

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1988, No. ³⁸ *

Regulations under the *Territory Parks and
Wildlife Conservation Act*

I, KEITH JOHN AUSTIN ASCHE, the acting Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following Regulations under the *Territory Parks and Wildlife Conservation Act*.

Dated *26 August* 1988.

KJA ASCHE

Acting Administrator

AMENDMENTS OF THE TERRITORY WILDLIFE REGULATIONS

1. REPEAL AND SUBSTITUTION

Regulation 7 of the Territory Wildlife Regulations is repealed and the following substituted -

"7. POSSESSION OF WILDLIFE

For the purposes of section 32 of the Act, a person may have in his possession or under his control a live animal of a species listed in Schedule 5 if the animal was not obtained in contravention of the law of any State or Territory."

* Notified in the *Northern-Territory Government Gazette* on **28 SEP** 1988.

Government Printer of the Northern Territory

Territory Wildlife Regulations

2. NEW REGULATIONS

The Territory Wildlife Regulations are amended by inserting after Regulation 7 the following:

"8. DEALING IN WILDLIFE

"For the purposes of section 33 of the Act, a person may -

- (a) buy, sell or offer for sale;
- (b) barter or offer to barter; or
- (c) otherwise obtain from or dispose of, or offer to dispose of, to another person,

a live animal of a species listed in Schedule 5 if the animal was not obtained in contravention of the law of any State or Territory.

"9. CONSIGNMENT OF WILDLIFE

"(1) A person may move or consign from one place to another in the Territory a live animal of a species listed in Schedule 5.

"(2) A person shall not transport a protected animal in a manner that causes it, or is likely to cause it, injury or suffering.

"10. CAPTURE OF WILDLIFE - BY PERMIT

"(1) A permit to catch or restrain a live protected animal -

- (a) shall not be issued to a body corporate;
- (b) is not transferable;
- (c) may be issued for a period not exceeding 12 months, and may be renewed upon its expiry;
- (d) shall specify the name and address of any person authorised by the permit to assist the permit holder in the catching or restraining of a live protected animal;
- (e) shall specify the maximum number of animals which may be caught or restrained in any place or during any period of time;
- (f) may specify conditions as to -
 - (i) the devices, substances or means which may be used to catch or restrain a live protected animal; or

Territory Wildlife Regulations

(ii) the manner in which a live protected animal may be identified, whether by tagging, banding or some other method; and

(g) may require the holder to maintain records, and to allow a conservation officer to inspect those records.

"(2) An applicant for a permit to catch or restrain shall submit to the Director a statutory declaration stating whether or not the applicant has been convicted of a relevant offence and giving details of any such offence, and an applicant convicted of such an offence shall not be issued with a permit unless the Director considers that it is proper in all the circumstances for the applicant to obtain a permit.

"(3) In subregulation (2), 'relevant offence' means, an offence committed in contravention of the Act or any other offence committed in respect of a protected animal.

"11. PROHIBITED METHODS OF CAPTURE

"A person shall not use a dog or other animal, or use any poison, explosive, firearm, bow, slingshot, spear, net, trap, bird lime or noxious, narcotic, viscid or adhesive substance to catch or restrain a live protected animal unless he is authorized by notice under section 29(3) or permit issued under section 43(1) of the Act.

"12. CAPTURE OF WILDLIFE WITHOUT PERMIT

"A person may without permit catch or restrain an animal of a species listed in Schedule 6 if the animal is not caught or restrained for the purpose of financial gain or to be used as feed for any other animal.

"13. CONDITIONS FOR KEEPING AND TRANSPORTING PROTECTED ANIMALS

"(1) A person keeping a live protected animal in captivity shall keep it in a cage or enclosure which -

- (a) provides adequate protection from wind, sun, rain and predators;
- (b) is well ventilated;
- (c) is constructed such that it prevents escape;
- (d) allows visual inspection;
- (e) is kept in a clean and sanitary condition; and
- (f) has an adequate supply of water and of sufficient and appropriate food.

Territory Wildlife Regulations

"14. SPECIALLY PROTECTED ANIMALS

"For the purposes of section 9 of the Act, animals of a species listed in Schedule 7 are specially protected animals."

