



ANNO QUADRAGESIMO PRIMO ET QUADRAGESIMO
SECUNDO

VICTORIÆ REGINÆ.

A.D. 1878.

No. 96.

Forest Trees Act.

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An Act to consolidate and amend the Laws relating to Forest Trees.

[Assented to 22nd October, 1878.]

Preamble.

WHEREAS it is expedient to consolidate and amend "The Forest Trees Act, 1873," the "Forest Board Act," and "The Forest Board Amendment Act, 1876," and to add other provisions—
Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and the House of Assembly of the said province, in this present Parliament assembled, as follows:

PRELIMINARY.

PRELIMINARY.

Short title.

1. This Act may be cited for all purposes as "The Forest Trees Act, 1878."

Division of Act.

2. This Act shall be divided into Four Parts, relating to the following subject-matters—

PART I.—Repeal, ss. 3 and 4:

PART II.—Forest Boards, ss. 5 to 19:

PART III.—Provisions for encouraging the Planting of Forest Trees, ss. 20 to 27:

PART IV.—Miscellaneous Provisions, Penalties and Legal Procedure, ss. 28 to 37.

PART I.

PART I.

REPEAL.

Repeal.

3. The several Acts mentioned in the Schedule hereto marked A are hereby repealed.

Saving clause.

4. Such repeal shall not affect any estate, right, interest, or liability created or existing under or by virtue of any of the repealed Acts, and shall not prejudice or affect anything already lawfully done, or commenced or contracted to be done, under any of such Acts, or under any existing regulations, and all proceedings, matters, and things lawfully had or done, and all reservations of land and all appointments and regulations made before the passing of this Act by, under, or in pursuance of the said repealed Acts, or any of them, shall be of the same force and effect to all intents and purposes as if the said Act were still in force; and no proceeding which may at the time of the passing of this Act be depending, or which may hereafter be instituted in respect of anything done or omitted to be done under any of the said repealed Acts or any regulation thereunder, shall be prejudiced or affected, but shall be determined as if the said Acts were still in force.

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PART II.

PART II.

FOREST BOARD.

5. The Governor may from time to time, by Proclamation in the *Government Gazette*, reserve any portion or portions of the waste lands of the Crown as forest reserves of the said province.

Governor may proclaim forest reserves.

6. The several forest reserves heretofore declared and set forth in the Schedule hereto marked B shall continue to be and are hereby declared to continue forest reserves under this Act, notwithstanding that portions or the whole of any such forest reserves are situated within the boundaries of any Hundred in the said province.

Forest reserves heretofore proclaimed to continue forest reserves under this Act.

7. The Governor may from time to time, by Proclamation in the *Government Gazette*, declare that any forest reserve or part of any forest reserve shall cease to be a forest reserve: Provided always that no Proclamation determining any forest reserve or part of a forest reserve shall be issued until thirty days after a statement shall have been laid before Parliament setting forth the particulars intended to be inserted in such Proclamation.

Governor may determine forest reserves.

8. The Governor may from time to time, by Proclamation in the *Government Gazette*, appoint a Forest Board consisting of five members, and from time to time remove any member and appoint any person to fill any vacancy that may occur in such Board.

Governor may proclaim Forest Board.

9. The Forest Board heretofore appointed, that is to say—George Woodroffe Goyder, Richard Schomburgk, Boyle Travers Finniss, William Barber, and George McEwin, shall continue to be and are hereby declared to continue a Forest Board under this Act in the same manner as if they had been appointed under this Act, and the present Chairman and officers of the said Forest Board shall continue to hold their respective positions and offices as if they had been elected or appointed under this Act.

Present Forest Board to remain in office.

10. All acts, matters, and things heretofore done and all payments made by the Forest Board before the passing of this Act are hereby declared to have been duly done and made under the authority of the Acts by this Act repealed.

Acts of Forest Board validated.

11. In case of a vacancy in the office of Chairman of the Forest Board, one of the members of the said Board shall, after such vacancy shall have arisen, be elected Chairman, by a majority of votes of the members then present, and in case of an equality of votes, it shall be decided by lot, which of the members having an equal number of votes shall be Chairman; and in the case of his absence at any meeting some other member of the Board shall be elected to preside in his place.

Election of Chairman.

12. The said Board shall meet as often as may be considered necessary

Board meetings.

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necessary by the Chairman or by a resolution of the Board, and at least once a month, at such time and place as may be found necessary and convenient; and any three members of the Board shall have and may exercise the powers given hereinafter to the Board.

Remuneration of members.

13. To insure punctual and regular attendance, each non-official member of the Board present within fifteen minutes of the time appointed for any meeting, and remaining until the conclusion of the business, shall be paid the sum of One Guinea for every such attendance: Provided that such payments shall only be made for twelve meetings in each year.

Minutes of proceedings.

14. The Board shall cause entries of all its proceedings to be recorded, and to be signed by the presiding member of the Board.

Moneys amounting to Ten Pounds to be paid into Treasury.

15. Whenever any moneys amounting to Ten Pounds or upwards have come to the hands of the Secretary or other officer of the Board, such Secretary or other officer of the Board shall within three days thereafter pay the same to the Treasurer for the public service of the said province: All payments by the Board shall be made by imprest orders on the Treasury, and the Secretary or other officer whose duty it is to receive any moneys, shall keep proper books of account of all receipts and payments, and of the dates thereof, and such accounts shall be annually audited by the Auditor-General of the said province.

Incorporation of Forest Board.

