



Queensland

Nature Conservation Act 1992

Nature Conservation (Dugong) Conservation Plan 1999

Reprinted as in force on 12 July 1999

Reprint No. 1^{*}

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

* Minor differences in presentation between this reprint and another reprint with the same number are due to the conversion to new styles. The content has not changed.

Information about this reprint

This plan is reprinted as at 12 July 1999.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Nature Conservation (Dugong) Conservation Plan 1999

Contents

		Page
1	Short title	3
2	Definitions	3
3	Proposed management intent for dugong	3
4	Restriction on grant of rescue permits for dugong	4
5	Restriction on grant of permits, licences and authorities for other protected wildlife	4
6	Procedure on accidental taking of dugong	4
7	Conservation officer may deal with sick, injured or dead dugong	5

Endnotes

1	Index to endnotes	6
2	Date to which amendments incorporated	6
3	Key	6
4	Table of reprints	7
5	List of legislation	7

Nature Conservation (Dugong) Conservation Plan 1999

[reprinted as in force on 12 July 1999]

1 Short title

This conservation plan may be cited as the *Nature Conservation (Dugong) Conservation Plan 1999*.

2 Definitions

In this plan—

dugong means the marine mammal *Dugong dugon*.

dugong protection area means an area of water mentioned in the *Fisheries Regulation 1995*, schedule 2,¹ section 257(1), 258(1), 259, 260(1), 261(1), 262(1), 263(1), 264(1) or 266 to 273.²

recovery plan means the Recovery Plan for the Conservation of the Dugong *Dugong dugon* in Queensland 1999–2004 published by the department.³

3 Proposed management intent for dugong

- (1) The proposed management intent for dugong under this plan is—
 - (a) to implement the recovery plan; and
 - (b) to facilitate the recovery of dugong populations by limiting threatening processes acting on the dugong and dugong habitat by—

1 *Fisheries Regulation 1995*, schedule 2 (Closed waters—commercial fishing)

2 The dugong protection areas are also shown on maps included in the recovery plan.

3 This conservation plan is to be administered in conjunction with the recovery plan. Copies of the recovery plan are available for inspection or purchase at the department's central office at 160 Ann Street, Brisbane and regional offices.

- (i) restricting the grant of a rescue permit for dugong; and
 - (ii) restricting the grant of permits, licences or authorities to take or use other protected wildlife in a dugong protection area; and
 - (iii) stating procedures that apply if a dugong is accidentally taken; and
 - (iv) stating how a conservation officer may deal with a sick, injured or dead dugong.
- (2) Section 121(2)⁴ of the Act does not apply to this plan.

4 Restriction on grant of rescue permits for dugong

The chief executive may grant a rescue permit for dugong only if satisfied the applicant has the knowledge, experience and facilities necessary to care for sick, injured or orphaned dugong.

5 Restriction on grant of permits, licences and authorities for other protected wildlife

The chief executive may grant permits, licences or authorities to take or use other protected wildlife in a dugong protection area only if satisfied the taking or use is not likely to significantly reduce the local dugong population or significantly harm dugong habitat.

6 Procedure on accidental taking of dugong

- (1) This section applies if—
 - (a) a person takes a dugong in the course of a lawful activity that was not directed towards the taking; and
 - (b) the taking could not have been reasonably avoided.
- (2) The person must—

4 Section 121 (Plan replaces interim or declared management intent) of the Act

*Nature Conservation (Dugong) Conservation Plan
1999*

- (a) if the dugong is alive and does not appear to be mortally injured—take reasonable steps to immediately return it to the waters from which it was taken; or
- (b) if the dugong is dead or appears to be mortally injured—immediately tell a conservation officer about the dugong and the circumstances in which the death or injury happened.

Maximum penalty—120 penalty units.

7 Conservation officer may deal with sick, injured or dead dugong

- (1) A conservation officer may take the measures the officer considers are reasonably necessary to treat or care for a dugong that, in the officer's opinion, is sick or injured.
- (2) Without limiting subsection (1), a conservation officer may—
 - (a) bring the dugong ashore or aboard a boat; and
 - (b) seek advice and help from others, including the advice and help of a veterinary surgeon or doctor; and
 - (c) direct the treatment or, if necessary, the humane killing of the dugong.
- (3) A conservation officer may give a dead dugong to a community or group of Aborigines or Torres Strait Islanders particularly concerned with the waters from which it was taken.
- (4) If a community or group of Aborigines or Torres Strait Islanders is given a dugong under subsection (3), the community or group may keep and use it under Aboriginal tradition or Torres Strait Islander custom.

Endnotes

1 Index to endnotes

		Page
2	Date to which amendments incorporated.	6
3	Key	6
4	Table of reprints	7
5	List of legislation	7

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Nature Conservation (Dugong) Conservation Plan 1999 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfcd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments to	Effective	Reprint date
1	none	2 July 1999	12 July 1999

5 List of legislation

Nature Conservation (Dugong) Conservation Plan 1999 SL No. 155

made by the Governor in Council on 1 July 1999

notfd gaz 2 July 1999 pp 1223–4

commenced on date of notification

exp 1 September 2009 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.