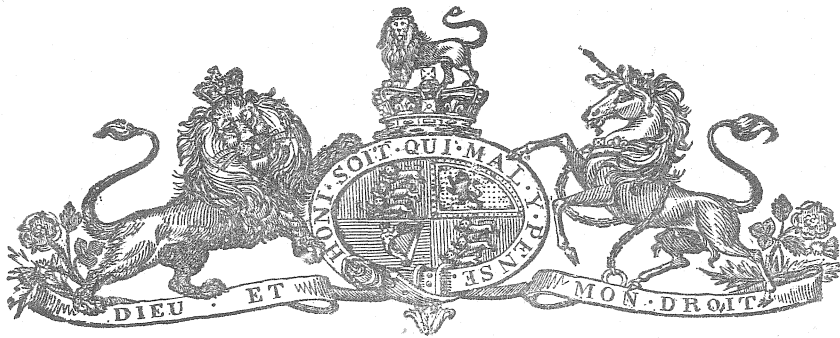


PROVINCE OF WELLINGTON NEW ZEALAND.



IMPOUNDING ACT AMENDMENT ACT, 1873.

SESSION XXIV., No. 7.

ANALYSIS.

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| Title.<br>Preamble.<br>1. Short Title.<br>2. Penalty for rescue of cattle.<br>3. Repeal of section 6 of of Act Session XXII.<br>No. 11. | 4. Owner of impounded not satisfied with the reasonableness of the amount claimed or who may dispute the fact of the trespass how to act.<br>5. Repeal of clause 9 of "Impounding Act Amendment Act 1872." |
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**AN ACT to further amend the Acts of the Superintendent and Provincial Council relating to Impounding.** Title.

[19th May, 1873.]

**WHEREAS** by the several enactments now in force relative to Impounding it would appear that no provision has been made for preventing breach of pound. Preamble.

**BE IT THEREFORE ENACTED** by the Superintendent of the Province of Wellington by and with the advice and consent of the Provincial Council thereof as follows:

1. The short title of this Act shall be "The Impounding Act Amendment Act 1873." Short Title:

2. If any person shall rescue or attempt to rescue any cattle which shall have been lawfully seized for the purpose of being impounded or shall break down injure or destroy any pound legally constructed whether any cattle shall be impounded therein or not or shall commit any pound breach or rescue whereby any cattle of any description shall escape or be enlarged from any such pound every such person upon conviction of such offence before any competent Court shall be liable to a penalty of not less than two pounds nor more than twenty pounds. Penalty for rescue of cattle.

3. The section numbered 6 of the Act of Session XXII. No. 11 is hereby repealed. Repeal of section 6 of Act of Session XXII. No. 11.

Owner of impounded not satisfied with the reasonableness of the amount claimed or who may dispute the fact of the trespass how to act.

4. Any person whose cattle may have been impounded either in a public or private pound who may dispute the fact of the trespass or the amount of special damage claimed may on depositing with a Justice of the Peace the amount of damages and poundage fees and expenses require such Justice of the Peace to issue his warrant to the party in whose custody the cattle may be directing him to deliver them to their owner and the Justice of the Peace shall issue the same accordingly and shall fix the time for hearing the evidence relative to such dispute and shall summon the party impounding the cattle to attend such hearing and give any evidence he may think necessary and the Justice may at such hearing make such decision and award such costs against either party in respect of such hearing as he may think fit provided that he shall not award more special damages than have been claimed by the impounder.

Repeal of clause 9 of "Impounding Act Amendment Act 1872."

5. Clause 9 of "The Impounding Act Amendment Act 1872" is hereby repealed.