

South Australia



DOG FENCE (MISCELLANEOUS) AMENDMENT ACT 1995

No. 2 of 1995

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of s. 4—Interpretation
4. Amendment of s. 6—Members of board
5. Substitution of s. 15
 15. Member presiding at meetings of the board
6. Substitution of ss. 20a and 21
 21. Replacement of parts of dog fence
7. Amendment of s. 22—Duty of owner to maintain dog fence and destroy wild dogs
8. Amendment of s. 23a—Dog fence on Crown lands
9. Amendment of s. 24—Payments to owners of dog fence
10. Amendment of s. 24a—Provisions as to ownership of dog fence
11. Amendment of s. 25—Imposition of rates on ratable land
12. Amendment of s. 26—Special rate in respect of local board areas
13. Amendment of s. 27—Payment and recovery of rates and special rates
14. Insertion of s. 27a
 - 27a. Contribution by councils as alternative to rating by board
15. Amendment of s. 28—Charge to be payable by occupiers of land outside dog fence
16. Amendment of s. 31—Subsidy
17. Amendment of s. 33—Dog Fence Fund
18. Amendment of s. 41—Recovery of amounts payable to board
19. Amendment of s. 42—Penalty for failure to supply statement
20. Amendment of s. 43—Penalty for damaging or removing dog fence
21. Amendment of s. 45—Penalty for leaving gate open
22. Amendment of s. 46—Penalty for failing to apply amounts paid for maintenance of dog fence

SCHEDULE

Statute Law Revision Amendments



ANNO QUADRAGESIMO QUARTO

ELIZABETHAE II REGINAE

A.D. 1995

No. 2 of 1995

An Act to amend the Dog Fence Act 1946.

[Assented to 2 March 1995]

The Parliament of South Australia enacts as follows:

Short title

1. This Act may be cited as the *Dog Fence (Miscellaneous) Amendment Act 1995*.

(1) The *Dog Fence Act 1946* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Amendment of s. 4—Interpretation

3. Section 4 of the principal Act is amended—

(a) by striking out the definitions of "chairman" and "dog-proof fence";

(b) by inserting after the definition of "inside the dog fence" the following definition:

"land" includes, according to the context, any interest or right under a lease or licence of Crown lands or an agreement to purchase Crown lands;;

(c) by striking out from the definition of "member" "and includes the chairman";

(d) by striking out the definitions of "suburban land" and "town" and substituting the following definition:

"owner" in relation to land means—

(a) where the land is alienated from the Crown by grant in fee simple, the owner of the estate in fee simple;

(b) where the land is held of the Crown by lease or licence, the lessee or licensee;

- (c) where the land is held of the Crown under an agreement to purchase, the person on whom the right of purchase is conferred by the agreement;
 - (d) in any other case, the Crown;
- (e) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsection:

(2) For the purposes of this Act, a fence is dog-proof if, in the opinion of the board, it is so constructed and maintained as to provide an effective barrier against the movement of wild dogs.

Amendment of s. 6—Members of board

4. Section 6 of the principal Act is amended—

- (a) by striking out subsection (1) and substituting the following subsection:
- (1) The board is to consist of five members of whom—
 - (a) one (who will chair the meetings of the board) will be a person nominated by the Minister; and
 - (b) two (each of whom is an occupier of ratable land and at least one of whom is an occupier of ratable land adjoining the dog fence) will be appointed by the Governor on the nomination of the South Australian Farmers Federation Inc.; and
 - (c) one (who is an occupier of ratable land but not a Public Service employee) will be appointed by the Governor on the nomination of the Animal and Plant Control Commission; and
 - (d) one will be appointed by the Governor on the nomination of the Far West Dog Fence Boards Association Incorporated.;
- (b) by striking out from subsection (4) the definition of "occupier of ratable land" and substituting the following definition:

"occupier of ratable land" means—

- (a) an occupier of land that is ratable land under section 25; or
- (b) an occupier of land in relation to which a contribution has been declared under section 27a to be payable for the current financial year,

and includes a shareholder of a company that is an occupier of land referred to in paragraph (a) or (b).

Substitution of s. 15

5. Section 15 of the principal Act is repealed and the following section is substituted:

Member presiding at meetings of the board

15. (1) The member appointed to chair the board will preside at meetings of the board or, in the absence of that member, a member chosen by those present.

(2) The member presiding at a meeting will have a casting vote as well as a deliberative vote.