16. The Forest Board shall be and they are hereby constituted a body corporate by the name and style of "The Forest Board of South Australia," and by that name and style shall have perpetual succession, and be able and capable to sue and be sued, plead and be impleaded, prosecute and inform in all courts of law, whether civil or criminal, and in all courts of equity, and to grant and receive, and hold all lands, buildings, and other property of whatsoever nature, dedicated to, or given up for the purposes of, or in anywise belonging to the Forest Reserves named in the Schedule hereto marked B, or hereafter to be proclaimed, unless any part thereof be diverted from such purpose by revocation in manner aforesaid: And shall have and use as occasion may require a common seal, bearing the impression of the Royal Arms of England, and having inscribed in the margin thereof the words "The Forest Board of South Australia": And may, from time to time, lease all lands, buildings, and other property of whatsoever nature, held by such Board, or any part or parts of such buildings, and property, from year to year, or for any term not exceeding twenty-one years, in possession for such purposes and on such conditions as the said Board may think fit, provided such purposes and conditions shall be approved by the Commissioner of Crown Lands: And the Board shall also have full power and authority to receive, pay, apply, and dispose of all such moneys as shall be annually granted to the Board out of the public revenue of the said province, and to enter into all such contracts, and to do all such other acts, deeds, matters, or things as
may

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may be requisite or proper to be done in the purchasing, exchanging, or otherwise collecting of plants, seeds, implements, materials, botanical books, and works on forestry, or for erecting or completing fences, houses for the residences of any officers employed by the Board, and other buildings appertaining to the said forest reserves, and for all such other purposes as the Board may decide to be required to carry into effect the planting and preserving of forest trees in the said reserves, and also to form and afterwards maintain a museum, so far as connected with forestry: And also shall have full power, with the consent of the Governor, to direct and order at what times, in what manner, and under what restrictions the public may visit the said reserves; and shall decide the conditions upon which spare plants and seeds may be exchanged, or sold, or given away.

17. The Board may, subject to the approval of the Commissioner of Crown Lands, plant portions of the travelling stock reserves, named in the Schedule hereto marked C, and such portions shall thereafter be under the entire control of the Board until the said Commissioner shall otherwise determine.

Forest Board may plant travelling stock reserves.

18. The Board may, from time to time, grant licences to cut timber or bark upon and remove the same, or to quarry and remove stone, sand, or gravel, from the whole or any part of any lands held by the said Board, or for any other purpose for which the Board may obtain the approval of the Commissioner of Crown Lands, and to make any charges in respect of any such licences as the said Board may think fit.

Board may grant licences.

19. The Board may levy such fees upon stock depasturing on forest reserves as the Board, by such regulations as aforesaid, shall from time to time provide; and until any such regulations shall be made, the fees mentioned in Schedule hereto marked D may be levied.

Fees on stock depasturing on reserves.

PART III.

PART III.

PROVISIONS FOR ENCOURAGING THE PLANTING OF FOREST TREES.

20. The Governor may from time to time by Proclamation in the *Government Gazette* declare any part of the province to be defined in such Proclamation to be a forest district, and fix a day to be named in such Proclamation on which this part of this Act shall come into operation in such district.

Governor may proclaim forest districts.

21. Until any such Proclamation as aforesaid the provisions of this part of this Act shall apply only to the districts heretofore declared, and which are set forth in the Schedule hereto marked E.

Districts heretofore proclaimed to continue.

22. Any person who shall, in accordance with any regulation in force under this Act, sow, plant, transplant, or cause to grow upon land not less than five acres in extent and not being waste lands

Persons planting trees entitled to order for £2 for every acre planted.

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Conditions required.

lands of the Crown, forest trees of the description mentioned in any such regulation, shall be entitled to receive an order in the form of Schedule hereto marked F, which order shall entitle such person to the amount of Two Pounds for every acre so planted, such amount to be credited to him on the purchase of any waste lands of the Crown in the province open for sale at auction or otherwise, or to be received in payment of the interest of the purchase-money if selected on credit or in payment of any rent due to the Government, but subject in every other respect to the laws and regulations for the time being in force regulating the sale and disposal of the waste lands of the Crown: Provided that the Commissioner of Crown Lands may refuse to grant any such order unless it shall be shown to his satisfaction that the land in respect of which such order is sought has been devoted to no other purpose, except for the purpose of protecting, planting, and gardening, as may be approved by the Commissioner, and except as provided in the 5th sub-paragraph of clause 3 of Schedule H, than that of producing forest trees for at least two years, and that the trees on such lands are in a vigorous and healthy condition, and that the land is securely fenced in against sheep and cattle.

Officer to give certificate of compliance.

23. Upon the certificate of any officer appointed under this part of this Act that the terms and conditions imposed by this Act have been complied with, the person to whom such certificate is given shall be entitled, on the production of such certificate to the Commissioner of Crown Lands, to receive an order for an amount to which such certificate shall prove him to be entitled.

Order to be exercised within five years.

24. Every such order shall be transferable, and shall be exercised within five years from the date thereof, and if not exercised within such period shall be absolutely null and void.

Order may be offered for payments at different times.

25. It shall be lawful for the holder of any order, if the sum of money named therein exceed Fifty Pounds, but not otherwise, to exercise such right wholly at one time, or from time to time (before the expiration of the period aforesaid), and to purchase, under such order, land in one parcel, or in more parcels than one; and whenever such order, whatever the amount thereof may be, shall be exercised by the purchase or selection of any such land as aforesaid, the holder of such order shall at any time, when under the law in force regulating the sale of such lands he would be bound to pay any deposit, interest, rent, or purchase-money, if such purchase had been made under such law alone, and not under this Act, produce such order to the person to whom such deposit, interest, rent, or purchase-money may be payable; and such person shall thereupon note by endorsement on such order, the sum of money which would be payable by such holder as such deposit, interest, rent, or purchase-money as aforesaid, and shall also give to the holder of the order a receipt or certificate in the like form and to the like effect as such holder would be entitled to receive if he had paid in cash the sum so endorsed; and such receipt or certificate shall have the same force

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force and effect as if the holder of such certificate had paid such sum so endorsed as aforesaid: Provided, however, that when the order has been fully exercised it shall be given up to the Treasurer.

26. No land once planted shall entitle the owner to more than one order in respect of such land.

One order only to issue for same land.

27. Any person holding a lease from the Crown for pastoral purposes may give written notice to the Commissioner of Crown Lands that he wishes to sow, plant, or transplant forest trees on any tract of land not being less than twenty acres, on the land held by him on lease, and in such notice shall define the number of trees on each acre, and the description of trees which he intends to sow, plant, or transplant, and state the amount of compensation which he expects in case of resumption; and if no objection is raised by the Commissioner within six months after the giving of such notice, all trees sown, planted, or transplanted in pursuance of any such notice which shall at the time of resumption be in a vigorous and healthy state, at least ten feet high, and securely fenced against sheep and cattle, shall be an improvement for which compensation shall be given if such land is resumed: Provided that in no case more than Two Pounds shall be paid for every acre sown, planted, transplanted, and resumed.

