NORTHERN TERRITORY OF AUSTRALIA

TERRITORY PARKS AND WILDLIFE CONSERVATION BY-LAWS 1984

As in force at 8 October 2026

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 8 October 2026

TERRITORY PARKS AND WILDLIFE CONSERVATION BY-LAWS 1984

By-laws under the *Territory Parks and Wildlife Conservation Act 1976*

Part 1 Preliminary matters

1 Citation

These By-laws may be cited as the *Territory Parks and Wildlife Conservation By-laws 1984*.

2 Repeal

The By-laws specified in Schedule 1 are repealed.

3 Definitions

In these By-laws:

airboat means a vessel propelled by an aircraft-type propeller or fan.

Aquaculture licence, see by-law 27A.

authorised officer, for Part 5A, see by-law 46A.

authorised receptacle means a receptacle for the disposal of rubbish provided on a park or reserve.

camp includes:

(a) stay overnight in a vehicle, vessel, tent or other temporary shelter; and

(b) stay overnight in the open air; and

(c) prepare a temporary shelter or park or moor a vehicle or vessel for the purpose of staying overnight.

camping area means a part of a park or reserve designated under by-law 8(1) as a camping area.

category A means a camping area with a high degree of site maintenance and facilities provided by the Commission which includes showers and septic, chemical or sewered toilets, and may include lawned areas, receptacles, picnic tables, cooking facilities or serviced barbecues, tap water and individual camp sites.

category B means a camping area:

(a) with a basic to moderate degree of site maintenance and facilities provided by the Commission, which may include toilet facilities, picnic tables, tap water and barbecues; or

(b) classified by the Commission as a youth camping area or an outdoor education camping area and that has a variable degree of site maintenance and facilities.

category C means a camping area:

(a) that is managed commercially under a permit issued by the Commission under by-law 13; and

(b) that has a variable degree of site maintenance and facilities.

category D means a camping area:

(a) that is classified by the Commission as a premium campground that has a variable degree of site maintenance and facilities; and

(b) that provides an exclusive camping experience, by reason of having a locked gate, being limited in quantity or being in an exceptional location.

commercial fishing licence, see by-law 27A.

declared park or reserve means a park or reserve declared by the Commission under by-law 6A(1).

designated under by-law 51, for an area, means designated under a sign or notice erected, placed or displayed in a park or reserve under by-law 51.

driver, for a vehicle or vessel, means a person in control of the vehicle or vessel.

fire means a fire consuming a gaseous, liquid or solid fuel.

firearm, see section 3(1) of the *Firearms Act 1997*.

Fishing Tour Operator licence, see by-law 27A.

infringement notice, see by-law 46B.

infringement offence, means an offence against a provision of these By-laws specified in Schedule 4.

licence means a licence granted under the *Motor Vehicles Act 1949* to drive a motor vehicle.

Limmen Bight Marine Park, see by-law 27A.

motor vehicle has the same meaning as in the *Traffic Act 1987*.

owner, for Part 5A, see by-law 46A.

park or reserve includes land committed under a law of the Territory to the care, control and management of the Commission or which, under section 76(1) of the *Crown Lands Act 1992*, may be managed, regulated or controlled by the Commission.

parks pass, see by-law 6A(1).

possession, for an item, includes having control of the item.

prescribed amount, for an infringement offence, means the amount equal to the monetary value of the number of penalty units specified for the offence in Schedule 4.

provided means provided by the Commission.

relevant law, for Part 5A, see by-law 46A.

tourist operator means a person conducting tours under a permit issued under by-law 13.

trap means a device that is made, adapted or used for capturing or constraining an animal.

vehicle has the same meaning as in the *Traffic Act 1987*.

vehicle pound means a yard or other place declared under by-law 36 to be a vehicle pound.

weapon means an instrument capable of inflicting harm to a person or wildlife, and includes a device that is capable of discharging a projectile.

4 Application of By-laws

These By-laws apply to and in relation to all parks and reserves (including all land committed under a law of the Territory to the care, control and management of the Commission or which, under

section 76(1) of the *Crown Lands Act 1992*, may be managed, regulated or controlled by the Commission) except to the extent that they are inconsistent with by-laws made under section 71 of the Act in respect of a particular park or reserve or, in the case of land reserved under section 78 of the *Crown Lands Act 1992*, the purpose for which it is reserved.

Part 2 Access to parks and reserves

5 Opening hours

(1AA) This by-law does not apply in relation to the following parks:

(a) Alice Springs Desert Park;

(b) Territory Wildlife Park.

(1) Subject to by-law 6, unless otherwise provided in its plan of management, a park or reserve is open to the public:

(a) if the park or reserve is specified in Schedule 2 – during the times specified in Schedule 2 opposite the name of the park or reserve; or

(b) if the park or reserve is not specified in Schedule 2 – at all times.

(2) A person must not enter or remain in a park or reserve, or part of a park or reserve, other than at a time when the park or reserve, or the part of the park or reserve, is open to the public.

Maximum penalty: 4 penalty units.

(3) It is a defence to a prosecution for an offence against clause (2) if the defendant has a reasonable excuse.

Note for by-law 5

A person's access to a park or reserve may be subject to a parks pass under by-law 6A.

6 Access to parks and reserves

(1) The Commission may prohibit access to a park or reserve or part of a park or reserve if it is of the opinion that:

(a) public safety may be endangered; or

(b) the protection and preservation of the park or reserve or that part of the park or reserve may be interfered with; or

(c) disadvantage to the good order and management of the park or reserve may be caused;

by access to the park or reserve or that part of the park or reserve.

(2) The Commission may prohibit access to a park or reserve or part of a park or reserve by a person or persons included in a class of persons where it is of the opinion that:

(a) public safety may be endangered; or

(b) the protection and preservation of the park or reserve or that part of the park or reserve may be interfered with;

by access to the park or reserve or that part of the park or reserve by that person or persons included in that class of persons.

(3) Notice of a prohibition under clause (1) or (2) must be:

(a) published on the Agency's website; and

(b) prominently displayed at all entrances to the park or reserve or part of the park or reserve to which the prohibition relates.

(4) A person who, or a person included in a class of persons which, is prohibited under clause (1) or (2) from entering a park or reserve or part of a park or reserve must not enter the park or reserve or that part of the park or reserve.

Maximum penalty: 8 penalty units.

(5) It is a defence to a prosecution for an offence against clause (4) if the defendant proves that his or her presence in the park or reserve or the part of the park or reserve was:

(a) due to the existence of an emergency; or

(b) unavoidable by the taking of reasonable care.

6A Parks pass for access to park or reserve

(1) The Commission may, by *Gazette* notice, declare a park or reserve to be a park or reserve for which a ***parks pass*** is required to access the park or reserve.

(2) A person must obtain a parks pass to access a declared park or reserve unless the person is a resident of the Territory.

(3) The person may, on payment of a fee, obtain a parks pass from the Commission.

(3A) A tourist operator may, on payment of a fee, obtain a parks pass from the Commission on behalf of each person who is part of a tour conducted by the tourist operator.

(4) The person's access to the declared park or reserve under the parks pass is subject to by-laws 5 and 6.

(5) In this by-law:

resident of the Territory means a person whose usual place of residence is in the Territory.

7 Prohibition of swimming in certain areas

(1) The Commission may declare an area of water in a park or reserve to be a prohibited area if it is of the opinion that the entry of a person into that area of water would be likely to:

(a) result in the exposure of the person to danger or to a health hazard; or

(b) give rise to circumstances constituting a hazard to the health or safety of other persons.

(2) If the Commission makes a declaration under clause (1), it must cause to be erected, as close to the area of water as is reasonably practicable, a sign bearing:

(a) the words "ENTRY TO WATER PROHIBITED"; and

(b) a description of the area of water.

(3) A person must not enter an area of water in respect of which a declaration is in force under clause (1).

Maximum penalty for an offence against clause (3):
8 penalty units.

8 Camping

(1) The Commission may, by means of clearly marked signs, designate an area within a park or reserve as a camping area.

(1A) The Commission must classify a camping area as category A, category B, category C or category D.

(2) A person must not camp in a park or reserve except:

(a) in a camping area, in accordance with a camping booking receipt issued by the Commission; or

(b) in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units and 1 penalty unit for each day during which the offence continues.

Note for clause (2)

A person who contravenes a condition of a camping booking receipt or permit commits an offence under this clause.

(3) A person must not camp in a camping area for more than 14 days in a 28 day period.

Maximum penalty: 8 penalty units and 1 penalty unit for each day during which the offence continues.

(4) If a conservation officer reasonably believes a person has contravened clause (2) or (3), the officer may direct the person to remove anything used for camping in contravention of clause (2) or (3) to a place specified by the officer.

(5) The person must comply with the direction.

Maximum penalty: 8 penalty units and 1 penalty unit for each day during which the offence continues.

(6) An offence against clause (2), (3) or (5) is a regulatory offence.

8A Use of vehicles

(1) The Commission may prohibit the use of vehicles in a park or reserve or part of a park or reserve:

(a) during particular hours of the day; or

(b) at all times.

