation Park .	Hundred Waitpinga, Section 360
Nuyt's Archipelago Conservation Park	Eyre Island Franklin Islands, Goat Island, Lacey Island, Lound Island, Purdie Island
Isles of St. Francis Conservation Park	Freeling Island, Smooth Island St. Francis Island (excluding Section 220, North out of Hundreds) Dog Island, Egg Island, Fenelong Island, Masillon Island, West Island, Hart Island
Investigator Group Conservation Park	Topgallant Island, Ward Island, Pearson Island, (excluding Section 12 and 13, North out of Hundreds)
Gambier Islands Conservation Park	Three islets S. and W. from Wedge Island North Island

Sir Joseph Banks Group Conservation Park	Blyth Island, Boucaut Island, Duffield Island, English Island, Sibsey Island
Whidbey Isles Conservation Park	Four Hummocks Islands (excluding Southernmost Island) Perforated Island, Price Island Unnamed Island south from Pt. Avoid
Beatrice Islet Conservation Park	Beatrice Islet, N.N.E. from Kingscote
Busby Islet Conservation Park ...	Busby Islet, N.N.E. from Kingscote
The Pages Conservation Park ...	The Pages Islands, S.E. from Cape Jervis
Pullen Island Conservation Park	Pullen Island, adjacent Port Elliot
Neptune Islands Conservation Park	North and South Neptunes (excluding southernmost Island of South Neptunes)
Althorpe Islands Conservation Park	Althorpe Islands (excluding Section 13 and 61, South out of Hundreds)
Lipson Island Conservation Park	Lipson Island (N.E. from Tumby Bay)
Olive Island Conservation Park .	Olive Island (N.W. from Streaky Bay)
Rocky Island (north) Conservation Park	Rocky Island (N. from Coffin Bay)
Rocky Island (south) Conservation Park	Rocky Island (W. from Four Hummocks)
Sinclair Island Conservation Park	Sinclair Island (E.S.E. from Fowlers Bay)
Cap Island Conservation Park ..	Cap Island (N.W. from Mount Hope)
Baird Bay Islands Conservation Park	Hundred Wrenfordsley, Section 181, island in Baird Bay Jones Island
Nuyt's Reef Conservation Park .	Hundred Wookata, Nuyt's Reefs south of Cape Adieu
Greenly Island Conservation Park	Hundred Lake Wangary, Greenly Island, 20 miles W.S.W. from Port Whidbey
Mount Dutton Bay Conservation Park	All Islands in Mount Dutton Bay The Brothers, Goat Island and Rabbit Island
Waldegrave Islands Conservation Park	Waldegrave Island and small island west of Waldegrave Island adjacent to Hundred Ward
Pelican Lagoon Conservation Park	Hundred Dudley, Section 475, 476, 477, 478 and 479
Pigface Island Conservation Park	Pigface Island, Hundred Scott, adjacent to Section 54
Avoid Bay Islands Conservation Park	Black Rocks adjacent Coffin Bay Peninsula and small unnamed islands, S.E. from Section 107 and 108, Hundred Lake Wangary
Bird Islands Conservation Park .	Bird Islands, S.W. from Wallaroo, Hundred of Wallaroo
Salt Lagoon Islands Conservation Park	Islands E. of Section 78 and 80, Hundred Baker and waters within 5 chains
Maize Island Lagoon Conservation Park	Section 365, 427, Waikerie Irrigation Area, Holder Division, Hundred Holder
Baudin Rocks Conservation Park	Godfrey Islands, north of town of Robe and west from Hundred Waterhouse
Myponga Conservation Park ...	Hundred Myponga, Section 269 and 270
Belt Hill Conservation Park	Hundred Rivoli Bay, Section 339
Carrie Conservation Park	Hundred Carrie, Section 153
Goose Island Conservation Park	Goose Island and White Rocks Island N.W. of Wardang Island and N.W. from Port Victoria
Kyeema Conservation Park	Hundred Kuitpo, Section 92, 522, 688, 850 and 320
Hacks Lagoon Conservation Park	Hundred Robertson, Section 249

FIFTH SCHEDULE

The following lands are hereby constituted Game Reserves:—

Katarapko Game Reserve	Hundred Katarapko, Cobdogla Irrigation Area, Weigall Division, Section 73, 74
Bool Lagoon Game Reserve	Hundred Robertson, Section 223, 224, Section 356
Coorong Game Reserve	Hundred Santo, that portion of the Coorong situate between a straight line joining Jacks Point to the N.E. corner of Section 5 and a straight line, being the production of the S.E. boundary of Section 5 to the Eastern boundary of the Coorong Teal Island, North Pelican Island, Halfway Island, Pelican Island and Mellor Island Hundred Santo, Section 1, 5, 36 and 37, and 150 link reserve adjacent to Section 5 and 13, Pelican Reef, South Reef, Seagull Island, Snipe Island and Wild Dog Island Hundred Santo, Section 31, 40, 44-48, 50 and 51
Mud Islands Game Reserve	Hundred Baker, Section 642-644, 646-652
Tolderol Game Reserve	Hundred Freeling, Section 349 and 150 link reserve adjacent to section 349
Bucks Lake Game Reserve	Hundred Kongorong, Section 618

