

## VICTORIA.



ANNO QUINTO DECIMO

ELIZABETHÆ SECUNDÆ REGINÆ

No. 7389.

An Act to amend Sections 8 and 16 of the *Fisheries Act* 1958 and Section 41B of the *Game Act* 1958, and for other purposes.

[10th May, 1966.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short title.

1. This Act may be cited as the *Fisheries and Game (Amendment) Act* 1966.

Act No. 6252  
as amended by  
Nos. 6505, 6508,  
6610, 6683, 6771,  
6885, 6886, 7164,  
7228.

S. 8.  
Proclamations.

2. The *Fisheries Act* 1958 shall be amended as follows :—

(a) In section 8—

(i) after paragraph (e) there shall be inserted the following paragraphs :—

“(ea) For prescribing a prohibited period in respect of the taking or attempted taking of any fish of a specified species of fish from any specified waters, and for prohibiting the

Prohibited  
periods to be  
proclaimed  
prohibiting the  
taking of fish  
of specified  
species from  
specified waters.

taking

taking of any fish of such species from those waters during the prohibited period ;

- (eb) To provide that pursuant to paragraph (ea) any person having in his possession within half a mile of such specified waters any fish of such specified species during such prohibited period shall, unless he proves the contrary to be a fact, be deemed to have taken such fish from such waters ;”

- (ii) after paragraph (i) there shall be inserted the following paragraphs :—

“(ia) For prohibiting the taking or attempted taking from any specified waters of any fish of a species not mentioned in the Second Schedule of a size less than the size stated in respect of that species in the proclamation ;

(ib) For prohibiting any person having in his possession within half a mile of any waters any fish of a species not mentioned in the Second Schedule of a size less than the size stated in respect of that species in the proclamation ;” ;

- (b) After sub-section (3) of section 16 there shall be inserted the following sub-sections :—

‘(4) Any valid licence (other than a licence issued for commercial fishing) issued to a person not normally resident in Victoria by a named State or Territory of the Commonwealth entitling the holder thereof to angle in inland waters in that State or Territory shall, subject to this Act and to any conditions stated in the Order referred to in sub-section (5), while in force entitle the holder when visiting Victoria to angle or take by angling any fish in inland waters of Victoria, and such licence shall for the purposes of this Act be and be deemed to be, when the holder is so visiting Victoria, an inland angling licence.

(5) For the purposes of sub-section (4) “ named State or Territory ” means a State or Territory named from time to time by the Governor in Council by Order published in the *Government Gazette* so long as that name remains unrevoked.

(6) Any

Proclamations in respect of minimum size for fish not mentioned in 2nd Schedule.

S. 16.  
Licences issued in named States or Territories to be valid in Victoria.

(6) Any Order made by the Governor in Council pursuant to sub-sections (4) and (5) may in like manner be amended varied or revoked.'

Act No. 6258  
as amended by  
Nos. 6473, 6489,  
6733, 6763, 6775,  
6865, 7164, 7169.

Amendment of  
s. 41B.

Licences issued  
in named States  
or Territories  
to be valid in  
Victoria.

3. After sub-section (4) of section 41B of the *Game Act* 1958 there shall be inserted the following sub-sections :—

'(5) Any valid licence issued to a person not normally resident in Victoria by a named State or Territory of the Commonwealth entitling the holder thereof to hunt take and kill wild ducks in that State or Territory shall, subject to this Act and to any conditions stated in the Order referred to in sub-section (6), while in force entitle the holder when visiting Victoria to hunt take and kill wild ducks in Victoria, and such licence shall for the purposes of this Act be and be deemed to be, when the holder is so visiting Victoria, a game licence.

(6) For the purposes of sub-section (5) "named State or Territory" means a State or Territory named from time to time by the Governor in Council by Order published in the *Government Gazette* so long as that name remains unrevoked.

(7) Any Order made by the Governor in Council pursuant to sub-sections (5) and (6) may in like manner be amended varied or revoked.'

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