3. NEW SCHEDULES

The Territory Wildlife Regulations are amended by inserting after Schedule 4 the following:

"SCHEDULE 5

Regulations 8 and 9

LIVE PROTECTED ANIMALS WHICH MAY BE
KEPT WITHOUT PERMIT

Birds

King Quail	<i>Coturnix chinensis</i>
Brown Quail	<i>Coturnix ypsilophora</i>
Peaceful Dove	<i>Geopelia placida</i>
Diamond Dove	<i>Geopelia cuneata</i>
Bar-shouldered Dove	<i>Geopelia humeralis</i>
Crested Pigeon	<i>Geophaps lophotes</i>
Galah	<i>Cacatua roseicapilla</i>
Little Corella	<i>Cacatua pastinator</i>
Sulphur-crested Cockatoo	<i>Cacatua galerita</i>
Cockatiel	<i>Leptolophos hollandicus</i>
Budgerigar	<i>Melopsittacus undulatus</i>
Zebra Finch	<i>Taeniopygia guttata</i>
Double-barred Finch	<i>Taeniopygia bichenovii</i>
Long-tailed Finch	<i>Poephila acuticauda</i>
Chestnut-breasted Mannikin	<i>Lonchura castaneothorax</i>

Mammals

Spinifex Hopping-mouse	<i>Notomys alexis</i>
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Reptiles

Centralian Blue-tongued Lizard	<i>Tiliqua multifasciata</i>
Northern Blue-tongued Lizard	<i>Tiliqua scincoides</i>
Skinks	<i>Carlia</i> spp. except those listed in Schedule 7
	<i>Cryptoblepharus</i> spp. except those listed in Schedule 7
	<i>Sphenomorphus</i> spp. except those listed in Schedule 7
	<i>Ctenotus</i> spp. except those listed in Schedule 7
Central Netted Dragon	<i>Ctenophorus nuchalis</i>
Central Bearded Dragon	<i>Pogona vitticeps</i>

Territory Wildlife Regulations

SCHEDULE 5 - continued

Bynoe's gecko	<i>Heteronotia binoei</i>
Common Detella	<i>Gehyra variegata</i>
Flap footed Lizard	<i>Delma tincta</i>
Burton's Legless Lizard	<i>Lialis burtonis</i>
Short-necked Freshwater Turtles	<i>Emydura</i> spp. except those listed in Schedule 7
Northern Long-necked Turtle	<i>Chelodina rugosa</i>

Amphibians

All frogs indigenous to the Northern Territory except those listed in Schedule 7.

"SCHEDULE 6

Regulation 12

PROTECTED ANIMALS WHICH MAY BE CAUGHT AND
RESTRAINED LIVE WITHOUT PERMIT

Reptiles

Centralian Blue-tongued Lizard	<i>Tiliqua multifasciata</i>
Northern Blue-tongued Lizard	<i>Tiliqua scincoides</i>
Skinks	<i>intermedia</i>
	<i>Carlia</i> spp. except those listed in Schedule 7
	<i>Cryptoblepharus</i> spp. except those listed in Schedule 7
	<i>Sphenomorphus</i> spp. except those listed in Schedule 7
	<i>Ctenotus</i> spp. except those listed in Schedule 7
Central Netted Dragon	<i>Ctenophorus nuchalis</i>
Central Bearded Dragon	<i>Pogona vitticeps</i>
Bynoe's gecko	<i>Heteronotia binoei</i>
Common Dtella	<i>Gehyra variegata</i>
Burton's Legless Lizard	<i>Lialis burtonis</i>
Flap footed Lizard	<i>Delma tincta</i>

Amphibians

All frogs indigenous to the Northern Territory except those listed in Schedule 7.