SIXTH SCHEDULE

The following lands are hereby constituted Recreation Parks:—

Belair Recreation Park	Hundred Adelaide, Section 675
Para Wirra Recreation Park	Hundred Barossa, Section 311 Hundred Barossa, Section 183-185, 217, 181, 237, 238 and 299 Hundred Para Wirra, Section 423 Hundred Para Wirra, Section 428 Hundred Para Wirra, Section 429
Glossop Recreation Park	Berri Irrigation Area, Section 1444
Totness Recreation Park	Hundred Macclesfield, Section 124
Caratoola Recreation Park	Hundred Haslam, Section 53
Brownhill Creek Recreation Park	Hundred Adelaide, Section 676
Coulthard Recreation Park	Hundred Moorooroo, Part Section 161, C.T. 2362/58
The Elbow Recreation Park	Hundred Adelaide, Part Section 1285, C.T. 1655/79
Ferguson Recreation Park	Hundred Adelaide, Part Section 289, C.T. 367/196, C.T. 2051/195
Greenhill Recreation Park	Hundred Adelaide, Section 578 ..
Kingston Park Recreation Park ..	Hundred Noarlunga, Section 1540, 1541
Lenswood Recreation Park	Hundred Onkaparinga, Part Section 5148, C.T. 2126/186
Loftia Recreation Park	Hundred Noarlunga, Part Section 421 and 422, C.T. 3635/150
Windy Point Recreation Park ...	Hundred Adelaide, Section 597
Shepherds Hill Recreation Park .	Hundred Adelaide, Part Section 14 and Part Section 35, C.T. 2396/141 Hundred Adelaide, Part Section 15, C.T. 3481/181 Hundred Adelaide, Part Section 36, C.T. 2201/97

SEVENTH SCHEDULE

PROTECTED NATIVE PLANTS

Emu Bush	<i>Eremophila longifolia</i>
Bullock Bush	<i>Heterodendron oleifolium</i>
Native Pittosporum	<i>Pittosporum phillyreoides</i>
Sugar Wood	<i>Myoporum platycarpum</i>
Native Orange	<i>Capparis mitchellii</i>
Native Peach	<i>Eucarya acuminata</i>
Bitter Quandong	<i>Eucarya murrayana</i>
King Fern	<i>Todea barbara</i>
Coral or Birdnest Fern	<i>Gleichenia circinata</i>
Hand Flower	<i>Cheiranthra linearis</i>
Hovea	<i>Hovea longifolia</i>
Orchids	All species
Sturt Pea	<i>Clianthus formosus</i>

EIGHTH SCHEDULE

RARE SPECIES

Major Mitchell Cockatoo (<i>Kakatoe leadbeateri</i>)
Beautiful Firetail Finch (<i>Zonaeginthus bellus</i>)
Mallee Fowl (<i>Leipoa ocellata</i>)
Plain Wanderer (Turkey Quail) (<i>Pedionomus torquatus</i>)
Australian Bustard (Wild Turkey) (<i>Eupodotis australis</i>)
Brolga (Native Companion) (<i>Megalornis rubicundus</i>)
Southern Stone Curlew (<i>Burhinus magnirostris</i>)
Glossy Black Cockatoo (<i>Calyptorhynchus lathami</i>)
Ground Parrot (<i>Pezoporus wallicus</i>)
Night Parrot (<i>Geopsittacus occidentalis</i>)
Western Whipbird (<i>Psophodes nigrogularis</i>)
Eyrean Grass-Wren (<i>Amytornis goyderi</i>)
Princess Parrot (<i>Polytelis alexandrae</i>)
Scarlet-chested Parrot (<i>Neophema splendida</i>)
Orange-breasted Parrot (<i>Neophema chrysogaster</i>)
Red-throated Whistler (<i>Pachycephala rufogularis</i>)
Spotted Quail-Thrush (<i>Cinclosoma punctatum</i>)
Spotted Bower Bird (<i>Chlamydera maculata</i>)
Western Bower Bird (<i>Chlamydera guttata</i>)
Platypus (<i>Ornithorhynchus anatinus</i>)
Tiger Cat (<i>Dasyurus maculatus</i>)
Common Native Cat (<i>Dasyurus quoll</i>)
Black-tailed Native Cat (<i>Dasyurus geoffreyi</i>)
Brush-tailed Pouched Mouse (<i>Phascogale penicillata</i>)
Banded Ant-eater (<i>Myrmecobius fasciatus</i>)
Marsupial Mole (<i>Notoryctes typhlops</i>)
Nuyt's Islands Bandicoot (<i>Isodon nauticus</i>)
Barred Bandicoot (<i>Perameles myosura</i>)
Rabbit Bandicoot (<i>Thylacomys lagotis</i>)
White-tailed Bilby (<i>Thylacomys leucurus</i>)
Lesser Bilby (<i>Thylacomys minor</i>)
Pig-footed Bandicoot (<i>Chaeropus ecaudatus</i>)
Koala (<i>Phascogale cinereus</i>)
Pigmy Gliding Possum (<i>Acrobates pygmaeus</i>)
Plain Rat-Kangaroo (<i>Caloprymnus campestris</i>)
Toolach Wallaby (<i>Protemnodon greyi</i>)
Pearson Island Rock-Wallaby (<i>Petrogale pearsoni</i>)
Flinders Island Wallaby (<i>Thylogale flindersi</i>)
Yellow-footed Rock-Wallaby (<i>Petrogale xanthopus</i>)

NINTH SCHEDULE

UNPROTECTED SPECIES

Zebra Finch (*Taeniopygia castanotis*)
Budgerygah (*Melopsittacus undulatus*)
Red Wattlebird (*Anthochaera carunculata*)
Grey-backed Silvereye (*Zosterops halmaturina*)
Galah (*Kakatoe roseicapilla*)
Little Corella (*Kakatoe sanguinea*)
Australian Raven (*Corvus coronoides*)
Little Crow (*Corvus bennetti*)
Australian Crow (*Corvus orru ceciliae*)
Little Raven (*Corvus mellori*)
Wild Dog (Dingo) (*Canis familiaris*)
All poisonous snakes