

## By-laws under the *National Parks and Gardens Ordinance 1959-1968*

The Northern Territory Reserves Board, in pursuance of the powers conferred on it by the *National Parks and Gardens Ordinance 1959-1968*, at a meeting held on the thirtieth day of November, 1968, made the following By-laws.

Dated this ninth day of December, 1968.

A. L. ROSE,  
Chairman

### NATIONAL PARKS AND GARDENS (GENERAL) BY-LAWS

#### PART I.—PRELIMINARY

1. These By-laws may be cited as the National Parks and Gardens (General) By-laws. Citation

2.—(1.) All By-laws in force under the *National Parks and Gardens Ordinance 1959-1968* immediately before the commencement of these By-laws are repealed. Repeal and saving

(2.) The repeal effected by the last preceding clause of this by-law does not operate so as to prevent a prosecution for an offence committed before the commencement of these By-laws.

3. These By-laws are divided into Parts, as follows:— Parts

Part I. — Preliminary (By-laws 1-4)

Part II. — Curators, Honorary Rangers and Police Officers  
(By-laws 5-7)

Part III. — Admission to Reserves (By-laws 8-14)

Part IV. — Camping on Reserves (By-laws 15-18)

Part V. — Conduct on Reserves (By-laws 19-35)

Part VI. — Miscellaneous (By-laws 36-40)

4. In these By-laws—

Definitions

“curator”, in relation to a reserve, means person appointed to be the curator of that reserve under by-law 5 of these By-laws;

“honorary ranger” means person appointed to be an honorary ranger under by-law 6 of these By-laws.

## PART II.—CURATORS, HONORARY RANGERS AND POLICE OFFICERS

## Curators

5.—(1.) The Board may appoint a person to be the curator of a reserve.

(2.) The curator of a reserve has, subject to the Board, the administration of that reserve on behalf of the Board.

## Honorary rangers

6.—(1.) The Board may appoint a person to be an honorary ranger.

(2.) An honorary ranger is charged with assisting the Board with the care, control and management of reserves.

(3.) An honorary ranger is, while he is on a reserve that is administered by a curator, subject to the directions of that curator.

## Police officers

7.—(1.) A police officer on a reserve has all the powers of an honorary ranger.

(2.) This by-law does not limit the powers of police officers on reserves.

## PART III.—ADMISSION TO RESERVES

## Admission to public

8. Unless a by-law provides otherwise, a reserve is open to the public at all times.

## Trespassing on reserves

9. A person other than a person who is lawfully camping on a reserve shall not enter or remain on a reserve when the reserve is closed to the public.

Penalty: Twenty dollars.

## Entrance to reserves

10. A person shall not enter a fenced reserve otherwise than by an entrance approved by the Board.

Penalty: Twenty dollars.

## Admission fees

11. Unless a by-law provides otherwise, a fee is not payable for admission to a reserve.

## Exemption from admission fees

12. The curator of a reserve may, in accordance with directions from the Board, exempt persons or classes of persons from payment of fees for admission to that reserve.

## Season tickets

13.—(1.) The Board may issue season tickets for admission to reserves.

(2.) The fee payable for a season ticket is Two dollars.

(3.) A season ticket remains in force until the expiration of the thirty-first day of December next following the date of issue and entitles the person to whom it is issued, while it is in force, to enter any reserve without payment of any admission fee at any time when that reserve is open to the public.

## Admission fees must be paid

14.—(1.) A person shall not enter a reserve in respect of which a fee is payable by him for admission without having paid that fee.

Penalty: Twenty dollars.

(2.) It is a defence to a prosecution for an offence against this by-law that—

- (a) before or immediately upon entering the reserve the person entering the reserve made a reasonable but unsuccessful search for a person authorized to receive the fee; and
- (b) when payment of the fee was requested by a person authorized to receive the fee, he paid it immediately.

PART IV.—CAMPING ON RESERVES

15.—(1.) Where the Board has not set aside a place on a reserve as a camping area, a person may camp on that reserve unless a by-law provides otherwise. Camping on reserves

(2.) Where the Board has set aside a place on a reserve as a camping area, a person shall not—

- (a) camp on that reserve except in that area; or
- (b) camp on that reserve without a camping permit.

Penalty: Forty dollars.

(3.) It is a defence to a prosecution for the offence against clause (2.) of this by-law of camping without a camping permit that—

- (a) before or immediately upon setting up camp the person camping made a reasonable but unsuccessful search for, and thereafter continued to make all reasonable endeavours to locate, the curator in order to make an application for a camping permit; and
- (b) when he located the curator he did not remain camping without a permit.

