



1853.

No. 17.

An Act to amend "An Act to prevent the extension of the Scab in Sheep in South Australia, and to make provision for the destruction of Sheep infected with that disorder."

[Assented to, December 9, 1853.]

*Amended by
No. 17. 1854
and No. 29 - 1855-6*

WHEREAS it is expedient to amend an Act passed in the sixteenth year of the Reign of Her present Majesty, intituled "An Act to prevent the extension of the Scab in Sheep in South Australia, and to make provision for the destruction of Sheep infected with that disorder"—Be it Enacted, by the Lieutenant-Governor of South Australia, with the advice and consent of the Legislative Council of the same as follows:

Preamble.

1. Every proceeding for the recovery of any penalty by the said Act imposed may be had before any two or more Justices of the Peace in a summary way.

Penalties may be recovered in a summary way.

2. If any question shall arise as to the liability of any person as owner to any penalty by the said Act imposed, it shall be lawful for the said Justices to give judgment against the owner of the sheep in respect of which such proceedings for the recovery of a penalty have been instituted by such description merely, and to direct that such penalty and the costs of and attending the recovery thereof, shall be levied by seizure and sale of such sheep, or of so many of the flock of which such sheep shall form a part as may be necessary to satisfy the same.

Judgment for a penalty may be given against owner, and levied by sale of sheep.

3. If any sheep which shall have been seized by any Inspector shall be replevied by any person as owner under the provisions of the said Act, then in any proceedings had in the matter of such replevin, the land from which such sheep shall have been removed shall

Land from which sheep are removed to be taken to be occupied by the owner of such sheep.

shall, for all the purposes of such proceedings, be taken to be land occupied by such owner.

Power to enter upon lands and destroy sheep, suspended till 1st March, 1855.

4. It shall not be lawful for any Inspector, by the said recited Act authorized to be appointed, to enter upon any land, and to seize and cause to be destroyed any sheep infected with the said disease called the scab, found thereon, until the first day of March, in the year of our Lord one thousand eight hundred and fifty-five, instead of the day fixed in the said Act.

Act may be amended or altered during the present Session.

5. This Act may be altered or amended by any Act passed during the present Session.