



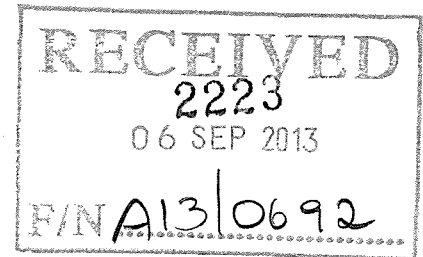
Game  
Council

ADA  
cc Gen Sec

Mr Anthony D'Adam  
Public Service Association of NSW  
160 Clarence Street  
SYDNEY NSW 2001

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Our ref:  
Your ref: ADA:vem



Dear Mr D'Adam,

### NOTICE OF DECISION

I refer to your request, under the Government Information (Public Access) Act 2009 (GIPA Act), to obtain information held by Game Council relating to:

1. Number of successful prosecutions of illegal hunting activity since the Game Council came into existence, including a log of type of infringement, corresponding penalty notices, location (National Park/ State forest/ Crown Land/ Private Property) and date of incident.
2. Number of infringements or penalty notices for offences issued per annum since the Game Council came into existence, including a log of type of infringement, penalty imposed for each offence, location (National Park/ State forest/ Crown Land/ Private Property) and date of incident.
3. Number of investigations conducted by the Game Council or an appointed inspector for the Game Council conducted into illegal hunting activity in National Parks and how many have resulted in penalties imposed or prosecution by the courts, including a log of the investigations, the outcome including any by the courts or Game Council, the location of the investigation and the time period of the investigation.
4. Number of allegations of breeches of the Game Council Code of Practice reported to Game Council per annum, including information on how any allegations of breeches have been proven.
  - a. Of those allegations proven, provide a log of details of the activity and the penalties imposed by council, and what type of entity lodged the complaint (public/ government agency)
5. Number of prosecutions for illegal hunting currently pending.
6. Number of suspensions and/ or cancellations of Restricted (R) licences that Game Council implemented per annum, as provided under the Game and Feral Animal Control Act 2002 S29, since the inception of Game Council, including a log of suspensions and cancellations including the date, location, details of offence and the penalties imposed by council.

7. Number of suspensions and/ or cancellations of Restricted (R) licences that Game Council implemented per annum, as provided under the Game and Feral Animal Control Act 2002 S30, since the inception of Game Council, including a log of suspension and cancellation of licences by courts in connection with the offence including the date, location, details of offence and the penalties imposed by council.

Thank you for your prompt payment of the required processing fee. Game Council provides the following information in response to your application.

## NOTICE OF DECISION

### Item 1.

2009

Infringement Type	Penalty Imposed	Location	Date of Incident
Offence to contravene conditions of licence x 3	\$1,500 Court imposed fine	State forest	1/4/2009
Offence to contravene conditions of licence	\$10 bond	State forest	27/9/2009
Offence to contravene conditions of licence	\$10 bond	State forest	1/4/2011

### Item 2.

2007

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	9/4/2007

2008

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	21/3/2008
Contravene conditions of licence	\$550	State forest	21/3/2008
Hunt w/out licence	\$500	State forest	28/3/2008
Hunt w/out licence	\$500	State forest	28/3/2008
Hunt w/out licence	\$500	Private property	23/5/2008
Hunt w/out licence	\$500	Private property	28/5/2008
Contravene conditions of licence	\$550	Private property	27/6/2008
Hunt w/out licence	\$500	Private property	27/6/2008
Hunt w/out licence	\$500	Private property	27/6/2008

**2009**

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	11/3/2009
Contravene conditions of licence	\$550	State forest	23/3/2009
Contravene conditions of licence	\$550	State forest	23/3/2009
Hunt w/out licence	\$500	State forest	10/4/2009
Hunt w/out licence	\$500	State forest	18/9/2009
Hunt w/out licence	\$500	State forest	18/9/2009
Hunt w/out licence	\$500	State forest	5/10/2009
Hunt w/out licence	\$500	State forest	5/10/2009

