



THE
TRESPASS AND IMPOUNDING
ORDINANCE AMENDMENT ORDINANCE,
1875.

ANNO TRICESIMO OCTAVO.

VICTORIÆ REGINÆ.

SESSION 3, NO. 5.

AN ORDINANCE TO AMEND THE TRESPASS AND IMPOUNDING ORDINANCE, Title
1874.

ANALYSIS.

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| Preamble. | 5. Repeals 33rd section and substitutes
new section. |
| 1. Short Title. | 6. Thirty seventh Section amended. |
| 2. Repeal. | 7. Fine imposed for cattle wandering on
main roads. |
| 3. Sufficient fence. | 8. Interpretation. |
| 4. Repeals 32nd section and substitutes
new section. | |

WHEREAS it is expedient to amend "The Trespass and Im- Preamble.
pounding Ordinance 1874."

BE IT THEREFORE ENACTED by the Superintendent of the
Province of Westland by and with the advice and consent of the Pro-
vincial Council thereof as follows :

1. The Short Title of this Ordinance shall be "The Trespass and Short Title.
Impounding Ordinance Amendment Ordinance 1875."

2. In the construction of this Ordinance the words "The said Repeal.
Ordinance" shall mean "The Trespass and Impounding Ordinance
1874."

3. The words "sufficient fence" are hereby substituted in lieu of Sufficient
the words "substantial fence" in the tenth section "proper fence" fence.
in the thirteenth Section and "substantial fence" in the second
schedule of the said Ordinance.

Repeals 32nd section and substitutes new section. 4. The thirty second Section of the said Ordinance is hereby repealed and the following section substituted in lieu thereof.

It shall not be lawful for any person to drive any cattle from the land or out of the herds of any other person without first giving notice to such last mentioned person his agent or overseer of the time he intends to drive away such cattle and any person who shall fail to give such notice as hereby required or who shall enter upon any other person's land for the purpose of driving any cattle or shall attempt to drive any cattle without giving such notice or who shall drive away any cattle other than his own or his master's or employer's from the land or out of the herds of any other person shall on conviction of every such offence forfeit and pay any sum not exceeding fifty pounds.

Repeals 33rd section and substitutes new section. 5. The thirty-third section of the said Ordinance is hereby repealed and the following section substituted in lieu thereof.

If any Bull entire horse ass or mule shall be found wandering at large on any main road or on land not being in the lawful occupation of the owner of such animal so wandering at large such animal shall be liable to be impounded under the provisions of the said Ordinance and the owner thereof shall be further liable to a penalty of not less than ten shillings nor more than twenty pounds.

37th Section amended 6. The thirty seventh section of the said Ordinance shall be construed as though the words "or any other fence equal in efficiency to any such fence" were added thereto.

Fine imposed for cattle wandering on main roads. 7. If any cattle other than those mentioned in the preceding section shall be found wandering at large on any main road the owner thereof shall be liable to a fine of not less than one shilling nor more than ten shillings for every head of cattle so wandering and it shall be lawful for any person to impound such cattle and any person who shall so impound such cattle shall be entitled to claim driving fees as set forth in the third schedule to the said Ordinance.

Interpretation 8. The words "main road" shall mean any road declared to be a main road for the purposes of this Ordinance by the Superintendent by proclamation in the Government *Gazette* of the Province of Westland.