

**Authorised Version No. 005**  
**Wildlife (Game) Regulations 2012**

**S.R. No. 99/2012**

Authorised Version incorporating amendments as at  
1 March 2018

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## **Part 1—Preliminary**

### **1 Objectives**

The objectives of these Regulations are—

- (a) to provide for the effective management of game species and game hunting in Victoria;
- (b) to make further provision for the procedure for granting and administering game licences;
- (c) to make further provision for open and close seasons and bag limits;
- (d) to regulate methods of hunting;
- (e) to provide for the identification, possession and use of game;
- (f) to make further provision for specified hunting areas.

### **2 Authorising provisions**

These Regulations are made under sections 22A, 58C and 87 of the **Wildlife Act 1975**.

### **3 Commencement**

- (1) These Regulations (other than Division 3 of Part 2 and regulations 20, 21 and 22) come into operation on 11 September 2012.
- (2) Division 3 of Part 2 and regulations 20, 21 and 22 come into operation on 1 July 2013.

#### 4 Revocation

The Regulations set out in Schedule 1 are **revoked**.

#### 5 Definitions

In these Regulations—

**adult hunter** means a person who is 18 years of age or older and who is the holder of a game licence;

**bag limit** in relation to a taxon of game, means the bag limit prescribed by these Regulations for that taxon of game;

**blank ammunition** means ammunition that is not cartridge ammunition;

**cartridge ammunition** has the same meaning as it has in the **Firearms Act 1996**;

**deer hunting dog** means a dog from a breed listed in Part 3 of Schedule 5;

**downed**, in relation to a game bird, means the bird—

- (a) has been brought to the ground as a result of being shot; or
- (b) has been shot on the ground;

**established pest animal** has the same meaning as it has in the **Catchment and Land Protection Act 1994**;

**game bird** means any taxon of bird listed in Schedule 11;

**game bird farm** means a farm operated by the holder of a Wildlife Producer Licence Type 1 within the meaning of the Wildlife Regulations 2002<sup>1</sup>;

Reg. 5 def. of  
*downed*  
inserted by  
S.R. No.  
2/2018 reg. 5.

***ground*** includes land, water and any vegetation or other thing on the land or water;

Reg. 5 def. of  
*ground*  
inserted by  
S.R. No.  
2/2018 reg. 5.

***gundog*** means a dog from a breed listed in Part 1 of Schedule 5;

***Hog Deer Tag*** means a tag that is issued in accordance with regulation 62;

***hound*** means—

(a) a dog from a breed referred to in Part 2 of Schedule 5 that conforms to—

(i) the maximum height specified in that Part of that Schedule for that breed; and

(ii) the Australian National Kennel Council Illustrated Breed Standards, Hound Group 4 (other than any specification relating to height), as amended from time to time; or

(b) a hound referred to in regulation 24(3);

***hound possessor*** means a person who keeps or harbours a hound or has a hound in his or her care, whether the hound is at large, is restrained or is in confinement;

***motor boat*** means a boat which has at least one motor fitted or attached which when operating is capable of propelling the boat and includes any craft known as an "airboat" or "hovercraft";

***park*** has the same meaning as it has in the **National Parks Act 1975**;

***possession*** in relation to shot, a magazine, ammunition, a firearm or a spotlight, includes any of the following—

- (a) physical possession of the shot, magazine, ammunition, firearm or spotlight;
- (b) custody or control of the shot, magazine, ammunition, firearm or spotlight;
- (c) access to the shot, magazine, ammunition, firearm or spotlight, either solely or in common with others;

***prescribed permanent identification device*** has the same meaning as it has in the **Domestic Animals Act 1994**;

***recognised deer habitat*** means an area referred to in Schedule 6;

***registered hound*** means a hound that is registered by the Game Management Authority under regulation 24(1);

Reg. 5 def. of *registered hound* amended by S.R. No. 53/2014 reg. 5(a).

***Sambar Deer Hunting with Hounds Test*** means the test that is conducted by the Game Management Authority under regulation 16(1);

Reg. 5 def. of *Sambar Deer Hunting with Hounds Test* amended by S.R. No. 53/2014 reg. 5(b).

***secured*** in relation to a firearm, magazine, ammunition or shot, in a vehicle means—

- (a) in the case of a vehicle with a boot or storage area (that is not a glove box), being in a securely fastened case or container locked in the boot or stowed in a storage area of the vehicle that is

Reg. 5 def. of *secured* amended by S.R. No. 161/2012 reg. 4.



not readily accessible by an occupant of the vehicle; or

- (b) in the case of a vehicle without a boot or other storage area (that is not a glove box), being in a securely fastened case or container stowed in a part of the vehicle that is not readily accessible by any occupant of the vehicle;

***spotlight*** means—

- (a) a source of artificial light; or
- (b) an infrared device; or
- (c) a night viewing device; or
- (d) a thermo-imaging device—

but does not include—

- (e) a domestic source of light used for domestic purposes; or
- (f) an emergency source of light used for emergency purposes; or
- (g) a light fitted to a motor vehicle that complies with any requirement in the Road Safety (Vehicles) Regulations 2009<sup>2</sup> relating to a light of that kind;

***State Game Reserve*** means an area classified as a State Game Reserve under section 15 of the Act;

***take*** means to gain possession or control of wildlife by any means and also includes causing, permitting or assisting in taking wildlife;

***the Act*** means the **Wildlife Act 1975**;

***toxic shot*** means shot which is not of a class or type described in Schedule 7;

Reg. 5 def. of  
*Waterfowl  
Identification  
Test*  
amended by  
S.R. No.  
53/2014  
reg. 5(c).

***Waterfowl Identification Test*** means the test that is conducted by the Game Management Authority under regulation 14(1);

***waterway*** means—

- (a) a river, creek, stream or watercourse; or
- (b) a natural channel in which water regularly flows, whether or not the flow is continuous; or
- (c) a channel formed wholly or partly by the alteration or relocation of any such river, creek, stream, watercourse or channel.

## Part 2—Game licences

### Division 1—Applications, fees, licence documents and ballots

#### 6 Application for a game licence

- (1) A person applying for a game licence must do so in the form provided for that purpose by the Game Management Authority.

Reg. 6(1)  
amended by  
S.R. No.  
53/2014  
reg. 6(1).

- (2) A person who is applying for a game licence may be required by the Game Management Authority—

Reg. 6(2)  
amended by  
S.R. No.  
53/2014  
reg. 6(1).

- (a) to set out in the application—

- (i) his or her name; and
- (ii) his or her residential address; and
- (iii) his or her telephone number (if any);  
and
- (iv) his or her email address (if any); and
- (v) details of any convictions for offences under the Act, the **Firearms Act 1996**, the **Prevention of Cruelty to Animals Act 1986**, the **National Parks Act 1975** or any corresponding law of another State or Territory of the Commonwealth relating to game hunting, during the 10 years preceding the application; and
- (vi) the taxon or taxa of game for which the licence is required; and

- (b) to provide with the application—

- (i) evidence to verify his or her name and residential address; and

- (ii) the fee to be paid for the licence under regulation 7.

**Example**

Evidence of a person's name and residential address may be a copy of the person's driver's licence.

**7 Game licence fees**

- (1) Subject to subregulations (2) and (3), the fees to be paid to the Game Management Authority by an applicant for a game licence referred to in Column 1 of the Table of Game Licence Fees is the amount set out opposite that licence in Column 2 of that Table.

**Table of Game Licence Fees**

<i>Column 1</i>	<i>Column 2</i>
<i>Licence</i>	<i>Fee</i>
A game licence that allows the hunting, taking or destroying of game birds	4 fee units per year or part year
A game licence that allows the hunting, taking or destroying of deer	4 fee units per year or part year
A game licence that allows the hunting, taking or destroying of game birds and deer	6 fee units per year or part year
A game licence that allows the hunting, taking or destroying of non-indigenous game birds on a game bird farm	0 fee units
A game licence that allows the hunting, taking or destroying of deer by a non-resident of Australia	4 fee units per part year
A game licence that allows the hunting, taking or destroying of game birds by a non-resident of Australia	4 fee units per part year

Reg. 7(1)  
amended by  
S.R. No.  
53/2014  
reg. 6(2).

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Part 2—Game licences

<i>Column 1</i>	<i>Column 2</i>
<i>Licence</i>	<i>Fee</i>
A game licence that allows the hunting, taking or destroying of game birds and deer by a non-resident of Australia	6 fee units per part year
A once-off game licence that allows the hunting, taking or destroying of game birds and deer by a person aged 12 years or more but less than 18 years	0 fee units

- (2) If an applicant for a game licence satisfies the Game Management Authority that he or she is an eligible recipient within the meaning of the **State Concessions Act 2004**, the fee to be paid for a game licence is half that of the fee to be paid under subregulation (1).
- (3) An applicant for a game licence who is under the age of 18 years is exempt from payment of a fee for that licence.
- (4) A person who holds a game licence referred to in Column 1 of the Table of Game Licence Fees who applies to have the licence varied to another kind of game licence listed in that Column, in addition to the variation fee payable under regulation 8, must pay the difference, if any, between the fees for the categories of game listed in the Table.

Reg. 7(2)  
amended by  
S.R. No.  
53/2014  
reg. 6(2).

## 8 Fee for variation of game licence

The fee for an application for a variation of a game licence is 1 fee unit.

## 9 Issue of replacement game licence

- (1) The Game Management Authority may issue a game licence to replace one which has been stolen, lost, damaged or destroyed.

Reg. 9(1)  
amended by  
S.R. No.  
53/2014  
reg. 6(3).

Reg. 9(2)  
amended by  
S.R. No.  
53/2014  
reg. 6(3).

- (2) A holder of a game licence who applies for a replacement game licence may be required by the Game Management Authority—
- (a) to set out in the application—
    - (i) his or her name; and
    - (ii) his or her residential address; and
    - (iii) his or her telephone number (if any); and
    - (iv) his or her email address (if any); and
  - (b) to provide with the application—
    - (i) evidence to verify his or her name and residential address; and
    - (ii) a fee of 1 fee unit.

#### **10 Licence document as evidence**

Reg. 10(1)  
amended by  
S.R. No.  
53/2014  
reg. 6(4).

- (1) If the Game Management Authority has granted a game licence to a person, the Game Management Authority may issue a document to that person as evidence of that fact.
- (2) It is a condition of a game licence that a document issued under subregulation (1) must be signed by the holder of the licence.

#### **11 Change of address**

Reg. 11  
amended by  
S.R. No.  
53/2014  
reg. 6(5).

A person who holds a game licence must notify the Game Management Authority if he or she changes his or her residential address and must forward his or her game licence to the Game Management Authority for amendment within 14 days after changing address.

Penalty: 2 penalty units.

## **12 Ballots**

- |   |  |
|---|--|
| (1) For the purposes of section 22A(4A) of the Act, a ballot is to be conducted in accordance with the procedure determined by the Game Management Authority.   | Reg. 12(1)<br>amended by<br>S.R. No.<br>53/2014<br>reg. 6(6)(a). |
| (2) If a holder of a game licence is required to take part in a ballot, the holder of the licence must, if required to do so by the Game Management Authority, pay the fee determined by the Game Management Authority. | Reg. 12(2)<br>amended by<br>S.R. No.<br>53/2014<br>reg. 6(6)(b). |
| (3) The fee determined by the Game Management Authority under subregulation (2) must not exceed 5 fee units.  | Reg. 12(3)<br>amended by<br>S.R. No.<br>53/2014<br>reg. 6(6)(a). |

## **Division 2—Testing**

### **13 Granting of game licence for duck**

Subject to regulations 17(1) and 18(1), a person applying for a game licence, or for a variation to such a licence, that allows the hunting, taking or destroying of duck, must undertake and obtain a pass (at a percentage rate determined by the Game Management Authority) in the Waterfowl Identification Test.

Reg. 13  
amended by  
S.R. No.  
53/2014  
reg. 7(1).

