

# WILD BIRDS PROTECTION

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# Wild Birds Protection Act 1937

## TABLE OF PROVISIONS

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# Wild Birds Protection Act 1937

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## TABLE OF AMENDMENTS

The Wild Birds Protection Act 1937 No 14 commenced on 30 November 1937 (s 2).

<b>Amending Legislation</b>	<b>Certified</b>	<b>Date of Commencement</b>
Ordinances Revision Ordinance 1967 No 25		29 December 1967
Statute Law Revision Act 2011 No 8	15 April 2011	15 April 2011
Revised Written Laws Act 2021 No 7	1 June 2021	1 June 2021



An Act to provide for the preservation of wild birds.

## **1 Short title**

This Act may be cited as the *Wild Birds Protection Act 1937*.

[s 1 am Act 8 of 2011 s 12 and Sch 1[156], opn 15 Apr 2011]

## **2 Commencement**

This Act shall have force and effect as on and from 30 November 1937.

[s 2 am Act 8 of 2011 s 12 and Sch 1[158], opn 15 Apr 2011]

## **3 Repeal**

The *Wild Birds Preservation Ordinance* (No 12 of 1924) and the *Wild Birds Preservation Ordinance 1936* are hereby repealed.

## **4 Interpretation**

In this Act:

‘*close season*’ means in respect to any bird specified in Schedule 1 the period set opposite the name of the bird in that Schedule.

[s 4 am Act 8 of 2011 s 12 and Sch 1[157], opn 15 Apr 2011]

## **5 Restriction on taking certain species of bird at any time**

A person who without permission of the Minister takes any bird specified in Schedule 2, shall be liable on conviction to a penalty not exceeding \$10.

[s 5 am Ord 25 of 1967 s 4 and Sch 2, opn 29 Dec 1967; Act 8 of 2011 s 12 and Sch 1[158], opn 15 Apr 2011]

## **6 Restriction on taking certain species of bird during close season**

A person who:

- (a) knowingly and wilfully destroys, takes, causes to be destroyed, or taken;
- (b) uses any lime, trap, snare, net or other instrument for the purpose of destroying or taking; or
- (c) has in his or her possession, any bird specified in Schedule 1 during the period of close season set opposite the name or the bird,

shall be liable on the first conviction to a penalty not exceeding \$2 and on a subsequent conviction to a penalty not exceeding \$10 or imprisonment not exceeding 14 days or to both.

[s 6 am Ord 25 of 1967 s 4 and Sch 2, opn 29 Dec 1967; Act 8 of 2011 s 12 and Sch 1[157], opn 15 Apr 2011]

## **7 Restriction on taking, etc, of eggs**

A person who takes or destroys, or has in his or her possession, any eggs of the birds specified in Schedule 1 during the period of close season set opposite the name of the birds shall be liable on the first conviction to a penalty not

exceeding \$2 and on a subsequent conviction to a penalty not exceeding \$10 or imprisonment not exceeding 14 days or to both.

[s 7 am Ord 25 of 1967 s 4 and Sch 2, opn 29 Dec 1967; Act 8 of 2011 s 12 and Sch 1[157], opn 15 Apr 2011]



**SCHEDULE 1**

*[Sections 6 and 7]*

Birds commonly known as:

Magpies	. .	. .	. .
Snipe	. .	. .	. .
Quail	. .	. .	. .
Etsirer or Nauru Canaries			. .
White Noddies	. .		. .
Black Noddies	. .		. .



1st January to 31st December,  
inclusive, in each year.

From the first day of August  
in each year to the last day of  
October next following, both  
days inclusive.



**SCHEDULE 2**

*[Section 5]*

Frigate Birds.

