

AUSTRALIAN CAPITAL TERRITORY

No. 23 of 1980

An Ordinance to amend the *Rabbit Destruction Ordinance 1919*

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this eighth day of July 1980.

ZELMAN COWEN
Governor-General

By His Excellency's Command,

R. ELLICOTT
Minister of State for the Capital Territory

RABBIT DESTRUCTION (AMENDMENT) ORDINANCE 1980

Short title

1. This Ordinance may be cited as the *Rabbit Destruction (Amendment) Ordinance 1980*.¹

Principal Ordinance

2. In this Ordinance, "Principal Ordinance" means the *Rabbit Destruction Ordinance 1919*.²

Commencement

3. This Ordinance shall come into operation on such date as is fixed by the Minister of State for the Capital Territory by notice in the *Gazette*.

Interpretation

4. Section 4 of the Principal Ordinance is amended by omitting the definition of "Native Dog".

Repeal of sections 6 and 7

5. Sections 6 and 7 of the Principal Ordinance are repealed.

Penalty for misuse of wire netting, &c.

6. Section 15 of the Principal Ordinance is amended by omitting “, or by any Pastures Protection Board under any of the State Acts referred to in the First Schedule to this Ordinance,”.

Case where compensation given

7. Section 17 of the Principal Ordinance is amended by omitting from sub-section (2) “a court of petty sessions” and substituting “the Court of Petty Sessions”.

Description of a rabbit-proof fence

8. Section 18 of the Principal Ordinance is amended—

- (a) by omitting “a rabbit-proof fence means one of the three kinds of fence herein described, namely, either—” and substituting “‘rabbit-proof fence’ means—”; and
- (b) by omitting paragraph (b).

Contributions to the cost of rabbit-proof fence

9. Section 21 of the Principal Ordinance is amended—

- (a) by omitting from sub-section (2) all words after “demand”;
- (b) by omitting from sub-section (4) all words to and including “such holder or owner” and substituting “An owner who uses as a boundary a fence which is outside the boundaries of his holding shall not be liable for payment of a contribution under this section or section 22, but the owner”; and
- (c) by omitting sub-section (6).

Adjoining holding to contribute half cost of maintenance

10. Section 22 of the Principal Ordinance is amended by omitting sub-section (4).

Crown to contribute in certain cases

11. Section 23 of the Principal Ordinance is amended by omitting “or a Pastures Protection Board or a Rabbit Board under any Act of the State of New South Wales,”.

Formation of group

12. Section 25 of the Principal Ordinance is amended by omitting sub-section (5).

Repeal of section 29

13. Section 29 of the Principal Ordinance is repealed.

Bonus for scalps

14. Section 31 of the Principal Ordinance is amended by omitting “, out of the Stock Tax Fund or Rabbit Destruction Vote,”.

15. Section 35 of the Principal Ordinance is repealed and the following section substituted:

Owner or occupier to pay expenses

“35. All reasonable costs, charges and expenses incurred under section 34 in destroying rabbits or noxious animals upon any land are recoverable as a debt due to the Commonwealth by the owner or occupier of the land.”

Repeal of section 36

16. Section 36 of the Principal Ordinance is repealed.

Repeal of Schedules

17. The First Schedule and the Second Schedule to the Principal Ordinance are repealed.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 15 July 1980.
2. Ordinance No. 6, 1919 as amended by No. 12, 1924; No. 4, 1933; No. 21, 1937; Nos. 25, 35 and 40, 1938; No. 8, 1943; No. 21, 1959; No. 19, 1966; No. 26, 1975; No. 64, 1977.