

Western Australia

## **Sandalwood Act 1929**

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**THE TEXT OF THE LEGISLATION FOLLOWS**



Western Australia

## **Sandalwood Act 1929**

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## **Sandalwood Act 1929**

**An Act to regulate the quantity of sandalwood to be pulled or removed from Crown and other land.**

**1. Short title**

This Act may be cited as the *Sandalwood Act 1929*<sup>1</sup>, and shall be read as one with the *Conservation and Land Management Act 1984*, hereinafter referred to as the principal Act.

*[Section 1 amended by No. 74 of 1996 s. 3.]*

**2. Power to limit quantity**

The Governor may from time to time, by Order in Council, limit and restrict the quantity of sandalwood, other than sandalwood grown on a plantation, that may be pulled or removed from Crown land and alienated land during a period therein stated.

*[Section 2 amended by No. 74 of 1996 s. 4.]*

**3. Licenses**

- (1) No person shall pull or remove sandalwood —
- (a) from Crown land, except under a license granted pursuant to regulations under the principal Act; or

- (b) from alienated land, unless such person (being the grantee or lessee thereof, or a person lawfully claiming under him) is authorised to do so by a license in the prescribed form granted to him by the Executive Director under this Act.

Penalty: \$200.

- (1a) Subsection (1)(b) does not apply to sandalwood grown on a plantation.

*[(2) repealed]*

- (3) The granting of licenses under subsection (1)(b) shall be in the order of priority of application, and the allocation to each licensee of the quantity of sandalwood to be pulled or removed under license shall be determined by the Minister.
- (4) In this section the words “**alienated land**” mean and include any land granted by the Crown for an estate in fee simple and any land held on conditional purchase or other lease or tenure under the provisions of the *Land Administration Act 1997*, or the *Mining Act 1904*<sup>2</sup>, but shall not include any land granted or demised subject to the reservation to the Crown of sandalwood thereon.

*[Section 3 amended by No. 113 of 1965 s. 8; No. 74 of 1996 s. 5; No. 59 of 2000 s. 51; No. 70 of 2003 s. 47.]*

#### **4. Regulations**

The Governor may make regulations under the principal Act for the purposes of this Act, and by such regulations may (subject to such conditions as are prescribed) exempt from this Act any land in process of clearing for agricultural purposes.

#### **5. Meaning of “sandalwood”**

For the purposes of this Act the word “**sandalwood**” means and includes the wood of any tree of the genera *Santalum* or

*Fusanus*, and any other species of aromatic wood which is or may be used as a substitute for sandalwood.

*[Section 5 inserted by No. 13 of 1934 s. 2.]*

**Notes**

<sup>1</sup> This is a compilation of the *Sandalwood Act 1929* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

**Compilation table**

<b>Short title</b>	<b>Number and year</b>	<b>Assent</b>	<b>Commencement</b>
<i>Sandalwood Act 1929</i>	27 of 1929	5 Dec 1929	5 Dec 1929
<i>Sandalwood Act Amendment Act 1930</i>	43 of 1930	22 Dec 1930	22 Dec 1930
<i>Sandalwood Act Amendment Act 1934</i>	13 of 1934	26 Nov 1934	26 Nov 1934
<b>Reprint of the <i>Sandalwood Act 1929</i> approved 16 May 1958 in Volume 13 of Reprinted Acts</b> (includes amendments listed above)			
<i>Decimal Currency Act 1965</i>	113 of 1965	21 Dec 1965	s. 4-9: 14 Feb 1966 (see s. 2(2)); balance: 21 Dec 1965
<b>Reprint of the <i>Sandalwood Act 1929</i> approved 14 Jul 1971</b> (includes amendments listed above)			
<i>Sandalwood Amendment Act 1996</i>	74 of 1996	13 Nov 1996	11 Dec 1996
<i>Land Administration Amendment Act 2000</i> s. 51	59 of 2000	7 Dec 2000	10 Apr 2001 (see s. 2(2) and <i>Gazette</i> 10 Apr 2001 p. 2073)
<b>Reprint of the <i>Sandalwood Act 1929</i> as at 4 Jan 2002</b> (includes amendments listed above)			
<i>Acts Amendment and Repeal (Competition Policy) Act 2003</i> Pt. 12	70 of 2003	15 Dec 2003	21 Apr 2004 (see s. 2 and <i>Gazette</i> 20 Apr 2004 p.1297)

<sup>2</sup> Repealed by the *Mining Act 1978*.