**2010**

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	2/4/2010
Hunt w/out licence	\$500	State forest	3/4/2010
Contravene conditions of licence	\$550	State forest	3/4/2010
Hunt w/out licence	\$500	State forest	3/4/2010
Hunt w/out licence	\$500	State forest	23/4/2010
Hunt w/out licence	\$500	Private property	11/5/2010
Contravene conditions of licence conditions	\$550	State forest	23/9/2010
Contravene conditions of licence	\$550	State forest	2/10/2010
Penalty Notice	\$550	State forest	2/10/2010
Penalty Notice	\$550	State forest	12/11/2010

**2011**

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	1/3/2011
Contravene conditions of licence	\$550	State forest	1/4/2011
Contravene conditions of licence	\$550	State forest	1/4/2011
Hunt w/out licence	\$500	State forest	2/4/2011
Contravene conditions of licence	\$550	State forest	2/4/2011
Contravene conditions of licence	\$550	State forest	2/4/2011

Contravene conditions of licence	\$550	State forest	2/4/2011
Contravene conditions of licence	\$550	State forest	6/4/2011
Contravene conditions of licence	\$550	State forest	6/4/2011
Contravene conditions of licence	\$550	State forest	11/4/2011
Contravene conditions of licence	\$550	State forest	23/4/2011
Hunt w/out licence	\$500	State forest	7/5/2011
Hunt w/out licence	\$500	State forest	7/5/2011
Hunt w/out licence	\$500	State forest	11/6/2011
Contravene conditions of licence	\$550	State forest	11/6/2011
Contravene conditions of licence	\$550	State forest	19/6/2011
Contravene conditions of licence	\$550	State forest	21/6/2011
Hunt w/out licence	\$500	State forest	27/8/2011
Hunt w/out licence	\$500	State forest	24/9/2011
Hunt w/out licence	\$500	State forest	24/9/2011
Contravene conditions of licence	\$550	State forest	5/11/2011
Hunt w/out licence	\$500	State forest	8/12/2011

## 2012

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Contravene conditions of licence	\$550	State forest	10/3/2013
Contravene conditions of licence	\$550	Private property	11/3/2012
Hunt w/out licence	\$500	State forest	27/4/2012
Contravene conditions of licence	\$550	State forest	11/5/2012
Contravene conditions of licence	\$550	State forest	11/5/2012
Contravene conditions of licence	\$550	State forest	11/5/2012
Hunt w/out licence	\$500	State forest	31/5/2012
Hunt w/out licence	\$500	State forest	31/5/2012
Hunt w/out licence	\$500	State forest	6/7/2012
Hunt w/out licence	\$500	State forest	6/7/2012
Contravene conditions of licence	\$550	State forest	7/7/2012
Hunt w/out licence	\$500	Crown Land	11/8/2012
Contravene conditions	\$550	State forest	12/8/2012

of licence			
Contravene conditions of licence	\$550	State forest	13/8/2012
Contravene conditions of licence	\$550	State forest	1/10/2012
Contravene conditions of licence	\$550	State forest	14/10/12
Contravene conditions of licence	\$550	State forest	18/10/2012
Contravene conditions of licence	\$500	State forest	18/10/2012
Contravene conditions of licence	\$550	State forest	18/10/2012

### 2013

Infringement Type	Penalty Imposed (all Penalty Infringement Notices – PINS)	Location	Date of Incident
Offences relating to licences	\$500	n/a	12/6/2012
Contravene conditions of licence	\$550	Private property	2/9/2012
Hunt w/out licence	\$500	State forest	21/10/2012
Hunt w/out licence	\$500	State forest	12/11/2012
Contravene conditions of licence	\$550	State forest	1/2/2013
Hunt w/out licence	\$500	State forest	4/2/2013
Hunt w/out licence	\$500	State forest	10/2/2013
Hunt w/out licence	\$500	State forest	21/2/2013
Offences relating to licences	\$500	State forest	21/2/2013
Hunt w/out licence	\$500	State forest	21/2/2013
Contravene conditions of licence	\$550	State forest	21/3/2013
Contravene conditions of licence	\$550	Private property	4/4/2013
Contravene conditions of licence	\$550	Private property	4/4/2013
Contravene conditions of licence	\$550	State forest	24/5/2013

### Item 3.

A. 2 investigations. No prosecutions.

B.