(2) Notice of the prohibition must be:

(a) published on the Agency's website; and

(b) prominently displayed at all entrances to the park or reserve or the part of the park or reserve to which the prohibition relates.

(3) A person must not use a vehicle in contravention of a prohibition that is in force.

Maximum penalty: 8 penalty units.

(4) It is a defence to a prosecution for an offence against clause (3) if the defendant proves the use of the vehicle was due to the existence of an emergency.

9 Use of powered vessels

(1AA) This by-law does not apply in relation to an airboat.

(1) The Commission may, if it is of the opinion that the use of vessels propelled by power, or vessels included in a class of vessels propelled by power, would be likely to damage a park or reserve or interfere with the management of wildlife or with the enjoyment or safety of other persons, determine that an area of water in a park or reserve is an area in which the use of vessels:

(a) propelled by power; or

(b) included in a class of vessels propelled by power;

is prohibited.

(2) The power of the Commission to specify a vessel or a class of vessels propelled by power includes a power to specify a class by reference to:

(a) the manner in which the vessel or the class of vessels is so propelled; and

(b) the type, size, capacity or power of the engine by which the vessel or class of vessels is so propelled.

(3) If the Commission makes a determination under clause (1), it must cause to be erected, as close to the area of water as is reasonably practicable, a sign bearing:

(a) the words "POWER BOATS PROHIBITED"; and

(b) where the determination relates to vessels included in a class of vessels propelled by power – a description of the class of vessels the use of which is prohibited; and

(c) a description of the area of water.

(5) A person must not, except in accordance with a permit issued by the Commission:

(a) use a vessel propelled by power on an area of water in respect of which a determination under clause (1)(a) is in force; or

(b) where a determination in respect of a class of vessels propelled by power is in force, use a vessel included in that class of vessels on an area of water in respect of which the determination is in force.

Maximum penalty: 4 penalty units.

(6) It is a defence to a prosecution for an offence against clause (5) if the defendant proves that the use of the vessel or, for an offence against clause (5)(b), the use of a vessel included in a class of vessels in respect of which a determination is in force, was due to the existence of an emergency.

10 Fees and charges

(1) The fees set out in Schedule 3 are payable in respect of the activities and services specified opposite.

(1A) Despite clause (1), the Commission may from time to time, as it thinks fit, determine that special rates may be applied in relation to a fee set out in Schedule 3 by way of a discount to or waiver of the fee in respect of a class or group of persons, such as educational, scientific or special interest groups, pensioners, students, families, tourist operators, residents of a locality or visitors returning to a park and the Commission must publish the special rates in a notice at the entrance to a park or reserve or at or near a place where fees are payable in a park or reserve, and in such other manner as it thinks fit.

(2) A person must not participate in or undertake an activity for which a fee is set out in Schedule 3 without having first paid that fee.

Maximum penalty: 1 penalty unit.

(3) A fee is not refundable where permission to participate in or undertake an activity in a park or reserve is revoked, or the person paying the fee does not take advantage of the facility or service for which the person has paid.

(4) In this by-law and Schedule 3:

adult means a person who has attained the age of 18 years.

child means a person who has attained the age of 5 years but has not attained the age of 18 years.

family means not more than 2 adults and 4 children.

Part 3 Control of activities

11 Fires – general

(1) A person must not light, maintain or use a fire in a park or reserve except in an area designated under by-law 51 as an area where fires are permitted (a ***designated area***).

Maximum penalty: 15 penalty units.

(2) A person who has lit or used a fire in a designated area must not:

(a) leave the fire unattended; or

(b) fail to extinguish the fire before leaving the site of the fire.

Maximum penalty: 8 penalty units.

(3) It is a defence to a charge of an offence against clause (2) if, before leaving the site of fire, the defendant arranged with a person apparently over the age of 18 years to remain at the place where the fire was and not leave until that person either:

(a) extinguished the fire; or

(b) made a similar arrangement with another person apparently over the age of 18 years.

11A Fires – total fire ban

(1) The Commission may, by means of a sign or other notification, determine a period during which a total fire ban is in force in the whole or part of a park or reserve.

(2) If a total fire ban is in force a person must not light, maintain or use a fire anywhere in the area to which the total fire ban applies.

Maximum penalty: 15 penalty units.

12 Deposit of waste matter

A person must not in a park or reserve:

(a) deposit rubbish or litter (not being rubble or household or industrial waste) elsewhere than in an authorised receptacle; or

(b) deposit or discharge:

(i) rubble or household or industrial waste; or

(ii) noxious, offensive or polluting substances or material;

elsewhere than in an area provided by means of a sign or other notification for the purpose.

Maximum penalty: 8 penalty units and 1 penalty unit. for each day during which the offence continues.

13 Trade and commerce

(1) A person must not in a park or reserve carry on trade or commerce except in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units and 1 penalty unit. for each day during which the offence continues.

(2) An application for a permit to carry on trade or commerce in a park or reserve must be made in writing to the Commission and state the following:

(a) the name and business address of the applicant;

(b) the type of trade or commerce which the applicant proposes to carry on;

(c) the park or reserve or part of a park or reserve where the applicant proposes to carry on trade or commerce;

(d) such other matters as the Commission may require.

(3) On consideration of the application, the Commission must:

(a) issue the permit; or

(b) refuse to issue the permit; or

(c) issue the permit subject to conditions.

(4) A permit issued under clause (3) is:

(a) valid for the period specified in the permit; and

(b) subject to such terms and conditions as the Commission thinks fit and specifies in the permit.

(5) The Commission may determine the fee or royalty payable on the issue of a permit.

(6) In this by-law:

trade or commerce includes selling, offering or exposing for sale any article, plying for hire any goods or services, photography for commercial purposes and the conduct of a tour, safari or excursion.

13A Public events

(1) A person must not conduct a public event in a park or reserve except in accordance with a permit issued under this by-law.

Maximum penalty: 8 penalty units and 1 penalty unit for each day during which the offence continues.

(2) An application for a permit must be made in writing to the Commission and state the following:

(a) the name and address of the applicant;

(b) a description of the public event the applicant proposes to conduct;

(c) the park or reserve where the applicant proposes to conduct the public event;

(d) the part of the park or reserve to which access is to be restricted;

(e) the class or classes of persons to whom access to that part of the park or reserve is to be restricted;

(f) the days on which, and the times during which, access to that part of the park or reserve is to be restricted;

(g) such other matters as the Commission may require.

(3) On consideration of the application, the Commission must:

(a) issue the permit; or

(b) refuse to issue the permit; or

(c) issue the permit subject to conditions.

(4) A permit issued under clause (3):

(a) is valid on the days, and during the times, specified in the permit; and

(b) is subject to such terms and conditions as the Commission thinks fit and specifies in the permit.

(5) The Commission may determine a fee or royalty payable on the issue of a permit.

(6) In this by-law:

public event, in relation to a park or reserve, means an event conducted in the park or reserve that members of the public may attend (whether on payment of a entry fee to the event or otherwise) and for the purposes of which event access to a part of the park or reserve is restricted to a class or classes of persons.

14 Weapons, explosives and traps

(1) A person must not, except in accordance with a permit issued by the Commission:

(a) possess any of the following in a park or reserve:

(i) a firearm, speargun or other weapon;

(ii) ammunition, explosives or firework;

(iii) a net or other trap; or

(b) lay bait or poison.

Maximum penalty: 8 penalty units.

(2) Clause (1)(a) does not apply if the person reports possession of the item to the conservation officer in charge of the park or reserve on, or as soon as practicable after, entry to the park or reserve.

(3) A person mentioned in clause (2) must, on the request of a conservation officer, surrender the item.

Maximum penalty: 8 penalty units.

(4) The conservation officer must keep the item while the person remains in the park or reserve and return it, on request, when the person leaves the park or reserve.

(4A) A person must not discharge a firearm into a park or reserve from outside the park or reserve.

Maximum penalty: 8 penalty units.

(5) A conservation officer may seize an item mentioned in clause (1) that the officer has reason to suspect is or has been used in contravention of these By-laws or a permit mentioned in that clause.

Note for clause (5)

Section 120 of the Act provides for the return or forfeiture of seized articles.

(6) An offence against clause (1), (3) or (4A) is a regulatory offence.

15 Metal detectors

(1) A person must not use or carry a device manufactured for the purpose of detecting metals in a park or reserve except in accordance with a permit issued by the Commission.

Maximum penalty: 4 penalty units.

(2) A person who has in his or her possession a device mentioned in clause (1) in respect of which he or she does not have a permit must, at or as soon as practicable after, his or her entry to a park or reserve, report the possession to the conservation officer in charge of the park.

Maximum penalty: 4 penalty units.

(3) A person mentioned in clause (2) must, on being requested by a conservation officer, surrender a device mentioned in that clause to the conservation officer who will retain it whilst the person remains in the park or reserve.

Maximum penalty: 4 penalty units.

(4) A conservation officer may seize a device mentioned in clause (1) that the officer has reason to suspect is or has been used in contravention of these By-laws or a permit mentioned in that clause.

16 Chemical substances

A person must not disperse or lay (whether from an aircraft or in another way) a chemical substance in a park or reserve except in accordance with a permit issued by the Commission.