### **14 Waterfowl Identification Test**

- |   |   |
|---|---|
| (1) The Game Management Authority may conduct a test in relation to hunting duck which includes the identification of taxons of waterfowl and other waterbirds. | Reg. 14(1)<br>amended by<br>S.R. No.<br>53/2014<br>reg. 7(2). |
| (2) Where a person is required to undertake the Waterfowl Identification Test, the person must pay the fee determined by the Game Management Authority.         | Reg. 14(2)<br>amended by<br>S.R. No.<br>53/2014<br>reg. 7(2). |

Reg. 14(3)  
amended by  
S.R. No.  
53/2014  
reg. 7(2).

- (3) The fee determined by the Game Management Authority for the Waterfowl Identification Test must not exceed 2 fee units.

Reg. 15  
amended by  
S.R. No.  
53/2014  
reg. 7(3).

### **15 Granting of game licence for hunting Sambar Deer with the use of hounds**

Subject to regulations 17(2) and 18(2), a person applying for a game licence, or for a variation to such a licence, that allows the hunting or taking of Sambar Deer with the use of hounds or the destroying of Sambar Deer, must undertake and obtain a pass (at a percentage rate determined by the Game Management Authority) in the Sambar Deer Hunting with Hounds Test.

### **16 Sambar Deer Hunting with Hounds Test**

Reg. 16(1)  
amended by  
S.R. No.  
53/2014  
reg. 7(4)(a).

- (1) The Game Management Authority may conduct a test in relation to hunting Sambar Deer with the use of hounds which includes the following matters—

- (a) understanding the Act and these regulations and the law relating to hunting deer; and
- (b) the identification of Sambar Deer and other deer; and
- (c) principles for the use of firearms, bows or crossbows, or all of these, for hunting deer; and
- (d) the ethics of hunting; and
- (e) any other matter relevant to hunting deer determined by the Game Management Authority.

Reg. 16(1)(e)  
amended by  
S.R. No.  
53/2014  
reg. 7(4)(a).



- (2) Where a person is required to undertake the Sambar Deer Hunting with Hounds Test, the person must pay the fee determined by the Game Management Authority.
- (3) The fee determined by the Game Management Authority for the Sambar Deer Hunting with Hounds Test must not exceed 2 fee units.

Reg. 16(2)  
amended by  
S.R. No.  
53/2014  
reg. 7(4)(b).

Reg. 16(3)  
amended by  
S.R. No.  
53/2014  
reg. 7(4)(b).

### **Division 3—Exemptions from certain application requirements in specified cases**

#### **17 Exemption from requirement to undertake testing for non-residents of Australia**

- (1) An applicant for a game licence that allows the hunting, taking or destroying of duck, who is a non-resident of Australia, is exempt from the requirement set out in regulation 13.
- (2) An applicant for a game licence that allows the hunting or taking of Sambar Deer with the use of hounds or the destroying of Sambar Deer, who is a non-resident of Australia, is exempt from the requirement set out in regulation 15.

#### **18 Exemption from requirement to undertake testing for certain applicants aged 12 years or more but less than 18 years**

- (1) An applicant for a game licence that allows the hunting, taking or destroying of duck who—
  - (a) is 12 years of age or more but less than 18 years of age; and
  - (b) has not previously held a game licence that allows the hunting, taking or destroying of duck—

is exempt from the requirement set out in regulation 13.

- (2) An applicant for a game licence that allows the hunting or taking of Sambar Deer with use of hounds or the destroying of Sambar Deer who—
  - (a) is 12 years of age or more but less than 18 years of age; and
  - (b) has not previously held a game licence that allows the hunting or taking of Sambar Deer with the use of hounds or the destroying of Sambar Deer—

is exempt from the requirement set out in regulation 15.

#### **Division 4—Conditions**

##### **19 Condition of game licence that allows a person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer**

- (1) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer is subject to the condition that the person must not do so while hunting alone unless he or she is using at the time of hunting—
  - (a) not more than 5 hounds; or
  - (b) not more than 8 hounds, of which 3 hounds must be less than 12 months old and must be used for the purpose of training those hounds to hunt or take Sambar Deer.
- (2) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer is subject to the condition that the person must not do so while hunting as part of a team unless—

- (a) the team is using at the time of hunting—
  - (i) not more than 5 hounds; or
  - (ii) not more than 8 hounds of which 3 hounds must be less than 12 months old and must be used for the purpose of training those hounds to hunt or take Sambar Deer; and
- (b) the team consists of—
  - (i) not more than 10 persons, each of whom is the holder of a game licence that allows the person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer; or
  - (ii) not more than 12 persons, each of whom is the holder of a game licence that allows the person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer, of which 2 persons must hold a licence referred to in regulation 22(1) or 22(2).

**20 Condition of game licence that allows a person to hunt, take or destroy non-indigenous game birds on a game bird farm**

For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt, take or destroy non-indigenous game birds specified in Part 4 of Schedule 3 on a game bird farm is subject to the condition that the person must not hunt, take or destroy game birds of that kind other than on a game bird farm.

**21 Condition of certain game licences that allow certain persons to hunt, take or destroy duck**

- (1) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt, take or destroy duck, that is granted to an applicant

referred to in regulation 17(1), is subject to the condition that he or she must not hunt, take or destroy duck unless he or she does so under the direct supervision of an adult hunter who—

- (a) is the holder of a game licence that allows him or her to hunt, take or destroy duck; and
- (b) has obtained a pass (at a percentage rate determined by the Game Management Authority) in the Waterfowl Identification Test.

Reg. 21(1)(b)  
amended by  
S.R. No.  
53/2014  
reg. 8(1).

- (2) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt, take or destroy duck, that is granted to an applicant referred to in regulation 18(1) is subject to the condition that he or she must not hunt, take or destroy duck unless he or she does so under the direct supervision of an adult hunter who—

- (a) is the holder of a game licence that allows him or her to hunt, take or destroy duck; and
- (b) has obtained a pass (at a percentage rate determined by the Game Management Authority) in the Waterfowl Identification Test.

Reg. 21(2)(b)  
amended by  
S.R. No.  
53/2014  
reg. 8(1).

## **22 Condition of certain game licences that allow certain persons to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer**

- (1) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer, that is granted to an applicant referred to in regulation 17(2) is subject to the condition that he or she must not hunt or take Sambar Deer with the use of hounds or destroy Sambar Deer unless he or she does so under the direct supervision of an adult hunter who—

- |   |   |
|---|---|
| <p>(a) is the holder of a game licence that allows him or her to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer; and</p> <p>(b) has obtained a pass (at a percentage rate determined by the Game Management Authority) in the Sambar Deer Hunting with Hounds test.</p>  | <p>Reg. 22(1)(a)<br/>amended by<br/>S.R. No.<br/>161/2012<br/>reg. 5.</p> <p>Reg. 22(1)(b)<br/>amended by<br/>S.R. No.<br/>53/2014<br/>reg. 8(2).</p> |
| <p>(2) For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer, that is granted to an applicant referred to in regulation 18(2), is subject to the condition that he or she must not hunt or take Sambar Deer with the use of hounds or destroy Sambar Deer unless he or she does so under the direct supervision of an adult hunter who—</p> |   |
| <p>(a) is the holder of a game licence that allows him or her to hunt or take Sambar Deer with the use of hounds or to destroy Sambar Deer; and</p> <p>(b) has obtained a pass (at a percentage rate determined by the Game Management Authority) in the Sambar Deer Hunting with Hounds Test.</p>  | <p>Reg. 22(2)(b)<br/>amended by<br/>S.R. No.<br/>53/2014<br/>reg. 8(2).</p>   |

### **Division 5—Hounds**

#### **23 Hounds used for hunting or taking Sambar Deer must be registered with the Game Management Authority**

For the purposes of section 22A(3) of the Act, a game licence that allows a person to hunt or take Sambar Deer with the use of hounds is subject to the condition that the person must not use a hound for hunting or taking Sambar Deer, unless that hound is a registered hound.

Reg. 23  
(Heading)  
amended by  
S.R. No.  
53/2014  
reg. 9(1).

## 24 Registration of a hound

Reg. 24(1)  
amended by  
S.R. No.  
53/2014  
reg. 9(2).

- (1) On application by the owner of a hound, the Game Management Authority may register a hound if—

Reg. 24(1)(a)  
amended by  
S.R. No.  
53/2014  
reg. 9(2).

- (a) the Game Management Authority has consulted with a person or body with relevant expertise; and
- (b) the hound is identified by the implantation of a prescribed permanent identification device in accordance with the Domestic Animals Regulations 2005<sup>3</sup>.
- (2) The registration of a hound, unless sooner cancelled, suspended or surrendered, remains in force until the ownership of the hound is transferred to another person.
- (3) A hound registered with the Secretary under regulation 19 of the Wildlife (Game) Regulations 2001<sup>4</sup> is taken to be registered under this regulation, and the registration, unless sooner cancelled or suspended under this Division, or surrendered, remains in force for the duration of that hound's life
- (4) Despite regulation 5, for the period commencing 11 September 2012 and ending 28 February 2013, in this Division, ***hound*** means hound within the meaning of the Wildlife (Game) Regulations 2001<sup>5</sup> as in force immediately before its revocation by virtue of section 5 of the **Subordinate Legislation Act 1994**.

**25 Power of Game Management Authority to cancel registration of a hound**

Reg. 25  
(Heading)  
amended by  
S.R. No.  
53/2014  
reg. 9(3)(a).

(1) The Game Management Authority may cancel the registration of a hound, by notice in writing given to the owner of the hound, if the Game Management Authority is satisfied, on reasonable grounds, that—

Reg. 25(1)  
amended by  
S.R. No.  
53/2014  
reg. 9(3)(b).

- (a) the dog is not a hound; or
- (b) the owner knowingly provided false or misleading information with the application for registration; or
- (c) the hound has been found in circumstances that constitute a contravention of regulation 43(1); or
- (d) the owner has been found guilty of an offence against the Act or these Regulations in respect of the hound; or
- (e) the hound no longer complies with the condition of registration under regulation 24(1)(b).

Reg. 25(1)(e)  
amended by  
S.R. No.  
161/2012  
reg. 6.

(2) Before cancelling the registration of a hound the Game Management Authority must—

Reg. 25(2)  
amended by  
S.R. No.  
53/2014  
reg. 9(3)(c).

- (a) notify the owner that he or she proposes to cancel the registration; and
- (b) allow the owner an opportunity to make a written submission.

(3) A submission under subregulation (2) must be made within the period specified in the notice.

Reg. 25(4)  
amended by  
S.R. No.  
53/2014  
reg. 9(3)(c).

(4) In making a decision as to whether or not to cancel the registration of a hound, the Game Management Authority must—

- (a) have regard to any submission made under subregulation (2) within the period specified in the notice; and
- (b) must notify the owner of the Game Management Authority's decision.

Reg. 25(4)(b)  
amended by  
S.R. No.  
53/2014  
reg. 9(3)(d).

Reg. 26  
(Heading)  
amended by  
S.R. No.  
53/2014  
reg. 9(4)(a).

## **26 Power of Game Management Authority to suspend registration of a hound**

Reg. 26(1)  
amended by  
S.R. No.  
53/2014  
reg. 9(4)(b).

(1) The Game Management Authority may suspend the registration of a hound, by notice in writing to the owner, if the Game Management Authority is satisfied, on reasonable grounds, that—

- (a) the dog is not a hound; or
- (b) the owner knowingly provided false or misleading information with the application for registration; or
- (c) the hound has been found in circumstances that constitute a contravention of regulation 43(1); or
- (d) the owner has been found guilty of an offence against the Act or these regulations in respect of the hound; or
- (e) the hound no longer complies with the condition of registration under regulation 24(1)(b).

Reg. 26(1)(e)  
amended by  
S.R. No.  
161/2012  
reg. 7.



- (2) A suspension under this regulation has effect—
  - (a) from the time specified in the notice given under subregulation (1), which must be after the day on which the notice is given; and
  - (b) subject to regulation 27, for the period (not exceeding 90 days) specified in the notice.

