

Queensland



Nature Conservation Act 1992

NATURE CONSERVATION (MACROPOD HARVESTING) CONSERVATION PLAN 1994

**Reprinted as in force on 20 January 1995
(SL not amended up to this date)**

Reprint No. 1

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Information about this reprint

This plan is reprinted as at 20 January 1995.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have been made to number and renumber certain provisions and references (s 43).

See Endnotes for information about when provisions commenced.

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[reprinted as in force on 20 January 1995]

Short title

1. This conservation plan may be cited as the *Nature Conservation (Macropod Harvesting) Conservation Plan 1994*.

Commencement

2. This plan commences on 19 December 1994.

Interpretation

3.(1) In this plan—

“**commercial wildlife licence**” means a commercial wildlife licence for dead macropods.

“**harvest period**” means the period for a species of macropod.¹

“**licensee**” means a person who holds a commercial or recreational wildlife harvesting licence for macropods.

“**macropod**” means—

- (a) an eastern grey kangaroo (*Macropus giganteus*); or
- (b) a wallaroo (*Macropus robustus*); or
- (c) a whiptail wallaby (*Macropus parryi*); or
- (d) a red kangaroo (*Macropus rufus*).

¹ Harvest periods are declared under section 6.

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“management program” means the Management Program for Commercially taken Macropods in Queensland.²

“meat” includes flesh and offal of a macropod.

“Regulation” means the *Nature Conservation Regulation 1994*.

“tag” means a tag supplied by the chief executive.

(2) An expression that is not defined in this plan, but is defined in the regulation, has the meaning given by the regulation.

Application of s 121(2) of the Act

4. Section 121(2) (Plan replaces interim or declared management intent) of the Act does not apply to this plan.³

Purpose of conservation plan

5.(1) The purpose of this plan is to provide for the ecologically sustainable use of macropods as a renewable resource under a system of licensing allowing the use of macropods to be scientifically monitored.

(2) This plan is to be administered in conjunction with the Management Program for Commercially Taken Macropods in Queensland.⁴

Declaration of harvest periods

6. Subject to section 73 of the Act, the chief executive may, by written notice, declare a harvest period for a macropod.⁵

² The management program is published by the department and is available for inspection or purchase at the department’s head office and regional offices.

³ The declared management intent in the *Nature Conservation (Wildlife) Regulation 1994* for macropods to which this plan applies is not affected by the conservation plan.

⁴ This document is published by the department and is available for inspection or purchase at the department’s head office and regional offices.

⁵ Section 73 sets out the management principles for protected wildlife.

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Harvesting of macropods

7.(1) If a harvest period is declared for a macropod, a person who holds a commercial or recreational wildlife harvesting licence for the macropod may, under this plan, take, keep or use the macropod in the harvest period.

(2) A person who takes a macropod under this plan must ensure—

- (a) unused offal, carcass or carcass waste is disposed of—
 - (i) on the land where the macropod is taken; and
 - (ii) in a responsible way, having regard to any specific requirements of the land-holder; and
- (b) no offal, carcass or carcass waste is left on or in sight of a road.

(3) In this section—

“**use**” includes skin, eviscerate, or remove the head, tail or paws of a macropod, but does not include process.

Commercial use of harvested macropods

8. If a person who holds a commercial wildlife harvesting licence takes a macropod under this plan, a holder of a commercial wildlife licence for dead macropods may keep or use the macropod.

Land-holder’s use of harvested macropod

9.(1) This section applies if—

- (a) a person who holds a commercial wildlife harvesting licence takes a macropod under this plan on a land-holder’s land; and
- (b) the land-holder has the chief executive’s written approval to use meat from the carcass of the macropod as bait for animal pests that are not protected wildlife.

(2) The licensee may make macropod meat available to the land-holder on whose land the macropod is taken and the land-holder may keep and use the meat as bait.

(3) Meat made available under subsection (2) is a processed product for paragraph (b) of the definition “protected animal” in section 7 of the Act.

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Way macropod must be harvested

10.(1) A person who takes a macropod must not muster or trap the macropod.

(2) The person must take the macropod in the way specified in the Code of Practice for the Humane Shooting of Kangaroos, approved by the Council of Nature Conservation Ministers.⁶

Maximum penalty—165 penalty units.

Harvested macropods to be tagged

11.(1) A licensee who takes a macropod under this plan must tag the macropod in accordance with this section.

(2) The tag must be attached to the macropod before—

- (a) the end of each night's shooting; or
- (b) leaving the land where the macropod is taken.

(3) The tag must be attached in the following way—

- (a) thread the arrow-tip of the tag through a strip of the skin of the macropod; and
- (b) insert the arrow-tip of the tag into the socket at the other end of the tag and press the arrow-tip into the socket until it is securely locked in the socket and the skin of the macropod.

(4) If the tag is attached to the carcass of—

- (a) a male animal—the tag must be attached either beside the animal's penile sheath or through the animal's scrotal stalk; or
- (b) a female animal—the tag must be attached in the animal's neck or butt.

