

NORTHERN TERRITORY OF AUSTRALIA

CROWN LANDS (COMMONAGE) REGULATIONS 1946

As in force at 1 July 1978

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NORTHERN TERRITORY OF AUSTRALIA

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CROWN LANDS (COMMONAGE) REGULATIONS 1946

Regulations under the *Crown Lands Act 1992*

1 Citation

These regulations may be cited as the *Crown Lands (Commonage) Regulations 1946*.

2 Repeal and saving

- (1) The *Crown Lands (Commonage) Regulations 1946* made on the 6 April, 1936, are repealed.
- (2) Notwithstanding the repeal effected by subregulation (1):
 - (a) any Ranger appointed under the repealed Regulations shall be deemed to have been appointed under these Regulations; and
 - (b) any permission granted under the repealed Regulations shall be deemed to have been granted under these Regulations.

3 Definitions

In these Regulations, unless the contrary intention appears:

animal does not include a camel, stallion, ram or Jack donkey.

commonage means any area of Crown Lands reserved for commonage purposes in pursuance of section 103 of the Act.

Ranger means a person appointed as such in pursuance of these Regulations.

the Ordinance means the *Crown Lands Ordinance 1931-1946*.

the repealed Regulations means the *Crown Lands (Commonage) Regulations 1946* made on the 6 April, 1936.

4 Ranger

The Minister may appoint a person to be a Ranger in respect of any commonage.

5 Animals permitted to use commonage

- (1) The owner of any camel, stallion, ram or Jack donkey shall not permit, suffer or allow that camel, stallion, ram or Jack donkey to be on any commonage.
- (2) The owner of any animal shall not permit, suffer or allow any animal to be on any commonage unless permission has been granted in pursuance of regulation 6 for that animal to be depastured on the commonage.
- (3) A Ranger may impound any animal, camel, stallion, ram or Jack donkey which is on any commonage in contravention of this regulation.

6 Application for use of commonage

- (1) A householder of the town in which any commonage is situated or a butcher or dairyman carrying on business in that town, may make application to the Ranger for permission to depasture animals on that commonage.
- (2) A traveller may make application to the Ranger for permission to depasture his horses, mules or donkeys (being animals used for transport purposes only) on any commonage for a period not exceeding one week.
- (3) If the application is granted, the Ranger shall allot to the householder, butcher, dairyman or traveller a number.
- (4) Each animal (other than cattle owned by a butcher and intended for slaughter) owned by that person, which is on the commonage, shall have suspended from its neck or horns a metal disc bearing the number allotted in pursuance of subregulation (3).

7 Limitation on use of commonage

- (1) A householder shall not depasture more than 3 cows or 10 goats and 2 horses, mules or donkeys on any commonage.
- (2) A butcher shall not depasture more than 20 cattle, 50 sheep and 4 horses, mules or donkeys on any commonage.
- (3) A dairyman shall not depasture more than 20 cows, one bull and 4 horses, mules or donkeys on any commonage.

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- (4) Notwithstanding the provisions of subregulations (1), (2) and (3) of this regulation, the Minister, or any Ranger authorized in that behalf by the Minister, may grant permission to a householder, butcher or dairyman to depasture a larger number of cattle, sheep or goats than the permitted number where the circumstances of the particular case and the carrying capacity of the particular commonage warrant it.

8 Fees

Subject to regulation 9, the fees specified in the Schedule to these Regulations shall be paid to the Ranger by the owner of any animals which are to be depastured on any commonage.

9 Travellers' animals used for transport

No fee shall be payable by any traveller in respect of the depasturing on the commonage of his horses, mules or donkeys (being animals used for transport purposes only) if, immediately on his arrival, the traveller obtains the permission of the Ranger to use the commonage.

10 Penalties

A person who contravenes, or fails to comply with, any provision of these Regulations shall be guilty of an offence punishable, on conviction, by a fine not exceeding \$20.

The Schedule Scale of fees

Description of Animal	Fee for each animal
	\$ ¢
Dairy cows – per annum	1.00
Butcher's cattle – per week	0.02
Butcher's sheep – per week	0.01
Goats kept for milking purposes – per week	0.01
Horses, mules and donkeys – per week	0.05

ENDNOTES

1 KEY

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
Gaz = <i>Gazette</i>	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2 LIST OF LEGISLATION

Crown Lands (Commonage) Regulations (SL No. 3, 1946)

Notified	24 October 1946
Commenced	24 October 1946

Ordinances Revision Ordinances 1973 (Act No. 87, 1973)

Assent date	11 December 1973
Commenced	11 December 1973

Transfer of Powers (Self-Government) Ordinance 1978 (Act No. 54, 1978)

Assent date	1 July 1978
Commenced	1 July 1978

3 SAVINGS AND TRANSITIONAL PROVISIONS

s 8 *Transfer of Powers (Self-Government) Ordinance 1978* (Act No. 54, 1978)

4 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: rr 1, 2 and 3.

5 LIST OF AMENDMENTS

rr 2 – 3	amd Act No. 87, 1973, s 11
r 4	amd Act No. 54, 1978, s 6
rr 5 – 6	amd Act No. 87, 1973, s 11
r 7	amd Act No. 87, 1973, s 11; Act No. 54, 1978, s 6
r 8	amd Act No. 87, 1973, s 11
r 10	amd Act No. 87, 1973, s 11
sch	amd Act No. 87, 1973, s 11