Planting of forest trees by pastoral lessees to be held an improvement.

PART IV.

MISCELLANEOUS PROVISIONS, PENALTIES, AND LEGAL PROCEDURE.

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28. The Governor may, from time to time, remove any Secretary, Forest Conservator, or other person holding office under the Forest Board, pursuant to this Act, and appoint and employ any other person or persons to fill any vacancy that may arise in any office, and also any other officers necessary for giving effect to this Act.

Appointment of officers.

29. The Governor may from time to time make regulations for conducting the business and proceedings of the Forest Board, and for carrying into effect the provisions of this Act, and the same in like manner to vary, alter, or revoke: and such regulations may be made to apply generally throughout the said province, or may be limited to apply to any one or more districts, and different regulations may be made from time to time for the several districts, and such regulations may prescribe any penalty not exceeding Five Pounds for any breach of any such regulations. The regulations set forth in Schedules hereto marked G and H shall be and are hereby declared to be the present regulations, and shall be as valid and effectual to all intents and purposes as if they had been made under this Act, except so far as they may be altered or varied by future regulations.

Governor may make regulations.

Regulations heretofore made to remain in force.

30. Any person who shall cut timber or bark upon, or remove the same, or quarry or remove any stone, sand, or gravel from any forest reserve,

Penalties for cutting timber or removing sand, &c.

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reserve, without a licence, shall incur a penalty of not more than Five Pounds in addition to the value of the material removed.

Owners of animals trespassing liable for damages.

31. Any person who shall suffer any cattle, sheep, goats, pigs, or horses belonging to him or under his charge to stray, or be at large, or be tethered or depastured in any enclosed forest reserve without special permission from the Board, shall incur a penalty not exceeding Five Pounds; and in case of any injury to, or the destruction of any plant or plants, tree or trees within any enclosed forest reserve, fence, or gate connected therewith, such person shall, in addition, pay the value of the plant or tree, or fence, so injured or destroyed, and in default of payment may be imprisoned for a term not exceeding three months.

Penalty for destroying or damaging trees, &c.

32. Any person who shall steal, or wantonly destroy or damage the whole or any part of any tree, fence, or gate, or shall wilfully cut, break, or root up any tree, sapling, or seedling upon any forest reserve, or shall steal or wilfully destroy or damage any tree, sapling, or seedling sown or planted, or transplanted by any person within any forest district, may be ordered to forfeit or pay a sum not less than Five Shillings and not exceeding Ten Pounds, or may be imprisoned with or without hard labor for any term not exceeding three months.

Penalty may be recovered in a summary manner.

33. Every proceeding for the recovery of any penalty, or sum of money, by this Act imposed or made payable, may be had before any Special Magistrate, or two or more Justices of the Peace for the said province, in a summary way, by or in the name of the Forest Board, or of any officer of the Forest Board, or any other person appointed under this Act.

Application of No. 6 of 1850.

34. The proceedings before Justices shall be conducted as appointed by and shall be regulated under the Ordinance No. 6 of 1850, intituled "An Ordinance to facilitate the performance of the duties of Justices of the Peace out of Sessions with respect to summary convictions and orders," or of any Act hereafter to be in force relating to the duties of Justices of the Peace with respect to summary convictions and orders.

Non-payment of penalty.

35. In every case of the adjudication of a fine or pecuniary penalty or amends under this Act, and of the non-payment of such fine or pecuniary penalty or amends, the Justices before whom the proceedings have been taken may commit the offender or person making default in payment to any gaol in the said province for any time not exceeding three calendar months, the imprisonment to cease on payment of the sum and costs due; but this section shall not affect any remedy for the recovery of any fine or pecuniary penalty or amounts under the said Ordinance No. 6 of 1850, or any other Ordinance or Act.

Appeal.

36. There shall be an appeal from any order of Justices of the Peace,

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Peace, made under the provisions hereinbefore contained, or from any order of Justices of the Peace dismissing any information laid under this Act, or from any conviction by Justices for any offence against this Act, which appeal shall be to the Local Court of Adelaide of Full Jurisdiction only, and the proceedings in such appeal shall be conducted in manner appointed by the said Ordinance No. 6 of 1850, for appeals to Local Courts, but the Local Court of Adelaide aforesaid may make such order as to payment of costs of appeal as such court shall think fit, although such costs may exceed Ten Pounds.

37. It shall be lawful for the Local Court of Adelaide, upon the hearing of any appeal under the last preceding section, to state one or more special case or cases for the opinion of the Supreme Court, and the Supreme Court shall hear and decide such special case or cases, according to the practice of the Supreme Court on special cases; and the Supreme Court shall make such order as to the costs of any such special case as to the said court shall appear just; and any two or more Justices, or the Local Court of Adelaide, shall make an order in respect of the matters referred to the Supreme Court, in conformity with the certificate of the said Supreme Court, or of any Judge thereof, which order of the Justices of the Peace or Local Court shall be enforced in manner provided by this Act, for the enforcement of orders of Justices of the Peace, and save as herein provided, no order or proceeding of Justices, or of any Local Court made under the authority of this Act, shall be appealed against or removed by *certiorari* or otherwise into the Supreme Court of the said province.

Local Court of Adelaide may state a case for opinion of Supreme Court.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

WM. F. DRUMMOND JERVOIS, Governor.

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SCHEDULES REFERRED TO.

SCHEDULE A.

Acts Repealed.

No. of Act.	Title of Act.
26 of 1873 8 of 1875 37 of 1876	The Forest Trees Act. The Forest Board Act. The Forest Board Amendment Act, 1876.

SCHEDULE B.

FOREST RESERVES.—DEFINITION OF BOUNDARIES.

Northern District.

No. 1. Never Never Ranges and Springs.—Comprising all that portion of the Hundred of Belalie south-west of Section 61; west of Sections 289, 288, 287, 53, 31w, 30, 29, 18, 17, 16, 1x, 1s, 3, 274, and 4; all that portion of the Hundred of Yangya south of Section 250, east of Sections 273, 269, 270, 271, and 272; all that portion of the Hundred of Bundaleer east of a line from the north-east corner of Section 484, to the south-east corner of Section 494, south of Section 494; east of Sections 495, 496, and 502; and north of Sections 37, 36, 35, and 33; and that portion of the Hundred of Reynolds north of Sections 214, 201; and west of Sections 178, 213, 212, and 211.

