



CATTLE TRESPASS ORDINANCE 1858.

IN THE TWENTY-SECOND YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION VII.—No. 27.

ANALYSIS.

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| 1. Penalty for Cattle trespassing in Dunedin and Port Chalmers. | 3. Ordinance not to apply to Cattle within enclosures, or being landed. |
| 2. Constables to impound Cattle, the owner of which is unknown. | 4. Interpretation clause. |
| | 5. Any law repugnant hereto repealed. |
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AN ORDINANCE to Prevent the Trespass of Cattle within the Towns of
Dunedin and Port Chalmers.

BE IT ENACTED by the Superintendent of the Province of Otago, with the advice and consent of the Provincial Council thereof, as follows:—

1. If any owner of any cattle shall suffer such cattle to stray, or shall turn out, keep or depasture such cattle, anywhere within the limits of the Town of Dunedin and of Port Chalmers respectively, as laid down in the public maps or plans thereof, every such owner shall forfeit and pay for every such offence any sum not exceeding Five pounds. Penalty for Cattle trespassing in Dunedin and Port Chalmers.

2. It shall be lawful for any constable to take any such cattle found so straying or depasturing, the owner of which is unknown to him, into his custody, and to drive or take them to and lodge them Constables to impound Cattle, the owner of which is unknown.

in the nearest Public Pound, or to cause them to be so driven, taken, and lodged ; and the keeper of such Public Pound is hereby authorised to act with respect to such cattle, and to demand and receive pound fees and charges for such cattle, as in any other case of cattle lawfully impounded.

Ordinance not to apply to Cattle within enclosures, or being landed.

3. Provided that nothing contained in this Ordinance shall be construed to apply to cattle kept within any enclosure sufficiently fenced for preventing the straying of such cattle, or to cattle landed from any vessel within three days of such vessel commencing to discharge.

Interpretation clause.

4. In the interpretation of this Ordinance the word "Owner" shall be held to include any person having the charge, control, or management of any such cattle, and the word "Cattle" shall be taken to include horned or neat cattle, horses, mules, asses, sheep, goats, and swine, and the singular as well as the plural number, and the feminine as well as the masculine gender.

Any law repugnant hereto repealed.

5. Every Law or Regulation having force in this Province repugnant to the provisions of this Ordinance is, in so far as it would otherwise impede the operation of this Ordinance, hereby repealed.

Short title.

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6. This Ordinance may be cited and referred to as the "Cattle Trespass Ordinance, 1858."

Passed the Provincial Council this 9th day of November 1858.

JAMES MACANDREW,
Speaker.

ROBERT CHAPMAN,
Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, the sixteenth day of November, One Thousand Eight Hundred and Fifty-eight.

W. CARGILL,
Superintendent of the Province of Otago.