



HOUSE OF REPRESENTATIVES

# Supplementary Order Paper

Thursday, 29 September 1994

CONSERVATION AMENDMENT BILL (NO. 3)

*Proposed Amendments*

Hon. DENIS MARSHALL, in Committee, to move the following amendments:

*Clause 11c:* To omit subclause (2) (lines 20 to 29 on page 7), and substitute the following subclause:

(2) Every person who, at the close of the 60-day period beginning on the commencement of this section, holds a warrant that—

(a) Appoints the person both as an honorary warranted officer under section 59 (2) of the principal Act and as an honorary ranger under section 38 (2) of the Wildlife Act 1953; and

(b) Expires on the 30th day of September 1995—  
shall, at the close of that 60-day period, cease to hold such appointments and be deemed to be appointed as a fish and game ranger under section 26FA (2) of the principal Act.

*New clause A36A:* To insert, after clause 36, the following clause:

**A36A. Special regulations relating to freshwater fisheries**—Section 48A (1) (1) of the principal Act (as substituted by section 173 (2) of the Electricity Act 1992) is hereby amended by repealing subparagraph (iv), and substituting the following subparagraph:

“(iv) Providing for appeals against all or any of the following:

“(A) The refusal to grant any such authorisation:

“(B) The imposition or variation of any conditions relating to any such authorisation:

“(C) The withdrawal of any such authorisation.”.

## EXPLANATORY NOTE

This Supplementary Order Paper does 2 things:

First, it replaces *clause 11c (2)* of the Bill. That provision, as reported back from the Planning and Development Committee, provides for persons holding appointment as honorary warranted officers on 1 September 1994 to be appointed as fish and game rangers. The new provision applies to every person who, 60 days after the commencement of the provision, holds a warrant that is current until 30 September 1995 and appoints the person both as an honorary warranted officer under the Conservation Act 1987 and as an honorary ranger under the Wildlife Act 1953. Those persons will become fish and game rangers.

Secondly, it inserts into the Bill new *clause A36A*. This provision empowers regulations relating to freshwater fisheries to provide for rights of appeal against—

- (a) The refusal to authorise the use of an electric fishing device;
- (b) The imposition or variation of any conditions relating to any such authorisation;
- (c) The withdrawal of any such authorisation.

Presently, such regulations may provide for appeals only against the refusal to grant any such authorisation.