

CARELESS USE OF FIRE

No. 11 of 1967

An Ordinance to amend the *Careless Use of Fire Ordinance 1936-1966*.

1.—(1.) This Ordinance may be cited as the *Careless Use of Fire Ordinance 1967*.^{*} Short title and citation.

(2.) The *Careless Use of Fire Ordinance 1936-1966*[†] is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Careless Use of Fire Ordinance 1936-1967*.

2. Section 7A of the Principal Ordinance is amended— Days of acute fire danger.

(a) by omitting from sub-section (1.) the words “A person” and inserting in their stead the words “Notwithstanding anything contained in this Ordinance, a person”;

(b) by omitting from paragraph (a) of that sub-section the word “or”;

(c) by inserting in that sub-section, after paragraph (b), the following paragraph:—

“; or (c) to be televised from a television station in the Territory,”; and

(d) by omitting sub-section (3.) and inserting in its stead the following sub-section:—

“(3.) In this section, ‘broadcasting station’ and ‘television station’ have the same meanings as in the *Broadcasting and Television Act 1942-1966*.”

3. Section 10 of the Principal Ordinance is amended— Lighting fires for burning-off purposes.

(a) by omitting from sub-section (1.) the words “(1.) Notwithstanding anything contained in this Ordinance, the owner of any land” and inserting in their stead the words “Except on a day or during a period in respect of which a warning is published, broadcast or televised in pursuance of section seven A of this Ordinance, an owner of land”; and

(b) by omitting sub-section (2.).

^{*} Made on 19 May 1967; notified in the *Commonwealth Gazette* and commenced on 24 May 1967.
[†] Ordinance No. 20, 1936, as amended by No. 22, 1937; No. 7, 1940; No. 1, 1942; No. 1, 1943; No. 1, 1945; No. 11, 1946; No. 1, 1952; No. 6, 1954; No. 21, 1959; and No. 19, 1966.

4. After section 10 of the Principal Ordinance the following sections are inserted:—

Lighting of fires, &c., in the open for cooking and other purposes.

“ 10AA. Except on a day or during a period in respect of which a warning is published, broadcast or televised in pursuance of section seven A of this Ordinance, the owner of land within a built-up area may, during a prescribed period—

(a) light a fire in the open air on the land—

- (i) at any time for the purpose of cooking food or heating liquids in a properly constructed fire-place;
- (ii) at any time in a properly constructed incinerator designed to prevent the escape of sparks or incandescent material; and
- (iii) between the hours of seven o'clock in the evening of any day and seven o'clock in the morning of the next succeeding day if the land has been cleared of all inflammable materials for a distance of fifteen feet in every direction from the site of the fire; and

(b) use a heating appliance in the open air on the land at any time for the purpose of cooking food or heating liquids.

Penalty for burning off or lighting fires except as authorized.

“ 10AB. A person, whether the owner of land or not, shall not, otherwise than in accordance with either section ten or ten AA of this Ordinance or as otherwise provided in this Ordinance, burn inflammable material, light a fire or use a heating appliance, or cause or permit inflammable material to be burnt, a fire to be lit or a heating appliance to be used, in the open air on the land.

Penalty: One hundred dollars or imprisonment for three months.”.