16.—(1.) A person may make an application, either orally or in writing, to the curator of a reserve for a camping permit in respect of that reserve for a period not exceeding two weeks. Camping permits

(2.) Where an application is made under the last preceding clause of this by-law, the curator may, in his discretion and upon payment of the fee, if any, grant the application and issue the permit.

(3.) For the purpose of calculating the period of operation of a camping permit, a day means a period of twenty-four hours.

(4.) The curator may revoke the permit if he believes on reasonable grounds that the holder has contravened or failed to comply with a by-law.

17.—(1.) A fee is not payable for a camping permit for a person who is under the age of seventeen years. Camping fees

(2.) The fee payable for a camping permit for a person who is not under the age of seventeen years is—

- (a) in the case of a permit for a period not exceeding seven days, Fifty cents per day, but so that the total does not exceed Two dollars; and
- (b) in the case of a permit for a period exceeding seven days, Two dollars plus Fifty cents per day, but so that the total does not exceed Four dollars.

18.—(1.) A person who pays a fee for a camping permit is not entitled to a refund of any part of that fee if his permit is revoked or if he leaves the reserve before his permit expires. No refund of camping fees

(2.) Notwithstanding the last preceding clause of this by-law, where a person pays a fee for a camping permit and is then compelled to leave the reserve, before his permit expires, because of an emergency, the Board may refund part or all of the fee.

PART V.—CONDUCT ON RESERVES

Vandalism,  
picking  
flowers, &c.

19. A person on a reserve shall not, without reasonable cause or excuse—

- (a) dig upon or otherwise interfere with the land or move or remove the soil or anything forming part of the land;
- (b) mark, damage or otherwise interfere with any rock or other natural feature or anything constructed or erected in or upon the land;
- (c) mark, damage, destroy, move, remove or otherwise interfere with any property that is property of the Board or of a person employed by the Board or that is used for the purposes of the Board;
- (d) mark, damage or destroy a tree, shrub or plant;
- (e) pick the flower of, remove the seed of or otherwise interfere with a tree, shrub or plant in a garden, seedbed or nursery; or
- (f) walk upon, step upon or jump across a garden, seedbed or nursery.

Penalty: Fifty dollars.

Rubbish  
disposal

20.—(1.) Subject to the next succeeding clause of this by-law, a person on a reserve shall not dispose of rubbish except by—

- (a) depositing it in a rubbish receptacle provided by the Board; or
- (b) removing it from the reserve.

Penalty: Fifty dollars.

(2.) A person who is at a distance of more than one hundred yards walking distance from a rubbish receptacle may dispose of rubbish that decays readily by—

- (a) burying it in not less than eight inches of soil; or
- (b) where it is not practicable so to bury it, covering it against flies.

(3.) In this by-law, "rubbish" includes empty bottles.

Breaking  
glass

21. A person on a reserve shall not, without reasonable cause or excuse, break a bottle or other item of glassware.

Penalty: Fifty dollars.

Pollution of  
water supplies

22. A person on a reserve shall not foul or pollute, or cleanse a cooking utensil or other article in, an area of water that is used by, or that is upstream from an area of water that is used by, other persons.

Penalty: One hundred dollars.

Evacuation of  
bowels and  
bladder

23.—(1.) A person on a reserve shall not, without reasonable cause or excuse, defecate his bowels except into a latrine pan or other device provided by the Board for that purpose.

(2.) A person on a reserve shall not, without reasonable cause or excuse, urinate except into a urinal, latrine pan or other device provided by the Board for that purpose.

(3.) A person on a reserve shall not defecate his bowels or urinate within fifty feet walking distance of a pool or stream except in a latrine.

(4.) A person on a reserve who defecates his bowels elsewhere than in a latrine shall—

(a) bury the faeces under not less than eight inches of soil; or

(b) where it is not practicable so to bury it, cover it against flies.

Penalty: One hundred dollars.

24.—(1.) A male person over the age of eight years on a reserve shall not, without reasonable cause or excuse, enter or remain in a building or a part of a building, as the case may be, that has been set apart by the Board for use by females.

Males not to enter women's changerooms and toilets, &c.

(2.) A female person over the age of eight years on a reserve shall not, without reasonable cause or excuse, enter or remain in a building or a part of a building, as the case may be, that has been set apart by the Board for use by males.

(3.) A person in charge of a child over the age of five years but not over the age of eight years on a reserve shall not permit that child to enter or remain in a building or a part of a building, as the case may be, if a child of that sex over the age of eight years would not be permitted to enter it.

Penalty: Fifty dollars.