Substitution of ss. 20a and 21

6. Sections 20a and 21 of the principal Act are repealed and the following section is substituted:

Replacement of parts of dog fence

21. (1) The board may carry out work, or approve the carrying out of work, for the construction of a dog-proof fence, or for the alteration of a fence to make it dog-proof, to replace an existing part of the dog fence.

(2) The board may enter into an agreement for contributions to be made to the board, or by the board, towards the cost of work carried out under subsection (1).

(3) Where—

- (a) the board carries out work to replace an existing part of the dog fence with another fence that would, as part of the dog fence, be under the same ownership; and
- (b) the fence to be replaced is in disrepair and, in the opinion of the board, in such a condition, or on such land, that it is not reasonably practicable to make it good as dog-proof fencing,

the board may recover the cost of the work from the owner of the existing part of the dog fence as a debt due to the board by the owner.

(4) On the recommendation of the board, the Governor may, by proclamation, declare a specified dog-proof fence to be part of the dog fence in place of an existing part of the dog fence specified in the proclamation.

Amendment of s. 22—Duty of owner to maintain dog fence and destroy wild dogs

7. Section 22 of the principal Act is amended by striking out subsection (2) and substituting the following:

(2) An owner of any part of the dog fence who fails to comply with subsection (1) is, in addition to any liability that may be incurred under section 23(2), guilty of an offence.

Penalty: Division 8 fine.

Amendment of s. 23a—Dog fence on Crown lands

8. Section 23a of the principal Act is amended by inserting in subsection (1)(a) "or replacing" after "completing".

Amendment of s. 24—Payments to owners of dog fence

9. Section 24 of the principal Act is amended by striking out from subsection (5) "section 20, or section 20a, or section 23" and substituting "this Act".

Amendment of s. 24a—Provisions as to ownership of dog fence

10. Section 24a of the principal Act is amended by inserting after subsection (2) the following subsection:

(3) Where a part of the dog fence adjoins the area in relation to which a local board is established, the ownership of that part of the dog fence is vested in that local board.

Amendment of s. 25—Imposition of rates on ratable land

11. Section 25 of the principal Act is amended by striking out from subsection (1) "separate".

Amendment of s. 26—Special rate in respect of local board areas

12. Section 26 of the principal Act is amended by striking out from subsection (1) "separate".

Amendment of s. 27—Payment and recovery of rates and special rates

13. Section 27 of the principal Act is amended—

- (a) by striking out subsections (3) and (4);
- (b) by striking out from subsection (5) ", special rate or fine" and substituting "or special rate";
- (c) by striking out subsection (6).

Insertion of s. 27a

14. The following section is inserted after section 27 of the principal Act:

Contribution by councils as alternative to rating by board

27a. (1) The board may, with the approval of the Minister and after consultation with the Local Government Association of South Australia, by notice published in the *Gazette*—

- (a) declare a council (other than a council whose area is comprised of or includes ratable land under section 25) to be a participating council for the purposes of this section; and
- (b) before 31 December in any year, declare that a contribution for the next financial year is to be paid to the board by each participating council consisting of—
 - (i) in respect of the portion of the council area that is rural land—a specified percentage, not exceeding one per cent, of the general rate revenue to be derived by the council for that next financial year in respect of that rural land; and
 - (ii) in respect of the portion of the council area that is urban land—a specified percentage, not exceeding 0.25 per cent, of the general rate revenue to be derived by the council for that next financial year in respect of that urban land.

(2) The board may, by notice published in the *Gazette*, amend or vary a notice under subsection (1).

(3) The board must cause notice in writing of a declaration under subsection (1)(b) to be served on each council to which it applies not later than 31 December of the year in which the declaration is made.

(4) A council to which a declaration under subsection (1)(b) applies must pay the contribution specified in the declaration to the board for the credit of the Dog Fence Fund not later than 31 May in the financial year next following the making of the declaration.

(5) In this section—

"council" means a council constituted under the *Local Government Act 1934*;

"rural land" means land that is ratable land under the *Local Government Act 1934* and does not lie within a municipality or township within the meaning of that Act;

"urban land" means land that is ratable land under the *Local Government Act 1934* and lies within a municipality or township within the meaning of that Act.

Amendment of s. 28—Charge to be payable by occupiers of land outside dog fence

15. Section 28 of the principal Act is amended by striking out from subsection (8) "United Farmers and Stockowners of S.A. Incorporated" and substituting "South Australian Farmers Federation Inc."

Amendment of s. 31—Subsidy

16. Section 31 of the principal Act is amended by inserting in paragraph (b) "and contributions by councils" after "rates".