Maximum penalty: 40 penalty units.

16A Use of certain substances and things prohibited

(1) The Commission may, if it is of the opinion that the use of a substance or thing may:

(a) cause damage to or pollute a park or reserve or a part of a park or reserve; or

(b) cause damage to or pollute an area of water in a park or reserve; or

(c) be harmful to wildlife in a park or reserve or in a part of, or in an area of water in, a park or reserve;

prohibit, by *Gazette* notice, the use of that substance or thing in the park or reserve or the part of, or the area of water in, the park or reserve specified in the notice.

(2) If the Commission prohibits the use of a substance or thing under clause (1), it must cause to be erected a sign specifying:

(a) the substance or thing the use of which is prohibited; and

(b) a description of the park or reserve or the part of, or the area of water in, the park or reserve, to which the prohibition applies;

where the prohibition is in respect of:

(c) a park or reserve or a part of a park or reserve – at each entrance to that park or reserve or that part of the park or reserve; or

(d) an area of water in a park or reserve – as close to that area of water as is reasonably practicable.

(3) A person must not use a substance or thing the use of which is prohibited under clause (1) in a park or reserve or a part of, or an area of water in, a park or reserve specified in a notice under that clause.

Maximum penalty for an offence against clause (3):
40 penalty units.

17 Wildlife

(1) A person must not, except in accordance with a permit issued by the Commission, damage, injure, destroy or otherwise interfere with wildlife that is an animal in a park or reserve.

Maximum penalty: 15 penalty units.

(2) A person must not, except in accordance with a permit issued by the Commission, remove wildlife that is an animal from a park or reserve.

Maximum penalty: 15 penalty units.

(3) Clauses (1) and (2) do not apply to a person who damages, injures, destroys, interferes with or removes a fish from a park or reserve in accordance with by-law 21.

18 Disturbance of natural features

(1) A person must not, in a park or reserve:

(a) dig or otherwise interfere with any soil, stone or other material forming part of the park or reserve; or

(b) remove, mark, damage, deface or otherwise interfere with a:

(i) rock or natural feature; or

(ii) tree, shrub or plant whether or not planted by the Commission;

except as provided in a plan of management in force under the Act or authorisation under section 21A of the Act.

Maximum penalty: 40 penalty units and 1 penalty unit for each day during which the offence continues.

(2) Clause (1) does not apply to the collection of dead wood.

(3) The Commission may, by means of a sign or notice, designate an area where the collection of dead wood is permitted.

(4) A person must not collect dead wood in a park or reserve except:

(a) in an area designated under clause (3); and

(b) for the purpose of a fire for cooking or providing warmth.

Maximum penalty: 4 penalty units.

(5) A person must not remove dead wood from a park or reserve.

Maximum penalty: 4 penalty units.

(6) An offence against clause (1), (4) or (5) is a regulatory offence.

19 Water

A person must not in a park or reserve:

(a) take water, otherwise than for immediate domestic use in the park or reserve by the person or persons accompanying him or her, or in accordance with the conditions attached to a permit to camp in that park or reserve, from a river, watercourse or natural water storage; or

(b) dam or divert a river or watercourse; or

(c) pump or siphon off water from a lake, river, watercourse or natural water storage for use in an agricultural, industrial or other enterprise; or

(d) foul or pollute a lake, river, watercourse or natural water storage;

except in accordance with the conditions of a permit issued by the Commission.

Maximum penalty: 40 penalty units and 8 penalty units for each day during which the offence continues.

20 Introduction of plants

A person must not take into a park or reserve a plant except:

(a) as food intended for consumption by the person or a person accompanying him or her; or

(b) in accordance with:

(i) a plan of management for that park or reserve in force under the Act; or

(ii) a permit issued by the Commission.

Maximum penalty: 8 penalty units.

21 Fishing

(1) The Commission may, in respect of a lake, river, watercourse or area of water in a park or reserve, by:

(a) *Gazette* notice; or

(b) a clearly marked sign so indicating;

prohibit fishing in that lake, river, watercourse or area of water.

(2) A notice or sign under clause (1) may specify:

(a) the type of equipment for, or method of, fishing that is prohibited; and

(b) the kinds of fish that must not be taken;

in or from a lake, river, watercourse or area of water.

(3) A person who contravenes a notice or sign under clause (2) is guilty of an offence.

Maximum penalty: 8 penalty units.

(4) A person must not have fishing equipment in his or her possession at any place within 200 m of a lake, river, watercourse or area of water in which fishing is prohibited.

(5) Clauses (3) and (4) do not apply to a person acting in accordance with a permit issued by the Commission.

(6) An offence against clause (3) is a regulatory offence.

22 Introduction of animals

(1) A person must not take an animal into a park or reserve or allow an animal under the person's control to enter a park or reserve except in accordance with:

(a) a *Gazette* notice published by the Commission; or

(b) a permit issued by the Commission; or

(c) a sign erected by the Commission permitting animals in an area.

Maximum penalty: 8 penalty units.

(2) A notice or sign may be subject to conditions determined by the Commission, and the Commission must specify those conditions in or on the notice or sign.

(3) An offence against clause (1) is a regulatory offence.

23 Interference with Commission property

(1) A person must not move, damage, remove or deface any barrier or fence which has been erected by or on behalf of the Commission.

Maximum penalty: 8 penalty units.

(2) A person must not move, damage, remove, deface or otherwise interfere with:

(a) a building or structure being the property of the Commission or a lessee from the Commission; or

(b) property used for the purposes of the Commission.

Maximum penalty: 8 penalty units.

24 Public behaviour

A person must not, in a park or reserve:

(a) create a disturbance or intentionally obstruct or disturb another person engaged in the proper use of the park or reserve; or

(b) create noise or do anything that might cause reasonable offence or annoyance; or

(c) behave in a disorderly, indecent or offensive manner; or

(d) use offensive or indecent language; or

(e) behave in a manner likely to injure the person or another person.

Maximum penalty: 4 penalty units.

24AA Glass containers

(1) The Commission may, by means of a sign, designate an area in a park or reserve to be an area where glass containers are not permitted.

(2) A person must not take a glass container into, or have a glass container in his or her possession in, an area designated under clause (1).

Maximum penalty: 20 penalty units.

(3) An offence against clause (2) is a regulatory offence.

(4) In this by-law:

glass container means a container made of glass whether alone or in combination with anything else.

*Example for definition **glass container***

A cup, bottle, jug or bowl.

24A Use of portable generators

(1) The Commission may, by means of a sign, designate an area where the use of portable generators is permitted.

(2) A person must not use a portable generator except:

(a) in an area designated under clause (1); or

(b) in accordance with a permit issued by the Commission.

Maximum penalty: 4 penalty units.

25 Public meetings

A person must not in a park or reserve organise, hold or cause to be held a public meeting, demonstration, public entertainment, fete or similar gathering of people except in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units.

26 Movement of objects

A person must not in a park or reserve throw, roll or discharge any object so that any person or wildlife is or may be put in danger or fear, or any damage to the park or reserve, or any property within the park or reserve, is or may be caused.

Maximum penalty: 8 penalty units.

27 Protection of paintings and other objects

A person must not, in a park or reserve, remove, interfere with or take an impression of an Aboriginal painting or historic painting, carving, object, structure or relic without the written approval of the Commission.

Maximum penalty: 40 penalty units.

Part 3A Limmen Bight Marine Park

27A Definitions

In this Part:

Aquaculture licence, see regulation 3(1) of the *Fisheries Regulations 1992*.

commercial fishing licence, see regulation 3(1) of the *Fisheries Regulations 1992*.

Fishing Tour Operator licence, see regulation 3(1) of the *Fisheries Regulations 1992*.

Limmen Bight Marine Park means the area declared, under section 12(1) of the Act, to be a park by notice dated 26 June 2012 and published in *Gazette* No. S35 of 16 July 2012.

27B Application of by-law 8 (Camping)

By-law 8(2) and (3) do not apply in Limmen Bight Marine Park.

27C Application of by-law 13 (Trade and commerce)

By-law 13(1) does not apply in relation to trade or commerce carried on by a person in Limmen Bight Marine Park in accordance with:

(a) an Aquaculture licence; or

(b) a commercial fishing licence; or

(c) a Fishing Tour Operator licence.

27D Application of by-law 14 (Weapons, explosives and traps)

(1) By-law 14(1) does not apply in relation to the following activities in Limmen Bight Marine Park:

(a) the possession of a speargun, net or other trap by a person for fishing conducted in accordance with the *Fisheries Act 1988*;

(b) the use of bait by a person for fishing conducted in accordance with the *Fisheries Act 1988*.

(2) By-law 14(1) does not apply in relation to the possession of a firearm or ammunition by a person in Limmen Bight Marine Park if the person:

(a) holds any of the following:

(i) an Aquaculture licence;

(ii) a commercial fishing licence;

(iii) a Fishing Tour Operator licence; and

(b) possesses the firearm and ammunition in accordance with the *Firearms Act 1997*; and

(c) if requested by a conservation officer – produces the licence held by the person under the *Firearms Act 1997* that authorises the person to possess the firearm and ammunition.