No. 2. Wirrabara.—Comprising all that portion of the County Victoria west of the Hundred of Booyoolie; north of portion of the Hundred of Crystal Brook; and east of the Hundred of Napperby; and that portion of the County of Frome west and south-west of the Hundred of Appila, south of portion of the Hundred of Wongyarra, and east and north-east of a line commencing at the Bluff Trigonometrical Station, and running in a north-westerly direction along the summit of the Bluff Range to its northern extremity; and thence to the south-west corner of the Hundred of Wongyarra.

No. 3. Mount Remarkable.—Comprising the whole of Sections 3A, 197, and 198, Hundred of Wongyarra.

No. 4. Penwortham.—Comprising the Government Reserve west of Section 603, and portion of Section 33; south of portion of Section 9; east of Section 36, and north of road north of Sections 359 and 29, all in the Hundred of Clare.

Southern District.

No. 5. Mount Gambier.—Commencing at the east corner of Section 430, Hundred of Blanche; thence south-westerly along its south-eastern boundary to a point 100 links north-east of the south corner of said Section; thence in a south-easterly direction by lines 200 links north-east of, and parallel to, the north-eastern boundaries of Sections 1000, 468, and 36, and easterly, by a line 200 links north of, and parallel to, the north boundary of Section 548, to the north-western side of the Main Road to Gambier Town; thence in a north-easterly and northerly direction, following the north-western and western sides of said road to a point east-south-easterly of the south-east corner of the Botanic Garden; thence west-north-westerly to said corner, and along the southern boundary of said garden, to its south-western corner; thence in a south-south-westerly direction along the summit of the ridge between the lakes, south of the Botanic Garden and Section 85, to the summit of the Mount Gambier ridge;

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ridge; thence in a south-westerly, north-westerly, and northerly direction along the summit of the Mount Gambier ridge, to a point south-east of the east corner of Section 430, and thence north-westerly to the point of commencement.

No. 6. Mount Burr.—Comprising all that portion of the County of Grey, west of a line commencing at the summit of Mount Graham; thence in a south-south-easterly direction along the summit of the Mount Graham and Mount Burr ranges to the southern extremity of the latter; and then southerly to the north-eastern corner of, Section 25, Hundred of Hindmarsh; north of portion of Section 25; east of road east of Section 346; east of Sections 26, 27, and 30; north of Sections 30, 31, and 29, in said Hundred; east of a line running true north from the south-east corner of the Hundred of Mount Muirhead, to a point true west of the summit of Mount Graham, and south of a line connecting the last mentioned point with the summit of said Mount.

No. 7. Mount Muirhead Flat.—Commencing at the north-western corner of Section 198, Hundred of Mount Muirhead; thence west-south-westerly to the north corner of Section 135; thence south-easterly to the east corner of Section 154; thence east-north-easterly to the south-western corner of Section 198; and thence north-north-westerly to the point of commencement.

No. 8. Glen Roy Flat.—Comprising all that portion of the Hundred of Glen Roy, south of Sections 81, 83, 52, and 84; west of road west of Sections 64N, 64s, and 71; north and west of Section 34; west of road west of Sections 26, 21, and 14; north of and including Section 9, and east of and including Sections 10, 220, 18, 29, 30, 54, and 49.

No. 9. Mundulla.—Comprising all that portion of the Hundred of Wirrega, south of the suburban lands; south-east of road south-east of Section 99; east of portion of Section 94; north of Sections 103 and 107; east and south of Section 107; east of road east of Section 92; north of road north of Sections 110 and 111; south-west of road south-west of Section 114; west of road west of Section 115; north of Section 115; and south-west of road south-west of Sections 117 and 120.

No. 10. Border Town.—Comprising all that portion of the Hundred of Tatiara, north of road north of Sections 94 and 131; east and north of Section 128; east of road east of Section 126; south of portion of the north boundary of the Hundred; west and south-west of road west and south-west of Sections 2 and 16, and north and west of the Park Lands adjacent to Border Town.

No. 11. Cave Range.—Comprising all that portion of the Hundred of Jessie, south-west of road south-west of Sections 92 and 101; and all that portion of the Hundred of Joanna west of road west of Section 217; west of Sections 212 and 211; north-west of the Mosquito Creek and north of Sections 64, 63, and 79A; also that portion of the Hundred of Joanna, south and east of Mosquito Creek; north of a line being the production easterly of the north boundary of Section 64, Hundred of Joanna, to the western boundary of Section 209, and west of portions of the western boundaries of the latter Section and Section 211.

No. 12. Nangwarry and Penola.—Comprising all that portion of land in the Hundreds of Nangwarry and Penola, south of road from the south-east corner of Section 179, Hundred of Penola, to the south-west corner of Section 343; south-west of road from the latter corner, to the north-east corner of Section 1, Hundred of Nangwarry; west of the western boundaries of Sections 1, 6, 7, 12, and 13, north of a line running westerly at right angles to the western boundary of Section 13, from its south-west corner to the Mount Gambier and Penola Main Road, and east of the said Main Road.

Central District.

No. 13. From the Park Lands at Hindmarsh to Alberton.—All the vacant lands alongside the Port Road.

Western District.

No. 14.—Hundred of Wallaroo.

Block No. 1.—Bounded as follows:—Commencing at the south-east corner of Section 1119, Hundred of Wallaroo; thence west-south-westerly by the southern boundaries of Sections 1119 and 1118, to the south-eastern corner of Section 1113; thence north to its north-eastern corner; thence west to the north-west corner of Section 1112; thence true north to the south corner of Section 1114; thence north-easterly to its south-eastern corner; thence true north to a point true west of the south-west corner of Mineral Claim 5574; thence east to said corner, and along south boundary of said claim and its production to the Hundred boundary; thence south
to

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to the north-western boundary of Mineral Section 599; thence south-south-westerly along the north-western boundaries of Sections 599 and 670, and east-south-easterly along the south-western boundary of the latter Section to the Hundred boundary; thence south along said boundary to a point opposite the south-eastern corner of Section 1119; thence to said corner, the point of commencement.