(5) If the tag is attached to the skin of—

- (a) a male animal—the tag must be attached either beside the animal's penile sheath or through the animal's scrotal stalk; or

⁶ The council is now known as the Australian and New Zealand Environment and Conservation Council.

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(b) a female animal—the tag must be attached in the animal’s neck.

(6) The licensee must ensure enough of—

- (a) the penile sheath or scrotal stalk of a male macropod; or
- (b) the urogenital opening of a female macropod;

remains securely attached to the tagged skin or carcass of the macropod to enable the macropod’s sex to be decided.

(7) Tags must be attached in increasing numerical order, with macropods of each sex and species tagged with consecutive numbers.

Maximum penalty—80 penalty units.

Sex remnant not to be removed

12.(1) A person must not remove a sex remnant from a dead macropod without the chief executive’s written permission.

(2) Subsection (1) does not prevent the removal of—

- (a) if the penile sheath is left on the macropod—the macropod’s scrotum; or
- (b) a sex remnant, at premises of a commercial tannery specified in a commercial wildlife licence for fleshing the skin of a macropod.

Maximum penalty—80 penalty units.

When tag may be removed

13. A tag may be removed from a macropod at premises of a commercial tannery specified in a commercial wildlife licence, for fleshing the skin of a macropod.

Grading of skins

14.(1) This section applies to a holder of a commercial wildlife licence for dead macropods.

(2) The licensee must grade a macropod skin (other than a whiptail wallaby skin) with an area of—

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- (a) less than 0.46 m²—as small; or
- (b) 0.46 m² or more but not more than 0.65 m²—as medium; or
- (c) more than 0.65 m²—as large.

(3) The licensee must grade a whiptail wallaby skin with an area of—

- (a) 0.32 m² or more but less than 0.46 m²—as medium; or
- (b) 0.46 m² or more but not more than 0.65 m²—as large.

Maximum penalty—80 penalty units.

Movement of macropods harvested under a commercial wildlife harvesting licence

15.(1) This section applies to a holder of a commercial wildlife harvesting licence who takes a macropod in a harvest period.

(2) The licensee may only move the macropod—

- (a) to the licensee's usual place of residence or a place authorised in writing by the chief executive—for storage; or
- (b) to premises specified in a commercial wildlife licence for dead macropods—for sale; or
- (c) to a Queensland Railways depot for consignment to premises specified in a commercial wildlife licence for dead macropods.

(3) The licensee—

- (a) must not store macropods at a place other than the licensee's usual place of residence without the chief executive's written permission; and
- (b) must sell all skins and carcasses in sequentially tagged lots for each sex and species taken to a person who holds a commercial wildlife licence for dead macropods; and
- (c) must ensure all macropods taken for sale are sold or otherwise disposed of before the harvest period for the macropod taken ends.

Maximum penalty—165 penalty units.

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Movement of macropods harvested under a recreational wildlife harvesting licence

16.(1) This section applies to a holder of a recreational wildlife harvesting licence who takes a macropod in a harvest period.

(2) The licensee—

- (a) must not store tagged macropods at a place other than the licensee's usual place of residence without the chief executive's written permission; and
- (b) must ensure all skins and carcasses the licensee takes for personal use are used by the person for personal use and are not disposed of for another purpose.

Maximum penalty—165 penalty units.

Dealing with macropods taken in contravention of plan

17.(1) This section applies to a holder of a commercial wildlife licence for dead macropods.

(2) The licensee must not accept a dead macropod—

- (a) taken in contravention of this plan;⁷ or
- (b) that is not tagged; or
- (c) that is tagged in contravention of this plan;⁸ or
- (d) whose sex remnants have been removed in contravention of this plan.⁹

Maximum penalty—165 penalty units.

⁷ See section 10.

⁸ See section 11.

⁹ See section 12.

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When record must be made

18. The entries that must be made under the *Nature Conservation Regulation 1994* in a record book kept by the holder a commercial wildlife harvesting licence are to be made by the end of the day to which the entry relates.

Returns

19.(1) The holder of a commercial wildlife harvesting licence must give the chief executive a monthly return of operations in a harvest period.

(2) The holder of a commercial wildlife licence for dead macropods must give the chief executive a weekly return of operations for each week of the harvest period.

(3) The holder of a recreational wildlife harvesting licence must give the chief executive a quarterly return of operations for the harvest period.

(4) The return must be given to the chief executive within—

- (a) for a weekly return—7 days after the end of the week to which it relates; or
- (b) for a monthly return—14 days after the end of the month to which it relates; or
- (c) for a quarterly return—14 days after the end of each 3 months of the harvest period to which it relates.

Conservation value

20. No conservation value is payable for a macropod harvested under this plan.

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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 (Macropod Harvesting) Conservation Plan 1994 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 **List of legislation**

Nature Conservation (Macropod Harvesting) Conservation Plan 1994 SL No. 476
 notfd Gaz 16 December 1994 pp 1792–7
 ss 1–2 commenced on date of notification
 remaining provisions commenced 19 December 1994 (see s 2)