**27 Making a submission on suspension of the registration of a hound**

- (1) On suspending the registration of a hound, the Game Management Authority must allow the owner of the hound an opportunity to make a written submission.
- (2) A submission must be made within the period specified in the notice of suspension.
- (3) On receiving a submission under subregulation (2), the Game Management Authority must review the decision to suspend the registration, and in doing so must have regard to the submission and may decide—
  - (a) not to revoke or amend the suspension; or
  - (b) to revoke or amend the suspension.
- (4) The Game Management Authority must notify the owner of the outcome of the review.

Reg. 27(1)  
amended by  
S.R. No.  
53/2014  
reg. 9(5).

Reg. 27(3)  
amended by  
S.R. No.  
53/2014  
reg. 9(5).

Reg. 27(4)  
amended by  
S.R. No.  
53/2014  
reg. 9(5).

## **Part 3—Open and close seasons and bag limits**

### **28 Close season**

For the purposes of the Act, the close season for a kind or taxon of game is set out in Schedule 2.

### **29 Open season**

For the purposes of the Act, the open season for a kind or taxon of game is set out in Schedule 3.

### **30 Bag limit**

A person must not, in relation to a kind or taxon of game set out in Schedule 4, take or destroy more than the number of game specified in that Schedule as the bag limit for that kind or taxon, in the period set out in that Schedule for that taxon of game.

Penalty: 20 penalty units.

## **Part 4—Hunting methods**

### **Division 1—Use of firearms**

#### **31 Twelve-gauge shotgun to be used when hunting game birds**

A person must not hunt, take or destroy game birds other than with a firearm that is a shotgun having a gauge that is not greater than 12.

Penalty: 20 penalty units.

#### **32 Use of toxic shot**

- (1) A person must not use toxic shot to hunt, take or destroy ducks.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who is hunting, taking or destroying, or intending to hunt, take or destroy ducks, in the open season for duck, if the person is using a firearm that is a muzzle-loading, Damascus steel or twist-barrelled shotgun.

#### **33 Possession of toxic shot**

- (1) A person must not be in possession of toxic shot—

- (a) in the course of hunting duck; or
- (b) within an area in which he or she intends to hunt duck; or
- (c) within a State Game Reserve.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who is in possession of toxic shot that is secured in a vehicle.

- (3) Subregulation (1) does not apply to a person who is in possession of toxic shot if the person is in possession of a firearm that is a muzzle-loading, Damascus steel or twist-barrelled shotgun.
- (4) Subregulation (1)(c) does not apply to a person who, in the open season for Stubble Quail, is in possession of toxic shot in an area specified in Schedule 3 to the Wildlife (State Game Reserve) Regulations 2004<sup>6</sup>.

**34 Approved methods for hunting deer (other than Hog Deer, Chital Deer or Fallow Deer)**

A person must not hunt, take or destroy deer (other than Hog Deer, Chital Deer or Fallow Deer) other than by the use of—

- (a) a firearm that is a centre-fire rifle having a calibre of not less than 6.85 mm (0.270"), with a projectile weight of not less than 8.45 grams (130 grains); or
- (b) a firearm that is a muzzle-loading rifle having a calibre of not less than 11.45 mm (0.45"), with a projectile weight of not less than 14.91 grams (230 grains); or
- (c) a long bow, recurve bow or compound bow having a draw-weight of not less than 22.5 kilograms (50 lbs), using an arrow with a broad-head having a combined minimum weight of not less than 26 grams (400 grains) and a minimum of two sharpened cutting blades; or
- (d) a cross-bow having a draw-weight of not less than 68 kilograms (150 lbs), using a bolt with a broad-head having a combined minimum weight of not less than 26 grams (400 grains) and a minimum of two sharpened cutting blades; or

- (e) a firearm of not less than 20 bore, and not greater than 12 bore, with a single solid projectile having a weight of not less than 15·88 grams (245 grains) and that firearm must be fitted with—
  - (i) a front and rear iron sight (other than a beaded sight or beaded sights); or
  - (ii) a telescopic sight; or
  - (iii) a reflex sight.

Penalty: 20 penalty units.

**35 Approved methods for hunting Hog Deer, Chital Deer or Fallow Deer**

A person must not hunt, take or destroy Hog Deer, Chital Deer or Fallow Deer other than by the use of—

- (a) a firearm that is a centre-fire rifle having a calibre of not less than 6·17 mm (0·243"), with a projectile weight of not less than 5·18 grams (80 grains); or
- (b) a firearm that is a muzzle-loading rifle having a calibre of not less than 9·65 mm (0·38"), with a projectile weight of not less than 12·96 grams (200 grains); or
- (c) a long bow, recurve bow or compound bow having a draw-weight of not less than 20 kilograms (45 lbs), using an arrow with a broad-head having a combined minimum weight of not less than 22·5 grams (350 grains) and a minimum of two sharpened cutting blades; or

Reg. 35(c)  
amended by  
S.R. No.  
161/2012  
reg. 8.

- (d) a cross-bow having a draw-weight of not less than 54.4 kilograms (120 lbs), using a bolt with a broad-head having a combined minimum weight of not less than 22.5 grams (350 grains) and a minimum of two sharpened cutting blades; or
- (e) a firearm of not less than 20 bore, and not greater than 12 bore, with a single solid projectile having a weight of not less than 15.88 grams (245 grains) and that firearm must be fitted with—
  - (i) a front and rear iron sight (other than a beaded sight or beaded sights); or
  - (ii) a telescopic sight; or
  - (iii) a reflex sight.

Penalty: 20 penalty units.

### **36 Possession of spotlight and firearm**

Reg. 36(1)  
amended by  
S.R. No.  
161/2012  
reg. 9.

- (1) A person must not be in possession of a spotlight and a firearm in recognised deer habitat from 30 minutes after sunset until 30 minutes before sunrise.

Penalty: 20 penalty units.

Reg. 36(2)  
amended by  
S.R. No.  
161/2012  
reg. 9.

- (2) A person must not be in possession of a spotlight and be in company with a person in possession of a firearm in recognised deer habitat from 30 minutes after sunset until 30 minutes before sunrise.

Penalty: 20 penalty units.

Reg. 36(3)  
amended by  
S.R. No.  
161/2012  
reg. 9.

- (3) A person must not be in possession of a firearm and be in company with a person in possession of a spotlight in recognised deer habitat from 30 minutes after sunset until 30 minutes before sunrise.

Penalty: 20 penalty units.

- (4) Subregulations (1), (2) and (3) do not apply to a person—
- (a) if the person is in the process of controlling established pest animals within 250 metres outside of the boundary of freehold land which is owned or occupied by that person or a person for whom that person acts as an agent; or
  - (b) if the person is in the company of a person to whom paragraph (a) applies; or
  - (c) if the person is the holder of an authorisation under section 28A, 28G or 28H of the Act and is acting in accordance with that authorisation; or
  - (d) if the person is acting in accordance with an Order declared under section 7A of the Act; or
  - (e) if the person is in a vehicle in which there is a firearm, magazine or ammunition and—
    - (i) the firearm is unloaded and secured; and
    - (ii) the magazine is unloaded and secured; and
    - (iii) the ammunition is secured; and
    - (iv) any spotlight that is in or on the vehicle is not in use; or
  - (f) if the person is on foot and is in possession of a firearm, magazine or ammunition and—
    - (i) the firearm is unloaded; and
    - (ii) the magazine is unloaded; and
    - (iii) the ammunition is stored in a closed case or container; and

Reg. 36(4)(g)  
amended by  
S.R. No.  
53/2014  
reg. 10(1).

- (iv) any spotlight is not fitted to the firearm, or fixture attached to the firearm; or
- (g) who is an employee or contractor of the Secretary or the Game Management Authority when acting in the course of the employee's or contractor's duties.

## **Division 2—Use of dogs and hounds**

### **37 Use of dogs when hunting game birds**

- (1) A person must not use a dog when hunting, taking or destroying game birds.

Penalty: 20 penalty units.

- (2) A person must not cause or permit a dog to be used when hunting, taking or destroying game birds.

Penalty: 20 penalty units.

- (3) Subregulation (1) does not apply to a person who when hunting, taking or destroying game birds uses—

Reg. 37(3)(b)  
amended by  
S.R. No.  
53/2014  
reg. 10(2).

- (a) gundogs to locate, flush, point or retrieve game birds during an open season; or
- (b) gundogs in any field trials conducted during an open season, by an organisation approved by the Game Management Authority; or
- (c) gundogs being trained to locate, point or flush game birds during the close season if a person accompanying a dog being so trained, is not carrying or using any firearm other than a starter's pistol or a shotgun with blank ammunition and that person is not in possession of any cartridge ammunition.



(4) Subregulation (2) does not apply to a person who when hunting, taking or destroying game birds, causes or permits—

- (a) gundogs to be used to locate, flush, point or retrieve game birds during an open season; or
- (b) gundogs to be used in any field trials conducted during an open season, by an organisation approved by the Game Management Authority; or
- (c) gundogs being trained to locate, point or flush game birds during the close season if a person accompanying a dog being so trained, is not carrying or using any firearm other than a starter's pistol or a shotgun with blank ammunition and that person is not in possession of any cartridge ammunition.

Reg. 37(4)(b)  
amended by  
S.R. No.  
53/2014  
reg. 10(2).

### **38 Use of dogs for hunting deer**

(1) A person must not use a dog for hunting deer other than—

- (a) a registered hound for the purpose of trailing Sambar Deer; or
- (b) a gundog for the purpose of locating, pointing or flushing deer (other than Hog Deer); or
- (c) a deer hunting dog for the purpose of locating or flushing deer (other than Hog Deer);

Penalty: 20 penalty units.

(2) Subregulation (1) does not apply to a person who has written authorisation given by the Game Management Authority to use a dog that is not referred to in subregulation (1)(a), (1)(b) or (1)(c) for hunting deer.

Reg. 38(2)  
amended by  
S.R. No.  
53/2014  
reg. 10(3).

**39 Hunting alone for deer (other than Hog Deer) with dogs that are not hounds**

A person hunting alone for deer (other than Hog Deer) must not use more than—

- (a) 2 gundogs listed in Part 1 of Schedule 5; or
- (b) 2 deer hunting dogs listed in Part 3 of Schedule 5; or
- (c) 1 gundog listed in Part 1 of Schedule 5 and 1 deer hunting dog listed in Part 3 of Schedule 5—

for the purpose of locating, pointing or flushing that deer.

Penalty: 20 penalty units.

**40 Hunting in a team for deer (other than Hog Deer) with dogs that are not hounds**

A person hunting in a team for deer (other than Hog Deer) must ensure that the team does not use more than—

- (a) 2 gundogs listed in Part 1 of Schedule 5; or
- (b) 2 deer hunting dogs listed in Part 3 of Schedule 5; or
- (c) 1 gundog listed in Part 1 of Schedule 5 and 1 deer hunting dog listed in Part 3 of Schedule 5—

for the purpose of locating, pointing or flushing that deer.

Penalty: 20 penalty units.

**41 Dogs must not attack, bite or maim wildlife**

A person who uses a hound, gundog or deer hunting dog for hunting deer must ensure that the hound, gundog or deer hunting dog does not attack, bite or maim wildlife.

Penalty: 20 penalty units.

**42 Use of dogs in recognised deer habitat**

- (1) A person who is hunting on public land in recognised deer habitat must not have in his or her care or control a dog (that is not a hound, gundog or deer hunting dog) unless the dog is restrained or confined.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who has written authorisation given by the Game Management Authority to have a dog (that is not a hound, gundog or deer hunting dog) in his or her care or control while hunting on public land in recognised deer habitat.

Reg. 42(2)  
amended by  
S.R. No.  
53/2014  
reg. 10(4).

