

No. 4615.

An Act to afford greater Protection to Koalas.

[19th December, 1938.]

BE it enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. This Act may be cited as the *Game (Koala Protection) Act 1938* and shall be read and construed as one with the *Game Act 1928* (hereinafter called the Principal Act) and the Act amending the same which Acts and this Act may be cited together as the Game Acts.

Short title
construction
and citation.

Nos. 3689, 3855.

2. Notwithstanding

Penalties
for killing
destroying
selling
having in
possession
&c. koalas.

2. Notwithstanding anything in the Principal Act every person who—

- (a) wilfully kills destroys injures or molests any koala;
- (b) uses any instrument net or other means for the purpose of killing destroying injuring or molesting any koala;
- (c) causes any dog to kill destroy injure or molest any koala;
- (d) wilfully or negligently lights or spreads in or near any sanctuary any fire which kills destroys or injures any koala;
- (e) buys sells or consigns or (except pursuant to an order made under section thirty-eight or thirty-nine, or permission given under section forty, of the Principal Act) knowingly has in his possession house or control any koala; or
- (f) buys sells consigns or knowingly has in his possession house or control any flesh skin or other portion of a koala—

shall be liable for a first offence to a penalty of not less than Fifty pounds and not more than One hundred pounds, and for a second or subsequent offence to a penalty of not less than One hundred pounds and not more than Two hundred pounds or to imprisonment for a term of not more than three months or to both such penalty and imprisonment.