

Regulations under the *Bush Fires Ordinance* 1919

I ROGER LEVINGE DEAN, the Administrator of the Northern Territory of Australia, having received the advice of the Administrator's Council, in pursuance of the powers conferred on me by the *Bush Fires Ordinance* 1919 and the *Administrator's Council Ordinance* 1959-1963, hereby make the following Regulations.

Dated this twenty-fifth day of June, 1965.

R. L. DEAN
Administrator

BUSH FIRES REGULATIONS

- Citation** 1. These Regulations may be cited as the Bush Fires Regulations.
- Repeal** 2. The Bush Fires Regulations 1926 are repealed.
- Definitions** 3. In these Regulations, unless the contrary intention appears—
- “ adjoining ”, in relation to lands, includes lands separated by a road or railway or by a stock route as defined in the *Stock Routes and Travelling Stock Ordinance* 1954-1963;
- “ control ”, in relation to a bush fire, includes extinguish;
- “ occupier ”, in relation to land or a building, means a person having charge or control of the land or building and, in relation to land in respect of which a licence that is in force is held under the *Forestry Ordinance* 1959-1964, includes the holder of the licence;
- “ use a fire ” includes—
- (a) light a fire;
- (b) cause a fire to be lit;
- (c) maintain a fire; and
- (d) do any act that is likely to result in spreading fire or causing a fire to occur.
- Camp fires** 4. A person shall not use a fire in the open air for the purposes of camping or cooking unless he has taken all reasonable precautions by clearing the land or otherwise to ensure that the fire does not spread.
- Penalty: Ten pounds.

5.—(1.) A person who uses a fire in the open air shall not leave the place where the fire is unless—

Obligation to ensure that fire is extinguished

- (a) the fire has been extinguished; or
- (b) he has arranged with some responsible person that the last-mentioned person will remain at that place.

Penalty: Ten pounds.

(2.) Where a person remains at a place where a fire is, under an arrangement made for the purposes of this regulation, he shall not leave that place unless—

- (a) the fire has been extinguished; or
- (b) he has arranged with some responsible person that the last-mentioned person will remain at that place.

Penalty: Ten pounds.

6.—(1.) A person shall not set fire to any stubble, hay, grass, herbage or scrub on any land unless—

Setting fire to bush prohibited unless appropriate person notified, &c.

- (a) there is no appropriate person;
- (b) he is himself an appropriate person; or
- (c) he has notified an appropriate person of his intention so to do and the appropriate person has approved, either absolutely or subject to conditions.

Penalty: Ten pounds.

(2.) Where an appropriate person under the last preceding sub-regulation has approved setting fire to any stubble, hay, grass, herbage or scrub subject to conditions the person to whom the approval is given shall comply with the conditions.

Penalty: Ten pounds.

(3.) In this regulation, “appropriate person” means—

- (a) a person having charge or control of the land on which it is intended to set fire to the stubble, hay, grass, herbage or scrub; or
- (b) a responsible person who is employed by or under such a person on that land.

7. A person shall not use a fire for the purpose of clearing land or burning a fire break unless he has given not less than forty-eight hours' notice of his intention to do so to each occupier having charge or control of each parcel of land adjoining the land on which the fire is to be used.

Restriction on use of fire for clearing land or burning fire breaks

Penalty: Ten pounds.

8.—(1.) Where—

- (a) a person—
 - (i) uses a fire in the open air; or
 - (ii) is an occupier of land on which he knows a fire to be burning in the open air; and

Obligations in uncontrollable fire is burning

(b) the fire is burning on, or is likely to spread to, other land,
the person—

(c) shall take all reasonable steps to control the fire; and

(d) if he is unable to control the fire shall without delay, unless there is no appropriate person or the person is himself an appropriate person, notify an appropriate person that the fire is burning.

Penalty: Ten pounds.

(2.) In the last preceding sub-regulation, "appropriate person" means—

(a) a person having charge or control of the other land on which the fire is burning or to which it is likely to spread; or

(b) a responsible person who is employed by or under such a person on that land.