27E Application of by-law 18 (Disturbance of natural features)

By-law 18(1) does not apply in relation to the disturbance of a natural feature of Limmen Bight Marine Park by a person as an ordinary consequence of fishing conducted by the person in accordance with:

(a) an Aquaculture licence; or

(b) a commercial fishing licence; or

(c) a Fishing Tour Operator licence.

27F Application of by-law 24A (Use of portable generators)

By-law 24A(2) does not apply in Limmen Bight Marine Park.

Part 4 Use of vehicles, vessels and aircraft

28 Driving and riding of vehicles

(1) A person must not drive a vehicle in a park or reserve except:

(a) on a road; or

(b) in a camping area; or

(c) in an area designated under by-law 51 as a parking area; or

(d) in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units.

(2) Clause (1) does not apply to the riding of a horse or bicycle.

(3) A person must not ride a horse in a park or reserve except:

(a) on a road; or

(b) in an area designated under by-law 51 as:

(i) a bridle path; or

(ii) a place where equestrian activities may take place; or

(iii) a parking area; or

(c) in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units.

(4) A person must not ride a bicycle in a park or reserve except:

(a) on a road; or

(b) in a camping area; or

(c) in an area designated under by-law 51 as a parking area; or

(d) in accordance with a sign erected by the Commission permitting the riding of bicycles; or

(e) in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units.

(5) An offence against clause (1), (3) or (4) is a regulatory offence.

(6) For this by-law, riding a horse or bicycle includes having control of the horse or bicycle.

29 Parking of vehicles

(1) A driver of a vehicle must not stop the vehicle at a place in a park or reserve to which a no stopping sign applies.

Maximum penalty: 1 penalty unit.

(2) A driver of a vehicle must not stop the vehicle at any place in a park or reserve to which a no parking sign applies, unless the person:

(a) is dropping off, or picking up, passengers or goods; and

(b) remains within 3 metres of the vehicle; and

(c) completes the dropping off, or picking up, of the passengers or goods, and drives on, as soon as possible and within:

(i) 2 minutes after stopping the vehicle; or

(ii) if information on or with the sign indicates another time – the indicated time.

Maximum penalty: 1 penalty unit.

(2A) A driver of a vehicle must not, in a park or reserve, stop the vehicle at the side of a road marked with a continuous yellow edge line.

Maximum penalty: 1 penalty unit.

(3) An offence against clause (1), (2) or (2A) is a regulatory offence.

(4) In this by-law:

edge line, see the dictionary at the end of the *Australian Road Rules*.

no parking sign means a no parking sign mentioned in the *Australian Road Rules*.

no stopping sign means a no stopping sign mentioned in the *Australian Road Rules*.

30 Speeding

(1) A person must not drive, ride or impel a vehicle without due care and attention or at a speed:

(a) greater than that displayed on a sign or notice erected, placed or displayed under by-law 51 in that park or reserve; or

(b) that is or may be dangerous to the public.

Maximum penalty: 4 penalty units.

(2) Where a speed limit sign is erected on the left hand side of a road or track so that it faces an approaching driver of a vehicle on the driver's left, the maximum speed applicable in relation to the road or track between that speed limit sign and another speed limit sign or a speed limit derestriction sign erected on the same side of the road or track and facing in the same direction is a speed of a number of kilometres per hour equal to the number represented by the figures on the first-mentioned speed limit sign.

(3) In this by-law:

speed limit derestriction sign means a speed derestriction sign mentioned in the *Australian Road Rules*.

speed limit sign means a speed-limit sign mentioned in the *Australian Road Rules*.

31 Use of waterborne vessels

(1) A person must not on a lake, river, watercourse or area of water in a park or reserve, ride, drive or impel a vessel without due care and attention or at a speed:

(a) greater than that displayed on a sign erected, placed or displayed under by-law 51, if any, erected, placed or designated under by-law 51 for the lake, river, watercourse or area of water; or

(b) that is or may be dangerous to the public.

Maximum penalty: 4 penalty units.

(2) A person must not moor a vessel in a place on a lake, river, watercourse or area of water, other than at a place, designated under by-law 51, for that purpose.

Maximum penalty: 4 penalty units.

31A Use of airboats

(1) The Commission may, by *Gazette* notice, declare an area in a park or reserve to be an area where airboats may be used.

(2) A person must not use an airboat in a park or reserve except:

(a) in an area for which a declaration under clause (1) is in force; or

(b) in accordance with a permit issued by the Commission.

Maximum penalty: 40 penalty units.

(3) An offence against clause (2) is a regulatory offence.

(4) It is a defence to a prosecution for an offence against clause (2) if the defendant proves the use of the airboat was due to the existence of an emergency.

32 Operation of aircraft

(1) Subject to clause (2), a person must not:

(a) land or use a hang glider, fixed or rotary wing aircraft, gas balloon or hovercraft in a park or reserve; or

(b) drop or deliver a person or object into a park or reserve from an aircraft, gas balloon or hovercraft;

except:

(c) in an area set aside for such purposes by the Commission; or

(d) with the written approval of the Commission; or

(e) in accordance with the conditions of a permit issued by the Commission; or

(f) in the case of an emergency.

Maximum penalty: 8 penalty units.

(2) The Commission may, by *Gazette* notice, define an area or areas in a park or reserve which may be used for a purpose mentioned in clause (1).

35 Obedience to directions of conservation officer

The driver of a motor vehicle in a park or reserve, must comply with any reasonable direction given by signs or otherwise by a conservation officer:

(a) as to the manner of approaching or departing from a place; or

(b) regulating or controlling the stopping or parking of motor vehicles.

Part 4A Manton Dam Recreation Area

35A Application

This Part applies in respect of Manton Dam Recreation Area, being Northern Territory Portion 3837 described in Plan S89/380B lodged with the Registrar-General.

35B Definitions

In this Part:

drive includes impel.

inflatable device includes a ski tube.

power driven vessel means a vessel propelled by mechanical power and includes a jet ski.

ski observer means the person in a vessel who is 12 years of age or older and is responsible for at all times watching the water-skier or any inflatable device being towed by the vessel and relaying any signals of the water-skier to the driver.

vessel includes a boat, launch, yacht, canoe, raft, pontoon and anything capable of carrying persons or goods through or on water.

water-skier includes a person who is being towed, by any means (whether or not for sport), in a manner similar to the manner in which a person is towed while water-skiing.

35C Obligations of driver of vessel

A person driving a vessel must not cause or permit the vessel to:

(a) approach within 50 metres of a vessel towing a water-skier; or

(b) approach, while towing a water-skier, within 30 metres of a vessel, a person bathing or swimming or a structure; or

(c) tow an inflatable device, unless that inflatable device is in use; or

(d) tow more than one inflatable device at a time; or

(e) tow a water-skier, or inflatable device, using a towrope that is more than 25 metres long.

Maximum penalty: 4 penalty units.

35D Obligation to yield

A person driving a vessel away from the shoreline must yield to a vessel passing along the shore or returning to the shore.

Maximum penalty: 4 penalty units.

35E Driving power driven vessel underage

A person must not drive a power driven vessel unless the person is 16 years of age or older.

Maximum penalty: 15 penalty units.

35F Towing water-skier without ski observer

(1) A person driving a vessel must not cause or permit the vessel to tow a water-skier, unless there is in the vessel another person who is a ski observer.

Maximum penalty: 15 penalty units.

(2) A water-skier must not permit himself or herself to be towed by a vessel, unless there is in the vessel another person who is a ski observer.

Maximum penalty: 15 penalty units.

35G Direction of water-skiing

A person driving a vessel must not tow a water-skier, or pick up or set down a water-skier, unless the vessel is moving in an anticlockwise direction.

Maximum penalty: 4 penalty units.

35H Wearing of flotation device

(1) A water-skier must at all times wear a lifejacket, or other personal flotation device, that complies with Australian Standard AS1499, published by the Standards Association of Australia, as amended from time to time.

Maximum penalty: 4 penalty units.

(2) A person driving a jet-ski that is towing a water-skier must at all times wear a lifejacket, or other personal flotation device, that complies with Australian Standard AS1499, published by the Standards Association of Australia, as amended from time to time.

Maximum penalty: 4 penalty units.

35I Time of water-skiing

A person must not between sunset and sunrise:

(a) drive a vessel for the purposes of towing a water-skier; or

(b) be a ski observer in a vessel in relation to which water-skiing is occurring; or

(c) water ski.

Maximum penalty: 4 penalty units.

35J Role of ski observer

The ski observer of a vessel towing a water-skier must:

(a) be a person who is 12 years of age or older; and

(b) watch the water-skier at all times; and

(c) relay the signals of the water-skier to the driver.

Maximum penalty: 15 penalty units.

Part 4B Channel Point Coastal Reserve

35K Definition

In this Part:

Channel Point Coastal Reserve means the area of land declared, under section 12(1) of the Act, to be a reserve by notice dated 30 May 2005 and published in *Gazette* No. S21 on 31 May 2005,

and includes an adjacent area of land that is declared, under section 12(1) of the Act, to be a park or reserve, regardless of when the declaration is made.