Territory Wildlife Regulations

"SCHEDULE 7

Regulation 14

SPECIALLY PROTECTED ANIMALS

Mammals

Burrowing Bettong	<i>Bettongia lesueur</i>
Brush-Tailed Bettong	<i>Bettongia penicillata</i>
Northern Bettong	<i>Bettongia tropica</i>
Desert Rat-kangaroo	<i>Caloprymnus campestris</i>
Central Hare-wallaby	<i>Lagorchestes asomatus</i>
Rufous Hare-wallaby	<i>Lagorchestes hirsutus</i>
Eastern Hare-wallaby	<i>Lagorchestes leporides</i>
Banded Hare-wallaby	<i>Lagostrophus fasciatus</i>
Toolache Wallaby	<i>Macropus greyi</i>
Bridled Nailtail Wallaby	<i>Onychogalea fraenata</i>
Crescent Nailtail Wallaby	<i>Onychogalea lunata</i>
Proserpine Rock-wallaby	<i>Petrogale persephone</i>
Nabarlek	<i>Petrogale concinna</i>
Broad-faced Potoroo	<i>Potorous platyops</i>
Long-footed Potoroo	<i>Potorous longipes</i>
Leadbeater's Possum	<i>Gymnobelideus leadbeateri</i>
Northern Hairy-nosed Wombat	<i>Lasiiorhinus krefftii</i>
Pig-footed Bandicoot	<i>Chaeropus ecaudatus</i>
Western Barred Bandicoot	<i>Perameles bougainville</i>
Desert Bandicoot	<i>Perameles eremiana</i>
Golden Bandicoot	<i>Isoodon auratus</i>
Bilby	<i>Macrotis lagotis</i>
Lesser Bilby	<i>Macrotis leucura</i>
Thylacine (Tasmanian Tiger)	<i>Thylacinus cynocephalus</i>
Numbat	<i>Myrmecobius fasciatus</i>
Red-tailed Phascogale	<i>Phascogale calura</i>
Long-tailed Dunnart	<i>Sminthopsis longicaudata</i>
Sandhill Dunnart	<i>Sminthopsis psammophila</i>
Western Quoll	<i>Dasyurus geoffroii</i>
White-footed Rabbit-rat	<i>Conilurus albipes</i>
Lesser Stick-nest Rat	<i>Leiporillus apicalis</i>
Greater Stick-nest Rat	<i>Leoporillus conditor</i>
Short-tailed Hopping-mouse	<i>Notomys amplus</i>
Northern Hopping-mouse	<i>Notomys aquilo</i>
Dusky Hopping-mouse	<i>Notomys fuscus</i>
Long-tailed Hopping-mouse	<i>Notomys longicaudatus</i>
Big-eared Hopping-mouse	<i>Notomys macrotis</i>
Darling Downs Hopping-mouse	<i>Notomys mordax</i>
Alice Springs Mouse	<i>Pseudomys fieldi</i>
Shark Bay Mouse	<i>Pseudomys praeconis</i>
False Water-rat	<i>Xeromys myoides</i>
Central Rock-rat	<i>Zyzomys pedunculatus</i>
Golden-backed Tree-rat	<i>Mesembriomys macrurus</i>
Ghost Bat	<i>Macroderma gigas</i>
Orange Horseshoe-bat	<i>Rhinonicterus aurantius</i>
Blue Whale	<i>Balaenoptera musculus</i>
Humpback Whale	<i>Megaptera novaeangliae</i>
Southern Right Whale	<i>Eubalaena australis</i>

