



## DISEASED CATTLE ORDINANCE, 1861.

SESSION XII.—NO. 46.

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

### A N A L Y S I S :

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AN ORDINANCE *to prohibit the Importation of Diseased Cattle into the Province of Otago, and to prevent the spread of Disease amongst the Cattle of the Province.* Title.

**W**HEREAS the importation of Neat Cattle from the Australian Colonies into the Province of Otago is of frequent occurrence : AND WHEREAS a fatal and infectious disease, commonly known as Pleuro-pneumonia, is very prevalent amongst Cattle in the said Colonies : AND WHEREAS, the progress of the said Disease is at first so slow and subtle as to render it difficult, and even impossible, to determine whether Cattle are, or are not, infected therewith. And it is, therefore, expedient, in order to prevent the introduction of the said Disease amongst the Cattle of this Province to Prohibit the Importation of all Neat Cattle from the Australian Colonies, and to provide means for preventing the spread of infectious Diseases amongst the Cattle of the Province. Preamble.

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

Superintendent and others may prohibit and prevent the landing of Cattle from the Australian Colonies into the Province of Otago.

1. It shall be lawful for the Superintendent, and all Inspectors and Sub-Inspectors of Sheep, and all Constables and other persons appointed by the Superintendent in that behalf, to prohibit and prevent the Landing of any Cattle shipped from any port or place in any of the Australian Colonies, or Tasmania on any part of the Coast, or in any Port or Harbour, or in any Bay, Inlet, or River in this Province. And also to prohibit and prevent the driving or conveying of any Cattle into this Province from either of the adjoining Provinces of Canterbury or Southland.

Penalty on persons landing, or assisting in landing, such Cattle, and forfeiture of same.

2. If any person shall Land, or attempt to land, or in any manner aid or assist in Landing any Cattle shipped from any port or place in any of the said Australian Colonies, or Tasmania, on any part of the Coast, or in any Port or Harbour, or in any Bay, Inlet, or River in this Province ; or drive, or assist in driving, or convey, or assist in conveying, any Cattle from either of the adjoining Provinces of Canterbury and Southland, he shall, on conviction thereof before any Resident Magistrate, or any two Justices of the Peace for the Colony of New Zealand, forfeit and pay for every such offence any sum not exceeding One Hundred Pounds, to be recovered in a summary way. And shall, in addition to such penalty, be imprisoned for any period not exceeding Six Calendar Months, if the Resident Magistrate or Justices of the Peace by whom he shall be so convicted shall so adjudge. And all Cattle so Landed, Driven, or Conveyed into this Province shall be forfeited, and shall be destroyed and burned, or buried as the Superintendent shall direct.

Cattle from England, or elsewhere, may be placed in Quarantine.

3. It shall be lawful for the Superintendent to direct that, except as aforesaid, any Cattle arriving in this Colony from Great Britain, or elsewhere, shall be placed in Quarantine at the expense of the owner or owners thereof, for such period as the Superintendent shall from time to time direct.

Ordinance to be in force until notice given in the Government Gazette, and may be reinforced by like notice.

4. The aforesaid provisions of this Ordinance shall remain in force until notice to the contrary shall be given by the Superintendent and published in the *Provincial Government Gazette*, that they shall cease as to all, or any, of the said Australian Colonies, Tasmania Great Britain, or elsewhere. And shall, and may, from time to time, and at any time thereafter, be again put in force and again made to cease and determine, as to all or any of the said Australian Colonies, Tasmania, Great Britain, or elsewhere, by a like Notice, signed by the Superintendent, and published in manner aforesaid, as often as the Superintendent shall deem it to be expedient to cause the said provisions to be enforced, or to cease, as the case may be.

In case of Disease, Superintendent to proclaim part of the Province an Infected District.

5. In case the said Disease, or any Disease which in its symptoms shall bear affinity or resemblance thereto, shall break out amongst Cattle in any part of this Province, it shall be lawful for the Superintendent, by Notice published in the *Provincial Government Gazette*, to proclaim a District, including that part of the Province in which

such Disease shall have broken out, to be an infected District, and to prohibit and prevent the driving or removing of any Cattle from the said proclaimed District into any other part of this Province, or from any other part of this Province into the said proclaimed District, and to take all necessary and effectual means for preventing the driving or removing of all Cattle from such proclaimed District into any other part of this Province, and from any other part of this Province into the said proclaimed District : And if any person shall, after the publication of such Notice, drive or remove, or cause to be driven or removed, any Cattle from such proclaimed District into any other part of this Province, or shall drive or remove, or cause to be driven or removed, any Cattle from any other part of this Province into such proclaimed District, he shall for every such offence forfeit and pay any sum not exceeding One Hundred Pounds, to be recovered in a summary way : And for more effectually preventing the spread of infectious Diseases amongst Cattle in this Province, it shall be lawful for the Superintendent to cause Cattle suspected to be diseased to be destroyed, and their carcasses to be burned, buried, or otherwise disposed of as he may think fit, and to make to the owner or owners of any Cattle which he shall so cause to be destroyed compensation after the rates following, that is to say—For Cattle under two years of age, any sum not exceeding Three Pounds (£3) per head, and for Cattle above that age any sum not exceeding Six Pounds (£6) per head.

6. It shall be lawful for the Superintendent by notice published in the *Provincial Government Gazette*, from time to time to alter the boundaries of any proclaimed district and to cause any such district to cease to be a proclaimed district.

Superintendent may alter boundaries of proclaimed District, and cause it to cease to be a proclaimed District.

7. The word "Cattle" in this Ordinance shall mean and include one or more Bull, Cow, Heifer, Ox, Steer, or Calf, and the word "person" shall mean and include several persons, both male and female.

Interpretation clause.

8. This Ordinance shall be termed and may be cited as the "Diseased Cattle Ordinance, 1861."

Short Title.

Passed the Provincial Council this 28th day of June 1861.

ROBERT CHAPMAN,  
*Clerk of Council.*

ALEX. RENNIE,  
*Speaker.*

Assented to on behalf of the Governor, at Dunedin, this Sixth day of July One Thousand Eight Hundred and Sixty-one.

J. RICHARDSON,  
*Superintendent of the Province of Otago.*