Outcome	Location	Time Period
3 month licence	Jenolan, NSW	15/9/12 – 16/10/12

suspension. Matter referred to NPWS		
Matter referred to OEH	Newnes, NSW	19/6/13-19/7/2013

**Item 4.**

- a) *As per response provided in 1 & 2.*
- b) A breach of the mandatory provisions of the code of practice is an offence under S23 of the Game and Feral Animal Control Act 2002. S23 offences are summary offences and as such are most often dealt with by way of Penalty Infringement Notice. The recipient of a general penalty notice may elect to pay the fine or elect to have the matter heard in court. The payment of a penalty notice fine is not an admission of guilt.
- c) Proven Breaches of the Game Council mandatory code of practice.

Details of Activity	Penalty Imposed by Game Council	Entity who lodged Complaint
Hunt at night, hunt in exclusion zone, hunt from a vehicle	Court Attendance Notice x 3, Licence cancelled.	Public
Not sign written permission	Penalty notice – recipient elected to proceed to Court	Game Council
Hunt without permission	Court Attendance Notice x 2, Licence suspended, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement	Forests NSW

**Item 5.** No Game Council instituted prosecutions for illegal hunting are currently pending.

**Item 6.  
2008**

Date of Offence	Location of Offence	Details of Offence	Penalty Imposed by Council
2008	Sutton, NSW	Breaches of Firearms Act	Licence suspended. Re-instated after decision set aside by ADT
2008	Narara, NSW	Breaches of Firearms Act	Licence cancelled
3/2/2008	Bungendore, NSW	Breaches of Firearms Act and Game and Feral Animal Control Act	Licence cancelled
3/2/2008	Bungendore, NSW	Breaches of Firearms Act and Game and Feral Animal Control Act	Licence cancelled
24/2/2008	Hampton, NSW	Contravene conditions of licence	Licence cancelled
30/3/2008	Nundle, NSW	Contravene conditions of licence	Licence cancelled
23/5/2008	Dombarton, NSW	Hunt without licence	Licence suspended, \$500 fine
27/6/2008	Mt Nebbo, NSW	Contravene conditions of licence	Licence cancelled, \$550 fine

11/7/2008	Figtree, NSW	Contravene conditions of licence	Licence suspended, required to undertake hunting & firearms training prior to licence being re-instated
3/8/2008	Tuggalo, NSW	Contravene conditions of licence	Licence suspended indefinitely
3/8/2008	Tuggalo, NSW	Contravene conditions of licence	Licence suspended indefinitely
13/8/2008	Freemans Waterhole, NSW	Contravene conditions of licence	Licence cancelled

### 2009

Date	Location	Details of Offence	Penalty Imposed by Council
13/3/2009	Maragle, NSW	Contravene conditions of licence	Licence suspended
1/4/2009	Sunny Corner, NSW	Contravene conditions of licence	Licence cancelled. CAN x 3
9/4/2009	Maragle, NSW	Contravene conditions of licence	6 month Licence suspension
10/4/2009	Sunny Corner, NSW	Hunt without licence	Licence cancelled
27/9/2009	Maragle	Contravene conditions of licence	Licence cancelled

### 2010

Date	Location	Details of Offence	Penalty Imposed by Council
2010	Unknown	Breaches of Firearms Act	Licence suspended
11/7/2010	Stuart Town, NSW	Contravene conditions of licence	Licence suspended
17/9/2010	Sunny Corner, NSW	Contravene conditions of licence	Licence suspended
October 2010	Tottenham, NSW	Contravene conditions of licence	Licence suspended
October 2010	Tottenham, NSW	Contravene conditions of licence	Licence suspended
2/10/2010	Maragle, NSW	Contravene conditions of licence	Licence suspended, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement
2/10/2010	Maragle, NSW	Contravene conditions of licence	Licence suspended, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement
12/11/2010	Maragle, NSW	Contravene conditions of licence	Licence suspended, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement

**2011**

<b>Date</b>	<b>Location</b>	<b>Details of Offence</b>	<b>Penalty Imposed by Council</b>
2011	Unknown	Conviction of Common Assault, S9 Bond for 12 months and fined \$81 court costs. .	Licence cancelled. Refuse to grant licence until 9 September 2021
1/4/2011	Bemboka, NSW	Contravene conditions of licence	Licence suspended
2/4/2011	Neville, NSW	Hunt without licence	July 2011, Council temporarily suspended Licence suspended, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement and demonstrate a sound knowledge of firearms safety, including handling and safe transport
31/7/2011	Laguna, NSW	Discharge Firearm in/near Public Place - Section 93g(1)(b) Crimes Act 1900	Licence suspended
5/8/2011	Nymagee, NSW	Discharge firearm in or near public place	Licence suspended pending Police action
5/8/2011	Nymagee, NSW	Discharge firearm in or near public place	Licence suspended pending Police action
15/8/2011	Tumbarumba, NSW	Breaches of Firearms Act , Breaches of the National Parks and Wildlife Act & Regulation	Licence suspended

**2012**

<b>Date</b>	<b>Location</b>	<b>Details of Offence</b>	<b>Penalty Imposed by Council</b>
2012	Berridale, NSW	Contravene conditions of licence	6 month licence suspension
11/5/2012	Bemboka, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
11/5/2012	Bemboka, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
11/5/2012	Bemboka, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
11/8/2012	Carabost, NSW	Possession of Prohibited Drug, Possession of knife in Public Place x 2, Hunt on Private Property Without Permission, Owner- Unregistered dog, Owner- Not Micro-chip Companion	Licence suspended



		Animal	
11/8/12	Rosewood, NSW	Hunt Game Without Declaration Permitting Hunting in Force, Possess Hunting Device in State Forest, Cause Hunting to be done in State Forest	6 month licence suspension
13/8/2012	Glen Allen, NSW	Contravene conditions of licence	\$1,100 fine. Licence cancelled. Refuse to grant licence until 6 November 2013, on condition penalty notices have been paid.
14/9/2012	Jenolan, NSW	Contravene conditions of licence	3 month licence suspension
1/10/2012	Currowan, NSW	Contravene conditions of licence	3 month licence suspension, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement
14/10/2012	Tantawanglo, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
18/10/2012	Maragle, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
18/10/2012	Maragle, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
18/10/2012	Maragle, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
28/12/2012	Western NSW	Current NSWPF investigation	Licence suspended

### 2013

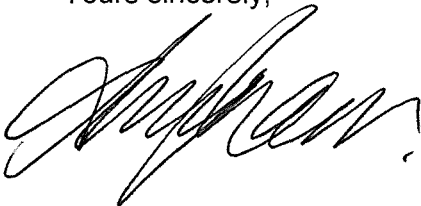
Date	Location	Details of Offence	Penalty Imposed by Council
1/2/2013	Sunny Corner, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement
21/3/2013	Maragle, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension, undertake R-Licence assessment without access to Hunter Education Handbook prior to licence re-instatement
4/4/2013	Maragle, NSW	Contravene conditions of licence x 2	\$550 fine x 2, 6 month licence suspension, undertake R-Licence assessment without access to Hunter Education

			Handbook prior to licence re-instatement
24/5/2013	Sunny Corner, NSW	Contravene conditions of licence	\$550 fine, 3 month licence suspension
4/6/2013	Capertee, NSW	Current NSWPF investigation	Licence suspended

**Item 7. Nil.**

If you require any further information or assistance, please contact me on 02 6360 5103 or [amy.warr@gamecouncil.nsw.gov.au](mailto:amy.warr@gamecouncil.nsw.gov.au).

Yours sincerely,



Amy Warr

**Acting Communications & Marketing Manager**

28 August 2013