Territory Wildlife Regulations

SCHEDULE 7 - continued

Birds

Gould's Petrel	<i>Pterodroma leucoptera</i> <i>leucoptera</i>
Providence Petrel	<i>Pterodroma solandri</i>
Abbott's Booby	<i>Sula abbotti</i>
Christmas Island Frigatebird	<i>Fregata andrewsi</i>
Red Goshawk	<i>Erythrotriorchis radiatus</i>
Plains-wanderer	<i>Pedionomus torquatus</i>
Lord Howe Island Woodhen	<i>Tricholimnas sylvestris</i>
Cocos Buff-banded Rail	<i>Rallus philippensis</i> <i>andrewsi</i>
Lesser Noddy	<i>Anous tenuirostris</i>
Little Tern	<i>Sterna albifrons</i>
Banded fruit pigeon	<i>Ptilinopus cinctus</i>
Norfolk Island Parrot	<i>Cyanoramphus</i> <i>novaezelandiae cookii</i>
Coxen's Fig Parrot	<i>Cyclopsitta diophthalma</i> <i>coxeni</i>
Night Parrot	<i>Pezoporus occidentalis</i>
Orange-bellied Parrot	<i>Neophema chrysogaster</i>
Ground Parrot	<i>Pezoporus wallicus</i>
Alexandra's Parrot	<i>Polytelis alexandrae</i>
Golden-shouldered Parrot	<i>Psephotus chrysopterygius</i>
Hooded Parrot	<i>Psephotus dissimilis</i>
Paradise Parrot	<i>Psephotus pulcherrimus</i>
Norfolk Island Boobook Owl	<i>Ninox novaeseelandiae</i> <i>undulata</i>
Christmas Island Hawk-owl	<i>Ninox squamipila natalis</i>
Plumed Frogmouth	<i>Podargus ocellatus</i> <i>plumiferus</i>
Gouldian finch	<i>Erythrura gouldiae</i>
Yellow-rumped Mannikin	<i>Lonchura flaviprymna</i>
Noisy Scrub-bird	<i>Atrichornis clamosus</i>
Zitting Cisticola	<i>Cisticola juncidis</i>
Purple-crowned Fairy-wren	<i>Malurus coronatus</i>
Carpentarian Grasswren	<i>Amytornis dorotheae</i>
Thick-billed Grasswren	<i>Amytornis textilis</i> <i>textilis</i>
White-throated Grasswren	<i>Amytornis woodwardi</i>
Western Bristlebird	<i>Dasyornis longirostris</i>
Eastern Bristlebird	<i>Dasyornis brachypterus</i>
Rufous Bristlebird	<i>Dasyornis broadbenti</i> <i>litoralis</i>
Lord Howe Island Currawong	<i>Strepera graculina</i> <i>crissalis</i>
Western Whipbird	<i>Psophodes nigrogularis</i>
Forty-spotted Pardalote	<i>Pardalotus quadragintus</i>
Norfolk Island Silvereye	<i>Zosterops albogularis</i>
White-lined Honeyeater	<i>Meliphaga albilineata</i>
Helmeted Honeyeater	<i>Lichenostomus melanops</i> <i>cassidix</i>
Black-eared Miner	<i>Manorina melanotis</i>
Northern Scrub-robin	<i>Drymodes superciliaris</i> <i>colcloughi</i>
Norfolk Island Thrush	<i>Turdus poliocephalus</i> <i>poliocephalus</i>

Territory Wildlife Regulations

SCHEDULE 7 - continued

Amphibians

Round Frog	<i>Arenophryne rotunda</i>
Mt Baw Baw Frog	<i>Philoria frosti</i>
Platypus Frog	<i>Rheobatrachus silus</i>
Elegant Microhylid	<i>Cophixalus concinnus</i>
Rock-dwelling Microhylid	<i>Cophixalus saxatilis</i>
Long-nosed Tree Frog	<i>Litoria longirostris</i>
Splendid Tree Frog	<i>Litoria splendida</i>
Masked Ground Hyliid	<i>Litoria personata</i>
Burrowing Frog	<i>Cyclorana vagitus</i>
Southern Burrowing Frog	<i>Uperoleia orientalis</i>

Reptiles

Pig-nosed Turtle	<i>Carettochelys insculpta</i>
Leathery Turtle	<i>Dermochelys coriacea</i>
Western Swamp Tortoise	<i>Pseudemydura umbrina</i>
Lined Burrowing Skink	<i>Lerista lineata</i>
Lancelin Island Striped Skink	<i>Ctenotus lanceolini</i>
Pedra Branca Skink	<i>Pseudemoia palfreymani</i>
Hosmers' Skink	<i>Egernia hosmeri</i>
Ground Gecko	<i>Diplodactylus occultus</i>
Bronzebacked Legless Lizard	<i>Ophidiocephalus taeniatus</i>
Worm Snake	<i>Aprasia parapulchella</i>
Striped Worm Snake	<i>Aprasia striolata</i>
Mangrove Monitor	<i>Varanus indicus</i>
Monitor Lizard	<i>Varanus glauerti</i>
Northern Pygmy Goanna	<i>Varanus primordius</i>
Long-tailed Pygmy Goanna	<i>Varanus kingorum</i>
Black-striped Snake	<i>Neelaps calonotus</i>
Broad-headed Snake	<i>Hoplocephalus bungaroides</i>
Oenpelli Python	<i>Morelia oenpelliensis</i>
New Guinea Long-necked Turtle	<i>Chelodina novaeguineae</i> ".