

Legislative Council—No 107

As introduced and read a first time, 17 March 2021

South Australia

**National Parks and Wildlife (Ban on Hunting
Protected Animals) Amendment Bill 2021**

A BILL FOR

An Act to amend the *National Parks and Wildlife Act 1972*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

- 5 This Act may be cited as the *National Parks and Wildlife (Ban on Hunting Protected Animals) Amendment Act 2021*.

2—Commencement

This Act comes into operation 2 months after the day on which it is assented to by the Governor.

3—Amendment provisions

- 10 In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *National Parks and Wildlife Act 1972*

4—Repeal of section 52

Section 52—delete the section

15 5—Amendment of section 68A—Hunting permits

Section 68A(3)—delete subsection (3) and substitute:

- (3) A permit under this section cannot authorise—
 - (a) the hunting of a protected animal; or
 - (b) hunting within the Adelaide Dolphin Sanctuary; or

- (c) the possession, while in that Sanctuary, of a firearm or other device for the purpose of hunting.

6—Substitution of section 68E

Section 68E—delete the section and substitute:

5 **68E—Exemption from Act**

Nothing in this act prevents an Aboriginal person from hunting a protected animal, or hunting an animal other than a protected animal without a permit, if the animal hunted will be used—

- 10 (a) as food for the hunter or for their dependants; or
 (b) solely for cultural purposes of Aboriginal origin.

7—Amendment of section 69—Permits

Section 69(7)—delete subsection (7)

Schedule 1—Transitional provision

1—Hunting permits

- 15 (1) A permit authorising the hunting of a protected animal—
 (a) that was in force immediately before the commencement of this Act; and
 (b) that was issued under section 68A of the principal Act as in force immediately before the commencement of this Act,
will, despite any term specified in the permit, expire on the commencement of this
20 Act.
- (2) The Minister must refund to the holder of each permit expiring under subclause (1) the amount determined by the Minister to represent the balance of the term of the permit had it not so expired.
- (3) In this clause—
- 25 ***Minister*** means a Minister responsible for the administration of the principal Act;
 principal Act means the *National Parks and Wildlife Act 1972*.