

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 5 of 1925.

AN ORDINANCE

To amend the Fish Protection Ordinance 1919.

BE it ordained by the Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act* 1909 and the *Seat of Government (Administration) Act* 1910 as follows :—

1.—(1.) This Ordinance may be cited as the *Fish Protection Ordinance* 1925. Short title and citation

(2.) The *Fish Protection Ordinance* 1919 is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Fish Protection Ordinance* 1919-1925.

2. Section two of the Principal Ordinance is amended— Definitions.

- (a) by omitting therefrom the definition of “Minister”; and
- (b) by inserting, after the definition of “Strokehall”, the following definition :—

“ ‘The Commission’ means the Commission appointed under the *Seat of Government (Administration) Act* 1924;

3. Section three of the Principal Ordinance is amended by omitting the words “Federal Capital.”

4. Section four of the Principal Ordinance is amended—

- (a) by omitting from paragraph (d) of sub-section (1.) the word “or”;
 - (b) by adding after paragraph (e) of sub-section (1.) the following paragraph :—
- Rod and line only to be used for catching of fish. Prohibited acts.

“ or (f) take any fish of any variety from that portion of the Coree or Pabral Mountain Creek and its tributaries which lies above the junction of Lees Creek with the Coree or Pabral Mountain Creek ” ;
and

- (c) by adding after sub-section (2.) the following sub-sections.

C.14681

“(3.) No person shall, for the purpose of catching fish in, or while fishing in, that portion of the Cotter River or its tributaries which lies above the junction of Paddy’s River with the Cotter River or in any of the following rivers or creeks, namely :—

Paddy’s River ;
Gudgenby River ;
Naas River ;
and their tributaries,

use, or have in his possession—

- (a) any bait other than artificial bait ; or
- (b) any artificial bait in the form of flashes.

Penalty : Five pounds.

“(4.) No person shall, for the purpose of catching fish, wade in that portion of the Cotter River which lies between the Cotter Dam and the junction of Paddy’s River with the Cotter River.

Penalty : Five pounds.

“(5.) Any inspector appointed under this Ordinance or other person thereto authorized in writing by the Commission may inspect bait in the possession of any person.”

5. After section four of the Principal Ordinance the following section is inserted :—

Prohibition of
explosives in
streams.

“4A.—(1.) No person shall explode or cause to be exploded any dynamite or other explosive substance in any water or stream of the Territory.

Penalty : Fifty pounds.

(2.) The provisions of the last preceding sub-section shall not apply to any person who proves that he exploded or caused to be exploded the substance with the authority of the (Federal Capital) Commission.”

6. Section five of the Principal Ordinance is omitted, and the following section is inserted in its stead :—

Close season.

“5.—(1.) The close season for all varieties of fish shall be from the first Wednesday after Easter until the thirtieth day of September in each year. Provided that, in the Murrumbidgee and the Molonglo Rivers the close season for the varieties of fish set forth in the Schedule to this Ordinance shall be from the first Wednesday after Easter until the thirtieth day of November in each year.

“(2.) The Commission may, by notice in the *Gazette*, extend, reduce, or vary the close season for any variety of fish in any water or stream of the Territory.”

Appointment
of officers.

7. Section six of the Principal Ordinance is amended—

- (a) by omitting therefrom the word “Minister” and inserting in its stead the word “Commission” ; and
- (b) by omitting the word “he” and inserting in its stead the word “it.”

8. Section seven of the Principal Ordinance is amended by omitting therefrom the word "Minister" and inserting in its stead the word "Commission." Refusal to give name and address

9. Section eight of the Principal Ordinance is amended by omitting therefrom the word "Minister" and inserting in its stead the word "Commission." Powers of inspection.

10. Section nine of the Principal Ordinance is amended— Forfeiture of fish and instruments.

(a) by omitting therefrom the word "Minister" wherever occurring and inserting in its stead the word "Commission"; and

(b) by omitting the word "he" and inserting in its stead the word "it."

11. The Principal Ordinance is amended by adding at the end thereof the following Schedule :—

THE SCHEDULE.				The Schedule.
Murray Cod	..	..	..	(<i>Oligorus macquariensis</i>)
Trout Cod	..	..	..	(<i>Oligorus mitchelli</i>)
Golden Perch	..	..	..	(<i>Plectroplites amgibuuus</i>)
Silver Perch	..	..	..	(<i>Terapon ellipticus</i>)
Macquarie Perch	..	..	..	(<i>Macquaria australasica</i>)
Catfish	..	..	..	(<i>Copidoglanis tandanus</i>)
River Blackfish	..	..	..	(<i>Cadopsis marmoratus</i>)."

Dated this thirtieth day of September, One thousand nine hundred and twenty-five.

FORSTER,
Governor-General.

By His Excellency's Command,

G. F. PEARCE,
Minister of State for Home and Territories.