Block No. 2.—Commencing at the south-eastern corner of Section 1101, Hundred of Wallaroo; thence west-south-westerly by a straight line to the intersection of the north-eastern boundary of Mineral Section 2398 with the northern side of main road; thence north-westerly to north corner of said Section; thence south-westerly to the east corner of Mineral Section 2322; thence north-westerly to its north corner; thence south-westerly to the east corner of Mineral Section 2323; thence north-westerly to the south corner of Mineral Section 2799; thence north-easterly along the south-eastern boundary of said Section and its production to a point true west of the north-western corner of Section 1107; thence east to said corner; thence true south to the south-west corner of Section 1110; thence true east to the north-east corner of Section 1101; and thence south, to the point of commencement.

No. 15. Tickera.—Comprising that portion of the Hundred of Tickera, bounded on the north by the southern side of road south of Sections 43 and 38, and its production westerly, to the north-east corner of Section 3; on the east by the western side of road west of Sections 24 and 23; on the south-east by the production north-easterly of the south-eastern boundary of Section 100, Hundred of Wallaroo, to the western side of road west of Section 23, Hundred of Tickera; on the south by the northern side of road on the southern boundary of said Hundred; and on the west by the eastern side of road east of Sections 2 and 3, exclusive of all necessary roads.

SCHEDULE C.

TRAVELLING STOCK RESERVES.—DEFINITION OF BOUNDARIES.

Northern District.

No. 1. Running southerly from Section 182, Hundred of Wongyarra, to the south boundary of the said Hundred, and thence south-easterly to Section 3532, Hundred of Appila.

No. 2. Running south-south-easterly from Section 339, Hundred of Appila, to northern boundary of Section 3522, said Hundred.

No. 3. Running southerly and south-easterly from Section 244, Hundred of Crystal Brook, to the southern boundary of said Hundred, and thence in a southerly direction to Section 447, Hundred of Redhill.

No. 4. Running southerly from Section 337, Hundred of Redhill, to Section 114, Hundred of Barunga, and easterly to the eastern boundary of said Hundred, and through portion of the Hundred of Boucaut to Section 34 in the said Hundred.

No. 5. Running south-south-westerly from Section 28, Hundred of Barunga, through southern portion of said Hundred; through portion of the Hundred of Cameron, passing on eastern and western sides of Bumbunga Lake, to Section 116; and thence south-easterly, passing Sections 23 and 9, to the southern boundary of said Hundred, and travelling stock reserve, running east-north-easterly from Section 79, Hundred of Cameron, through eastern portion of said Hundred, and through the Hundreds of Everard and Blyth, to Section 47, in the latter Hundred.

No. 6. Commencing at the northern boundary of the Hundred of Black Rock Plain, near Section 180, and running south-easterly and south-south-westerly through said Hundred; thence in south-easterly direction through the Hundred of Mannanarie, passing Sections 244 and 202; south-easterly and south through the Hundred of Yongala, passing Sections 21 and 5; and thence in a southerly direction, through the Hundreds of Whyte, Anne, Ayers, and Hanson, to Section 644 in the latter Hundred, and travelling stock reserve in the Hundred of Ayers, running in a south-easterly direction from Section 59, passing Sections 510 and 509, to the eastern boundary of the said Hundred.

No. 7. In the Hundred of Hanson.—Running south-south-westerly from Section 854 to Section 417, and travelling stock reserve, running south-south-easterly from Section 854, Hundred of Hanson, to Section 900; thence easterly to the eastern boundary of said Hundred; and thence south-south-easterly from Section 388 to Section 2184, both in the Hundred of Apoinga.

No. 8. Commencing at the northern boundary of the Hundred of Terowie, near Section 324, and running south-westerly through said Hundred to the north boundary of the Park Lands, adjacent to the Township of Yarcowie, in the Hundred of Whyte.

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No. 9. Commencing at the southern boundary of the Park Lands adjacent to the Township of Yarcowie, Hundred of Whyte; thence south to Section 381, said Hundred; thence in a south-easterly and a south-westerly direction through the Hundred of Terowie, passing Section 108, to the southern boundary of the said Hundred; thence in a southerly direction, passing through the Hundreds of Hallett and Kingston, to Section 150, in the latter Hundred.

No. 10. In the Hundred of Kooringa.—Running east-north-easterly from Section 224, to the eastern boundary of said Hundred; travelling stock reserve south of Sections 225, 226, 229, and 230; travelling stock reserve, running south-easterly from Section 239 to Section 245; and travelling stock reserve, south of Section 254 and 255, and north of Section 256, all in the said Hundred.

No. 11. In the Hundred of Apoinga.—Running south-westerly from Section 320 to Section 322, and travelling stock reserve running southerly from Section 324 to the southern boundary of said Hundred.

No. 12. Running easterly from Section 259, Hundred of Goyder, along portion of the northern boundary of said Hundred, and southerly from said boundary to Section 395; thence south-westerly to Section 377; thence southerly to Section 332. Travelling stock reserve running in a westerly direction from Section 148, Hundred of Goyder, through said Hundred to Section 114; thence in a west-north-westerly direction, passing through the Hundreds of Kulpara and Kadina, to near the Township of Kadina. Travelling stock reserve running west-south-westerly from Section 24, Hundred of Kadina, to western boundary of said Hundred, and through portion of Hundred of Wallaroo, to near the Township of Moonta. Travelling stock reserve running south-easterly from Section 198, Hundred of Kulpara, to Section 158, Hundred of Clinton; and travelling stock reserve running south-westerly from Section 289, Hundred of Clinton, to Section 374, in said Hundred.

Southern District.

No. 13. Commencing at the north boundary of the Hundred of Lochaber, near Section 3, and running in a south-easterly direction through the north-eastern portion of said Hundred; through portion of the Hundred of Hynam, passing Section 110, and south-south-easterly through the southern portion of the Hundred of Hynam, and northern portion of the Hundred of Naracoorte, to Section 70, in the latter Hundred.

No. 14. Running in a south-south-easterly direction from the Cemetery near Section 715, Hundred of Naracoorte, to the southern boundary of said Hundred.

No. 15. Commencing at Section 28, Hundred of Naracoorte, and running easterly through the eastern portion of the Hundred, and east-north-easterly through portion of the Hundred of Jesse, to Section 46, in the said Hundred.

No. 16. Running east-south-easterly from Section 43 to Section 274, both in the Hundred of Jessie.

Central District.

