



FORESTRY AMENDMENT ACT (No. 2) 1984

No. 104 of 1984

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AN ACT to amend the Forestry Act 1920.

[Royal Assent 21 December 1984]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Forestry Amendment Act (No. 2)* Short title. 1984.

Commence-
ment.

2—This Act shall commence on the day on which it receives the royal assent.

Principal Act.

3—In this Act, the *Forestry Act* 1920* is referred to as the Principal Act.

Insertion in
Principal Act
of new
section 20B.

4—After section 20A of the Principal Act, the following section is inserted:—

Declaration
of area of
State forest
prohibited
to public.

20B—The Minister may, on the recommendation of the Commission, by notice in the *Gazette*, declare an area of State forest to be an area into which persons may not enter and in which persons may not remain without the authorization in writing of the Commission.

Insertion in
Principal Act
of new
sections 46A
and 46B.

5—After section 46 of the Principal Act, the following sections are inserted:—

Entering area of
State forest
prohibited
to public.

46A—A person who, without the authorization in writing of the Commission, enters into or remains in an area of State forest in respect of which a declaration under section 20B is in force is guilty of an offence and is liable on summary conviction to a penalty not exceeding \$500.

Powers of
police officer
in relation
to area of
State forest
prohibited
to public.

46B—(1) Where a police officer has reasonable grounds for believing that a person has entered or is remaining in an area of State forest in respect of which a declaration under section 20B is in force without the authorization in writing of the Commission, he may require that person to leave the area.

(2) A police officer may arrest a person who, when required in accordance with subsection (1) to leave the area referred to in that subsection, refuses to do so, or does not do so with reasonable expedition.

* 11 Geo. V No. 60. For this Act, as amended up to and including 1st September 1977, see the continuing Reprint of Statutes. Subsequently amended by No. 117 of 1977, Nos. 19 and 95 of 1980, No. 18 of 1981, No. 15 of 1983, and No. 36 of 1984.