**43 Location of hound while hunting Sambar Deer**

- (1) If while hunting or taking Sambar Deer with the use of hounds, a hound of a hound possessor is found—

- (a) on private land; or
- (b) in a park, other than in accordance with the **National Parks Act 1975**; or
- (c) in any area prohibited by these regulations; or
- (d) in any other area closed under Part XI of the Act—

the hound possessor is guilty of an offence and liable to a penalty of not more than 20 penalty units.

- (2) Subregulation (1)(a) does not apply to a hound possessor if he or she has permission from the owner or occupier of the private land to hunt or take Sambar Deer with the use of hounds on that land.
- (3) Subregulations (1)(c) and (1)(d) do not apply to a hound possessor if he or she has written authorisation given by the Secretary to hunt or take Sambar Deer with the use of hounds in the area in which the hound is found.

#### **44 Hound must be identified**

A person who uses a registered hound for hunting Sambar Deer must ensure that the hound is wearing a collar to which is securely attached a permanent tag or label on which is legibly printed—

- (a) the full name of the hound owner; and
- (b) the hound registration number (issued by the Game Management Authority) of the hound.

Reg. 44(b)  
amended by  
S.R. No.  
53/2014  
reg. 10(5).

Penalty: 20 penalty units.

### **Division 3—General**

#### **45 Use of spotlights for hunting**

- (1) A person must not use a spotlight to hunt or take game.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to—

- (a) a person who is an employee or contractor of the Secretary or the Game Management Authority who has written authorisation given by the Secretary or the Game Management Authority to use a spotlight to hunt or take game; or

Reg. 45(2)(a)  
amended by  
S.R. No.  
53/2014  
reg. 10(6).

- (b) a person who is acting in accordance with an Order under section 7A of the Act.

**46 Game fleeing from fire or smoke not to be hunted**

A person must not hunt, take or destroy game that is fleeing from fire or smoke.

Penalty: 20 penalty units.

**47 Hunting at night prohibited**

A person must not hunt, take or destroy game during the period commencing a half-hour after sunset on any day and ending a half-hour before sunrise on the next day.

Penalty: 20 penalty units.

**48 Use of baits, lures and decoys when hunting game**

- (1) A person must not hunt, take or destroy game using any bait, lure, decoy or live animal to attract game.

Penalty: 20 penalty units.

- (2) A person must not cause, permit or assist in the hunting, taking or destroying of game using any bait, lure, decoy or live animal to attract game.

Penalty: 20 penalty units.

- (3) Subregulation (1) does not apply to a person who hunts, takes or destroys game using a decoy made or constructed to resemble or represent a waterbird or any call resembling the call of game.

- (4) Subregulation (2) does not apply to a person who causes, permits or assists in the hunting, taking or destroying of game using a decoy made or constructed to resemble or represent a waterbird or any call resembling the call of game.

**49 Aircraft and motor vehicles not to be used for hunting game**

- (1) A person must not hunt, take or destroy game from an aircraft or motor vehicle.

Penalty: 20 penalty units.

- (2) A person must not cause, permit or assist in the hunting, taking or destroying of game from an aircraft or motor vehicle.

Penalty: 20 penalty units.

**50 Hunting duck from motorboats prohibited**

- (1) A person must not hunt, take or destroy duck from a motor boat whose motor is running (whether in gear or not).

Penalty: 20 penalty units.

- (2) A person must not cause, permit or assist in the hunting, taking or destroying of duck, from a motor boat whose motor is running (whether in gear or not).

Penalty: 20 penalty units.

- (3) Subregulation (1) does not apply to a person who hunts, takes or destroys duck from—

(a) a motor boat under power which is operating at a speed of 5 knots or less in any waterway; or

(b) a motor boat under power which is operating at a speed of 5 knots or less for the purpose of retrieving a dead or wounded duck.

- (4) Subregulation (2) does not apply to a person who causes, permits or assists in the hunting, taking or destroying of duck from—

(a) a motor boat under power which is operating at a speed of 5 knots or less in any waterway; or

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- (b) a motor boat under power which is operating at a speed of 5 knots or less for the purpose of retrieving a dead or wounded duck.

## **Part 5—Possession and use of game**

### **51 Game alive when recovered**

A person who takes game which is alive when recovered must immediately kill that game.

Penalty: 20 penalty units.

Reg. 51A  
inserted by  
S.R. No.  
2/2018 reg. 6.

### **51A Downed game birds to be recovered**

A person who hunts, takes or destroys a game bird must make all reasonable efforts to recover the downed game bird immediately after the bird is struck.

Penalty: 20 penalty units.

Reg. 51B  
inserted by  
S.R. No.  
2/2018 reg. 6.

### **51B Breast meat of game bird to be kept in possession**

- (1) Subject to subregulation (2), a person who hunts, takes or destroys a game bird must keep the meat of both breasts of the game bird in the person's possession until—

- (a) immediately prior to cooking; or
- (b) that game bird has been taken to the person's place of residence.

Penalty: 20 penalty units.

#### **Note**

Regulation 52 sets out certain requirements in relation to the possession of duck.

- (2) Subregulation (1) does not apply if the meat on the breast of a game bird cannot be eaten because of the way that the game bird was hunted, taken or destroyed.

Reg. 52  
amended by  
S.R. No.  
2/2018 reg. 7.

### **52 Possession of duck**

A person who has in his or her possession any taxon of duck must leave one fully feathered wing attached to the duck, or duck breast, or duck breasts, until—



- (a) immediately prior to cooking; or
- (b) that duck has been taken to the person's place of residence.

Penalty: 5 penalty units.

### **53 Storage of game on commercial premises**

- (1) A person must not have game in his or her possession or control in any shop, commercial premises or business premises other than in accordance with the following conditions—
  - (a) the game must be contained within a bag or receptacle; and
  - (b) the bag or receptacle containing the game must have a tag securely attached on which the following particulars are legibly written—
    - (i) the name and address of the owner of the game; and
    - (ii) the date on which the game was placed in the shop, commercial premises or business premises; and
    - (iii) the game licence number under which the game was taken.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who has game in his or her possession or control in any part of a shop, commercial premises or business premises that is used primarily for domestic purposes.
- (3) Subregulation (1) does not apply to a person who has game listed in Part 1 or Part 4 of Schedule 3 that was obtained from a commercial farm in his or her possession or control in any part of a shop, commercial premises or business.

Reg. 53(4)  
inserted by  
S.R. No.  
19/2018 reg. 5.

- (4) Subregulation (1) does not apply to a person who has game listed in Part 1 of Schedule 3 in the person's possession or control in any part of a shop, commercial premises or business premises if—
- (a) the game was legally obtained from a person who is—
    - (i) acting in accordance with an Order made under section 7A of the Act; or
    - (ii) the holder of a licence under section 22 of the Act and acting in accordance with that licence; or
    - (iii) the holder of an authority under section 28A of the Act and acting in accordance with that authority; or
    - (iv) acting in accordance with an authorisation order made under section 28G of the Act; and
  - (b) the game is accompanied by documentation or a tag that legibly identifies—
    - (i) the name and address of the person from whom the game was sourced; and
    - (ii) the address of the property or location from which the game was sourced; and
    - (iii) the date on which the game was placed in the shop, commercial premises or business premises.

**54 Game prohibited on commercial premises where food is cooked**

- (1) A person must not have in his or her possession or control on commercial premises in which food is cooked or served, any game other than—
- (a) game listed in Part 4 of Schedule 3 that has been obtained from a game bird farm; or

- (b) game listed in Part 4 of Schedule 3 that has been obtained from a commercial farm for game birds; or
- (c) game listed in Part 1 of Schedule 3 that has been obtained from—
  - (i) a commercial farm; or
  - (ii) a meat processing facility licensed under the **Meat Industry Act 1993**; or
- (d) any other game that has been obtained from a wildlife processor licensed under a corresponding law of another State or Territory of the Commonwealth.

Reg. 54(1)(c)  
substituted by  
S.R. No.  
19/2018 reg. 6.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who is a member of an organisation, or to a person who acts on behalf of an organisation, who has in his or her possession or control on commercial premises on which food is cooked or served, any game for which the organisation has written authorisation given by the Game Management Authority to serve at a meal conducted by that organisation.

Reg. 54(2)  
amended by  
S.R. No.  
53/2014  
reg. 11.

## **55 Sale of game prohibited unless obtained lawfully**

- (1) A person must not sell, or expose for sale, any game.

Penalty: 20 penalty units.

- (2) Subregulation (1)—
  - (a) does not apply to any person—
    - (i) who holds a licence, permit or other authority issued under section 22, 28A or 28G of the Act which entitles the person to sell any taxon of wildlife declared to be game; and

- Reg. 55(2)(c)  
amended by  
S.R. No.  
19/2018  
reg. 7(1).

  - (ii) who is acting in accordance with that licence, permit or authority; or
- (b) does not apply to any person who receives game from a commercial interstate source authorised under the laws of that State or Territory to sell the game; or
- (c) does not apply to any person who is the owner of taxidermied game that has been legally obtained and taxidermied; or
- Reg. 55(2)(d)  
inserted by  
S.R. No.  
19/2018  
reg. 7(2).

(d) does not apply to any person who has taken and destroyed game listed in Part 1 of Schedule 3 in accordance with an Order made under section 7A of the Act; or
- Reg. 55(2)(e)  
inserted by  
S.R. No.  
19/2018  
reg. 7(2).

(e) does not apply to the operator of a meat processing facility licensed under the **Meat Industry Act 1993** who legally obtains game listed in Part 1 of Schedule 3 from a person referred to in paragraph (a) or (d).

## **Part 6—Hog Deer and Hog Deer Tags**

### **Division 1—Hog Deer**

#### **56 Possession of Hog Deer**

- (1) A person must not have in his or her possession the carcass of any female Hog Deer unless a Hog Deer Tag marked with the letter "F"—
  - (a) is attached to one of the hind legs; or
  - (b) has been removed from the body of the deer in accordance with regulation 59.

Penalty: 20 penalty units.

- (2) A person must not have in his or her possession the carcass of any male Hog Deer unless a Hog Deer Tag marked with the letter "M"—
  - (a) is attached to one of the hind legs; or
  - (b) has been removed from the body of the deer in accordance with regulation 59.

Penalty: 20 penalty units.

#### **57 Requirement to attach tags to Hog Deer killed**

A person who kills a Hog Deer must immediately attach a Hog Deer Tag to one of the hind legs of the deer in the following manner—

- (a) the tag must be attached above the hock by inserting the end of the tag between the main bone of the leg and the main tendon; and
- (b) the tag must then completely encircle the main bone and must be securely locked in position.

Penalty: 20 penalty units.

**58 Hog Deer not to be removed until tag is attached**

A person who kills any Hog Deer must not remove the Hog Deer from where it has been killed unless a Hog Deer Tag is attached to one of its hind legs in accordance with regulation 57.

Penalty: 20 penalty units.

Reg. 59  
amended by  
S.R. No.  
53/2014  
reg. 12(1).

**59 Removal of Hog Deer Tags**

A person must not, without written authorisation given by the Game Management Authority, remove the Hog Deer Tag from the body of any Hog Deer killed until—

- (a) the body of that deer has been taken to a checking station in accordance with regulation 67 by the holder of the game licence under the authority of which the Hog Deer was taken; and
- (b) any biological sample required under regulation 67(3)(b) has been given.

Penalty: 20 penalty units.

Reg. 60  
amended by  
S.R. No.  
53/2014  
reg. 12(2).

**60 Removal of Hog Deer head and dismemberment**

A person must not, without written authorisation given by the Game Management Authority, remove the head or dismember any Hog Deer killed until—

- (a) the body of that deer has been taken to a checking station in accordance with regulation 67 by the holder of the game licence under the authority of which the Hog Deer was taken; and
- (b) any biological sample required under regulation 67(3)(b) has been given.

Penalty: 20 penalty units.

## **Division 2—Hog Deer Tags**

### **61 Application for Hog Deer Tags**

- (1) A person who is applying for Hog Deer Tags must do so in a manner determined by the Game Management Authority.

Reg. 61(1)  
amended by  
S.R. No.  
53/2014  
reg. 12(3).

