



ANNO UNDECIMO

ELIZABETHAE II REGINAE

A.D. 1962

No. 26 of 1962

An Act to amend the Impounding Act, 1920-1947.

[Assented to 25th October, 1962.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Impounding Act Amendment Act, 1962".

(2) The Impounding Act, 1920-1947, as amended by this Act, may be cited as the "Impounding Act, 1920-1962".

(3) The Impounding Act, 1920-1947, is hereinafter referred to as "the principal Act"

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of
s. 15 of
principal Act—
Owner may
impound on his
own land
cattle
trespassing on
such land.

Enactment of
s. 15a of
principal Act—

Cattle to be
impounded
may be driven
or conveyed
to pound.

3. Subsection (3) of section 15 of the principal Act is amended by striking out the word "three" in the third line of that subsection and inserting in lieu thereof the word "seven".

4. The following section is enacted and inserted in the principal Act after section 15 thereof :—

15a. Any cattle to be impounded under section 14 or section 15 of this Act may be driven or led to the pound or place where the cattle are to be so impounded or may be conveyed to that pound or place by any vehicle suitable for the purpose.

5. Section 25 of the principal Act is amended by striking out subsections (2) and (3) of that section and inserting in lieu thereof the following subsections :—

Amendment of
s. 25 of
principal Act—
Notice of
impounding.

(2) If the owner of any cattle so impounded is known to the poundkeeper, written notice of the impounding shall be given to the owner—

(a) by delivering the notice personally to the owner ; or

(b) by sending the notice by post addressed to the owner to his usual or last known place of residence or business in the State.

(3) Where the notice is to be given by delivering it personally to the owner, it shall be given within forty-eight hours after the time when the cattle were impounded, and where the notice is to be sent by post, it shall be posted as soon as practicable after the expiration of twenty-four hours after the time of such impounding.

6. Subsection (1) of section 45 of the principal Act is amended—

Amendment of
s. 45 (1) of
principal Act—
Penalty for
allowing any
bull, entire
horse, or ram
to be at large.

(a) by striking out the word “five” appearing twice in that subsection and inserting in lieu thereof in each case the word “twenty-five”; and

(b) by striking out the word “two” in that subsection and inserting in lieu thereof the word “ten”.

7. Subsection (1) of section 46 of the principal Act is amended by striking out the word “five” in that subsection and inserting in lieu thereof the word “twenty-five”.

Amendment of
s. 46 (1) of
principal Act—
Liability of
owner of
straying cattle.

8. The fourth schedule, the fifth schedule and the sixth schedule of the principal Act are repealed and re-enacted as follows :—

Repeal and
re-enactment
of the Fourth,
Fifth, and
Sixth
Schedules.

THE FOURTH SCHEDULE.

TABLE OF FEES CHARGEABLE BY RANGER IN RESPECT OF IMPOUNDING OF CATTLE.

Section 14.

(1) In respect of the impounding of cattle comprising entire horses, mares, geldings, colts, fillies, foals, mules, asses, camels, bulls, oxen, cows, steers, heifers, calves, rams, or deer—

	£	s.	d.
For any number of such cattle up to five, per head.....	1	0	0

	£	s.	d.
For the next fifteen of such cattle, per head	0	5	0
For any number of such cattle after the first twenty, per head	0	1	0
(2) In respect of the impounding of cattle comprising goats, pigs, ewes, sheep, wethers, lambs, or Angora goats—			
	£	s.	d.
For any number of such cattle up to five, per head	0	10	0
For any number of such cattle after the first five, per head	0	0	6
(3) In respect of the impounding of cattle, some of which are of the descriptions mentioned in paragraph (1) hereof, and some of which are of the descriptions mentioned in paragraph (2) hereof—			
	£	s.	d.
For any number of such cattle up to five	0	10	0
For any number of such cattle of the descriptions mentioned in paragraph (1) hereof, after the first five	} At the rates per head specified in paragraph (1) hereof.		
For any number of such cattle of the descriptions mentioned in paragraph (2) hereof, after the first five			

The above fees are payable by each owner in respect of the cattle owned by him impounded at any one time.

No fee shall be chargeable for a suckling animal under the age of six months running with its mother.

THE FIFTH SCHEDULE.

Section 17.

TABLE OF POUNDAGE FEES FOR CATTLE IMPOUNDED.

	For each period of 24 hours or part thereof.
	s. d.
For every entire horse above the age of two years—	
For the first day the sum of £2 10s. 0d.	
and thereafter	10 0

	For each period of 24 hours or part thereof.	
	<i>s.</i>	<i>d.</i>
For every entire horse under the age of two years	10	0
For every mare, gelding, colt, filly, foal, mule, ass, and camel	2	0
For every goat and pig	5	0
For every bull above the age of two years— For the first day the sum of £2 10s. 0 <i>d.</i> and thereafter	10	0
For every bull under the age of two years	10	0
For every ox, cow, steer, heifer, calf and deer, of the first twenty	2	0
For every ox, cow, steer, heifer, calf and deer, of the next twenty	1	0
For every ox, cow, steer, heifer, calf and deer, of all others above forty	0	6
For every ram above the age of twelve months— For the first day the sum of £2 10s. 0 <i>d.</i> and thereafter	1	0
For every ewe, sheep, wether, and lamb, of the first forty	1	0
For every ewe, sheep, wether, and lamb, of all others above forty	0	6

TABLE OF CHARGES FOR SUSTENANCE OF CATTLE
IMPOUNDED.

	For each period of 24 hours or part thereof.	
	<i>s.</i>	<i>d.</i>
For every entire horse, mare, gelding, filly, ass, mule, bull, ox, steer, heifer, cow, calf, colt, foal, camel, and deer	5	0
For every ram, ewe, sheep, wether, and lamb ..	0	9
For every goat	0	6
For every pig	2	0

No fee or charge, whether for poundage or sustenance,
to be made for a suckling animal under the age of six
months running with its mother.

Section 16.

THE SIXTH SCHEDULE.

RATES FOR DAMAGE BY TRESPASS BY CATTLE.

Description of Cattle.	Trespass in unenclosed forest, pasture land, stubble, after-grass, or other unenclosed land.	Trespass in any enclosed paddock or meadow of grass or stubble.	Trespass in any enclosed growing crop of any kind, or any garden or enclosure whence the crop has not been removed, or in any enclosed public cemetery.
	£ s. d.	£ s. d.	£ s. d.
For every entire horse, mare, gelding, filly, ass, mule, bull, ox, steer, heifer, cow, calf, colt, foal, camel, and deer	0 0 3	0 5 0	1 0 0
For every ram, ewe, sheep, wether and lamb	0 0 1	0 0 6	0 1 0
For every goat ..	0 5 0	0 5 0	1 0 0
For every pig ...	0 12 6	0 12 6	1 0 0

No damage to be claimed in respect of a suckling animal under the age of six months running with its mother.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Governor's Deputy.