35L Vehicles

(1) A person must not drive a motor vehicle or vessel in the Channel Point Coastal Reserve except in accordance with a permit issued by the Commission.

Maximum penalty: 8 penalty units.

(2) Clause (1) does not apply to a person entitled or permitted under the *Aboriginal Land Rights (Northern Territory) Act 1976* (Cth) or *Aboriginal Land Act 1978* to enter or remain on Aboriginal land held by the Delissaville/Wagait/Larrakia Aboriginal Land Trust.

35M Limit on number of permits

There must not be in force at any time more than 10 permits issued for by-law 35L(1).

Part 5 Impounding of vehicles

36 Establishment of vehicle pound

The Commission may declare a yard or other place under its control to be a vehicle pound for this Part.

37 Impounding of vehicle or boat

A conservation officer may remove or cause to be removed to a vehicle pound, a vehicle or boat which is:

(a) causing an obstruction; or

(b) left without the consent of the Commission, for a period of not less than 7 days;

in a park or reserve or on any land or premises owned by, or under the care, control and management of, the Commission.

38 Notice of impounding

(1) As soon as practicable after the removal of a vehicle or boat under by-law 37 to a vehicle pound, the conservation officer must give to the owner of the vehicle or boat notice in writing of the removal stating the vehicle pound to which the vehicle or boat was removed.

(2) A notice under clause (1) must, where practicable, be served on the owner personally, but if the notice cannot be served within 7 days after the removal of the vehicle or boat because:

(a) the name of the owner cannot be ascertained; or

(b) the owner, if known, cannot be found;

then, upon the expiration of 7 days after the removal of the vehicle or boat, the Director must cause notice of the removal of the vehicle or boat to be published in 2 advertisements appearing in successive weeks in:

(c) the *Gazette*; and

(d) in a newspaper circulating in the part of the Territory in which the park or reserve from which the vehicle or boat was removed or in such other manner as the Commission determines, having regard to the likely or presumed whereabouts of the owner.

39 Vehicle or boat may be sold or disposed of

(1) If the owner of a vehicle or boat does not, within 28 days of:

(a) the service on the owner of a notice under by-law 38(1); or

(b) the date of publication of the second of the notices mentioned in by-law 38(2);

whichever is the later, pay to the Commission all expenses incurred by it in connection with the removal, custody and maintenance of the vehicle or boat, and of service or advertisement of the notice, and take possession of the vehicle or boat, the Commission may, subject to clause (2) and by-law 40(1), sell the vehicle or boat by auction.

(2) If a vehicle or boat:

(a) is immobile and cannot be repaired at a cost which does not exceed its value; and

(b) has no identification marks; and

(c) in the opinion of the Commission has a value of less than $200;

the Commission may dispose of the vehicle or boat in such manner as it thinks fit.

40 Sale to be by auction

(1) The sale of an impounded vehicle or boat must, unless in the opinion of the Commission it is not practicable or convenient to do so, take place by auction.

(2) The auction of an impounded vehicle or boat may be conducted by a licensed auctioneer or, if the Commission so determines, by the Director.

(3) At least 7 days notice of an auction must be given by advertisement in a newspaper circulating in the area of the Territory in which the park or reserve from which the vehicle or boat was removed under by-law 36 is located.

(4) The Commission may, before the sale by auction of an impounded vehicle or boat, by resolution fix a reserve price in respect of that vehicle.

(5) Each vehicle or boat must be sold as a single lot.

41 Auction sales to be for cash

Unless the Commission has determined otherwise, and given notice of its determination in the advertisement given under by-law 40(3), sale of an impounded vehicle or boat must be cash at the fall of the hammer, and the moneys received by the person conducting the sale must be paid to the Commission within 24 hours after the commencement of the auction.

42 Removal of vehicles or boats after auction

It is a condition of the sale of an impounded vehicle or boat at an auction that the vehicle or boat be removed by the purchaser immediately after the close of the auction.

43 Procedure where no bid received

Where an impounded vehicle or boat has been offered for sale by auction in accordance with this Part and no bid for the vehicle or boat has been made at the auction, the Commission may:

(a) fix some other time for the sale of the vehicle, or boat and advertise the same in accordance with by-law 40(3); or

(b) take possession of the vehicle or boat as the property of the Commission and dispose of it as it thinks fit.

44 Disposal of proceeds of auction

(1) All moneys received in respect of the sale of a vehicle or boat must be applied in the following manner and order:

(a) in payment of costs incurred by the Commission in the sale of the vehicle or boat; and

(b) in payment of the cost of removal, custody and maintenance of the vehicle or boat and of the notice served or advertised under by-laws 38 and 40(3); and

(c) if so demanded, the residue must be paid to the person who owned the vehicle or boat immediately before its removal and impounding.

(2) If, after the expiration of 6 months after the sale of an impounded vehicle or boat, any moneys remain in the possession of the Commission in respect of the sale and are unclaimed by the owner of the vehicle or boat or any person claiming through the owner, such moneys become the property of the Commission.

45 Claim against owner

The owner of a vehicle or boat is liable to the Commission for any expenses incurred by the Commission in the removal, custody, maintenance, sale or attempted sale or otherwise in the disposal, of the vehicle or boat under this Part and the Commission may recover as a debt due to it so much of those expenses as have not been satisfied by any proceeds from the sale of the vehicle or boat.

46 No action or proceedings in respect of acts or omissions

No civil or criminal action or proceedings may be commenced or brought against the Commission, the Director or any person acting in the execution or intended execution of this Part, or in compliance or intended compliance with any direction given or purported to be given under this Part in respect of anything done or omitted to be done in good faith by the Commission, the Director or that person under or for this Part.

Part 5A Infringement notices

46A Definitions

In this Part:

authorised officer, for a certificate about a motor vehicle, means the Registrar or other person administering the relevant law.

owner, of a motor vehicle, means a person in whose name the vehicle is or was last registered under the relevant law.

relevant law, for a motor vehicle, means:

(a) if the vehicle is or was last registered in the Territory – the *Motor Vehicles Act 1949*; or

(b) if the vehicle is or was last registered in another jurisdiction – the corresponding law of the jurisdiction.

46B When infringement notice for infringement offence may be served

If a conservation officer reasonably believes a person has committed an infringement offence, the officer may serve a notice (an ***infringement notice***) on the person.

46C Contents of infringement notice

(1) The infringement notice must state the following particulars:

(a) the name and address of the alleged offender, if known;

(b) the date of the infringement notice;

(c) the date, time and place of the infringement offence;

(d) a description of the infringement offence and the prescribed amount payable for the offence;

(e) the enforcement agency, as defined in the *Fines and Penalties (Recovery) Act 2001*, to whom the prescribed amount is payable.

(2) The infringement notice must include a statement to the effect of the following:

(a) the alleged offender may expiate the infringement offence and avoid further action in relation to the offence by paying the prescribed amount to the specified enforcement agency within 28 days after service of the notice;

(b) the alleged offender may elect under section 21 of the *Fines and Penalties (Recovery) Act 2001* to have the matter dealt with by a court instead of under that Act by completing a statement of election and serving it on the specified enforcement agency;

(c) if the alleged offender is the owner of a motor vehicle used in the commission of the offence who was not in control of the vehicle when the offence was committed, the alleged offender may give the Director a statutory declaration under by-law 46F(3) within 28 days after service of the notice;

(d) if the alleged offender does nothing in response to the notice, enforcement action may be taken under the *Fines and Penalties (Recovery) Act 2001* including (but not limited to) action for the following:

(i) suspension of the alleged offender's licence to drive;

(ii) suspension of the alleged offender's vehicle registration;

(iii) seizure of personal property of the alleged offender;

(iv) deduction of an amount from the alleged offender's wages or salary;

(v) registration of a statutory charge on land owned by the alleged offender;

(vi) making of a community work order for the alleged offender which may result in imprisonment of the alleged offender if the alleged offender breaches the order.

(3) In addition the infringement notice must include an appropriate form for making the statement of election mentioned in clause (2)(b).

46D Payment by cheque

If an alleged offender tenders a cheque in payment of a prescribed amount, the amount is not taken to have been paid unless the cheque is cleared on first presentation.

46E Withdrawal of infringement notice

(1) The Director may withdraw the infringement notice by written notice served on the alleged offender.

(2) The notice must be served within 28 days after service of the infringement notice but before payment of the prescribed amount.

46F Liability of owner of motor vehicle

(1) This by-law applies if:

(a) an offence involving the use of a motor vehicle is committed; and

(b) the name of the offender is not known when the infringement notice is issued for the offence.

(2) The owner of the vehicle at the time the offence occurs is taken to have committed the offence even if the actual offender is someone else.

(3) However, the owner of the vehicle is not taken to have committed the offence if, within 28 days after receiving the infringement notice, the owner gives the Director a statutory declaration complying with:

(a) clause (4) or (5); and

(b) if the owner is a body corporate - clause (7).

(4) A statutory declaration complies with this clause if it states:

(a) the name and address of the natural person in control of the vehicle when the offence was committed; or

(b) if the name and address of that person are not known to the owner – all information known to the owner that may help in identifying or finding the person.

