



AUSTRALIAN CAPITAL TERRITORY

# Nature Conservation (Amendment) Act 1995

No. 30 of 1995

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## An Act to amend the *Nature Conservation Act 1980*

[Notified in ACT Gazette S243: 3 October 1995]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

### Short title

1. This Act may be cited as the *Nature Conservation (Amendment) Act 1995*.

### Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day, or respective days, fixed by the Minister by notice in the *Gazette*.

(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

### Principal Act

3. In this Act, “Principal Act” means the *Nature Conservation Act 1980*.<sup>1</sup>

**Preservation of native timber****4.** Section 43 of the Principal Act is amended—

- (a) by omitting subsection (1) and substituting the following subsection:

“(1) A person shall not, without reasonable excuse—

- (a) fell, or cause to be felled; or  
(b) damage, or cause to be damaged;

standing native timber on unleased land in the built-up area, or leased or unleased land outside the built-up area, except in accordance with a licence.

Penalty: 50 penalty units.”;

- (b) by inserting in subsection (3) “on unleased land in the built-up area, or leased or unleased land outside the built-up area,” after “timber”;
- (c) by omitting the penalty provision at the foot of subsection (3) and substituting the following penalty provision:

“Penalty: 50 penalty units.”; and

- (d) by adding at the end of subsection (4) the following penalty provision:

“Penalty: 50 penalty units.”.

**Review of Conservator’s decisions**

**5.** Section 74 of the Principal Act is amended by inserting in paragraph (a) “or 49” after “47”.

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**NOTES****Principal Act**

1. Reprinted as at 31 January 1994. See also Acts Nos. 56, 60, 81, 97 and 110, 1994.

**Penalty units**

See section 33AA of the *Interpretation Act 1967*.

*[Presentation speech made in Assembly on 24 August 1995]*