Amendment of s. 33—Dog Fence Fund

17. Section 33 of the principal Act is amended—

(a) by inserting in subsection (2)(a) "or contributions by councils" after "rates";

(b) by inserting in subsection (2)(b) "or contributions by councils" after "rates".

Amendment of s. 41—Recovery of amounts payable to board

18. Section 41 of the principal Act is amended by striking out subsection (1) and substituting the following subsections:

(1) Where the board is empowered to recover the cost of any work from a person under this Act, the board must first serve notice on the person of the amount of the cost and the amount becomes due and payable on the expiration of 28 days from the day on which the notice is so served.

(1a) Where an amount is due and payable by a person to the board under this Act, the following provisions apply:

(a) the person will, if the amount is not paid to the board within 28 days after the day on which the amount became due and payable, be liable to pay, in addition, a fine of 10 per cent on the amount unpaid by the person;

- (b) any such fine may be recovered (together with the amount to which the fine relates) as a debt due to the board by action in a court of competent jurisdiction;
- (c) the amount together with any such fine is until paid—
 - (i) in the case of an amount payable for the cost of work carried out in respect of a fence—a first charge in favour of the board on the land of which that person is owner adjoining the fence or on which the fence is situated; or
 - (ii) in any other case—a first charge in favour of the board on the land in respect of which the amount is payable.

(1b) The board may, in its discretion, on grounds of hardship or otherwise, remit the whole or any part of an amount payable to the board under this Act, or postpone payment or allow payment by instalments.

(1c) In any legal proceedings, an apparently genuine document purporting to be executed by the board and certifying as to any amount payable to the board by a person under this Act is, in the absence of proof to the contrary, to be accepted as proof of the matters so certified.

Amendment of s. 42—Penalty for failure to supply statement

19. Section 42 of the principal Act is amended—

- (a) by striking out from subsection (1) "and liable to a penalty not exceeding four hundred dollars" and inserting at the foot of the subsection the following:

Penalty: Division 8 fine.;

- (b) by striking out from subsection (2) "and liable to a penalty not exceeding one thousand dollars" and inserting at the foot of the subsection the following:

Penalty: Division 7 fine.

Amendment of s. 43—Penalty for damaging or removing dog fence

20. Section 43 of the principal Act is amended—

- (a) by striking out from subsection (1) "and liable on conviction to a penalty not exceeding two hundred dollars, or to imprisonment for a term not exceeding six months" and inserting at the foot of the subsection the following:

Penalty: Division 7 fine.;

- (b) by striking out from subsection (2) "and liable to a penalty not exceeding two hundred dollars, or to imprisonment for a term not exceeding six months" and inserting at the foot of the subsection the following:

Penalty: Division 7 fine.

Amendment of s. 45—Penalty for leaving gate open

21. Section 45 of the principal Act is amended by striking out "and liable to a penalty not exceeding two hundred dollars" and inserting at the foot of the section the following:

Penalty: Division 8 fine.

Amendment of s. 46—Penalty for failing to apply amounts paid for maintenance of dog fence

22. Section 46 of the principal Act is amended by striking out "and liable to a penalty not exceeding two hundred dollars" and inserting at the foot of the section the following:

Penalty: Division 8 fine.

SCHEDULE
Statute Law Revision Amendments

Provision Amended	How Amended
Long title	Strike out "ingress" and substitute "entry". Strike out "purposes incidental thereto" and substitute "incidental purposes".
Section 2	Strike out this section.
Section 3	Strike out this section.
Section 4	
definition of "board"	Strike out "pursuant to" and substitute "under".
definition of "financial year"	Strike out "the thirtieth day of" and insert "30".
definition of "local board"	Strike out "of this Act".
definition of "Minister"	Strike out this definition.
Section 5(1)	Strike out this subsection and substitute: (1) The <i>Dog Fence Board</i> is established.
Section 5(2)	Strike out "shall be" and substitute "is". Strike out "shall have" and substitute "has".
Section 5(3)	Strike out "Every court and every person" and substitute "A court or person". Strike out "shall" (twice occurring) and substitute, in each case, "will". Strike out "thereto".
Section 6(2)	Strike out "any of the" and substitute "a". Strike out "bodies" and substitute "body". Strike out "subsection (1)(b), (c), or (d) fail" and substitute "subsection (1) fails". Strike out "for the purposes of that subsection". Strike out "for appointment to the vacant position on the board".
Section 6(3)	Strike out "pursuant to" and substitute "under". Strike out "upon" and substitute "on". Strike out "shall be deemed" and substitute "will be taken".
Section 6(5)	Strike out this subsection.
Section 7(1)	Strike out "shall" and substitute "will".
Section 7(2)	Strike out "shall" and substitute "will". Insert "or she" after "he".

