

FAUNA CONSERVATION.

No. 53 of 1970.

AN ACT to amend the Fauna Conservation Act,
1950-1969.

[Assented to 5th November, 1970.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Fauna Conservation Act Amendment Act, 1970.* Short title and citation.

(2) In this Act the Fauna Conservation Act, 1950-1969, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Fauna Conservation Act, 1950-1970.

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Acts
approved for
reprint 5th
July, 1968,
as amended
by Act No.
99 of 1969.

Amendment
to s. 10.
(The Fauna
Protection
Advisory
Committee.)

2. Subparagraph (ii) of paragraph (a) of subsection (3) of section 10 of the principal Act is amended by deleting the words "and Chief Executive Officer thereof" in lines three and four.

Amendment
to s. 14.
(Protection
of fauna.)

3. Subsection (2) of section 14 of the principal Act is amended by adding after paragraph (b) a paragraph as follows—

(ba) The Minister may, from time to time by notice published in the *Government Gazette*, declare that any fauna specified in the notice is for the purposes of this Act fauna which is rare and likely to become extinct and while such declaration is in operation—

(i) such fauna is wholly protected throughout the whole of the State at all times; and

(ii) a person who commits an offence under section sixteen of this Act with respect to or in relation to such fauna is liable, notwithstanding any other provision of this Act, to a penalty of one thousand dollars. .

Amendment
to s. 16.
(Taking of
protected
fauna an
offence.)

4. Subsection (1) of section 16 of the principal Act is amended by substituting for the passage "the next succeeding section, or of section twenty-three" in lines eight and nine the passage "section seventeen, or of section twenty-three of this Act".

S. 16A
added.

5. The principal Act is amended by adding after section 16 a section as follows—

Unlawful
possession of
protected
fauna.

16A. A person who has in his possession the skin or carcass of any protected fauna, except where the fauna was lawfully taken, commits an offence against this Act. .