25. A person on a reserve shall not—

(a) cause a public nuisance;

(b) behave in a riotous, disorderly or offensive manner;

(c) use language, or perform any act, calculated to or likely to cause a breach of the peace or to provoke or encourage disorderly behaviour;

(d) fight; or

(e) use language, or perform any act, calculated to or likely to provoke or encourage a fight.

Penalty: Fifty dollars.

Offensive conduct on a reserve

26. A person on a reserve shall not throw or discharge a stone or other missile so that any other person is or be put in danger or fear, or any property is or may be injured.

Throwing stones, &c.

Penalty: Fifty dollars.

27. A person who is found drunk on a reserve commits an offence and is liable, upon conviction, to a fine not exceeding Twenty dollars.

Drunkenness

28. A person who lights or attends to a fire on a reserve shall not leave that fire unattended or permit that fire to escape.

Lighting of fires

Penalty: One hundred dollars.

29. A person shall not swim or bathe on a reserve in a pool or stream or in a part of a pool or stream, in relation to which there is a notice erected by authority of the Board that indicates that swimming in that pool or stream or in that part of the pool or stream is prohibited.

Swimming

Penalty: Forty dollars.

## Hunting

30. Unless a by-law provides otherwise, a person shall not—

- (a) set a trap on a reserve; or
- (b) use a firearm on a reserve.

Penalty: One hundred dollars.

Seizure of  
firearms  
and traps

31. A curator or an honorary ranger may seize a firearm or a trap that is used on a reserve in contravention of a by-law.

Frightening  
etc. animals

32. A person on a reserve shall not kill, injure or frighten—

- (a) a domestic or domesticated animal the property of the Board;
- (b) an animal which is kept in a cage, pen or paddock on a reserve; or
- (c) an animal which has been bred or is tended by any person acting for or on behalf of the Board.

Penalty: One hundred dollars.

## Fishing

33.—(1.) Unless a by-law provides otherwise, a person may fish in all the waters of a reserve.

(2.) A person shall not fish in the waters of a reserve otherwise than with a line held in the hand.

(3.) A person shall not take, in any one day, more than ten fish from the waters of a reserve.

Penalty: One hundred dollars.

Commercial  
activities  
on reserves

34. A person on a reserve shall not, except under licence from the Board—

- (a) sell an article;
- (b) offer or expose an article for sale;
- (c) collect money;
- (d) carry on business; or
- (e) erect a structure for the purpose of carrying on a business.

Penalty: Forty dollars.

Public  
meetings  
on reserves

35. A person on a reserve shall not, except with the permission of the curator of that reserve, organize or assist in the conduct of a fete, public entertainment, public worship or a public meeting.

Penalty: Forty dollars.

## PART VI.—MISCELLANEOUS

Impounding  
of animals

36.—(1.) A curator or an honorary ranger may impound an animal that is trespassing on a reserve.

(2.) Where an animal is impounded under the last preceding clause of this by-law and a person establishes a proper claim to it and tenders the reasonable cost of feeding it during the time when it was impounded, the person holding it shall release it to that other person.

(3.) Where the Board is satisfied that the owner of an impounded animal—

- (a) cannot be located; or
- (b) refuses or fails, after reasonable notice, to claim the animal or to pay the reasonable cost of feeding it,

the Board may order the animal to be released outside the reserve or to be destroyed.

37. Where the Board is satisfied that—

Destruction  
of animals

(a) an animal is trespassing on a reserve and cannot be caught;  
and

(b) the owner of the animal cannot be located,  
the Board may order the animal to be destroyed.

38.—(1.) A curator or an honorary ranger may require a person whom he believes on reasonable grounds to have contravened or failed to comply with a by-law to give his name and place of abode.

Person to  
give name  
and address

(2.) A person shall not refuse or fail, without good cause or excuse, to give his name and place of abode when required to do so under the last preceding clause of this by-law.

Penalty: Fifty dollars.

39.—(1.) A curator or an honorary ranger may require a person whom he believes on reasonable grounds to have contravened or failed to comply with a by-law to leave a reserve.

Removal of  
offenders  
from a  
reserve

(2.) A person shall not refuse or fail, without good cause or excuse, to leave a reserve when required to do so under the last preceding clause of this by-law.

Penalty: Fifty dollars.

(3.) A person who lawfully requires another person to leave a reserve may remove, or cause to be removed, from the reserve that other person if he refuses or fails to leave the reserve.

40. It is a defence to a prosecution for an offence against a by-law that the person prosecuted was acting—

Application  
of by-laws

(a) in the interests of the Board; and

(b) with the authority of and in accordance with the instructions of the Board or of a curator or an honorary ranger.