- Section 7(3) Strike out this subsection and substitute:
- (3) A retiring member will hold office until his or her successor is appointed.
- Section 7(4) Strike out "Any" and substitute "A".
Insert "or her" after "his".
Strike out "shall be" and substitute "is".
- Section 10 Strike out this section and substitute:
- Method of filling vacancies**
10. On the office of a member of the board becoming vacant, a person must be appointed in accordance with this Act to the vacant office.
- Section 11(1) Strike out "members" and substitute "a member".
Strike out "their terms" and substitute "his or her term".
Strike out "an appointed member shall be" and substitute "a member is".
- Section 11(1)(a) Strike out ", lunacy,".
Insert "or her" after "his" (wherever occurring).
- Section 11(2) Strike out "Any" and substitute "A".
Strike out "any" and substitute "a".
Insert "or her" after "his".
- Section 12 Strike out "an appointed member from his office" and substitute "a member from his or her office".
- Section 12(a) Strike out "he" and substitute "the member".
Strike out "infirmity" and substitute "incapacity".
Insert "or her" after "his".
- Section 12(b) Strike out "he" (first occurring) and substitute "the member".
Insert "or she" after "he" (second occurring).
- Section 13 Strike out "Every" and substitute "The".
Strike out "shall" (first occurring) and substitute "must".
Strike out "shall" (second occurring) and substitute "will".
- Section 14(1) Strike out "shall" (first occurring) and substitute "will".
Strike out "shall" (second occurring) and substitute "must".
- Section 14(2) Strike out "shall consist" and substitute "consists".
- Section 16(1) Strike out "officers and servants" and substitute "employees".
- Section 16(2), (3) Strike out these subsections and substitute:
- (2) An employee of the board is not a Public Service employee.

Section 17(1)	<p>Strike out "The appointed members shall" and substitute "Each member is to".</p> <p>Strike out "Without limiting the discretion of the Minister given by this section, the Minister may fix as remuneration as aforesaid to be paid during such period after the commencement of this Act as the Minister thinks fit, a greater amount than is to be payable after the expiration of that period."</p>
Section 17(2)	<p>Strike out "There shall be paid to any member" and substitute "Each member is to be paid".</p> <p>Strike out ", in payment of".</p> <p>Insert "or her" after "him".</p> <p>Strike out ", expenses".</p>
Section 18(1)	<p>Strike out "ingress" and substitute "entry".</p> <p>Strike out "shall" and substitute "is to".</p>
Section 19(1)	Strike out this subsection.
Section 19(2)	<p>Strike out this subsection and substitute:</p> <p style="padding-left: 40px;">(2) The Governor may, by proclamation made on the recommendation of the board, declare that the site of the dog fence is the site described in the proclamation.</p>
Section 20(2)	Strike out "shall thereupon" and substitute "must".
Section 22(1)(a)	Strike out "shall" and substitute "must".
Section 22(1)(b)	<p>Strike out "shall" and substitute "must".</p> <p>Strike out "such" and substitute "that".</p>
Section 22(1)(c)	Strike out "shall" and substitute "must".
Section 23(1)	Strike out "shall have" and substitute "has".
Section 23(1)I	Strike out "shall see" and substitute "must ensure".
Section 23(1)III	Strike out "shall see" and substitute "must ensure".
Section 23(1)IV	Strike out "shall see" and substitute "must ensure".
Section 23(2)	<p>Strike out "any" (first occurring) and substitute "an".</p> <p>Insert "or her" after "him".</p> <p>Strike out "thereof" (twice occurring) and substitute, in each case, "of the fence".</p> <p>Strike out "said".</p>

- Section 23a(1)(a) Strike out "any portion of the dog fence, erect any fence" and substitute "a portion of the dog fence, erect a fence".
- Section 23a(1)(b) Strike out "upon any" and substitute "on".
- Section 24(1) Strike out "shall" and substitute "must".
Insert "or her" after "him" (first occurring).
Strike out "him" (second occurring) and substitute "the owner".
- Section 24(1aa) Strike out "amounts to be paid pursuant to" and substitute "amount to be paid under".
- Section 24(1a) Strike out "shall pay the amount aforesaid" and substitute "must pay the amount referred to in subsection (1)".
Strike out "for the purposes aforesaid".

