

# THE TERRITORY FOR THE SEAT OF GOVERNMENT.

## FEDERAL CAPITAL COMMISSION.

### REGULATIONS UNDER THE POUNDS ORDINANCE 1928.

PURSUANT to the powers conferred upon it by the *Pounds Ordinance* 1928, the Federal Capital Commission appointed under the *Seat of Government (Administration) Act 1924-1928*, hereby makes the following Regulations to come into operation on the date fixed for the commencement of the Ordinance.

Dated this second day of September, 1929.

The common seal of the Federal Capital Commission was hereunto duly affixed in the presence of—

J. H. BUTTERS,  
Chief Commissioner.

C. S. DALEY,  
Secretary.

#### POUNDS REGULATIONS.

- Short title.** 1. These Regulations may be cited as the Pounds Regulations.
- Repeal.** 2. The Pounds Regulations made on the 12th August, 1929, are repealed.
- Definitions.** 3. In these Regulations, unless the contrary intention appears—  
 “Lands Officer” means the Chief Lands Officer of the Commission;  
 “the City Area” means the City Area as defined in the *City Area Leases Ordinance 1924-1929*;  
 “the Ordinance” means the *Pounds Ordinance 1928*,  
 and any reference to a form shall be deemed to be a reference to a form in the Schedule to these Regulations.
- Pound fees.** 4. The pound fees payable under the Ordinance shall be in accordance with the following scale:—

	s.	d.
For each entry of an impounding .. .. .	1	0
For each entry of release .. .. .	0	6
For each advertisement which the poundkeeper or Commission is required by or under the Ordinance to publish .. .. .	The actual cost of the advertisement plus One shilling.	
	s.	d.
For each notice delivered or posted .. .. .	1	0
For each sale of cattle the property of one owner, or if sold in separate lots, for the sale of each lot .. .. .	5	0
For each entry of sale .. .. .	1	0
For each letter in reply to inquiries received by poundkeeper by post from members of the public .. .. .	1	0

- Driving charges.** 5. The driving charges payable under the Ordinance shall be in accordance with the following scale:—

Description of Cattle.	Charge per mile or portion thereof.	
	s.	d.
Horses, asses, mules, cows—		
For first animal .. .. .	0	6
For each additional animal the property of the same owner and impounded at the same time .. .. .	0	1
Sheep—		
For the first hundred or portion of a hundred the property of the same owner .. .. .	2	0
For each hundred or portion of a hundred the property of the same owner, after the first hundred .. .. .	0	6

6. The sustenance charges payable under the Ordinance shall be in accordance with the following scale:—

Description of Cattle.	Charge per week or portion thereof.	
	s.	d.
Horses, asses, mules, cows—		
For each animal .. .. .	1	0
Sheep, the property of the same owner and impounded at the same time—		
For any number not exceeding twenty .. .. .	2	0
For any number exceeding twenty but not exceeding fifty .. .. .	5	0
For any number exceeding fifty but not exceeding one hundred .. .. .	10	0
For each hundred or portion of a hundred after the first hundred .. .. .	2	0

7. The trespass rates payable under the Ordinance shall be in accordance with the following scale:—

Description of Cattle.	Rates.	
	In the City Area.	Outside the City Area.
	s. d.	s. d.
For each horse, ass, mule, or cow trespassing on land not being tillage land .. .. .	4 0	1 0
For each horse, ass, mule, or cow trespassing on tillage land enclosed with a sufficient fence .. .. .	4 0	4 0
For each sheep trespassing on land not being tillage land .. .. .	0 4	0 1
For each sheep trespassing on tillage land enclosed with a sufficient fence .. .. .	0 4	0 4

8. The fees payable for the inspection of the books of a pound or extracts therefrom shall be in accordance with the following scale:—

	s.	d.
For inspection by member of public—		
For any period not earlier than six months preceding the date of inspection .. .. .	1	0
For any period earlier than six months preceding the date of inspection .. .. .	2	0
For inspection by or on behalf of the Commission or by or on behalf of the Local Governing Body of any area adjoining the Territory .. .. .	No fee	
For an extract or copy of any entry in the books of a pound—		
If relating to an impounding made not earlier than six months preceding the date on which the extract or copy is applied for .. .. .	1	0
If relating to an impounding made earlier than that period .. .. .	2	0

9. The charges payable under the Ordinance for animals lodged in a pound for safe custody shall be in accordance with the following scale:—

Description of Cattle.	Charge per week or portion thereof.	
	s.	d.
Horses, asses, mules, cows—		
For each animal .. .. .	1	0
Sheep, the property of the same owner and placed in custody at the same time—		
For any number not exceeding twenty .. .. .	2	0
For any number exceeding twenty but not exceeding fifty .. .. .	5	0
For any number exceeding fifty but not exceeding one hundred .. .. .	10	0
For each hundred or portion of a hundred after the first hundred .. .. .	2	0

10. The fees payable under the Ordinance for the registration of brands shall be in accordance with the following scale:—

	s.	d.
For the first brand registered for any one owner .. .. .	3	0
For any subsequent brand registered for the same owner .. .. .	2	0

