

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Tuesday, 5 March 1996

CONSERVATION AMENDMENT BILL (NO. 2)

Proposed Amendments

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

Clause 16: To insert, after line 21 on page 37, the following subclause:

(2) Section 26c(1) of the principal Act (as so inserted) is hereby amended by inserting, after paragraph (e), the following paragraph:

“(ea) To recommend to the Minister fees for game hunting guide licences and sports fishing guide licences, after having regard to views and recommendations of Fish and Game Councils.”

Clause 18: To insert, after line 5 on page 38, the following subclause:

(2) Section 26Q(1)(f) of the principal Act (as so inserted) is hereby amended by adding the expression “; and”, and the following subparagraph:

“(iii) Game hunting guide licences in accordance with the Wildlife Act 1953 and sports fishing guide licences in accordance with this Act.”

Clause 25: To omit this clause (line 31 on page 40 to line 4 on page 41), and substitute the following clause:

25. New sections inserted—The principal Act is hereby amended by inserting, after section 26zj (as inserted by section 17 of the Conservation Law Reform Act 1990), the following sections:

“26zjA. **Sports fishing guides**—(1) No person shall act as a sports fishing guide unless he or she holds a current sports fishing guide licence.

“(2) Every person commits an offence and is liable to a fine not exceeding \$5,000 who contravenes subsection (1) of this section.

“26zjB. **Use of gaffs prohibited**—(1) No person shall use a gaff to take any freshwater fish unless permitted to do so by an Anglers Notice.

“(2) Every person commits an offence and is liable to a fine not exceeding \$5,000 who contravenes subsection (1) of this section.”

Clause 37: To omit lines 18 to 22 on page 46, and substitute the following:

37. Special regulations relating to freshwater fisheries—(1) Section 48A(1) of the principal Act (as substituted by section 27 of the Conservation Law Reform Act 1990) is hereby amended—

- (a) By omitting from paragraph (c) the words “licence to fish for freshwater fish or sports fish”, and substituting the words “licences to fish for freshwater fish or sports fish and licences to operate as a sports fishing guide”:
- (b) By inserting in paragraph (d), after the words “sports fish”, the words “and licences authorising the holder to operate as a sports fishing guide”:
- (c) By inserting in paragraph (e), after the words “sports fish”, the words “and licences to operate as a sports fishing guide”:
- (d) By inserting in paragraph (f), after the word “taking”, the words “or use”:
- (e) By inserting in paragraph (i), after the words “sports fish” the words “and licences to operate as a sports fishing guide”.

New clause 47A: To insert, after line 30 on page 57, the following new clause:

47A. Game hunting guides to be licensed—The principal Act is hereby amended by inserting, after section 22, the following section:

“22A. Every person commits an offence and is liable to a fine not exceeding \$5,000 who acts as a game hunting guide without holding a game hunting guide licence issued under this Act.”

New clause 49A: To insert, after line 10 on page 58, the following new clause:

49A. Regulations—Section 72(2) of the principal Act is hereby amended by inserting in paragraphs (a), (b), and (c), after the words “to hunt or kill game”, the words “, and licences to operate as game hunting guides,”.

EXPLANATORY NOTE

The principal purpose of this Supplementary Order Paper is to provide for the licensing of game hunting guides and sports fishing guides.

Clause 37 amends regulation making powers to enable regulations to be made for the purposes of licensing these guides.