Strike out "such agreement with respect to such liability as the board considers proper" and substitute "an agreement relating to that liability".

Strike out "Nothing in this subsection shall limit any duty imposed by section 22 upon the owner of any part of the dog fence nor limit any powers of the board under section 23." and substitute:

(1b) Subsection (1a) does not derogate from section 22 or 23.
- Section 24(2) Strike out "Any amount paid as aforesaid to any owner shall" and substitute "An amount paid to an owner must".
Strike out "thereof" and substitute "of it".

Designate the second sentence as subsection (2a).
Strike out "Any such consent may be given for such period and upon such conditions as the board thinks fit." and substitute:

(2b) A consent may be given under subsection (2a) for a period and on conditions fixed by the board.
- Section 24(3) Strike out "any amount payable pursuant to" and substitute "an amount payable under".
- Section 24(4) Strike out "Any amounts paid to any owner pursuant to this section shall be applied as aforesaid" and substitute "An amount paid to an owner under this section must be applied".

Strike out "; and the board may give any such directions as are referred to this subsection".

- Section 24(5) Strike out "pursuant to" (twice occurring) and substitute, in each case, "under".
- Strike out "any amount" (first occurring) and substitute "an amount".
- Strike out "any owner" (twice occurring) and substitute, in each case, "an owner".
- Strike out "shall" and substitute "must".
- Strike out "upon him" and substitute "on him or her".
- Strike out "any balance of any amount" and substitute "the balance of the amount".
- Designate the second sentence as subsection (5a).
- Section 24(6) Strike out "any owner to whom any amount is paid pursuant to this section, at any time" and substitute "an owner to whom an amount is paid under this section,".
- Strike out "any period" and substitute "the period".
- Section 24a(1) Strike out "any part" and substitute "part".
- Strike out "shall" and substitute "will".
- Strike out "deemed" and substitute "taken".
- Section 24a(2) Strike out "any part of".
- Strike out "shall" and substitute "will".
- Strike out "deemed" and substitute "taken".
- Section 25(1) Strike out "such" and substitute "an".
- Strike out "as is".
- Strike out "shall be" and substitute "is".
- Section 25(2) Strike out "upon" and substitute "on".
- Section 25(3) Strike out "shall" and substitute "must".
- Section 25(4) Strike out "any" and substitute "a".
- Strike out "shall be" and substitute "is".
- Section 26(1) Strike out "the financial year commencing on the first day of July, 1975 and any subsequent" and substitute "each".
- Strike out "upon" and substitute "on".
- Section 26(2) Strike out "shall" and substitute "must".
- Strike out "upon" and substitute "on".
- Section 26(3) Strike out "upon" and substitute "on".
- Strike out "shall" and substitute "is to".

- Section 27(1) Strike out "shall" and substitute "must".
Strike out "upon" (wherever occurring) and substitute, in each case, "on".
Strike out "setting forth" and substitute "stating".
Strike out "he" and substitute "the occupier".
- Section 27(2) Strike out "upon" and substitute "on".
Strike out "of this section".
- Section 27(5) Strike out "shall" and substitute "is".
Strike out "be" (first occurring).
- Section 28(2) Strike out "shall" and substitute "is to".
Insert "or her" after "his".
- Section 28(3) Strike out "upon" (twice occurring) and substitute, in each case, "on".
- Section 28(5) Strike out "shall" and substitute "is".
Strike out "be" (first occurring).
- Section 28(6) Strike out "shall" and substitute "must".
- Section 28(7) Strike out "shall" and substitute "must".
- Section 28(8) Strike out "shall" and substitute "must".
Strike out "upon" and substitute "on".
- Section 28(9) Strike out "upon" and substitute "on".
- Section 28(10) Strike out this subsection.
- Section 31 Strike out "shall" and substitute "must".
Strike out "moneys" and substitute "money".
- Section 31(a) Strike out this paragraph.
- Section 31(b) Strike out "after that financial year".
- Section 32 Strike out "general revenue" (first occurring) and substitute "Consolidated Account".
Strike out "deemed" and substitute "considered".
Strike out "for the purpose aforesaid. Any such amount shall be advanced".
Insert "an amount so advanced" after "thinks fit and".
Strike out "pursuant to" (first occurring) and substitute "under".
Strike out the third sentence.
- Section 32a(3) Strike out "shall" and substitute "is to".
- Section 33(1) Strike out "moneys" and substitute "money".
Strike out "shall" and substitute "is to".

