

# New Zealand.

ANNO VICESIMO NONO

VICTORIÆ REGINÆ.

No. 16.

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## AN ACT to amend "The Diseased Cattle Act 1861." [26th September 1865.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled and by the authority of the same—

I. The Short Title of this Act shall be "The Diseased Cattle Act Amendment Act 1865."

II. Sections VI and XI of "The Diseased Cattle Act 1861" shall be and the same are hereby repealed.

III. There shall be paid to the Inspector of Diseased Cattle a fee of two shillings and sixpence for every head of cattle on board any ship or vessel which shall be inspected by him which fee shall be paid on demand by such master to such Inspector Provided that no greater sum in the aggregate than ten pounds in respect of cattle brought by any one ship or vessel shall be so payable Provided also that all such fees shall be paid over to the Treasurer of the Province and shall become the revenue of the Province in which the same are paid Provided also that if in any year due provision shall not be made for the payment of the Inspector's salary and other expenses incidental to this Act by the Superintendent and Provincial Council of the Province then the fees hereby made payable shall be paid to the Colonial Treasurer for the service of the General Government of the Colony.

IV. The Governor may by any Order in Council from time to time annul make void or alter or vary and make anew any Orders in Council regulations appointments or prohibitory or other declarations made and published by the Governor under the authority of the said Act or this Act or by the Superintendent of any Province under or in pursuance of any power delegated to him under any of the powers of delegation contained in the said Act or this Act and that either with reference to the whole or any part of any proclaimed district.

V. As to regulations appointments and prohibitory and other declarations made by Superintendents of Provinces in pursuance of any powers delegated under the powers of delegation contained in the said Act or this Act the power of annulling making void or allowing or varying and making anew any such regulations appointments or prohibitory or other declarations vested in the Governor by this Act

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*Diseased Cattle Act Amendment.*

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may from time to time be delegated by the Governor in Council by warrant under his hand to the Superintendent of any Province who shall by virtue of such delegation be empowered from time to time by declaration to annul make void or alter or vary and make anew any regulations appointments and prohibitory or other declarations made under the said Act or this Act by the Superintendent of any Province to whom such power is delegated or by any previous Superintendent of the same Province.

Publication in *Gazette* of Orders in Council and regulations.

VI. All Orders in Council and all regulations made by the Governor under the authority of the said Act or this Act shall be published in the *New Zealand Gazette* and all such Orders in Council and regulations shall take effect from and after such day being a day subsequent to the first publication thereof in such *Gazette* as shall be prescribed in that behalf by the Governor in such Orders and regulations respectively and not before. And it shall be lawful for the Governor if he shall deem it expedient so to do to direct that all Orders in Council and regulations so made by him under the authority of the said Act or this Act shall be published in any one or more of the Government *Gazettes* of the Provinces within the Colony as well as in the *New Zealand Gazette* as aforesaid but the publication thereof in any Provincial Government *Gazette* shall not be necessary nor shall the omission of such publication in any Provincial *Gazette* invalidate any such Orders or regulations.

Delegated regulations appointments and declarations to be published in the Government *Gazette*.

VII. All regulations and appointments and all prohibitory and other declarations made by the Superintendent of any Province under or in pursuance of any power delegated to him under the power of delegation in the said Act or this Act contained shall be published in the *New Zealand Gazette* and also in the Government *Gazette* of the Province in which he is Superintendent and all such regulations and appointments and prohibitory and other declarations shall take effect from and after such day being a day subsequent to the first publication thereof in the *New Zealand Gazette* as shall by the Superintendent making the same be prescribed in that behalf in such regulations appointments and declarations respectively and not before and no such regulations appointments or prohibitory or other declarations shall remain in force for a period exceeding three months from the day of such publication unless the assent of the Governor thereto shall have been signified in writing to the Superintendent and a notification of such assent shall have been published in the Government *Gazette* of the Province to which the same shall relate.

Orders and Proclamations heretofore made to be valid.

VIII. All Orders in Council and Proclamations heretofore made or issued by the Governor or the Superintendent of any Province purporting to annul make void alter vary or make anew any regulations appointments or prohibitory or other declarations under "The Diseased Cattle Act 1861" shall be deemed to have been valid and effectual in law and that as fully as if the same had been made and issued under authority of this Act. And all persons who may have done or omitted to do any act or thing in pursuance or by reason of any such Order or Proclamation shall be and they are freed and indemnified of from and against all actions suits prosecutions claims and demands on account of such act or omission.

Regulations already published not affected until annulled or varied.

IX. Nothing herein contained shall be deemed to repeal alter or affect regulations declarations or proclamations made or published under the authority of the said Act until and except as under the powers hereby created the same may be annulled or varied.

Interpretation.

X. In this Act the term "the said Act" means "The Diseased Cattle Act 1861."