

I.

# PUBLIC ACTS

OF THE

## PARLIAMENT OF QUEENSLAND,

1<sup>st</sup> GEORGII V.

### ANIMALS.

#### An Act to Amend "The Native Animals Protection Act of 1906" in Certain Particulars.

[ASSENTED TO 31ST DECEMBER, 1910.]

1 Geo. V.  
No. 17.  
THE NATIVE  
ANIMALS  
PROTECTION  
ACT  
AMENDMENT  
ACT OF 1910.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. This Act shall be read as one with "*The Native Animals Protection Act of 1906*,"\* herein referred to as the Principal Act, and may be cited together with that Act as "*The Native Animals Protection Acts, 1906 to 1910*," or separately as "*The Native Animals Protection Act Amendment Act of 1910*." Short title and construction.

2. The following words are added to section two of the Principal Act:— Amendment of s. 2.

"Such period is in this Act referred to as the close season."

3. In section three of the Principal Act, the words "period hereinbefore mentioned" are repealed, and the words "close season" are inserted in lieu thereof. Amendment of s. 3.

4. (1.) Subsection one of section four of the Principal Act is repealed, and the following subsection is inserted in lieu thereof:— Amendment of s. 4.

(1.) Any person who within the close season sells, offers for sale, or has in his control or possession—

(a) Any native bear or opossum, or the carcass thereof; or

(b) The untanned skin of any native bear or opossum;

shall be liable to a penalty not exceeding five pounds, unless he proves that such animal was captured, killed,

*Native Animals Protection Act Amendment Act. 1 GEO. V. No 17,*

bought, or received either outside the close season or in or from another State.

(2.) In subsection two of the said section, the words "taken or captured during the period aforesaid" are repealed, and the words "captured within the close season" are inserted in lieu thereof.

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

Reserves.  
48 Vic. No. 12,  
ss. 1, 2, 6.

[6A.] (1.) The Governor in Council may from time to time, by Proclamation, declare any Crown lands and, with the consent of the owner or occupier thereof, any other lands as Reserves for the protection and preservation of such native animals referred to in this Act as are specified in such Proclamation, and from time to time amend or annul the same.

(2.) There shall be set up, at convenient and conspicuous places on the boundaries of every such Reserve, notices legibly written or printed stating that the Reserve has been so proclaimed, and indicating in a concise manner the extent of the Reserve.

(3.) The Governor in Council may from time to time appoint such persons as he thinks fit to be rangers of such Reserves, who shall, with respect to such Reserves, do all necessary acts for carrying this Act into effect and for preventing and punishing any breach thereof, and shall for that purpose have all the powers conferred by this Act upon members of the police force.

Permits to  
trappers.

[6B.] (1.) Subject to this Act, no person is entitled to kill or capture, or, unless he is a wholesale hides and skins merchant, to sell or offer for sale, any native bear or opossum or the untanned skin of any native bear or opossum, unless he holds a subsisting permit as a trapper under this Act.

(2.) Every person who desires to become a trapper shall register his name and place of residence with the clerk of petty sessions of the petty sessions district in which he resides.

Such clerk may thereupon issue to such person a written permit in that behalf, which shall remain in force for the current year, but may be renewed from year to year.

For every such permit there shall be paid the annual fee of two shillings and six pence.

• If such clerk refuses to issue such permit, the applicant may appeal from his decision to a police magistrate

1910.

*Native Animals Protection Act Amendment Act.*

or any two justices of the peace sitting in petty sessions, on giving to such clerk at least one day's notice of his intention so to do.

The court shall hear and determine the matter of the appeal, and its decision shall be final and shall be obeyed, but shall not have any effect beyond the current year.

(3.) Every such permit shall authorise the trapper to carry on his occupation, but subject always to the provisions of this Act.

(4.) It shall not be lawful for any trapper to keep or store or have in possession any cyanide of potassium.