Section 33(2)	Strike out "shall" and substitute "will".
Section 33(2)(a)	Strike out "any moneys" and substitute "money".
Section 33(2)(b)	Strike out "any moneys" and substitute "money". Strike out "upon" and substitute "on".
Section 33(2)(c)	Strike out "moneys" and substitute "money". Strike out "from whatever source arising."
Section 33(3)	Strike out "said fund shall" and substitute "fund may".
Section 34(1)	Strike out "shall" (twice occurring) and substitute, in each case, "must". Strike out "the receipt thereof" and substitute "it has been received".
Section 34(2)	Strike out this subsection.
Section 34(3)	Strike out "shall" and substitute "must".
Section 35(1)	Strike out "shall" and substitute "must". Insert "or she" after "he".
Section 35(2)	Strike out "every such" and substitute "each". Strike out "shall" and substitute "must".
Section 35a	Strike out "upon" (twice occurring) and substitute, in each case, "on".
Section 35ab(3)	Strike out "shall" and substitute "is to".
Section 35b	Strike out this section.
Section 35c	Strike out "upon" and substitute "on".
Section 35c(b)	Strike out "in the proclamation make provision for any matters relating to such abolition" and substitute "make provision for incidental matters".
Section 35d	Strike out this section.
Section 36(1)	Strike out "upon". Strike out "officers of the Department of Lands" and substitute "employees of the Government".
Section 36(2)	Strike out "the foregoing provisions of this section" and substitute "subsection (1)". Strike out "any measures" (twice occurring) and substitute, in each case, "measures". Strike out "any rates" and substitute "rates". Strike out "officers of the Department of Lands" and substitute "employees of the Government". Strike out "shall for all purposes be deemed to be taken" and substitute "will be presumed to have been taken".
Section 38	Strike out this section.

- Section 39 Strike out "any notice" and substitute "a notice".
- Strike out "any occupier" and substitute "an occupier".
- Strike out "any fence" and substitute "a fence".
- Strike out "shall be deemed" and substitute "will be taken".
- Section 40 Strike out "Any" and substitute "A".
- Strike out "any" and substitute "a".
- Strike out "such" and substitute "that".
- Section 41(2) Strike out "pursuant to section 23 of this Act any amount" and substitute "under section 23 an amount".
- Strike out "shall" and substitute "is to".
- Strike out "of this Act".
- Section 42(1) Strike out "Any" and substitute "A".
- Strike out "such as is referred to in section 24 when required so to do pursuant to the said section and within the time required pursuant to the said section" and substitute "as and when required under section 24".
- Strike out "shall be" and substitute "is".
- Section 42(2) Strike out "Any person who supplies any such" and substitute "A person who supplies such a".
- Strike out "thereof shall be" and substitute "is".
- Section 43(1) Strike out "the onus of proving which lies on him" and substitute "the burden of proof of which lies on the person".
- Strike out "shall" and substitute "is".
- Insert "or she" after "he".
- Strike out "be guilty" and substitute "guilty".
- Section 43(2) Strike out "the onus of proving which lies on him" and substitute "the burden of proof of which lies on the person".
- Strike out "a dog fence" and substitute "dog-proof".
- Strike out "shall" and substitute "is".
- Insert "or she" after "he".
- Strike out "be guilty" and substitute "guilty".
- Section 43(3) Strike out "Upon" and substitute "On".
- Strike out "of any offence" and substitute "for an offence".
- Strike out "whatsoever".

Section 44(1)	Strike out "any act" and substitute "an act". Insert "or her" after "his". Strike out "shall be" and substitute "is". Strike out "shall not be" and substitute "is not to be".
Section 44(2)	Strike out "of this section".
Section 44(3)	Strike out "any act" and substitute "an act". Strike out "of this section". Strike out "shall" and substitute "will". Strike out "deemed" and substitute "taken". Strike out "thereof" and substitute "of that employment".
Section 44a	Strike out "of this Act". Strike out "shall be deemed" and substitute "will be taken".
Section 45	Strike out "Any" and substitute "A". Strike out "thereof". Strike out "shall be" and substitute "is".
Section 46	Strike out "Any person to whom any amount is paid pursuant to" and substitute "A person to whom an amount is paid under". Strike out "pursuant to the said section, shall be" and substitute "under that section, is".
Section 48	Strike out this section.

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

ROMA MITCHELL Governor