No. 17. In the County of Eyre.—Commencing at the north boundary of the Hundred of English, near Section 76, and running in a south-south-easterly direction through the Hundreds of English and Neales, and in a south-easterly direction through the Hundred of Dutton to its eastern boundary; thence in a southerly direction through portion of the Hundred of Anna to Section 5 in said Hundred. Travelling stock reserve commencing at Section 335, Hundred of Neales, and running in a westerly direction through said Hundred, and south-westerly through portion of the Hundred of Julia Creek to the Park Lands, adjacent to the Township of Hansborough; travelling stock reserve, commencing at Section 404, Hundred of Dutton, and running in a south-westerly direction to Section 236, in said Hundred.

No. 18. Commencing at Section 30, Hundred of Anna, and running southerly through southern portion of said Hundred; south-westerly through portion of Hundred of Bagot, to Section 745, Hundred of North Rhine; thence in a southerly direction through the Hundreds of North Rhine, Angas, and Finniss, to Section 33 in the latter Hundred.

No. 19. Commencing at Section 33, Hundred of Finniss, and running southerly and south-easterly to Section 319, in the said Hundred; thence in a southerly direction through portion of the Hundred of Mobilong, to near Section 74 in the said Hundred. Travelling stock reserve, commencing at Section 352, Hundred of Monarto, and running in an easterly direction through the Hundreds of Monarto and Mobilong to the River Murray. Travelling stock reserve, running in a north-easterly direction from Section 108, Hundred of Finniss, to its eastern boundary, and through the Hundred of Ridley.

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No. 20. Commencing at Section 125, Hundred of Burdett, and running south-easterly through said Hundred to its southern boundary; thence south-easterly and south-westerly through the Hundred of Seymour to Section 1068, in the said Hundred; thence southerly to Section 583, Hundred of Malcolm.

No. 21. Commencing at Section 199, Hundred of Malcolm; thence in a south-westerly and southerly direction through portions of the Hundreds of Malcolm and Bonney, passing between Sections 7 and 49, in the latter Hundred, to the Park Lands adjacent to the Township of Meningie.

SCHEDULE D.

Fees for Depasturing.

	s.	d.
Small cattle (for every day), 1,000 or under.....	10	0
For every additional 1,000 or portion of 1,000	5	0
Great cattle (for every day), any number under 100, per head	0	1
One Hundred (100) great cattle	6	0
Every head over 100 and under 200, per head.....	0	1
And so on in proportion for every 100 or fractional part of 100.		

SCHEDULE E.

Forest Districts.—Definition of Boundaries.

District No. 1.—Comprising all that portion of the Hundred of Willunga north of the road north of Sections 665 and 668; north-west of Sections 538, 537, 539, 542, 544, 545, 744, 304, and 303; west of Section 275; north of road north of Sections 275 and 700; west of Sections 1241 and 761, and west of road west of Sections 507 and 306; north-west of road north-west of Sections 307 and 1060; west of road west of Sections 709 and 501; south of Sections 509, 508, and 579; and west of road west of Sections 579 and 858. All that portion of the Hundred of Noarlunga west of road west of Sections 858 and 830; north of Sections 830 and 831; west of road west of Sections 818 and 515; north of road north of Sections 515 and 516; and west of road west of Sections 504 and 29. All that portion of the Hundred of Adelaide west of Section 30; north of Sections 30 and 19; west of road west of Sections 1042 and 1073; north of Section 1073; west of portion of Section 1147, and west of Sections 1146 and 1075; north of Section 1075; north-west of Sections 1141 and 247B; west of Section 884; north of the road north of Sections 884 and 1094; north-west of Sections 1091, 1078, 1079, and 1062; south and west of roads south and west of Section 295; north of road north of Sections 295, 909, and 911; west of road west of Sections 1005 and 903; north of road north of Sections 903 and 904; west of Sections 905 and 1083; west of road west of Sections 1059 and 847; north of Section 847; west of road west of Sections 850 and 857; north of Sections 857 and 810; and west of Sections 809, 39, 812, 813, 803, and 807. All that portion of the Hundred of Yatala west of Sections 811, 818, 822, 832, 5627, and 5629; west of road west of Sections 50, 57, and 5460; south of Sections 5465 and 2158; and west of road west of Sections 2158 and 1560. All that portion of the Hundred of Munno Para west of road west of Sections 1560 and 4219; north-west of road north-west of Sections 4219 and 4221; west of road west of Sections 1690, 3266, and 3318; north-west of Sections 3315 and 3314; and north-west of road north-west of Sections 3253 and 1032. The whole of the Hundred of Port Adelaide. All that portion of the Hundred of Barossa north-west of road north-west of Sections 1031 and 3027; north-east of Section 3027; north-west of Sections 571, 91, and 90; north of Sections 70, 71, 74, 76, 487, and 3159; east of Sections 3159, 1735, and 1734; north of Sections 530 and 505; north-west of Sections 759, 3146, and 3145; north of Sections 3145, 567, 3129, 2726, 1028, and 1964; and west of road west of Sections 3122 and 3126. The whole of the Hundreds of Nuriootpa, Mudla Wirra, Light, Gilbert, and Saddleworth. All that portion of the Hundred of Moorooroo west of road west of Sections 767, 644, 738, 1936, 82, and 76; north of Section 76; west of road west of Sections 768 and 55; north of Sections 55, 337, 338, 330, 427, and 426; south-west of road south-west of Sections 346, 342, 362, and 602; west of Sections 301, 300, 139, and 157; north of Section 157; and west of road west of Sections 213 and 233. All that portion of the Hundred of Belvidere south-west of the road south-west of Sections 228, 142, and

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and 281; south and west of Section 123; south of Sections 127, 125, 124, and 95; west of the road west of Sections 95, 241, and 253; and south of Sections 262 and 260. All that portion of the Hundred of Kapunda south-west of Section 9; north-west of Sections 9, 286, and 287; south-west of Sections 289, 294, 316, 317, and 319; south of Sections 284, 282, 278, 276, 15, 20, and 19; and north-west of the road north-west of Sections 19 and 1224. All that portion of the Hundred of Waterloo west of road west of Sections 1215, 116, 115, and 74; and north of road north of Sections 74 and 79. All that portion of the Hundred of Alma north-east of Section 283; east of road east of Sections 283 and 287; north-east of road north-east of Sections 310, 182, 354, 756, and 248; and east of road east of Sections 247, 2501, and 2507; and all those portions of the Hundreds of Grace and Port Gawler south-east of the River Light.

