

1992—No. 665

**NATIONAL PARKS AND WILDLIFE ACT 1974—
REGULATION**

(Relating to the tagging of kangaroos etc.)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the National Parks and Wildlife Act 1974, has been pleased to make the Regulation set forth hereunder.

CHRISTOPHER HARTCHER
Minister for the Environment.

Commencement

1. This Regulation commences on 1 January 1993.

Amendments

2. The Fauna Protection Regulations 1949 are amended:

- by omitting from Regulation 2 the definitions of "Cloth tag" and "Royalty tag";
- by inserting in Regulation 2, in alphabetical order, the following definitions:

"Commercial tag" means a tag issued for attachment to the skins or carcases of kangaroos, wallaroos or wallabies taken or killed for sale.

"Non-commercial tag" means a tag issued for attachment to the skins or carcases of kangaroos, wallaroos or wallabies taken or killed otherwise than for sale.

"Tag" means a tag issued under section 121 (2) of the Act of 1974.

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- (c) by omitting from Regulations 3A (4) and 4A (6) (a) the words “cloth tags” wherever occurring and by inserting instead the words “commercial tags or non-commercial tags”;
- (d) by inserting after Regulation 3A (4) the following clause:
 - (5) The Director is to issue a separate series of commercial tags for each year. Commercial tags may be used only during the year for which they are issued.
- (e) by omitting Regulation 4A (4), (5), (5A), (5B), (4) (b), (6) (g) and (6) (h) (vii);
- (f) by omitting from Regulations 4A (6) (c) and 5A (11) (b) the words “both a cloth tag and a Royalty tag are” wherever occurring and by inserting instead the words “a commercial tag for the current year or (if the animal was taken during the previous year) a commercial tag for the previous year is”;
- (g) by omitting from Regulation 4A (4) (e) the words “unless he has in his possession both a cloth tag and a Royalty tag for such kangaroo, wallaroo or wallaby ;
- (h) by inserting after Regulation 5A (3) the following clause:
 - (3A) A fauna dealer (kangaroo) who deals as a wholesaler must pay to the Director, at times determined by the Director, the prescribed royalty for each skin or carcase of a kangaroo, wallaroo or wallaby received from the holder of a trapper’s (kangaroo) licence.
- (i) by omitting from Regulation 5A (54) and (11) (c) the words “except with the written permission of the Director” wherever occurring;
- (j) by omitting from Regulation 6 (7) the words “both a cloth tag and a Royalty tag” and by inserting instead the words “a commercial tag for the current year or (if the animal was taken during the previous year) a commercial tag for the previous year”;
- (k) by omitting from Regulation 6 (7) the words “both the cloth tag and Royalty tag” and by inserting instead the words “the commercial tag”;
- (l) by omitting Regulation 15B (2) and by inserting instead the following clause:
 - (2) Royalty of 60 cents must be paid to the Director in respect of each skin or carcase received pursuant to Regulation 5A (3A).

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EXPLANATORY NOTE

The purpose of this Regulation is to amend the Fauna Protection Regulations 1949 so as to provide that:

- (a) a skin or carcase of a kangaroo, wallaroo or wallaby taken or killed for sale need have only one (commercial) tag attached to it, instead of the two currently required, being a cloth tag (issued to occupier licensees) and a Royalty tag (bought from the Service by licensed kangaroo trappers); and
- (b) licensed wholesalers who buy from the trappers are to make royalty payments to the Director, at times determined by the Director, based on the number of skins or carcases received; and
- (c) licensed kangaroo trappers and fauna dealers (kangaroo), whether dealing as retailers or wholesalers, will not be authorised to possess a live kangaroo, wallaroo or wallaby.