[6c.] Any member of the police force who has reasonable grounds to suspect that there is kept or stored or had in possession by any person, in or upon any building, hut, tent, or camping place or other premises, or vehicle—

Power to  
police to  
search, &c.

(a) Any native animal, or the carcass of any native animal, or the skin of any native animal; or

(b) Any cyanide of potassium;

in contravention of this Act, or in respect of which there has been a contravention of this Act, may at any time, under authority of a warrant issued by a justice of the peace, enter upon and search such building, hut, tent, camping place, premises, or vehicle, and any box or package there, and may seize all native animals and carcasses and skins thereof, and any cyanide of potassium found there, and may arrest any person found there, or who is apparently in occupation of or charge of the building, hut, tent, camping place, premises, or vehicle, or in possession of such animals, things, or cyanide of potassium, and take him and all such animals, things, or cyanide of potassium so seized before some justice of the peace.

And if such person does not give an account to the satisfaction of such justice of such animals, things, or cyanide of potassium being in the place where they were so seized, or of his possession of them, he shall be liable to a penalty not exceeding five pounds, or in case of having cyanide of potassium a penalty not exceeding ten pounds, and upon his conviction all such animals, things, and cyanide of potassium shall be forfeited to His Majesty.

6. The following provision is added to section seven of the Principal Act:—

Amendment  
of s. 7.

(3.) Any member of the police force may require any person who holds a permit as a trapper under this Act to produce such permit for his inspection; and if such trapper, without reasonable excuse, the proof of which

*Appropriation Acts.*

1 GEO. V. No. 1,

shall be upon him, fails to so produce his permit, he shall be liable to a penalty not exceeding five pounds.

Amendment  
of s. 8.

7. The following provisions are added to section eight of the Principal Act:—

All native animals and carcasses of native animals and skins of native animals and all cyanide of potassium in respect of which there has been a contravention of this Act, shall by the conviction of the offender be and become forfeited to His Majesty.

In addition to any penalty imposed upon any person convicted of any contravention of this Act, the court may, in its discretion, order that any permit as a trapper held by the defendant shall be entirely revoked, or that it shall be suspended for such period, but not beyond its currency, as the court thinks fit.

### APPROPRIATION ACTS.

*See CONSTITUTION.*

### BOARDS, MARSUPIAL.

*See MARSUPIALS.*

### BOARDS, RABBIT.

*See RABBITS.*

### COMMERCIAL CAUSES.

*See PRACTICE.*

### CONSTITUTION.

#### APPROPRIATION ACTS.

|  |     |     |                         |
|--|-----|-----|-------------------------|
| <i>Appropriation Act of 1910-1911, No. 1</i> | ... | ... | 1 <i>Geo. V. No. 1</i>  |
| <i>Appropriation Act of 1910-1911, No. 2</i> | ... | ... | 1 <i>Geo. V. No. 2</i>  |
| <i>Appropriation Act of 1910-1911, No. 3</i> | ... | ... | 1 <i>Geo. V. No. 4</i>  |
| <i>Appropriation Act of 1910-1911, No. 4</i> | ... | ... | 1 <i>Geo. V. No. 13</i> |

#### DEMISE OF THE CROWN.

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| <i>Demise of the Crown Act of 1910</i> | ... | ... | 1 <i>Geo. V. No. 21</i> |
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1 Geo. V.  
No. 1.  
THE  
APPROPRIA-  
TION ACT  
OF 1910-1911  
No. 1.

**An Act to Authorise the Appropriation out of the Consolidated Revenue Fund of Queensland of certain Sums of Money towards the Service of the Year ending on the thirtieth day of June, 1911.**

[ASSENTED TO 15TH JULY, 1910.]

Preamble.

**W**HEREAS we, your Majesty's most dutiful and loyal subjects, the members of the Legislative Assembly of Queensland in Parliament assembled, have in the present Session of Parliament cheerfully granted to your Majesty the several sums hereinafter mentioned towards the services