(5) A statutory declaration complies with this clause if it states facts establishing the vehicle had been stolen, or was being used without the owner's consent, when the offence was committed.

(6) If a statutory declaration made for clause (4) states that the owner had sold or otherwise disposed of the vehicle before the offence was committed, the statutory declaration must state the following:

(a) the name and address of the person to whom the vehicle was sold or disposed of;

(b) the date and, if relevant, the time of the sale or disposal;

(c) if the sale or disposal was made through an agent – the name and address of the agent.

(7) If the owner of the vehicle is a body corporate, a statutory declaration under clause (4) or (5) must be made by:

(a) if the owner of the vehicle is a body politic or statutory corporation – a person properly authorised for the purpose; or

(b) if the owner of the vehicle is another body corporate – a director, secretary or manager of the body.

46G Evidentiary certificates

(1) This by-law applies to proceedings for an infringement offence.

(2) A certificate purporting to be signed by an authorised officer stating any of the following is evidence of the matter stated:

(a) a person was the owner of a motor vehicle on a date;

(b) a notice of disposal (however described) for a motor vehicle under the relevant law shows:

(i) the vehicle was sold or disposed of on a date; and

(ii) a person is the new owner of the vehicle;

(c) a person was, under the relevant law, the former owner (however described) of a vehicle on a date.

(3) A certificate purporting to be signed by the Director stating any of the following is evidence of the matter stated:

(a) a document is a copy of an infringement notice for an infringement offence;

(b) an infringement notice was properly served on a person on a date.

(4) In this by-law, a reference to a person or thing is a reference to a person or thing stated in the certificate.

46H Application of Part

(1) This Part does not prejudice or affect the start or continuing of proceedings for an infringement offence unless the offence is expiated.

(2) Also, this Part does not prevent more than one infringement notice for the same infringement offence being served on an alleged offender and, to expiate the offence, it is sufficient for the alleged offender to pay the prescribed amount in accordance with any of the notices.

(3) In addition, this Part does not:

(a) require an infringement notice to be served; and

(b) does not affect the liability of a person to be prosecuted in a court for an infringement offence for which an infringement notice has not been served.

Part 5B Review of decisions

46J Prescribed reviewable decisions and affected persons

(1) For section 99(1)(b) of the Act, a decision specified in Schedule 5 is prescribed to be a ***reviewable decision***.

(2) For section 99(2)(b) of the Act, a person specified in Schedule 5 for a reviewable decision is prescribed to be an ***affected person*** for the reviewable decision.

Part 6 Miscellaneous matters

47 Compliance with directions

A person must not contravene a lawful direction given to the person by a conservation officer or honorary conservation officer in relation to the person's:

(a) use of the park or reserve; or

(b) conduct or behaviour within the park or reserve; or

(c) safety within a park or reserve.

Maximum penalty: 8 penalty units.

48 Removal of offenders

(1) A conservation officer or honorary conservation officer may direct a person to leave a park or reserve if the officer reasonably believes the person:

(a) is a trespasser; or

(b) has contravened the Act or these By-laws.

(2) The person must leave the park or reserve and not re-enter for 48 hours after the direction was given.

Maximum penalty: 15 penalty units.

(3) An offence against clause (2) is a regulatory offence.

(4) If the person does not comply with the direction, the officer may use reasonable force to remove the person from the park or reserve.

49 Seizure and destruction of animals

(1) Subject to clause (3), an animal, other than wildlife, entering, straying or at large in a park or reserve otherwise than in accordance with by-law 22 may be seized, impounded or destroyed by a conservation officer.

(2) The Commission may require the owner of an animal impounded under clause (1) to pay, before the animal is returned to its owner, the costs of impounding or keeping the animal.

(3) Where, in relation to an animal seized or impounded pursuant to clause (1):

(a) no claim to ownership has been made; or

(b) the owner of the animal refuses to pay the costs mentioned in clause (2);

within or after a period of 7 days after the date of the impounding, the Commission may cause the animal to be destroyed or disposed of.

50 Obligation to give name on request

(1) A conservation officer or honorary conservation officer may require a person the officer believes on reasonable grounds to have contravened these By-laws to give the person's name and address.

(2) A person must not fail or refuse to give his or her name and address when required to do so in accordance with clause (1).

Maximum penalty: 4 penalty units

51 Erection of signs

(1) The Commission may authorise the erection, placing or displaying of signs or notices in a park or reserve for any of the following purposes:

(a) regulating, prohibiting or restricting the use of, stopping or parking of vehicles, or defining the manner in which vehicles may be parked in, that park or reserve;

(b) fixing the limits of speed at which vehicles may be driven in that park or reserve, or part of that park or reserve;

(c) designating part of that park or reserve as a place within which the parking of vehicles or the mooring of vessels is permitted;

(d) designating part of that park or reserve as a place within which camping or fires is permitted;

(e) designating part of that park or reserve as a bridle path or a place within which equestrian activities may take place;

(f) designating part of that park or reserve as a place within which the landing or taxiing of aircraft is permitted;

(g) conveying information or a warning to persons using that park or reserve.

(2) A sign or notice erected under clause (1) must clearly indicate:

(a) the purpose for which it has been erected, placed or displayed; and

(b) that part or those parts of the park or reserve to which the matters indicated in the sign apply.

(3) A sign or notice erected, placed or displayed in a park or reserve must, unless the contrary is established, be taken to have been erected, placed or displayed by the authority of the Commission.

(4) A person other than a person authorised by the Commission must not:

(a) in a park or reserve, erect, place or display a sign or notice that may be mistaken for a sign or notice erected under clause (1); or

(b) remove, move, damage, obscure or otherwise interfere with a sign or notice erected under clause (1).

Maximum penalty: 2 penalty units.

52 Permits

(1) An application for a permit under these By-laws, other than a permit issued under by-law 13 or 13A, must be made in writing to the Director and state the following:

(a) the name and address of the applicant;

(b) the purpose for which the applicant requires the permit;

(c) the park or reserve for which or in relation to which the permit is required;

(d) such other matters as the Commission may require.

(2) On consideration of the application, the Commission must:

(a) issue the permit; or

(b) refuse to issue the permit; or

(c) issue the permit subject to conditions.

(2B) The permit must specify:

(a) how long the permit is in force; and

(b) any conditions of the permit.

(3) A permit must be carried at all times by the person to whom it has been issued while the person remains in the park or reserve in relation to which it has been issued, and the person must produce it to a conservation officer or honorary conservation officer when requested to do so.

Maximum penalty: 1 penalty unit.

(4) An offence against clause (3) is a regulatory offence.

52B Conservation officer may require information

(1) If a conservation officer has reason to believe that a person has committed an infringement offence, the officer may, if that person fails to produce the person's licence when requested to do so, require that person to:

(a) state the person's name and address; and

(b) show some form of identification that will verify the person's name and address.

(2) If a conservation officer has required a person to make a statement and show some form of identification in accordance with clause (1), the person must not:

(a) refuse or fail to make the statement or show the identification; or

(b) make a false statement or show false identification.

Maximum penalty: 4 penalty units.

Schedule 1 Repealed By-laws

by-law 2

National Parks and Gardens (General) By-laws 1968

National Parks and Gardens (Alice Springs Telegraph Station National Park) By-laws 1968

National Parks and Gardens (Ayers Rock – Mount Olga National Park) By-laws 1968

National Parks and Gardens (Berry Springs Recreation Reserve) By-laws 1968

National Parks and Gardens (Daly River Recreation Reserve) By-laws 1968

National Parks and Gardens (Devils Marbles Reserve) By-laws 1968

National Parks and Gardens (Edith Falls National Park) By-laws 1972

National Parks and Gardens (Ellery Creek Big Hole) By-laws 1968

National Parks and Gardens (Emily and Jessie Gaps Scenic Reserve) By-laws 1968

National Parks and Gardens (Finke Gorge National Park) By-laws 1968

National Parks and Gardens (Glen Helen Gorge National Park) By-laws 1968

National Parks and Gardens (Howard Springs Recreation Reserve) By-laws 1968

National Parks and Gardens (Katherine Gorge National Park) By-laws 1968

National Parks and Gardens (Katherine Low Level Reserve) By-laws 1968

National Parks and Gardens (Katherine Sixteen Mile Caves Reserve) By-laws 1968

National Parks and Gardens (Mataranka Pool Reserve) By-laws 1968

National Parks and Gardens (Ormiston Gorge and Pound Scenic Reserve) By-laws 1968

National Parks and Gardens (Serpentine Gorge) By-laws 1968

National Parks and Gardens (Simpson's Gap National Park) By-laws 1968

National Parks and Gardens (Trephina Gorge Scenic Reserve) By-laws 1968

National Parks and Gardens (Waterfall Creek Recreation Reserve) By-laws 1972

Schedule 2 Opening hours

by-law 5(1)(a)

