

### CATTLE BRANDING ORDINANCE, 1862.

26 VICT.—No. 24.

AN ORDINANCE to provide for the branding of Cattle in the Province of Southland. [22ND NOVEMBER 1862.]

WHEREAS it is expedient to make provision for the branding of Cattle within the Province of Southland and for the registration of the Brands used in that behalf:

BE IT THEREFORE ENACTED:

II. All laws in force in the said Province (saving and except Repeal. Acts of the General Assembly of New Zealand) that are repugnant to the provisions of this Ordinance or that would in any way interfere in the operation thereof are hereby repealed.

III. It shall be lawful for the Superintendent of the said Province to appoint a fit person to be Registrar of Brands for the said Province and to make rules for the management of such Registrar's Office and to fix the fees which shall be payable to such Registrar and all such rules and tables of fees shall be published in the Provincial Government Gazette. Superintendent may appoint Registrar of Brands.

IV. It shall be the duty of such Registrar on being thereunto requested to register in a book to be by him kept and provided in that behalf the brands used or to be used in the branding of cattle depasturing or being in the said Province. Duty of Registrar to register brands.

V. It shall also be the duty of such Registrar on being thereupon requested to register all sales of cattle depasturing or being in the said Province and the imprint of the brands (if any) of the cattle at the time of such sale. And also to register sales of cattle.

VI. Every owner of branded cattle in the said Province shall within nine months from the coming into operation of this Ordinance cause the brands with which such cattle have been branded to be registered by the Registrar of Brands. Owner of branded cattle to register brands within nine months.

VII. No brand shall be used for branding cattle in the said Province except such brand shall have been previously registered by No brand to be used but registered brand.

the said Registrar of Brands as the brand of the person so using the same and every such brand shall be not less than four inches in length and of a proportionate breadth when used for neat cattle and not less than two inches in length and of a proportionate breadth when used for horses.

Registrar may direct brand to be altered if not distinguishable from some registered brand.

VIII. Where in the opinion of the Registrar of Brands the imprint of any brand sought to be registered cannot be readily and easily distinguishable from the imprint of some other brand previously registered by such Registrar such brand so sought to be registered shall be altered as such Registrar shall direct.

Seller of cattle to register sale.

IX. Every person who shall sell any cattle in the said Province being the owner of such cattle or the agent of such owner shall within twenty-one days after such sale cause the same together with the brands (if any) of such cattle to be registered with the said Registrar of Brands.

Owner of unbranded cattle to brand same within nine months.

X. Within nine months from the time of the coming into operation of this Ordinance every owner of unbranded cattle of the age of six months and upwards shall cause the same to be distinctly branded with the registered brand (and none other) of the said owner.

Unbranded cattle in certain cases may be destroyed or sold.

XI. If at any time after the expiration of nine months from the time of the coming into operation of this Ordinance any unbranded cattle of the age of twelve months and upwards shall be found depasturing at large upon any Waste Lands of the Crown or upon any unenclosed lands it shall be lawful for the Superintendent to authorise any person he may think fit to destroy such cattle or to seize the same and sell them in such manner as he shall think fit and the proceeds of such sale after deducting all necessary expenses incurred in such seizure or sale shall be paid into the Treasury of the said Province to be appropriated to the public service of such Province.

Penalty for altering, &c., brand without consent of owner.

XII. Every person who shall wilfully alter deface or obliterate the brand upon any cattle belonging to any other person without the consent in writing of such owner first obtained shall be liable to be imprisoned for any term not exceeding six calendar months.

Penalty for Registrar refusing to register.

XIII. Any Registrar of Brands refusing or neglecting upon request to register any brand cattle or sale of cattle shall forfeit and pay for every such offence any sum not exceeding fifty pounds.

Other penalties.

XIV. Every person committing any of the following offences—that is to say:—

- (1.) Shall neglect within nine months from the time of the coming into operation of this Ordinance to register the brand of any cattle belonging to him :

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- (2.) Shall use for branding cattle any brand which shall not have been previously registered under this Ordinance :
  - (3.) Shall neglect within twenty-one days after selling any cattle to register such sale :
  - (4.) Shall neglect within nine months from the time of the coming into operation of this Ordinance to brand any unbranded cattle of the age of six months and upwards belonging to him :

—shall forfeit and pay for every such offence any sum not exceeding five pounds.