District No. 2.—Comprising the whole of the Hundreds of Wallaroo, Kadina, Tiparra, Clinton, Kulpara, Cameron, Everard, Hall, Upper Wakefield, Stanley, Apoinga, Kooringa, Hanson, Clare, Blyth, Barunga, Boucaut, Hart, Milne, Kingston, Ayers, Andrews, Yackamoorundie, Koolunga, Redhill, Crystal Brook, Narridy, Bundaleer, Reynolds, Anne. All that portion of Yarcowie Agricultural Area, in the Hundred of Terowie, described in the *Government Gazette* of 22nd February, 1872. The whole of the Hundreds of Whyte, Belalie, Yangya, Caltowie, Booyoolie, Napperby, Appila, Tarcowie, Mannanarie, Yongala, Black Rock Plain, Pekina, and Davenport.

District No. 3.—Comprising the whole of the Corporate Town of Strathalbyn; all that portion of the District of Strathalbyn north of Sections 2745, 1843, 2702, 2722, 2718, and 2112; north of road north of Sections 2021 and 616; and north of Section 521. All those portions of the Districts of Onaunga and Bremer included in the Hundred of Strathalbyn. All that portion of the Hundred of Bremer north of Sections 519, 518, 517, 2773, 2777, and 2776; east of Section 2776; and north of Sections 2771, 2784, and 3577. The whole of the Hundreds of Freeling and Monarto. All that portion of the Hundred of Brinkley south of the northern boundaries of Sections 200, 201, 202, and 203; south of road south of Sections 309 and 331; south of the northern boundaries of Sections 339, 340, and 341; south of road south of Sections 286, 593, and 598; east of road east of Sections 654 and 455; south of Sections 622, 623, and 624; and east of road east of Sections 624, 675, and 1084. All that portion of the Hundred of Seymour west of road west of Sections 420 and 378; west of Section 376; west of the production north of the western boundary of said Section to the northern boundary of the Hundred; west of a line running south from the south-western corner of Section 420 to the north-western corner of Section 275, and west of Sections 275, 280, 281, 289, 290, and 291. All that portion of the Hundred of Coolinong north of a line running east from the south-western corner of Section 60 to the south-eastern corner of Section 39. All that portion of the Hundred of Malcolm north and west of and including Sections 424, 423, 429, 433, 436, 438, 439, 440, 334, 599, and 207; west of a line running southerly from the south corner of Section 207 to the north-western corner of Section 182, and west of road west of Sections 182 and 155. All that portion of the Hundred of Bonney west of Sections 243, 244, 251, 252, 258, 259, and 265; west of and including Sections 279, 280, 283, and 285; north-west of a line running south-westerly from the east corner of Section 285 to the north-east corner of Section 137, and west of and including Sections 137, 138, 139, and 141. The whole of the Hundred of Baker. All that portion of the Hundred of Bremer west of Sections 2835 and 2055; south of Sections 2059, 2061, 557, and 556; and east of Sections 559, 560, and 2072. All that portion of the Hundred of Alexandrina east of road east of Sections 77 and 160; east of and including Sections 70, 67, 205, 201, 124, 61, and 66; and south of a line running westerly from the south-west corner of Section 66 to the south-eastern corner of Section 176; along the southern boundary of Section 176, and westerly to the north corner of Section 2390, and south of and including Sections 2390, 2385, and 2383. All that portion of the Hundred of Nangkita south and south-east of the northern boundaries of Sections 2352 and 2414; south and south-east of road north of Sections 2405, 2060, and 2265, and south of Section 2053. All that portion of the Hundred of Goolwa east of road east of Sections 2182 and 2388; south of road south of Sections 2388 and 200; south-east of Sections 201, 2115, and 203; south of road south of Sections 2118 and 2164; east of Sections 166, 2229, 2238, and 2323; south-east of Sections 2323, 2315, 2316, 2439, 2440, 103, 104, and 2307; east of Sections 120, 2450, and 2324; and south of road south of Sections 2324, 41, and 114; and that portion of the Hundred of Encounter Bay south of Section 115; south-east of a line running south-westerly from the south-west corner of Section 115 to the north corner of Section 212; south-

east

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east of and including Sections 212, 213, 214, 176, 180, 162, and 163; and east of the western boundaries of Sections 20A, 185, and portion of 166.

District No. 4.—Comprising the whole of the Hundreds of Robertson, Killanoola, Comaum, Penola, and Monbulla.

District No. 5.—Comprising the whole of the Hundreds of Gambier, Caroline, MacDonnell, Blanche, Kongorong, Benara, Mayurra, Mount Muirhead, and Rivoli Bay.

District No. 6.—Comprising the whole of the Hundreds of Gregory, Willowie, and Booleroo, in the County of Frome.

SCHEDULE F.

£ : :	<i>South</i>	[Royal Arms.]	<i>Australia.</i>	£ : :
No.	<i>Order.</i>			

It having been duly certified that _____ acre have been planted with forest trees in accordance with Act No. _____ of 1878, it is hereby directed that this order shall be available as cash at any Government sale of lands at auction or otherwise, or in payment of the interest of purchase-money for Crown land selected on credit, or of any rent due by the holder hereof for the time being, upon condition that this order be exercised within five years from the date hereof.

Given under my hand, at Adelaide, this _____ day of _____ 18 .

By His Excellency's command,

Commissioner of Crown Lands.

SCHEDULE G.

Regulations.

1. The ordinary meetings of the Board to be held on the second Monday in each month, at 11 a.m. Special meetings may, however, be called by the Chairman.

2. At all meetings of the Board, the Chairman to exercise a deliberative and casting vote if necessary.

3. In the absence of the Chairman, and in cases of importance and emergency, the Secretary, on the approval of any two members of the Board, may call a special meeting.

4. Members wishing to bring any special subject before the Board, should give notice of the same to the Secretary, on the second Monday of the preceding month.

5. The Board shall cause all its proceedings to be properly recorded, and signed by the presiding member.

6. The offices of the Board to be open daily from 10 a.m. to 4 p.m. (Saturdays excepted), when the office will be closed at noon.