Park or reserve	Hours open to public
Alice Springs Telegraph Station Historical Reserve	8.00 am – 9.00 pm daily
Berry Springs Nature Park	8.00 am – 6.30 pm daily
Charles Darwin National Park	8.00 am – 7.00 pm daily
Cutta Cutta Caves Nature Park	8.30 am – 4.30 pm daily Closed from 25 December in each year to 31 March in the following year
Fogg Dam Conservation Reserve	6.00 am – 8.00 pm daily
Holmes Jungle Nature Park	8.00 am – 6.00 pm daily
Howard Springs Nature Park	7.30 am – 7.00 pm daily
Nitmiluk (Katherine Gorge) National Park (excluding camping areas)	7.00 am – 7.00 pm daily

Schedule 3 Fees

by-law 10

Activity or Service			Fee
1.	Provision of a specialist guide, being a person who has the specialist knowledge or the training necessary to conduct a tour, whether or not in a park or reserve, organised by and for a particular tour group		$400.00 for each day, plus ancillary costs.
2.	Permit to use park or reserve for purpose of taking animals specified in permit		$15.00
3.	Camping:		
	(a)	in a category A camping area	$15.00 per adult, per night $8.00 per child, per night $38.00 per family, per night
	(b)	in a category B camping area	$10.00 per adult, per night $5.00 per child, per night $25.00 per family, per night
	(c)	in a category D camping area	$20.00 per adult, per night $10.00 per child, per night $50.00 per family, per night
	(d)	by permit in a non-designated area of a park or reserve	$4.00 per adult, per night $2.00 per child, per night $10.00 per family, per night

4.	Guided tours and talks of less than 3 hours, conducted by arrangement or at the discretion of the Chief District Ranger	$2.00 per adult $1.00 per child
5.	Overnight walks over consecutive days on one of the following walking trails: (a) Larapinta trail located in the Tjoritja/West MacDonnell National Park; (b) Jatbula trail located in Nitmiluk National Park; (c) Tabletop track located in Litchfield National Park. *Note for item 5* *Overnight walking fees are in addition to camping fees.*	$25.00 per person, per night, to a maximum of $125.00 for a walk over consecutive days
6.	Access to a declared park or reserve under a parks pass:	
	(a) for 1 day access	$10.00 per adult $5.00 per child $25.00 per family $8.00 concession
	(b) for 3 days access	$20.00 per adult $10.00 per child $50.00 per family $16.00 concession
	(c) for 14 days access	$30.00 per adult $15.00 per child $75.00 per family $24.00 concession

(d)	for 1 month access	$45.00 per adult
		$22.00 per child
		$110.00 per family
		$36.00 concession
(e)	for 12 months access	$60.00 per adult
		$30.00 per child
		$150.00 per family
		$48.00 concession
7.	Access to a declared park or reserve under a parks pass obtained by a tourist operator:	
(a)	for 1 day access	$8.00 per adult
		$4.00 per child
		$20.00 per family
(b)	for 3 days access	$16.00 per adult
		$8.00 per child
		$40.00 per family
(c)	for 14 days access	$24.00 per adult
		$12.00 per child
		$60.00 per family
(d)	for 1 month access	$36.00 per adult
		$18.00 per child
		$88.00 per family

Schedule 4 Infringement offences and prescribed amounts

by-law 3, definitions ***infringement offence*** and ***prescribed amount***

Provision	Prescribed amount in penalty units
by-laws 6(4), 7(3), 8(2), (3) and (5), 8A(3), 9(5), 10(2),12, 13(1), 14(3) and (4A), 15(1), (2) and (3), 16, 18(4) and (5), 19, 20, 23(1) and (2), 24, 24A(2), 26, 29(1), (2) and (2A), 30(1), 31(1) and (2), 35C, 35D, 35E, 35F(1) and (2), 35G, 35H(1) and (2), 35I, 35J and 35L	1
by-laws 11(2), 14(1), 17(1) and (2), 21(3), 22(1), 24AA(2), 28(1), (3) and (4), 47 and 48(2)	2
by-laws 11(1) and 11A(2)	3
by-laws 18(1) and 31A(2)	4

Schedule 5 Prescribed reviewable decisions and affected persons

by-law 46J

Item	Reviewable decision	Affected person
1	A decision under by-law 13, 13A, 14, 15, 16, 17, 19, 20, 21, 22, 25, 28, 31A, 32 or 35L to issue a permit	A person directly affected by the issue of the permit
2	A decision under by-law 13, 13A, 14, 15, 16, 17, 19, 20, 21, 22, 25, 28, 31A or 32 to refuse to issue a permit	The applicant for the permit
3	A decision under by-law 13, 13A, 14, 15, 16, 17, 19, 20, 21, 22, 25, 28, 31A or 32 to issue a permit subject to conditions	A person directly affected by the issue of the permit The applicant for the permit
4	A decision under by-law 32(1)(d) to give written approval	A person directly affected by the giving of the approval
5	A decision under by-law 32(1)(d) to refuse to give written approval	The applicant for the approval
6	A decision under by-law 35L to refuse to issue a permit, except a refusal made in accordance with by-law 35M	The applicant for the permit

ENDNOTES

1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz* = *Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced
od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2 LIST OF LEGISLATION

***Territory Parks and Wildlife Conservation By-laws* (SL No. 1, 1984)**
Notified 24 January 1984
Commenced 24 January 1984

***Amendments of the Territory Parks and Wildlife Conservation By-laws* (SL No. 40, 1985)**
Notified 26 March 1986
Commenced 26 March 1986

***Amendment of the Territory Parks and Wildlife Conservation By-laws* (SL No. 38, 1989)**
Notified 22 December 1989
Commenced 22 December 1989

***Amendments of Territory Parks and Wildlife Conservation By-laws* (SL No. 56, 1991)**
Notified 20 December 1991
Commenced 20 December 1991

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 35, 1992)**
Notified 22 July 1992
Commenced 22 July 1992

***Amendments of Territory Parks and Wildlife Conservation By-laws* (SL No. 43, 1993)**
Notified 8 December 1993
Commenced 8 December 1993

***Amendments of Territory Parks and Wildlife Conservation By-laws* (SL No. 4, 1997)**
Notified 18 March 1997
Commenced 18 March 1997

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 25, 1997)**
Notified 30 July 1997
Commenced 30 July 1997

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 31, 2000)**
Notified 28 June 2000
Commenced 1 July 2000 (bl 1)

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 15, 2002)**
Notified 19 June 2002
Commenced 19 June 2002

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 16, 2002)**
Notified 19 June 2002
Commenced 19 June 2002

***Amendment of Territory Parks and Wildlife Conservation By-laws* (SL No. 17, 2002)**
Notified 19 June 2002
Commenced 19 June 2002

***Territory Parks and Wildlife Conservation Amendment By-laws 2005* (SL No. 28, 2005)**
Notified 31 August 2005
Commenced bl 6: 1 April 2006; rem: 31 August 2005 (bl 2)

Amending Legislation

***Territory Parks and Wildlife Conservation Amendment (Fees) By-laws 2006* (SL No. 8, 2006)**
Notified 8 March 2006
Commenced 8 March 2006

***Territory Parks and Wildlife Conservation Amendment By-laws 2007* (SL No. 23, 2007)**
Notified 8 August 2007
Commenced bl 4(3), 26 and 33: 1 October 2007; rem: 8 August 2007 (bl 2)

***Territory Parks and Wildlife Conservation Amendment By-laws (No. 2) 2007* (SL No. 24, 2007)**
Notified 16 August 2007
Commenced bl 5: 1 October 2007; rem: 16 August 2007 (bl 2)

***Territory Parks and Wildlife Conservation Amendment (Fees) By-laws 2008* (SL No. 29, 2008)**
Notified 15 October 2008
Commenced 15 October 2008

***Territory Parks and Wildlife Conservation Amendment (Limmen Bight Marine Park) By-laws 2013* (SL No. 19, 2013)**
Notified 5 June 2013
Commenced 5 June 2013

***Territory Parks and Wildlife Conservation Amendment By-laws 2014* (SL No. 3, 2014)**
Notified 12 March 2014
Commenced 12 March 2014

***Territory Parks and Wildlife Conservation Amendment By-laws 2016* (SL No. 40, 2016)**
Notified 4 August 2016
Commenced 4 August 2016

***Territory Parks and Wildlife Conservation Amendment By-laws 2019* (SL No. 13, 2019)**
Notified 1 July 2019
Commenced 1 July 2019 (bl 2)

Territory Parks and Wildlife Conservation Amendment By-laws 2021 **(SL No. 8, 2021)**

Notified	30 June 2021
Commenced	1 July 2021 (bl 2)

Territory Parks and Wildlife Conservation Further Amendment By-laws 2021 **(SL No. 12, 2021)**

Notified	5 August 2021
Commenced	13 August 2021 (bl 2)

Statute Law Amendment (Territory Economic Reconstruction) Act 2021 **(Act No. 19, 2021)**

Assent date	31 August 2021
Commenced	pt 6: 2 October 2021; rem: 29 September 2021 (*Gaz* G39, 29 September 2021, p 1)

Territory Parks and Wildlife Conservation Amendment By-laws 2022 **(SL No. 1, 2022)**

Notified	9 February 2022
Commenced	1 March 2022 (bl 2)

Territory Parks and Wildlife Conservation Amendment By-laws 2023 **(SL No. 3, 2023)**

