

# AUSTRALIAN CAPITAL TERRITORY.

No. 5 of 1959.

## AN ORDINANCE

To amend the *Pounds Ordinance 1928-1937*.

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1955*.

Dated this eighteenth day of April, 1959.

W. J. SLIM

Governor-General.

By His Excellency's Command,

GORDON FREETH

Minister of State for the Interior.

### POUNDS ORDINANCE 1959.

1.—(1.) This Ordinance may be cited as the *Pounds Ordinance 1959*.\*

Short title  
and citation.

(2.) The *Pounds Ordinance 1928-1937*† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Pounds Ordinance 1928-1959*.

2. Section five of the Principal Ordinance is amended—

Definitions.

(a) by omitting from the definition of "Cattle" the words "and any ram, ewe, sheep, or lamb, and any" and inserting in their stead the words "and any sheep, pig,"; and

(b) by omitting the definition of "Tillage land".

3. Section eleven of the Principal Ordinance is amended—

Driving charges,  
sustenance and  
deterrent fees  
and trespass  
rates.

(a) by omitting from sub-section (1.) the words "sustenance fees" and inserting in their stead the words "deterrent fees";

(b) by inserting after sub-section (1.) the following sub-section:—

"(1A.) The sustenance fees payable in respect of any pound shall be such fees as are fixed by the Minister from time to time.";

\* Notified in the *Commonwealth Gazette* on 7th May, 1959.

† Ordinance No. 10, 1928, as amended by No. 5, 1930; and No. 27, 1937.

(c) by omitting sub-section (3.) and inserting in its stead the following sub-section:—

“(3.) Deterrent fees fixed in pursuance of this section shall be payable to the Commonwealth in respect of all impounded cattle in the pound.”; and

(d) by omitting from sub-section (4.) the words “as the land trespassed on is or is not tillage land enclosed with a sufficient fence” and inserting in their stead the words “the type of land trespassed on”.

4. Section fourteen of the Principal Ordinance is repealed and the following section inserted in its stead:—

List of charges, fees and rates to be displayed on conspicuous part of pound.

“14. The poundkeeper shall cause to be displayed and kept displayed on a conspicuous part of the pound a list of all charges, fees and rates that are payable under this Ordinance.”.

Lodging cattle in pound for safe custody.

5. Section twenty-two of the Principal Ordinance is repealed.

Poundkeeper to give notice to persons registering brands of cattle.

6. Section twenty-seven of the Principal Ordinance is amended by omitting from sub-section (2.) the words “publish in the *Gazette* and in a newspaper published in the Territory,” and inserting in their stead the words “publish in a newspaper published in the Territory”.

Cattle not released may be sold at pound.

7. Section twenty-eight of the Principal Ordinance is amended by omitting from sub-section (2.) the words “the *Gazette* and”.

Penalty for offences by other persons.

8. Section thirty-five of the Principal Ordinance is amended—

(a) by omitting the words “If any person” and inserting in their stead the words “Any person who”; and

(b) by omitting from paragraph (h) the words “the tillage land of any other person; or” and inserting in their stead the words—

“the land of any other person, being land that—

(i) contains a garden or bears a growing crop; and

(ii) is enclosed with a sufficient fence; or”.

Regulations.

9. Section forty-one of the Principal Ordinance is amended by omitting the words “pound fees, driving charges, sustenance fees, trespass rates, charges for lodging cattle in pounds for safe custody, and”.

By Authority: A. J. ARTHUR, Commonwealth Government Printer, Canberra.