

THE NORTHERN TERRITORY OF AUSTRALIA

No. 56 of 1978

AN ORDINANCE

To amend the Territory Parks and Wildlife Conservation Ordinance
and for other purposes

[Assented to 1 July 1978]

BE it ordained by the Legislative Assembly for the Northern Territory
of Australia as follows:

1. This Ordinance may be cited as the Territory Parks and Wildlife Conservation Ordinance 1978.

Short
title

2. The Territory Parks and Wildlife Conservation Ordinance is
in this Ordinance referred to as the Principal Ordinance.

Principal
Ordinance

3. Section 9(1) of the Principal Ordinance is amended -

Interpre-
tation

(a) by omitting from the definition of "honorary conservation
officer" the symbols "(i)" and "(ii)" and substituting
"(a)" and "(b)" respectively;

(b) by inserting in the definition of "sanctuary" after "by"
the words "or under"; and

(c) by omitting the definition of "Service".

4. Section 12 of the Principal Ordinance is amended by
omitting sub-sections (1) and (2) and substituting the following
sub-sections:

Parks and
reserves
established
by Adminis-
trator in
Council

"(1) Subject to this section and to section 14, the
Administrator in Council may -

(a) by notice in the Gazette, declare -

(i) an area of land in respect of which all right, title
and interest is vested in the Commonwealth; or

(ii) an area of land in respect of which the Commission, as
lessee, holds a lease in perpetuity at a nominal
rental, being the area specified in the notice,

to be a park or reserve; and

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- (b) by the same or by another notice in the Gazette, declare the whole or a specified part of the park or reserve to be a wilderness zone.

"(2) The Commission may, after receiving a report from the Place Names Committee, assign a name to a park or reserve or a proposed park or proposed reserve."

Revocation
of parks,
reserves
or sanc-
tuaries

5. (1) Section 13 of the Principal Ordinance is amended -

(a) by omitting from sub-section (1)(b) "by this Ordinance" and substituting "by or under section 25A";

(b) by inserting in sub-section (3) after "any land" the words "
", other than land leased by the Commission as lessee,";
and

(c) by adding the following sub-section:

"(4) If, by virtue of a notice given under sub-section (1), any land leased by the Commission as lessee ceases to be land within a park or reserve, the lease of that land is, by force of this sub-section, surrendered."

Report by
Commission

6. Section 14(1) of the Principal Ordinance is amended by omitting "section 12 or 13" and substituting "section 12, 13 or 25A".

Repeal of sec-
tion 15

7. Section 15 of the Principal Ordinance is repealed.

Mining works,
forestry, &c.,
in parks, re-
serves and
wilderness
zones

8. Section 17 of the Principal Ordinance is amended -

(a) by omitting from sub-section (6) -

(i) "scientific research authorized by the Commission and such other"; and

(ii) "sanctuary or"; and

(b) by omitting from sub-section (7) "place" (wherever occurring) and substituting "park or reserve".

Sanctuaries

9. Section 25A of the Principal Ordinance is amended by adding the following sub-sections:

"(2) Subject to section 14, the Administrator in Council may, by notice in the Gazette, declare -

(a) any area of unoccupied Crown land in the Northern Territory; or

(b) an area of land in respect of which the Commission, as lessee, holds a lease in perpetuity at a nominal rental,

to be a sanctuary.

"(3) The Commission may, after receiving a report from the Place Names Committee, assign a name to a proposed sanctuary."

10. The Principal Ordinance is amended by inserting after section 64 the following section:

"64A. The Commission may, if it thinks fit, transact any of its business by the circulation of papers amongst the members, and a resolution in writing approved in writing by a majority of the members shall be as valid and effectual as if it had been passed at a meeting of the Commission by the votes of the members so approving the resolution."

Transaction
of business
by circulation
of papers

11. Section 66(1) of the Principal Ordinance is amended -

Functions

(a) by omitting from paragraph (a) "parks and reserves;" and substituting "parks, reserves, sanctuaries and protected areas;" and

(b) by omitting from paragraph (g)(i) "and naming of parks and reserves" and substituting "of parks, reserves, sanctuaries and protected areas".

12. Section 91(1) of the Principal Ordinance is amended by omitting "officers of employees" and substituting "officers or employees".

Officers and
employees of
Australia and
government au-
thorities
Saving

13. Section 110 of the Principal Ordinance is amended by omitting "warden" and substituting "conservation officer".

14. Section 113(1) of the Principal Ordinance is amended by omitting "protected area, sanctuary or wilderness area" and substituting "protected area or sanctuary".

Authorized
destruction of
animals in
sanctuary, &c.

15. Section 115 of the Principal Ordinance is amended -

Averment in
relation to
parks

(a) by omitting from paragraph (a) "park or reserve;" and substituting "park, reserve, sanctuary or protected area;" and

(b) by omitting from paragraph (c) "park or reserve," and substituting "park, reserve, sanctuary or protected area,".

16. The Schedule to the Principal Ordinance is amended -

The Schedule

(a) by inserting after -

"No. 59 of 1974 National Parks and
Gardens Ordinance
 (No. 2) 1974"

the following -

"No. 35 of 1976 National Parks and
Gardens Ordinance
 1976"; and

(b) by adding at the end thereof -

Territory Parks and Wildlife Conservation

"No. 4 of 1976

Wildlife Conservation
and Control Ordinance
1975".Amendment of
Territory
Parks and
Wildlife Con-
servation
Ordinance
(No. 2) 1976

17. Section 17(b) of the Territory Parks and Wildlife Conservation Ordinance (No. 2) 1976 is amended by omitting "warden or ranger" and substituting "warden or a ranger".