- (2) A person who is applying for Hog Deer Tags may be required by the Game Management Authority to provide evidence of a game licence held by that person.

Reg. 61(2)  
amended by  
S.R. No.  
53/2014  
reg. 12(3).

### **62 Issue of Hog Deer Tags**

The Game Management Authority may issue 2 Hog Deer Tags per year, one of which is for hunting, taking or destroying a male Hog Deer and one of which is for hunting, taking or destroying a female Hog Deer, to any holder of a game licence for the hunting, taking or destroying of Hog Deer.

Reg. 62  
amended by  
S.R. No.  
53/2014  
reg. 12(4).

### **63 Validity of Hog Deer Tags**

A Hog Deer Tag is valid only for the year for which it is issued.

### **64 Hog Deer Tags to be in possession**

A person who is hunting, taking or destroying Hog Deer during a year for which he or she was issued with Hog Deer Tags must not hunt, take or destroy Hog Deer without having in his or her possession—

- (a) in the case where no Hog Deer have been taken, 2 Hog Deer Tags, one marked with the letter "F" for female and one marked with the letter "M" for male;

- (b) in the case where one Hog Deer has been taken, one Hog Deer Tag marked with the letter of the sex that has not been taken.

Penalty: 20 penalty units.

**65 Hog Deer Tags not to be sold etc.**

A person issued with a Hog Deer Tag must not sell, give, lend or transfer that Hog Deer Tag to any other person.

Penalty: 20 penalty units.

**66 Hog Deer Tags not to be altered, defaced or reproduced**

A person must not alter, deface or reproduce a Hog Deer Tag.

Penalty: 20 penalty units.

**67 Hog Deer carcass to be taken to checking station**

Reg. 67(1)  
amended by  
S.R. No.  
53/2014  
reg. 12(5).

- (1) The Game Management Authority may nominate places, to be known as checking stations, for the purposes of recording biological, physical and other information about Hog Deer taken.

Reg. 67(2)  
amended by  
S.R. No.  
53/2014  
reg. 12(5).

- (2) The Game Management Authority must publish a notice in the Government Gazette giving details of the location and opening times of the checking stations.

- (3) A person who takes a Hog Deer during the open season must—

- (a) within 24 hours of the taking of the deer, take the Hog Deer carcass to a checking station nominated under subregulation (1) during the hours that the checking station is open for business; and



- (b) provide any biological sample from the Hog Deer carcass that is requested by the Game Management Authority for the purpose of examination for any disease, disorder or other physical condition of the Hog Deer.

Reg. 67(3)(b)  
amended by  
S.R. No.  
53/2014  
reg. 12(5).

Penalty: 20 penalty units.

#### **68 Hog Deer Tags return forms**

Reg. 68  
amended by  
S.R. No.  
53/2014  
reg. 12(6).

A person who is issued with Hog Deer Tags for a year must, within 28 days after the last day of each open season in the year for which the Hog Deer Tags were issued, forward to the Game Management Authority, a complete and accurate return for the year (in the form determined by the Game Management Authority) detailing—

- (a) the name, and address of the person and the game licence number of the licence under which the tags have been issued; and
- (b) if the person has taken any Hog Deer in the year, where and when the person took the deer; and
- (c) the amount of time the person spent hunting for Hog Deer; and
- (d) any other particulars regarding the taking of Hog Deer by the person that the Game Management Authority requires.

Reg. 68(d)  
amended by  
S.R. No.  
53/2014  
reg. 12(6).

Penalty: 10 penalty units.

## **Part 7—Specified hunting areas and specified times—open season for duck**

### **69 Specified hunting areas**

For the purposes of section 58C of the Act, the following are declared to be specified hunting areas—

- (a) the waters of any State Game Reserve and the land within 25 metres of the water shoreline of those waters;
- (b) the waters of the hunting areas described in Schedule 8 and the land within 25 metres of the water shoreline of those waters.

### **70 Times when entry onto or remaining in specified hunting areas are prohibited**

For the purposes of section 58C(1) of the Act, the following times are specified as the times during which entry onto or remaining in a specified hunting area is prohibited—

- (a) from the beginning of the first day of the open season for ducks until 10.00 a.m. of that day;
- (b) from 2 hours before sunset on every day of the open season for ducks (other than the first day and last day of the open season for ducks) until 10.00 a.m. of the following day;
- (c) from 2 hours before sunset on the last day of the open season for ducks until 30 minutes after sunset of that day.

## **Part 8—Deer hunting areas**

### **71 Prohibited deer hunting areas**

- (1) A person must not hunt, take or destroy deer within the areas of Victoria shown by shading on the plans in Parts 1, 2, 3, 4 and 5 of Schedule 9.

Reg. 71(1)  
amended by  
S.R. No.  
161/2012  
reg. 10.

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to—
- (a) a person who has written authorisation given by the Secretary to hunt, take or destroy deer within the areas referred to in that subregulation; or
  - (b) a person who is an owner or occupier of private land when hunting, taking or destroying deer on that private land; or
  - (c) a person who has permission given by the owner or occupier of private land, to hunt, take or destroy deer on that private land.

### **72 Areas for hunting Sambar Deer with the use of hounds**

- (1) A person must not hunt or take Sambar Deer with the use of hounds or destroy Sambar Deer in any area of Victoria.

Reg. 72(1)  
amended by  
S.R. No.  
161/2012  
reg. 11(1).

Penalty: 20 penalty units.

- (2) Subregulation (1) does not apply to a person who hunts or takes Sambar Deer with the use of hounds or destroys Sambar Deer—
- (a) within the permitted hunting area; or
  - (b) other than within the permitted hunting area, if the person has written authorisation given by the Secretary to do so; or

Reg. 72(2)  
substituted by  
S.R. No.  
161/2012  
reg. 11(2).

- (c) within the area shown by shading on the plan in Part 3 or 4 of the Schedule 10 if the person—
  - (i) is an owner or occupier of private land when doing so on that private land; or
  - (ii) has permission given by the owner or occupier of private land, when doing so on that private land.
- (3) In this regulation, ***permitted hunting area*** means the area shown by shading on the plan in Part 1 of Schedule 10 (part of the boundary of which is shown in greater detail on the plans in Parts 2, 3 and 4 of Schedule 10).

## **Part 9—Savings and transitional provisions**

### **73 Authorisations given by Secretary**

An authorisation given by the Secretary under regulation 38(2), 42(2), 54(2), 59 or 60 as in force immediately before the commencement of the Wildlife (Game) Amendment Regulations 2014 continues to have effect in accordance with the terms of that authorisation unless sooner revoked by the Game Management Authority or surrendered.

Pt 9 (Heading  
and reg. 73)  
inserted by  
S.R. No.  
53/2014  
reg. 13.

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedules

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## Schedules

### Schedule 1—Regulations revoked

Regulation 4

<i>S.R. No.</i>	<i>Title</i>
20/2004	Wildlife (Game) (Amendment) Regulations 2004
50/2008	Wildlife (Game) (Hunting of Fallow Deer) (Amendment) Regulations 2008
10/2009	Wildlife (Game) (Amendment) Regulations 2009

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 2—Close seasons for game

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## Schedule 2—Close seasons for game

Regulation 28

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<i>Common Name</i>	<i>Scientific Name</i>	<i>Close Season</i>
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### Part 1—Deer

Hog Deer	<i>Axis porcinus</i>	From 30 minutes after sunset on 30 April in each year to 30 minutes before sunrise on 1 April in the next year following.
Sambar Deer	<i>Cervus unicolor</i>	<p>When hunted or taken with the use of hounds or destroyed, from 30 minutes after sunset on 30 November in each year to 30 minutes before sunrise on 1 April in the next following year.</p> <p>If Easter Sunday is in April, when hunted or taken with the use of hounds or destroyed, from 30 minutes after sunset on the Thursday before Easter Sunday until 30 minutes before sunrise on the Thursday after Easter Sunday.</p>

### Part 2—Indigenous game birds (quail)

Stubble Quail	<i>Coturnix pectoralis</i>	From 30 minutes after sunset on the last day in June to 30 minutes before sunrise on the first Saturday in April in the next year following.
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Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 2—Close seasons for game

<i>Common Name</i>	<i>Scientific Name</i>	<i>Close Season</i>
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### **Part 3—Indigenous game birds (waterfowl)**

Pacific Black Duck	<i>Anas superciliosa</i>	From 30 minutes after sunset on the second Monday in June in each year until midnight on the day before the third Saturday in March in the next year following.
Australasian (Blue-winged) Shoveler	<i>Anas rhynchotis</i>	
Chestnut Teal	<i>Anas castanea</i>	
Grey Teal	<i>Anas gracilis</i>	
Hardhead (White-eyed) Duck	<i>Aythya australis</i>	
Australian Shelduck (Mountain Duck)	<i>Tadorna tadornoides</i>	
Pink-eared Duck	<i>Malacorhynchus membranaceus</i>	
Australian Wood Duck (Maned Duck)	<i>Chenonetta jubata</i>	

### **Part 4—Indigenous game birds (other)**

Latham's (Japanese or Jack) Snipe	<i>Gallinago hardwickii</i>	For the whole of each year.
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Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 3—Open seasons for game

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## Schedule 3—Open seasons for game

Regulation 29

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<i>Common Name</i>	<i>Scientific Name</i>	<i>Open Season</i>
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### Part 1—Deer

Chital Deer	Axis axis	For the whole of each year.
Fallow Deer	Dama dama	For the whole of each year.
Hog Deer	Axis porcinus	From 30 minutes before sunrise on 1 April until 30 minutes after sunset on 30 April in each year.
Red Deer	Cervus elaphus	For the whole of each year.
Rusa Deer	Cervus timorensis	For the whole of each year.
Sambar Deer	Cervus unicolor	When not hunted or taken with the use of hounds, for the whole of the year.  If Easter Sunday is in March, when hunted or taken with the use of hounds or destroyed, from 30 minutes before sunrise on 1 April until 30 minutes after sunset on 30 November in each year.  If Easter Sunday is in April— (a) when hunted or taken with the use of hounds or destroyed, from 30 minutes before sunrise on 1 April until 30 minutes after sunset on the Thursday before Easter Sunday; (b) when hunted or taken with the use of hounds or destroyed, from 30 minutes before sunrise on the first Thursday after Easter Sunday until 30 minutes after sunset on 30 November in each year.

