



Victoria Government Gazette

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National Parks Act 1975

NATIONAL PARKS (AUTHORIZATION TO CARRY AND USE FIREARMS OR OTHER WEAPONS IN THE COURSE OF HUNTING DEER BY STALKING IN THE AVON WILDERNESS PARK, TARA RANGE PARK AND SPECIFIED AREAS OF THE ALPINE AND BAW BAW NATIONAL PARKS) NOTICE

AUTHORISING PROVISIONS

1. This notice is made under section 37(2) and (3) of the **National Parks Act 1975**.

DEFINITIONS

2. In this notice:

Alpine National Park means the park described in Part 37 of Schedule Two to the **National Parks Act 1975**;

Avon Wilderness Park means the park described in Part 2 of Schedule Two A to the **National Parks Act 1975**;

Baw Baw National Park means the park described in Part 27 of Schedule Two to the **National Parks Act 1975**;

close season means the close season for a species of deer as specified in the Wildlife (Game) Regulations 2012 or any other subsequent regulations under the **Wildlife Act 1975** that specify the close season for a species of deer;

deer means all species of deer declared to be game under the **Wildlife Act 1975**;

game licence means a licence issued under section 22A of the **Wildlife Act 1975**;

longarm means a longarm as defined in the **Firearms Act 1996**;

longarm licence means a longarm licence as defined in the **Firearms Act 1996**;

crossbow means a crossbow described in Schedule 3 to the Control of Weapons Regulations 2011;

prohibited weapons approval means an approval granted under the **Control of Weapons Act 1990** that allows a person to possess, use or carry a crossbow for the purposes of hunting;

prohibited weapons exemption means an exemption granted under the **Control of Weapons Act 1990** that allows a person to possess, use or carry a crossbow for the purposes of hunting;

specified area of Baw Baw National Park means the area of Baw Baw National Park east of the Thomson Valley Road;

specified areas of the Alpine National Park means the areas shown diagonally hatched on the plan lodged in the Central Plan Officer and numbered LEGL./18-043;

Tara Range Park means the park described in Part 12 of Schedule Three to the **National Parks Act 1975**.

REVOCATIONS

3. Under section 37(2) or section 37(3) of the **National Parks Act 1975**, the following notices are revoked:
 - (a) 'Alpine National Park – hunting of deer by stalking', published in the Government Gazette No. S 70 on 1 December 1989;
 - (b) 'Authority to hunt deer by stalking in specified parts of the Alpine National Park', published in the Government Gazette No. G 40 on 10 October 1990, pages 3131–3132;

SPECIAL

- (c) 'Avon Wilderness Park hunting of deer by stalking', published in the Government Gazette No. G 29 on 29 July 1992, page 1988;
- (d) 'Alpine National Park hunting of deer by stalking', published in the Government Gazette No. G 34 on 2 September 1992, page 2576;
- (e) 'National Parks (Authorisation to hunt Sambar Deer by stalking – Baw Baw National Park) Notice No. 1/1996', published in the Government Gazette No. G 17 on 2 May 1996, pages 1065–1066;
- (f) 'National Parks (Authorisation to hunt deer by stalking – Tara Range Park) Notice 2010', published in the Government Gazette No. S 373 on 15 September 2010.

AUTHORIZATION OF CERTAIN CLASSES OF PERSONS TO HUNT DEER BY STALKING

4. Under section 37(3), subject to the conditions and restrictions specified in clause 5 of this notice, any person who is:
- (a) the holder of a current longarm licence and a current game licence authorizing the hunting of deer is authorized to carry and use a longarm; or
 - (b) the holder of a current game licence authorizing the hunting of deer is authorized to carry and use a bow; or
 - (c) the holder of a current prohibited weapons approval and a current game licence authorizing the hunting of deer is authorized to carry and use a crossbow; or
 - (d) a person is subject to a current prohibited weapons exemption and who is the holder of a current game licence authorizing the hunting of deer is authorized to carry and use a crossbow –

for the purpose of hunting deer by stalking (not in the close season) within the period 15 February to 15 December inclusive in each year in –

- (e) the specified areas of the Alpine National Park;
- (f) the specified area of Baw Baw National Park;
- (g) the Avon Wilderness Park; and
- (h) the Tara Range Park.

CONDITIONS AND RESTRICTIONS

5. A person authorized to hunt deer under clause 4:
- (a) must not use any firearm, bow or crossbow other than a firearm, bow or crossbow specified in the Wildlife (Game) Regulations 2012, or in other regulations made under the **Wildlife Act 1975**, for the purposes of hunting deer;
 - (b) must not discharge a firearm, bow or crossbow for any purpose other than hunting deer in accordance with this notice;
 - (c) must not use a dog or dogs in the hunting of deer;
 - (d) must not hunt or use a firearm, bow or crossbow in or within 100 metres of any camping or picnic area; and
 - (e) must keep any firearm or crossbow unloaded in or within 100 metres of any camping or picnic area.

EXECUTION

By authority, the seal of the Secretary to the Department of Environment, Land, Water and Planning was affixed to this notice on 6 March 2018.

(L.S.)

by JOHN BRADLEY
Secretary

NOTES

1. Section 37(9) of the **National Parks Act 1975** provides that a person is guilty of an offence and is liable to a penalty of up to 20 penalty units if the person does not comply with the conditions specified in this notice.
 2. Section 44 of the **National Parks Act 1975** provides that a penalty of up to 20 penalty units applies in respect of an offence of carrying or having in one's possession or using a gun or other weapon in a park, other than in accordance with section 36, 37 or 37AA of that Act.
 3. Dogs are not permitted in the Alpine National Park other than in accordance with the National Parks Regulations 2013 or any subsequent regulations made under the **National Parks Act 1975**.
 4. The possession, carriage and use of firearms, bows and crossbows are also regulated under the **Firearms Act 1996**, the **Control of Weapons Act 1990** and the **Wildlife Act 1975** or regulations made under those Acts. Nothing in this notice over-rides any restrictions or requirements imposed by those Acts or regulations.
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