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FLORA

REGULATIONS



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REGULATIONS

DEPARTMENT OF FISHERIES AND WILDLIFE
108 ADELAIDE TERRACE
PERTH W.A.

WILDLIFE CONSERVATION ACT, 1950-1979.

Department of Fisheries and Wildlife,
Perth, 18th April, 1980.

HIS Excellency the Governor in Executive Council acting under the provisions of the Wildlife Conservation Act, 1950-1979 and section 11 of the Interpretation Act, 1918-1975 has been pleased to make the regulations set forth in the Schedule below, to take effect on the day that the Wildlife Conservation Act amendment Act, 1976 comes into operation.

B. K. BOWEN,
Director.

Schedule.

REGULATIONS.

1. In these regulations the Wildlife Conservation Regulations published in the *Government Gazette* on the 18th November, 1970 and amended by notices so published from time to time thereafter are referred to as the principal regulations.

2. The principal regulations are amended by adding after regulation 56 the following Part—

PART 10A.—FLORA.

56A. In this Part "license" means a license issued pursuant to section 23A to section 23F, inclusive, of the Act.

56B. (1) The purposes prescribed as prescribed purposes under paragraph (b) of subsection (1) of section 23C of the Act are as follows—

- (a) for scientific and educational purposes, that is to say, for the purposes of study or research by students or teachers of an educational institution approved of by the Minister;
- (b) hobby purposes, that is to say, for encouraging the identification, cultivation and conservation of flora by persons or associations of persons;
- (c) propagation purposes, that is to say, for the purposes of encouraging the propagation of protected flora by the collection of seeds or other units of reproduction and their cultivation;
- (d) personal enjoyment, that is to say, for the purposes of domestic decoration, display or study.

(2) A person who is issued with a license pursuant to subsection (1) of section 23C of the Act for scientific purposes or for a purpose prescribed in subregulation (1) of this regulation shall not directly or indirectly sell or otherwise dispose of for gain any protected flora obtained by him under the license.

56C. The holder of a license shall furnish to the Conservator of Wildlife such returns as to the taking of protected flora or sales thereof at such times and in such manner as are specified in his license.

56D. The holder of a license who is taking protected flora on Crown land shall produce his license whenever requested to do so by a wildlife officer or by any person appointed by the body or authority which has the care or control of that Crown land.

56E. (1) An application for a license issued pursuant to section 23C of the Act to take flora on Crown land—

- (a) for commercial purposes shall be in the form of Form 18;
- (b) for scientific purposes or any purpose prescribed pursuant to paragraph (b) of subsection (1) of section 23C of the Act shall be in the form of Form 19.

(2) Except where the Conservator of Wildlife is otherwise satisfied that an applicant is permitted to enter on any land for the purpose of collecting protected flora or that he will not enter on any land for that purpose unless he has obtained the permission of the owner or body or authority having care or control of the land, every application for a license, other than an application for a nurseryman's license issued under section 23D of the Act, shall be accompanied by the written permission of the owner of the land or the body or authority having care or control of the land specified in the application.

56F. An application for a license under section 23D of the Act shall be in the form of Form 20 in Appendix A.

56G. (1) The holder of a license shall furnish to the Conservator of Wildlife voucher specimens of any species of protected flora specified in his license whenever requested so to do by the Conservator of Wildlife.

(2) A voucher specimen furnished pursuant to a request under sub-regulation (1) of this regulation shall be of a standard that is sufficient to allow identification of the species of protected flora taken under the license.

56H. The following fees are payable in relation to a license specified below—

	\$
For a license for commercial purposes	5
For a license for scientific purpose or any purpose prescribed pursuant to paragraph (b) of subsection (1) of section 23C of the Act	2
For a commercial producer's license	5
For a nurseryman's license	5.

SCHEDULE—continued.

3. Appendix A to the principal regulations is amended by adding after Form 17 the following forms—

Form 18.

Reg. 56E(1)(a).

Western Australia.

Wildlife Conservation Act, 1950 (as amended).

APPLICATION FOR A COMMERCIAL PURPOSES LICENSE.

(Section 23C (1) (a).)

I,

of

hereby apply for the issue to me of a license for Commercial Purposes pursuant to section 23C of the Wildlife Conservation Act, 1950 (as amended).

The land to which this application relates is as follows—

Land District	Lot or Location No.	Property Name	Name of Local Authority
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(specify and identify each piece of land to which this application relates by reference to Lot, Location, etc., and indicate name of local authority.)

The classes or descriptions of flora to which this application relates are as follows—

(a) Parts to be Taken (e.g. flowering stems, fruits (nuts), seeds, leaves, wholeplants, cuttings or other categories).	Scientific Name	Common Name (if any)
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The following outlines my previous experience in the industry—

Number of years in the trade.....

As a Picker Dealer Grower (tick box)

On a Part Time Full Time basis (tick box).

If experience has been as a picker list areas (Shires) where flora has been picked in last three years

Description of flora taken/grown during last three years

Parts of Plant	Scientific Name	Common Name
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Names of persons/firms supplied.....

Where applicable, state period during the year in months for which license required.

Dated this day of 19

Signature of Applicant.

SCHEDULE—continued.

Form 19.

Reg. 56E(1)(b).

Western Australia.

Wildlife Conservation Act, 1950 (as amended).

APPLICATION FOR A LICENSE FOR SCIENTIFIC OR OTHER
PRESCRIBED PURPOSES.

(Section 23C (1) (b).)

I.....

of.....
hereby apply for the issue to me of a license for

(insert type of license required)
pursuant to section 23C of the Wildlife Conservation Act, 1950 (as amended).

The land to which this application relates is as follows—

Land District	Lot or Location No.	Property Name	Name of Local Authority
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(specify and identify each piece of land to which this application relates by reference to Lot, Location, etc. and indicate name of local authority.)

The classes or descriptions of flora to which this application relates are as follows—

(a) Parts to be Taken (e.g. flowering stems, fruits (nuts), seeds, leaves, wholeplants, cuttings or other categories).	Scientific Name	Common Name (if any)
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Where applicable state period during the year in months for which license required.

Dated this _____ day of _____ 19

Signature of Applicant.

Form 20.

Reg. 56F.

Western Australia.

Wildlife Conservation Act, 1950 (as amended).

APPLICATION FOR A COMMERCIAL PRODUCER'S LICENSE OR A
NURSERYMAN'S LICENSE.

(Section 23D.)

I.....

of.....
hereby apply for the issue to me of a license as a

(specify whether commercial producer's license or nurseryman's license)
pursuant to section 23D of the Wildlife Conservation Act, 1950 (as amended).

The land to which this application relates is as follows—

Land District	Lot or Location No.	Property Name	Name of Local Authority
---------------	---------------------	---------------	-------------------------

(specify and identify each piece of land to which this application relates by reference to Lot, Location, etc. and indicate name of local authority.)

The classes or descriptions of flora to which this application relates are as follows—

(a) Parts to be Taken (e.g. flowering stems, fruits (nuts), seeds, leaves, wholeplants, cuttings or other categories).	Scientific Name	Common Name (if any)
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Where applicable, state period during the year in months for which license required.

Dated this _____ day of _____ 19

Signature of Applicant.