Notified	16 March 2023
Commenced	pt 3: 1 November 2023 (bl 2(2)); rem: 3 April 2023 (bl 2(1))

Amending Legislation

Territory Parks and Wildlife Conservation Further Amendment By-laws 2023 **(SL No. 21, 2023)**

Notified	31 October 2023
Commenced	31 October 2023 (bl 2)

Territory Parks and Wildlife Conservation Further Amendment By-laws 2023 **(SL No. 21 2023)**

Notified	31 October 2023
Commenced	31 October 2023 (bl 2)

Parks and Water Legislation Amendment Act 2024 **(Act No. 13, 2024)**

Assent date	11 June 2024
Commenced	pt 3: 2 July 2024 (s 2(2)); rem: 12 June 2024 (s 2(1))

Territory Parks and Wildlife Conservation Amendment By-laws 2026 **(SL No. 1, 2026)**

Notified	29 January 2026
Commenced	29 January 2026 (bl 2)

Territory Parks and Wildlife Conservation Further Amendment By-laws 2026 **(SL No. 5, 2026)**

Notified	16 March 2026
Commenced	16 March 2026 (bl 2)

Territory Parks and Wildlife Conservation Amendment (Opening Hours) By-laws 2026 **(SL No. 27, 2026)**

Notified	8 October 2026
Commenced	8 October 2026 (bl 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: bl 1, 3, 4, 27A, 27D, 29, 35L, 46A and 46C and sch 1

4 LIST OF AMENDMENTS

pt 1 hdg	sub No. 3, 2014, bl 12
bl 3	amd No. 40, 1985, bl 1; No. 56, 1991, bl 2; No. 43, 1993, bl 2; No. 4, 1997, bl 2; No. 28, 2005, bl 4; No. 23, 2007, bl 4; No. 19, 2013, bl 3; No. 3, 2014, bl 3; No. 8, 2021, bl 4; No. 12, 2021, bl 4; No. 3, 2023, bl 4; Act No. 13, 2024, s 27
bl 4	sub No. 40, 1985, bl 2 amd No. 28, 2005, bl 5
pt 2 hdg	amd No. 3, 2014, bl 12
bl 5	amd No. 23, 2007, bl 34 sub No. 3, 2014, bl 4 amd No. 3, 2023, bl 5; No. 27, 2026, bl 4
bl 6	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12; No. 21, 2023, bl 5
bl 6A	ins No. 3, 2023, bl 6 amd No. 21, 2023, bl 5; No. 3, 2023, bl 8
bl 7	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 8	amd No. 43, 1993, bl 3; No 4, 1997, bl 3; No. 23, 2007, bl 5; No. 3, 2014, bl 12; No. 8, 2021, bl 5; No. 12, 2021, bl 5; No. 1, 2022, bl 4
bl 8A	ins No. 3, 2014, bl 5 amd No. 21, 2023, bl 6
bl 9	amd No. 23, 2007, bl 6 and 34; No. 3, 2014, bl 6
bl 10	amd No. 43, 1993, bl 4; No. 23, 2007, bl 34; No. 3, 2014, bl 12; No. 8, 2021, bl 6
pt 3 hdg	amd No. 3, 2014, bl 12
bl 11	sub No. 23, 2007, bl 7 amd No. 3, 2014, bl 12
bl 11A	ins No. 23, 2007, bl 7 amd No. 3, 2014, bl 12
bl 12	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 13	amd No. 23, 2007, bl 8 and 34; No. 3, 2014, bl 12; Act No. 13, 2024, s 28
bl 13A	ins No. 17, 2002 amd No. 23, 2007, bl 9 and 34; No. 3, 2014, bl 12; Act No. 13, 2024, s 29
bl 14	amd No. 23, 2007, bl 10; No. 3, 2014, bl 12
bl 15	amd No. 23, 2007, bl 11; No. 3, 2014, bl 12
bl 16	sub No. 23, 2007, bl 12 amd No. 3, 2014, bl 12
bl 16A	ins No. 38, 1989 amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 17	sub No. 23, 2007, bl 13 amd No. 3, 2014, bl 12
bl 18	amd No. 23, 2007, bl 14 and 34; No. 3, 2014, bl 12; Act No. 19, 2021, s 104
bl 19	amd No. 23, 2007, bl 15 and 34; No. 3, 2014, bl 12
bl 20	amd No. 23, 2007, bl 16 and 34; No. 3, 2014, bl 12
bl 21	amd No. 23, 2007, bl 17 and 34; No. 3, 2014, bl 12
bl 22	amd No. 56, 1991, bl 3 sub No. 23, 2007, bl 18 amd No. 3, 2014, bl 12
bl 23	amd No. 23, 2007, bl 19; No. 3, 2014, bl 12

bl 24	sub No. 23, 2007, bl 20
	amd No. 3, 2014, bl 12
bl 24A	ins No. 23, 2007, bl 20
	amd No. 3, 2014, bl 12
bl 24AA	ins No. 3, 2014, bl 7
bl 25	amd No. 23, 2007, bl 21 and 34; No. 3, 2014, bl 12
bl 26 – 27	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
pt 3A hdg	ins No. 19, 2013, bl 4
	amd No. 3, 2014, bl 12
bl 27A – 27F	ins No. 19, 2013, bl 4
pt 4 hdg	amd No. 3, 2014, bl 12
bl 28	sub No. 23, 2007, bl 22
	amd No. 3, 2014, bl 12
bl 29	sub No. 23, 2007, bl 22
	amd No. 3, 2014, bl 8
bl 30	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 31	amd No. 23, 2007, bl 23; No. 3, 2014, bl 12
bl 31A	ins No. 3, 2014, bl 9
bl 32	amd No. 23, 2007, bl 24 and 34; No. 3, 2014, bl 12
bl 33 – 34	rep No. 56, 1991, bl 4
bl 35	amd No. 3, 2014, bl 12
pt 4A hdg	ins No. 16, 2002
	amd No. 3, 2014, bl 12
bl 35A	ins No. 16, 2002
bl 35B	ins No. 16, 2002
	amd No. 3, 2014, bl 12
bl 35C – 35J	ins No. 16, 2002
	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
pt 4B hdg	ins No. 23, 2007, bl 25
	amd No. 3, 2014, bl 12
bl 35K	ins No. 23, 2007, bl 25
bl 35L	ins No. 23, 2007, bl 25
	amd No. 3, 2014, bl 12
bl 35M	ins No. 23, 2007, bl 25
pt 5 hdg	amd No. 3, 2014, bl 12
bl 36 – 42	amd No. 3, 2014, bl 12
bl 44 – 46	amd No. 3, 2014, bl 12
pt 5A hdg	ins No. 23, 2007, bl 26
	amd No. 3, 2014, bl 12
bl 46A – 46H	ins No. 23, 2007, bl 26
pt 5B hdg	ins No. 23, 2007, bl 27
	amd No. 3, 2014, bl 12
	sub Act No. 13, 2024, s 30
bl 46J	ins No. 23, 2007, bl 27
	sub Act No. 13, 2024, s 30
bl 46K – 46M	ins No. 23, 2007, bl 27
	rep Act No. 13, 2024, s 30
pt 6 hdg	sub No. 3, 2014, bl 12
bl 47	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 48	sub No. 23, 2007, bl 28
	amd No. 3, 2014, bl 12
bl 49	amd No. 3, 2014, bl 12
bl 50 – 51	amd No. 23, 2007, bl 34; No. 3, 2014, bl 12
bl 52	amd No. 23, 2007, bl 29 and 34; No. 3, 2014, bl 12; Act No. 13, 2024, s 31
bl 52A	ins No. 56, 1991, bl 5
	rep No. 23, 2007, bl 30
	ins No. 24, 2007, bl 4
	rep No. 24, 2007, bl 5

bl 52B	ins No. 56, 1991, bl 5 amd No. 23, 2007, bl 31; No. 3, 2014, bl 12
sch 2	amd No. 43, 1993, bl 5 sub No. 4, 1997, bl 4 amd No. 25, 1997 sub No. 3, 2014, bl 10 amd No. 40, 2016, bl 3; No. 8, 2021, bl 7; No. 21, 2023, bl 7; No. 27, 2026, bl 5
sch 3	amd No. 35, 1992 sub No. 43, 1993, bl 6; No. 4, 1997, bl 4; No. 31, 2000, bl 2; No. 28, 2005, bl 6 amd No. 23, 2007, bl 32; No. 29, 2008, bl 3; No. 40, 2016, bl 4; No. 13, 2019, bl 4; No. 8, 2021, bl 8; No. 12, 2021, bl 6, No. 1, 2022, bl 5; No. 3, 2023, bl 7; No. 21, 2023, bl 8; No. 3, 2023, bl 9 as amd No. 21, 2023, bl 10; No. 1, 2026, bl 4; No. 5, 2026, bl 4
sch 4	ins No. 56, 1991, bl 6 amd No. 15, 2002 sub No. 23, 2007, bl 33; No. 3, 2014, bl 11 amd No. 1, 2022, bl 6
sch 5	ins Act No. 13, 2024, s 32