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 3—Open seasons for game

<i>Common Name</i>	<i>Scientific Name</i>	<i>Open Season</i>
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## Part 2—Indigenous game birds (quail)

Stubble Quail	<i>Coturnix pectoralis</i>	From 30 minutes before sunrise on the first Saturday in April until 30 minutes after sunset on 30 June in each year.
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## Part 3—Indigenous game birds (waterfowl)

Pacific Black Duck	<i>Anas superciliosa</i>	From the beginning of the third Saturday in March in each year until 30 minutes after sunset on the second Monday in June in each year.
Australasian (Blue-winged) Shoveler	<i>Anas rhynchos</i>	
Chestnut Teal	<i>Anas castanea</i>	
Grey Teal	<i>Anas gracilis</i>	
Hardhead (White-eyed Duck)	<i>Aythya australis</i>	
Australian Shelduck (Mountain Duck)	<i>Tadorna tadornoides</i>	
Pink-eared Duck	<i>Malacorhynchus membranaceus</i>	
Australian Wood Duck (Maned Duck)	<i>Chenonetta jubata</i>	

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 3—Open seasons for game

<i>Common Name</i>	<i>Scientific Name</i>	<i>Open Season</i>
<b>Part 4—Non-Indigenous game birds</b>		
Pheasant	<i>Phasianus spp.</i>	For the whole of each year.
Partridge	<i>Alectoris and Perdix spp.</i>	
European Quail	<i>Coturnix coturnix</i>	
Japanese Quail	<i>Coturnix japonica</i>	
Californian Quail	<i>Lophortyx californicus</i>	

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 4—Bag limits for game

## Schedule 4—Bag limits for game

Regulation 30

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item number</i>	<i>Common Name</i>	<i>Scientific Name</i>	<i>Bag Limit</i>
1.	Chital Deer	<i>Axis axis</i>	No limit.
2.	Fallow Deer	<i>Dama dama</i>	No limit.
3.	Hog Deer	<i>Axis porcinus</i>	A maximum of one male and one female during an open season.
4.	Red Deer	<i>Cervus elaphus</i>	No limit.
5.	Rusa Deer	<i>Cervus timorensis</i>	No limit.
6.	Sambar Deer	<i>Cervus unicolor</i>	No limit.
7.	Stubble Quail	<i>Coturnix pectoralis</i>	A maximum of twenty on any day during an open season.
8.	Pacific Black Duck	<i>Anas superciliosa</i>	A maximum of ten ducks, which may include no more than two Australasian (Blue-winged) Shovelers, on any day during an open season.
9.	Australasian (Blue-winged) Shoveler	<i>Anas rhynchos</i>	
10.	Chestnut Teal	<i>Anas castanea</i>	
11.	Grey Teal	<i>Anas gracilis</i>	
12.	Hardhead (White-eyed Duck)	<i>Aythya australis</i>	
13.	Australian Shelduck (Mountain Duck)	<i>Tadorna tadornoides</i>	
14.	Pink-eared Duck	<i>Malacorhynchus membranaceus</i>	

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 4—Bag limits for game

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item number</i>	<i>Common Name</i>	<i>Scientific Name</i>	<i>Bag Limit</i>
15.	Australian Wood Duck (Maned Duck)	<i>Chenonetta jubata</i>	No limit.
16.	Pheasants	<i>Phasianus spp.</i>	
17.	Partridges	<i>Alectoris and Perdix spp.</i>	
18.	European Quail	<i>Coturnix coturnix</i>	
19.	Japanese Quail	<i>Coturnix japonica</i>	
20.	Californian Quail	<i>Lophortyx californicus</i>	

## **Schedule 5—Approved dogs for hunting**

Regulation 5

### **Part 1—Gundogs**

Bracco Italiano  
Brittany Spaniel (Epagneul Breton)  
Chesapeake Bay Retriever  
Clumber Spaniel  
Cocker Spaniel  
Cocker Spaniel (American)  
Curly Coated Retriever  
English Setter  
English Springer Spaniel  
Field Spaniel  
Flat Coated Retriever  
German Shorthaired Pointer  
German Wirehaired Pointer (Deutsch Drahthaar)  
Golden Retriever  
Gordon Setter  
Hungarian Vizsla  
Hungarian Wirehair Vizsla  
Irish Red and White Setter  
Irish Setter  
Irish Water Spaniel  
Italian Spinone  
Labrador Retriever  
Lagotto Romagnolo  
Large Munsterlander  
Nova Scotia Duck Tolling Retriever  
Pointer  
Sussex Spaniel

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Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 5—Approved dogs for hunting

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Weimaraner  
Weimaraner (longhair)  
Welsh Springer Spaniel

## Part 2—Hounds

<i>Column 1</i>	<i>Column 2</i>
<i>Breed</i>	<i>Maximum height measured at withers</i>
Bloodhound	69 centimetres
Beagle	40 centimetres
Harrier	53.5 centimetres

## Part 3—Deer hunting dogs

Border Terrier  
Dachshund  
Finnish Spitz  
Fox Terrier (smooth)  
Fox Terrier (wire)  
German Hunting Terrier (Jagd Terrier)  
Jack Russell Terrier  
Norwegian Elkhound

## **Schedule 6—Recognised deer habitat**

Regulation 5

All Crown land in the municipal districts of the following municipal councils—

Alpine Shire Council  
Ararat Rural City Council  
Baw Baw Shire Council  
Benalla Rural City Council  
Cardinia Shire Council  
Colac-Otway Shire Council  
Corangamite Shire Council  
East Gippsland Shire Council  
Glenelg Shire Council  
Horsham Rural City Council  
Mansfield Shire Council  
Mitchell Shire Council  
Murrindindi Shire Council  
Northern Grampians Shire Council  
Pyrenees Shire Council  
South Gippsland Shire Council  
Southern Grampians Shire Council  
Strathbogie Shire Council  
Towong Shire Council  
Wangaratta Rural City Council  
Wellington Shire Council  
Whittlesea City Council  
Yarra Ranges Shire Council



Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 7—Shot which is not toxic shot

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## Schedule 7—Shot which is not toxic shot

Regulation 5

**Shot commonly known by the description set out in *Column 1* and constituted by percentage composition by weight as described in the corresponding part of *Column 2***

<i>Column 1*</i>	<i>Column 2</i>
Bismuth-tin	(a) at least 97 per cent by weight bismuth; and (b) not more than 3 percent by weight tin.
Iron (steel)	any per cent by weight iron and carbon.
Iron-tungsten	(a) any per cent by weight tungsten; and (b) not more than 1 per cent by weight iron.
Iron-tungsten-nickel	(a) any per cent by weight tungsten; and (b) not more than 40 per cent by weight nickel; and (c) not more than 1 per cent by weight iron.
Tungsten-bronze	(a) 51.1 per cent by weight tungsten, 44.4 per cent by weight copper and 0.6 per cent by weight iron; or (b) 60 per cent by weight tungsten, 35.1 per cent by weight copper, 3.9 per cent by weight tin and 1 per cent by weight of iron.
Tungsten-iron-copper-nickel	(a) not less than 40 per cent and not more than 76 per cent by weight tungsten; and (b) not less than 10 per cent and not more than 3 per cent by weight iron; and (c) not less than 9 per cent and not more than 16 per cent by weight copper; and (d) not less than 5 per cent and not more than 7 per cent weight nickel.
Tungsten-matrix	95.9 per cent by weight tungsten and 4.1 per cent by weight polymer.
Tungsten-polymer	95.5 per cent by weight tungsten and 4.5 per cent by weight Nylon 6 or 11.
Tungsten-tin-iron	(a) any per cent by weight tungsten and tin; and (b) with not more than 1 per cent by weight iron.

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 7—Shot which is not toxic shot

<i>Column 1*</i>	<i>Column 2</i>
Tungsten-tin-bismuth	Any per cent by weight tungsten, tin, and bismuth.
Tungsten-tin-iron-nickel	(a) 65 per cent by weight tungsten; and (b) 21·8 per cent by weight tin; and (c) 10·4 per cent by weight iron; and (d) 2·8 per cent by weight nickel.
Tungsten-iron-polymer	(a) not less than 41·5 per cent and not more than 95·2 per cent by weight tungsten; and (b) not less than 1·5 per cent and not more than 52 per cent by weight iron; and (c) not less than 3·6 per cent and not more than 8 per cent by weight fluoropolymer.

\* coatings of copper, nickel, tin, zinc, zinc chloride and zinc chrome on shot is non-toxic.

Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 8—Hunting areas

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## Schedule 8—Hunting areas

Regulation 69

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<i>Area</i>	<i>Municipal district of the Council of</i>
Backwater Morass	Wellington and East Gippsland
Browns Lake (Cope Cope)	Buloke
Cullens Lake	Gannawarra
Cundare Pool	Colac-Otway
Fosters Swamp	Gannawarra
Grassy Lake	Buloke
Green Lake	Campaspe
Lake Batyo Catyo	Northern Grampians
Lake Boort	Loddon
Lake Buloke	Buloke
Lake Charm	Gannawarra
Lake Colongulac	Corangamite
Lake Coradgill	Corangamite
Lake Gnarpurt	Corangamite
Lake Kakydra	Wellington
Lake Kanagulk	Horsham
Lake Kelly	Gannawarra
Lake Lalbert	Gannawarra
Lake Leaghur	Loddon
Lake Lyndger	Loddon
Lake MacDonald	Gannawarra
Lake Marmal	Loddon
Lake Martin	Corangamite and Colac-Otway
Lake Melanhydra	Wellington
Lake Murphy	Gannawarra
Lake Nillahcootie	Delatite
Lake Nurrumbeet	Buloke

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Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 8—Hunting areas

<i>Area</i>	<i>Municipal district of the Council of</i>
Lake Reeve	Wellington
Lake Tutchewop	Gannawarra
Lake William	Gnangara
Little Lake Buloke	Buloke
Little Lake Charm	Gannawarra
Loch Garry	Greater Shepparton
Meridian Road Basins	Mildura
Morley Swamp	Wellington
Racecourse Lake	Campaspe
Red Morass	Wellington
Town Swamp	Gannawarra
Two Tree Swamp	Campaspe
Victoria Lagoon	Wellington
Wooroonook Lakes	Buloke

## Schedule 9—Prohibited deer hunting areas

Regulation 71

Sch. 9  
amended by  
S.R. No.  
161/2012  
reg. 12.

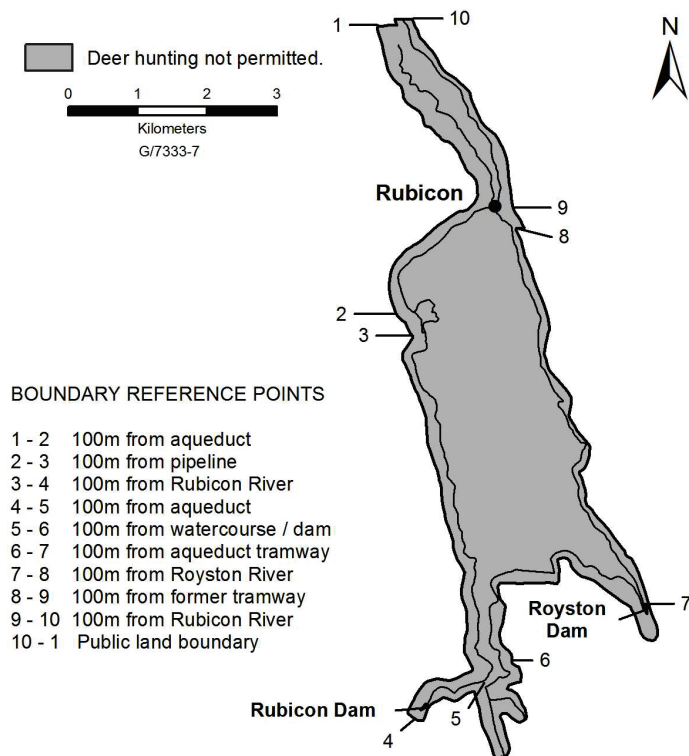
### Part 1—Warburton and surrounds

#### BOUNDARY REFERENCE POINTS

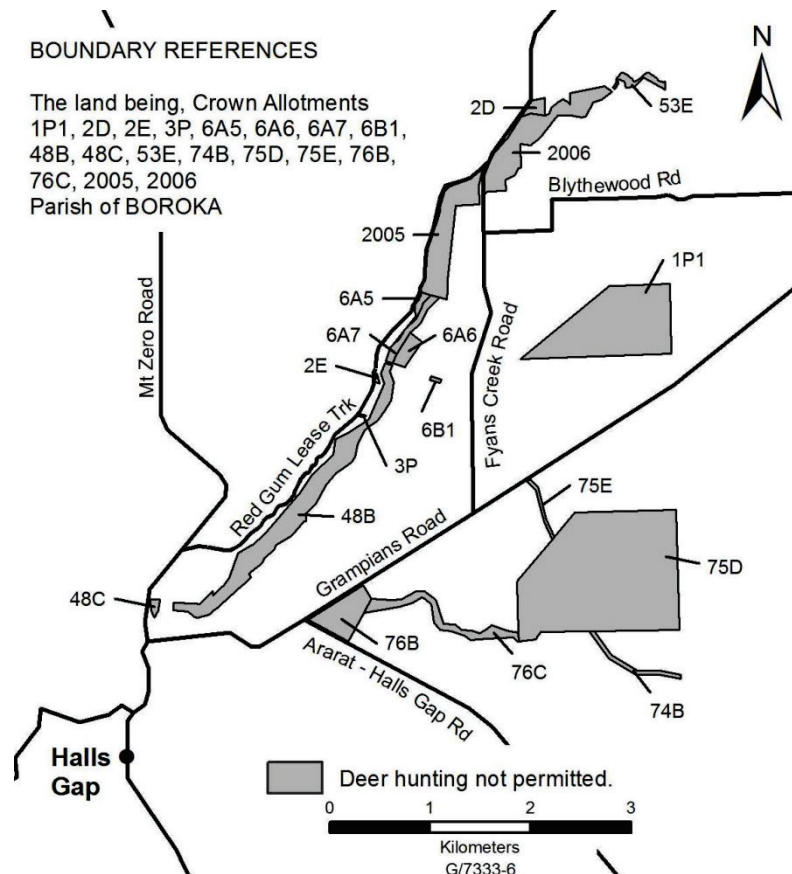
- 1 - 2 Acheron Way
- 2 - 3 Border of Yarra Ranges National Park
- 3 - 4 Boundary Track
- 4 - 5 McCarthy Spur Road
- 5 - 6 Lashos Link Track
- 6 - 7 Spur to Bennie Creek Reference Area
- 7 - 8 New Turkey Spur Road
- 8 - 9 Federal Road
- 9 - 10 Federal Short Cut Road
- 10 - 11 Big Creek Road
- 11 - 12 Brahams Road
- 12 - 1 Woods Point Road



