

Hon. Mr. Waterhouse.

CRUELTY TO ANIMALS ACT 1880 AMENDMENT.

ANALYSIS.

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A BILL INTITULED

AN ACT to amend "The Cruelty to Animals Act, 1880."

Title.

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

Short Title.

5 1. The Short Title of this Act is "The Cruelty to Animals Act 1880 Amendment Act, 1884." It shall be incorporated with and read as forming part of "The Cruelty to Animals Act, 1880" (hereinafter referred to as "the said Act").

Killing of animals.

10 2. If it shall be made to appear to any Justice of the Peace or Resident Magistrate, by personal inspection, or by the testimony of a competent witness, that any animal impounded in any pound, or found elsewhere, is in such a weak, disabled, or diseased state that it ought to be killed, it shall be lawful for him, by writing under his hand, to order that the said animal shall be forthwith killed; and

15 such order shall be sufficient authority to the poundkeeper or owner of such animal, or any other person authorized by the said Justices or Resident Magistrate, to kill the same.

Not providing sufficient food and shelter to animals an offence.

20 3. Every person who has the possession, charge, or custody of any animal which is confined, or which is unable to provide for itself, or who has the possession, charge, or custody of any place where any animal is to his knowledge confined, and who shall omit to provide such animal, so long as it remains in his possession, charge, or custody, or in the place whereof he has possession, charge, or custody, with proper and sufficient food, drink, or shelter, shall be held to be ill-

25 treating such animal within the meaning of the said Act.

Appointment and powers of special constable.

30 4. It shall be lawful for any Magistrate or any two or more Justices to appoint, in writing under his or their hands, any officer, agent, or servant of any society for the prevention of cruelty to animals to be a special constable, to act for such time and within such limits as may be appointed, and such special constable shall, during such time and within such limits as his appointment extends, have, exercise, and enjoy all such powers, authorities, advantages, and immunities, and be liable to all such duties and responsibilities, and for all purposes shall be considered, as any special constable duly

appointed under the provisions of "The Justices of the Peace Act, 1832." It shall be lawful for any police constable or any special constable appointed under the provisions of this Act to enter at any time into any sale-yard or place where animals are usually sold or kept for the purposes of sale, and to inspect the condition of such yard or place, and of any animal found therein, and of the appliances for the comfort, food, or shelter for such animals. Any person hindering such police constable or special constable from so entering and inspecting shall be guilty of an offence against the said Act, and shall for every such offence be liable to a penalty not exceeding *ten* 10 pounds.

Portion of every public pound to be covered.

5. Every local body in whose jurisdiction a public pound is erected shall cause a portion thereof to be covered in as a shelter for all horses, cattle, and other animals impounded therein, and any such local body neglecting so to do shall forfeit and pay a penalty of not less than *15* *twenty* pounds.