7. Secretary to keep proper books of account of receipts and payments, such account to be balanced for inspection at every ordinary meeting of the Board, and to be audited monthly by the Auditor-General.

8. Separate accounts to be kept for each reserve, detailing receipts, expenditure, and property of the Board, including buildings, implements, plants, &c., &c., upon each. Similar accounts to be kept of each nursery, to be completed from reports and vouchers of Conservator.

9. The Secretary shall keep a book alphabetically arranged, giving title of each reserve, its use, and how disposed of.

10. The Board may distribute to District Councils and others, for the purpose of planting roads, park lands, or public reserves, surplus seedlings raised in the various nurseries in excess of what may be required for planting the reserves; or the Board may exchange such stock for other kinds which it may be desirable to acquire.

11. A standard library of books on forest culture, and on agricultural chemistry and other works bearing on the subject, to be established by the Board.

12. The

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12. The Board may form and maintain a museum connected with Forestry when their operations are sufficiently advanced for such purpose.

13. Buildings required for the growth of forest stock, and for the residences of the rangers or nurserymen, shall, in all cases, be erected on the reserves under the control of the Board.

14. The Board will give due notice at what times and under what regulations the public may be admitted to inspect the forests.

15. The Board may let the pasturage of reserves under their control by lease offered at auction, or by licence; and, when such can be conveniently done, in blocks to suit public requirements and the purposes of the Board; but in no case will such lands be subdivided, where direct access cannot be given to each block without trespass on other blocks similarly let. The leases to be subject to resumption for planting, roads, or other necessary purposes.

16. The pasturage of reserves within the Schedule marked C, to this Act—known as “Travelling Stock Reserves”—will be let when the plantations are sufficiently advanced to permit such being done, under regulations to be published from time to time.

TIMBER LICENCES, &c.

Firewood.

17. Licences to remove dead timber from localities to be named in body of licence, will be granted at the following rates:—

1s. 0d.	for a one horse load.
1s. 6d.	“ two “ “
2s. 0d.	“ four “ “
4s.	per load where more than four horses are used.

Posts and Rails.

18. Licences to split posts and rails will be granted at £1 per annum each, with an additional fee for all posts and rails removed from the forest, as follows:—

Red or blue gum posts or rails of the ordinary size,	£1 5s. per hundred.
Stringybark “ “ “ “	£1 “
Corner or straining posts at twice the above prices.	

A splitting licence will entitle the holder to erect a temporary hut for residence, and to use a horse and cart to remove furniture and stores.

Sawmills.

19. Licences to erect sawmills will be granted on payment of a fee of £5 each per annum, with an additional fee of 2s. 6d. for every hundred feet of sawn timber removed from the forest; the standard of measurement being 12 inches wide and 1 inch thick.

A sawmill licence will entitle holder to erect steam sawmill, shed, and huts, to sink a well, and to use four horses for the haulage of timber.

Saplings and Young Trees.

20. Licences to remove unmarked saplings and young trees will be granted at the following rates, viz:—

Trees not exceeding 4 inches in diameter, at 6 feet from the ground, at	£1 per hundred.
Not exceeding 6 inches, “ “	£3 “
“ 8 “ “ “	£5 “
“ 10 “ “ “	£8 “
“ 12 “ “ “	£10 “

All trees removed to be grubbed.

Wattle Bark.

21. Licences to remove wattle bark will be granted for the months of September, October, November, and December only in each year, at £1 per month each. Stripped trees to be grubbed.

Stones, Sand, Gravel.

22. Licences to remove stone, sand, and gravel will be granted at £1 per month each.

Carters removing any of the above materials from the forest will not be charged any additional fee, but will not be permitted to depasture any portion of the forest reserves.

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Saplings and young trees branded $\frac{R}{T}$ are not to be cut under the above regulations. Licence holders cutting trees so marked will be liable to have their licences cancelled, and will not again be allowed to work in the forest.

23. Licences under clauses 17, 20, 21, and 22, will be granted by the Forest Rangers.

24. Licences under clauses 18 and 19 will be granted only by the Board, and applications for such licences must be accompanied with a certificate of respectability to the satisfaction of the Board, and with a guarantee signed by the applicant that he will not attempt to evade the regulations, and that he accepts such licence with all the conditions attached to these regulations.

SCHEDULE H.

Regulations under which Orders will be granted.

1. Persons planting trees and wishing to avail themselves of the provisions of clause 22 of this Act, may claim the orders referred to in such clause, not earlier than two years nor later than five years after the date of planting, such claim to be made in writing and addressed to the Secretary of the Forest Board.

2. Persons planting trees as above and maintaining them in good order will be entitled to the orders specified in the Act, at the end of five years from the date of planting, on the certificate of the Conservator of Forests, or other officer appointed by the Governor to report on such planting, that all the conditions of the Act and of these regulations, have been complied with.

3. Conditions to be complied with by persons claiming orders:—

I. *Distances at which Trees to be planted.*—Trees must be planted not more than sixteen (16) feet apart.

II. *Size of Blocks.*—Blocks planted to be not less than five acres in area, and if strips of land are planted in form of shrubbery they must be not less than 100ft. wide.

III. *Description of Trees.*—Trees to be planted must consist of any of the following:

Eucalypti, except dwarf varieties	Chesnut	Pinus Halepensis
Oak	Walnut	Pinus Maritima
Ash	Poplar	Pinus Insignis
Elm	Willow	Cedar,
Sycamore	Cork Oak	

and any other trees that it shall be shown to the satisfaction of the Government are likely to produce good, useful, and valuable timber.

IV. *Land to be Fenced.*—The proprietor of lands planted as above will be required to erect either a sheep and cattle proof fence of post and wire, or a stone wall around the planted land—the same to be kept in thorough repair during the entire term for which trees are to be preserved, as hereinafter mentioned.

V. *No Stock to be Depastured.*—The proprietor of any land planted with trees under these regulations will not be allowed to depasture stock thereon to the injury of the young trees.

VI. *Period for which Trees must be preserved.*—Trees must not be cut down or injured in any way whatever for a period of five years from the date of planting.

4. *Planting on Pastoral Leases.*—Pastoral lessees of the Crown wishing to avail themselves of the provisions of clause 27 of this Act, will be required to comply with the above conditions in addition to those contained in that clause.