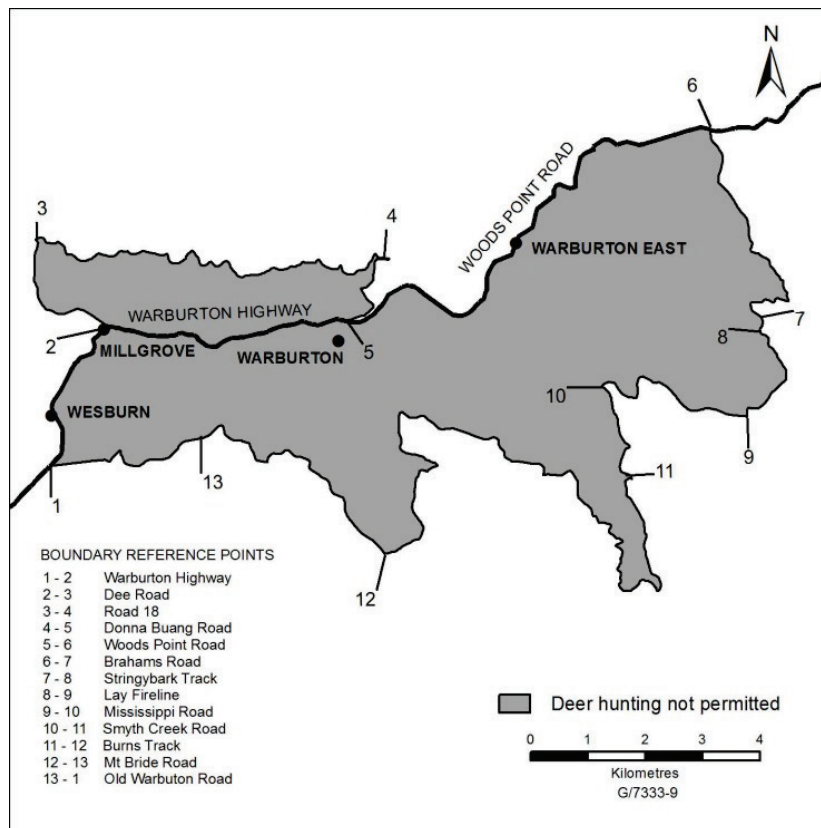
## Part 2—Rubicon and surrounds



### Part 3—Halls Gap and surrounds

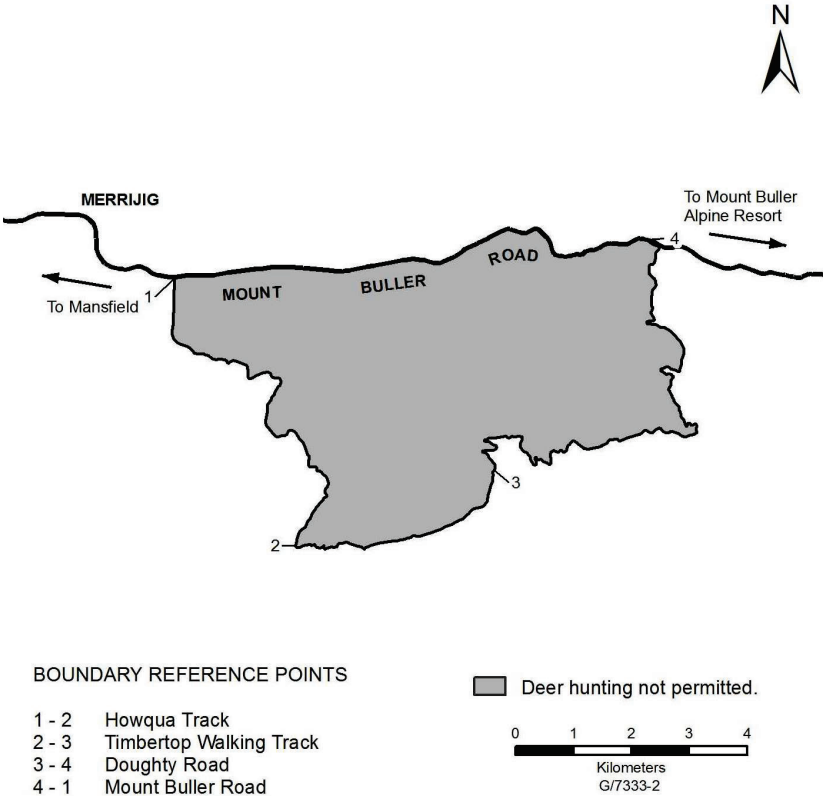


## Part 4—Warburton township





Part 5—Mount Timbertop area



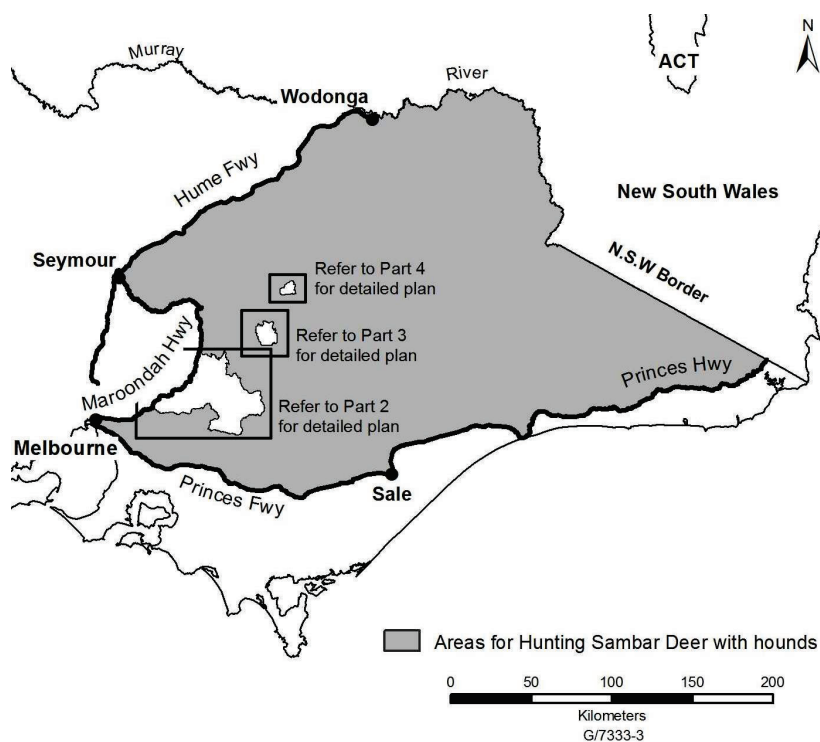
Wildlife (Game) Regulations 2012  
S.R. No. 99/2012  
Schedule 10—Hunting Sambar Deer with the use of hounds

Sch. 10  
(Heading)  
amended by  
S.R. No.  
161/2012  
reg. 13(1).  
Sch. 10  
amended by  
S.R. No.  
161/2012  
reg. 13(2)(3).

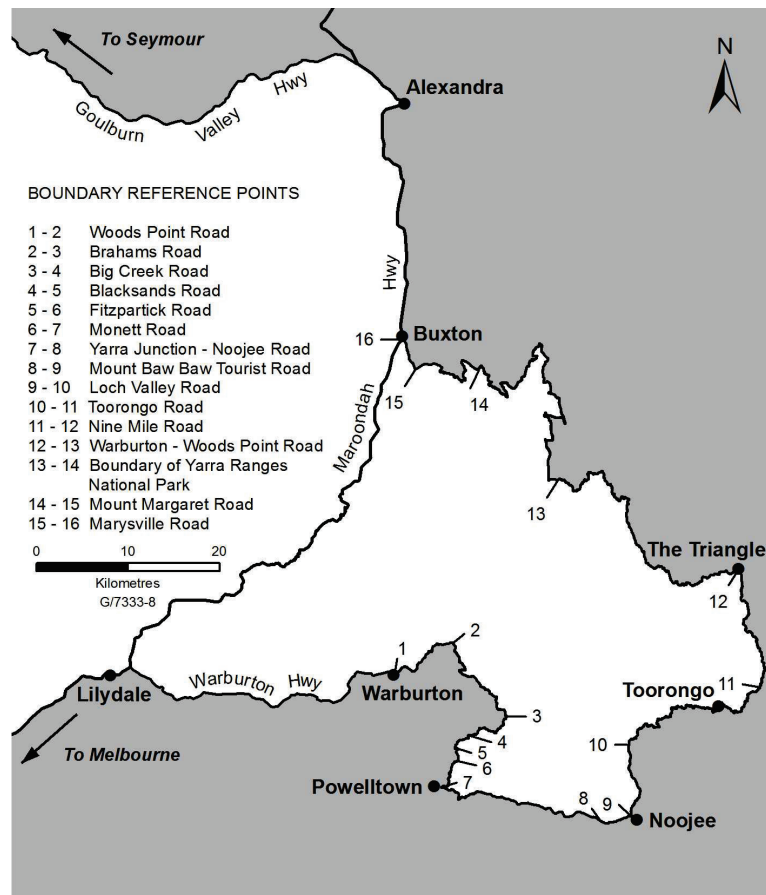
## Schedule 10—Hunting Sambar Deer with the use of hounds

Regulation 72

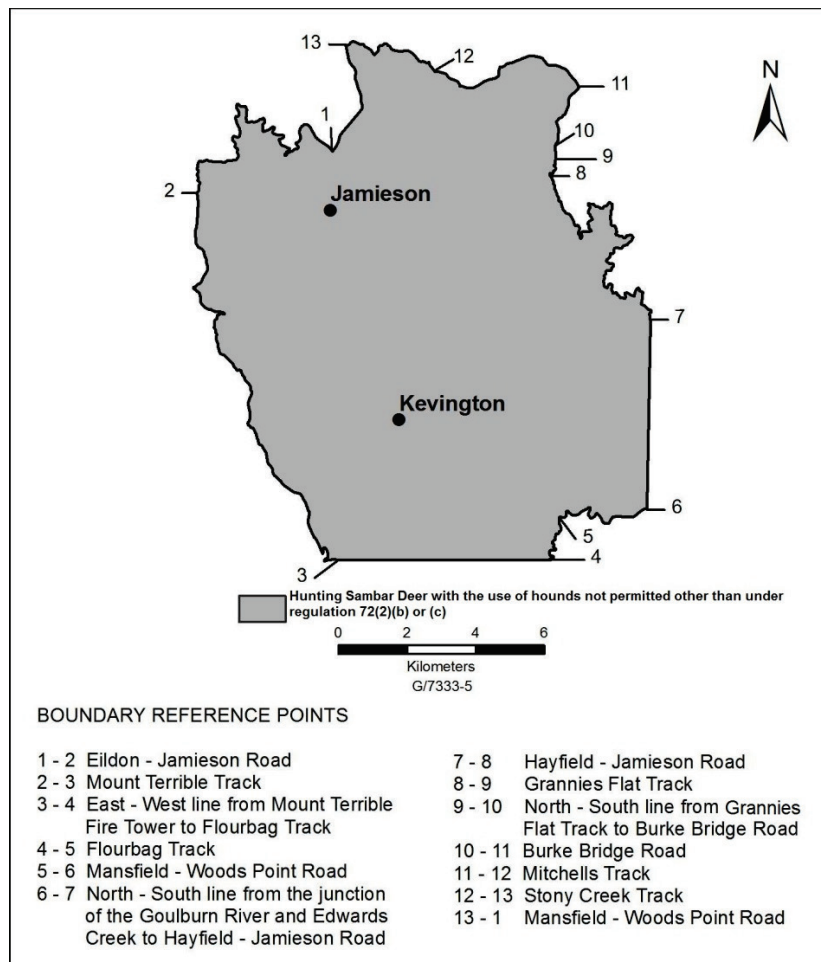
### Part 1—Eastern Victoria



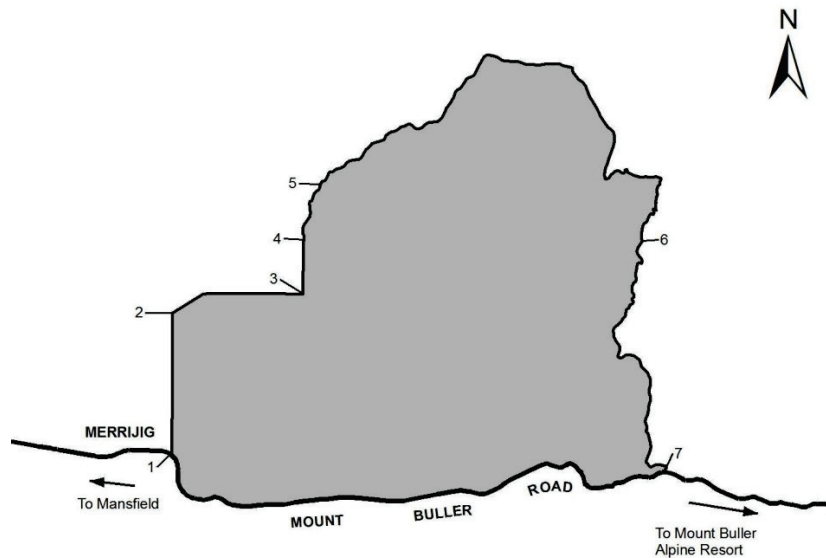
## Part 2—Marysville and surrounds



### Part 3—Jamieson and surrounds




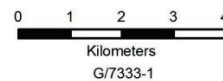
## Part 4—Merrijig and surrounds



### BOUNDARY REFERENCE POINTS

- 1 - 2 School Lane
- 2 - 3 Buttercup Road
- 3 - 4 Greenways Lane
- 4 - 5 Bakers Creek Road
- 5 - 6 Buttercup Jeep Track
- 6 - 7 Carters Road
- 7 - 1 Mount Buller Road

 Hunting Sambar Deer with the use of hounds not permitted other than under regulation 72(2)(b) or (c)



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## Schedule 11—Game birds

Regulation 5

### INDIGENOUS GAME BIRDS (QUAIL)

Stubble Quail      *Coturnix pectoralis*

### INDIGENOUS GAME BIRDS (WATERFOWL)

Pacific Black Duck	<i>Anas superciliosa</i>
Australasian (Blue-winged) Shoveler	<i>Anas rhynchotis</i>
Chestnut Teal	<i>Anas castanea</i>
Grey Teal	<i>Anas gracilis</i>
Hardhead (White-eyed Duck)	<i>Aythya australis</i>
Australian Shelduck (Mountain Duck)	<i>Tadorna tadornoides</i>
Pink-eared Duck	<i>Malacorhynchus membranaceus</i>
Australian Wood Duck (Maned Duck)	<i>Chenonetta jubata</i>

### INDIGENOUS GAME BIRDS (OTHER)

Latham's (Japanese or Jack) Snipe      *Gallinago hardwickii*

### NON-INDIGENOUS GAME BIRDS

Pheasant	<i>Phasianus spp.</i>
Partridge	<i>Alectoris and Perdix spp.</i>
European Quail	<i>Coturnix coturnix</i>
Japanese Quail	<i>Coturnix japonica</i>
Californian Quail	<i>Lophortyx californicus</i>

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## Endnotes

### 1 General information

See [www.legislation.vic.gov.au](http://www.legislation.vic.gov.au) for Victorian Bills, Acts and current authorised versions of legislation and up-to-date legislative information.

The Wildlife (Game) Regulations 2012, S.R. No. 99/2012 were made on 11 September 2012 by the Lieutenant-Governor as the Governor's Deputy with the advice of the Executive Council under sections 22A, 58C and 87 of the **Wildlife Act 1975**, No. 8699/1975 and came into operation as follows:

All of Regulations (*except* Division 3 of Part 2 and regulations 20–22) on 11 September 2012: regulation 3(1); Division 3 of Part 2 and regulations 20–22 on 1 July 2013: regulation 3(2).

The Wildlife (Game) Regulations 2012 will sunset 10 years after the day of making on 11 September 2022 (see section 5 of the **Subordinate Legislation Act 1994**).

### INTERPRETATION OF LEGISLATION ACT 1984 (ILA)

#### Style changes

Section 54A of the ILA authorises the making of the style changes set out in Schedule 1 to that Act.

#### References to ILA s. 39B

Sidenotes which cite ILA s. 39B refer to section 39B of the ILA which provides that where an undivided regulation, rule or clause of a Schedule is amended by the insertion of one or more subregulations, subrules or subclauses the original regulation, rule or clause becomes subregulation, subrule or subclause (1) and is amended by the insertion of the expression "(1)" at the beginning of the original regulation, rule or clause.

#### Interpretation

As from 1 January 2001, amendments to section 36 of the ILA have the following effects:

- **Headings**

All headings included in a Statutory Rule which is made on or after 1 January 2001 form part of that Statutory Rule. Any heading inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, forms part of that Statutory Rule.

This includes headings to Parts, Divisions or Subdivisions in a Schedule; Orders; Parts into which an Order is divided; clauses; regulations; rules; items; tables; columns; examples; diagrams; notes or forms.

See section 36(1A)(2A)(2B).

- **Examples, diagrams or notes**

All examples, diagrams or notes included in a Statutory Rule which is made on or after 1 January 2001 form part of that Statutory Rule. Any examples, diagrams or notes inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, form part of that Statutory Rule. See section 36(3A).

- **Punctuation**

All punctuation included in a Statutory Rule which is made on or after 1 January 2001 forms part of that Statutory Rule. Any punctuation inserted in a Statutory Rule which was made before 1 January 2001, by a Statutory Rule made on or after 1 January 2001, forms part of that Statutory Rule. See section 36(3B).

- **Provision numbers**

All provision numbers included in a Statutory Rule form part of that Statutory Rule, whether inserted in the Statutory Rule before, on or after 1 January 2001. Provision numbers include regulation numbers, rule numbers, subregulation numbers, subrule numbers, paragraphs and subparagraphs. See section 36(3C).

- **Location of "legislative items"**

A "legislative item" is a penalty, an example or a note. As from 13 October 2004, a legislative item relating to a provision of a Statutory Rule is taken to be at the foot of that provision even if it is preceded or followed by another legislative item that relates to that provision. For example, if a penalty at the foot of a provision is followed by a note, both of these legislative items will be regarded as being at the foot of that provision. See section 36B.

- **Other material**

Any explanatory memorandum, table of provisions, endnotes, index and other material printed after the Endnotes does not form part of a Statutory Rule. See section 36(3)(3D)(3E).



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S.R. No. 99/2012  
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## 2 Table of Amendments

This publication incorporates amendments made to the Wildlife (Game) Regulations 2012 by statutory rules, subordinate instruments and Acts.

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Wildlife (Game) Amendment Regulations 2012, S.R. No. 161/2012

*Date of Making:* 19.12.12

*Date of Commencement:* 19.12.12

Wildlife (Game) Amendment Regulations 2014, S.R. No. 53/2014

*Date of Making:* 17.6.14

*Date of Commencement:* 1.7.14: reg. 3

Wildlife (Game) Amendment Regulations 2018, S.R. No. 2/2018

*Date of Making:* 30.1.18

*Date of Commencement:* 1.3.18: reg. 3

Wildlife (Game) Further Amendment Regulations 2018, S.R. No. 19/2018

*Date of Making:* 27.2.18

*Date of Commencement:* 1.3.18: reg. 3

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### **3 Amendments Not in Operation**

There are no amendments which were Not in Operation at the date of this publication.

#### 4 Explanatory details

- <sup>1</sup> Reg. 5 def. of *game bird farm*: S.R. No. 50/2002. Reprint No. 1 as at 21 August 2008. Reprinted to S.R. No. 139/2004 and subsequently amended by S.R. No. 103/2009 and extended in operation by S.R. No. 53/2012.
- <sup>2</sup> Reg. 5 def. of *spotlight* subparagraph (g): S.R. No. 118/2009 and amending S.R. Nos 26/2010, 33/2010, 35/2010, 80/2010, 116/2010, 136/2010, 51/2011, 10/2012, 25/2012, 37/2012 and 71/2012.
- <sup>3</sup> Reg. 24(1)(b): S.R. No. 151/2005. Reprint No. 1 as at 1 September 2009. Reprinted to S.R. No. 100/2009.
- <sup>4</sup> Reg. 24(3): S.R. No. 90/2001. Reprint No. 1 as at 9 June 2005. Reprinted to S.R. No. 147/2004 and subsequently amended by S.R. Nos 50/2008 and 10/2009.
- <sup>5</sup> Reg. 24(4): See note 4.
- <sup>6</sup> Reg. 33(4): S.R. No. 147/2004.

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#### Fee Units

These Regulations provide for fees by reference to fee units within the meaning of the **Monetary Units Act 2004**.

The amount of the fee is to be calculated, in accordance with section 7 of that Act, by multiplying the number of fee units applicable by the value of a fee unit.

The value of a fee unit for the financial year commencing 1 July 2017 is \$14.22. The amount of the calculated fee may be rounded to the nearest 10 cents.

The value of a fee unit for future financial years is to be fixed by the Treasurer under section 5 of the **Monetary Units Act 2004**. The value of a fee unit for a financial year must be published in the Government Gazette and a Victorian newspaper before 1 June in the preceding financial year.

#### Penalty Units

These Regulations provide for penalties by reference to penalty units within the meaning of section 110 of the **Sentencing Act 1991**. The amount of the penalty is to be calculated, in accordance with section 7 of the **Monetary Units Act 2004**, by multiplying the number of penalty units applicable by the value of a penalty unit.

The value of a penalty unit for the financial year commencing 1 July 2017 is \$158.57.

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The amount of the calculated penalty may be rounded to the nearest dollar.

The value of a penalty unit for future financial years is to be fixed by the Treasurer under section 5 of the **Monetary Units Act 2004**. The value of a penalty unit for a financial year must be published in the Government Gazette and a Victorian newspaper before 1 June in the preceding financial year.

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**Table of Applied, Adopted or Incorporated Matter**

The following table of applied, adopted or incorporated matter is included in S.R. No. 99/2012 in accordance with the requirements of regulation 5 of the Subordinate Legislation Regulations 2004.

<b>Statutory rule provision</b>	<b>Title of applied, adopted or incorporated document</b>	<b>Matter in applied, adopted or incorporated document</b>
Regulation 5 (definition of <i>hound</i> )	The Australian National Kennel Council Illustrated Breed Standards, Hound Group 4, as amended from time to time.	The beagle, bloodhound and harrier standards (other than any specification relating to height)