- Trespass by same cattle more than once in one month.** 11. Where any cattle of any one owner are found trespassing more than once in any period of a month, the driving charges, sustenance charges and trespass rates payable in respect of those cattle arising out of any trespassing after the first, shall be double the driving charges, sustenance charges and trespass fees, respectively prescribed by regulations 4, 5 and 6 of these Regulations.
- Copy of Ordinance, &c., to be kept at pound** 12. The Commission shall supply to a poundkeeper and the poundkeeper shall keep at the pound, or at the poundkeeper's premises, if in the immediate neighbourhood of the pound, a copy of the Ordinance and of these Regulations and any amendments thereof, and a copy of such portions of the *Gazette* published during the preceding six months as relate to the registration of brands or marks used in branding and marking cattle or to impoundings.
- Statement of animals impounded.** 13. (1) A poundkeeper, upon receiving into the pound any cattle brought there for impounding, shall require the person bringing the cattle to fill in and give to the poundkeeper a statement in accordance with Form 1, and that person shall do so accordingly.
- (2) The poundkeeper shall compare the particulars contained in the statement with the cattle impounded, and, if necessary, require the statement to be corrected.
- (3) The poundkeeper shall then give to the impounder a receipt for the cattle impounded in accordance with Form 2.
- Pound book.** 14. The pound book to be kept by the poundkeeper shall be in accordance with Form 3, and he shall enter therein at the time the particulars required of each impounding and of each dealing with impounded cattle, and such other particulars as are required.
- Register of brands.** 15. (1) A poundkeeper shall keep a register of brands in accordance with Form 4.
- (2) At the request of the owner of any cattle and upon payment of the prescribed fees, the poundkeeper shall enter in the register the description, brands and marks of the cattle, the date of entry and the name and address of the owner, and shall give the owner a receipt for the fee.
- Feeding and watering impounded cattle.** 16. (1) A poundkeeper shall, at least once each day, sufficiently feed and water cattle in his care, and where necessary may take cattle from the pound for that purpose:
- Provided that where feed or water cannot, by reason of drought or other cause, be obtained, the poundkeeper shall report the fact to the Lands Officer, and the Lands Officer may give such directions as he deems advisable in the circumstances.
- (2) Where the poundkeeper has so reported to the Lands Officer, he shall not, in default of any directions from the Lands Officer, or while acting in accordance with any such directions or any directions given by any officer thereto authorized by the Commission, nor shall the Commission, the Lands Officer or any such authorized officer, incur any liability for failure to feed or water cattle.
- Pound to be kept dry, clean and secure.** 17. A poundkeeper shall—
- (a) keep the pound dry, clean and secure for the due care of cattle;
  - (b) provide a pen or crush for taking the brands or descriptions of cattle; and
  - (c) in every case of doubt as to the correct reading of a brand or mark, clip or shave the brand or mark.
- Diseased cattle to be kept separate.** 18. A poundkeeper shall keep apart from sound cattle all cattle which he knows to be diseased, and shall report to the Lands Officer for directions any disease known to exist in any impounded cattle.
- Payment of fees to Collector of Public Moneys.** 19. A poundkeeper shall pay to the Collector of Public Moneys of the Commission during the Commission's office hours on any week day, any fees, rates or charges collected by the poundkeeper.
- Payments to Impounders.** 20. (1) The Collector of Public Moneys shall pay to an impounder, on demand, during the Commission's office hours on any week day, any fees, rates or charges collected to which the impounder is entitled.
- (2) The Collector shall take a receipt for each amount so paid.

21. (1) A poundkeeper, upon receipt from the owner of any cattle of notice of intention to complain to a Court of Petty Sessions under section 32 of the Ordinance, shall note that fact and the date in the poundbook. Complaint of illegal impounding, &c.

(2) He shall likewise enter in the poundbook the fact of the receipt of the decision of the Court and the purport thereof.

22. A receipt issued by a poundkeeper shall be in accordance with Form 5. Receipt by poundkeeper.

23. At the close of each month a poundkeeper shall prepare and forward to the Commission an account, in accordance with Form 6, of— Monthly account.

- (a) all cattle in the pound at the beginning of the month;
- (b) all cattle impounded during the month;
- (c) all impounded cattle which have, during the month, been released or sold or have died;
- (d) all moneys received by him during the month;
- (e) all moneys due to him during the month;
- (f) all notices of intention to complain served on him, during the month, under section 32 of the Ordinance;
- (g) all cattle destroyed, during the month, the expense incurred therein, and the proceeds of the sale of the carcasses; and
- (h) any deficiency or debt due by the owner of any cattle for fees, damages or charges.

24. The Lands Officer shall authorize the payment of amounts due to persons, other than the Commission, and shall notify the Accountant of the Commission in order that steps may be taken to recover moneys due from owners of impounded cattle. Lands Officer to authorize payments.

25. A poundkeeper shall reply forthwith, to any inquiry addressed to him by post by any member of the public respecting any cattle which are or have been impounded in the pound, provided that the prescribed fee for an extract or copy of an entry in the books of the pound accompanies the inquiry. Inquiries by post.

26. Upon ceasing to hold office, the poundkeeper shall, as directed by the Lands Officer, hand over all property of the Commission in his possession. Poundkeeper ceasing to hold office.

27. The notice of impounding to be given by a poundkeeper shall, where the cattle impounded are branded or marked with a registered brand or mark, be in accordance with Form 7, and shall, where the cattle impounded are not so branded or marked, be in accordance with Form 8. Notice of impounding.

28. The notice to be given in pursuance of sub-section (2) of section 18 of the Ordinance by an occupier impounding cattle on his own premises shall be in accordance with Form 9. Notice of private impounding.

29. Where an occupier detains cattle in pursuance of section 21 of the Ordinance, he shall, within twenty-four hours after the commencement of the detention, give notice to the owner either personally or by post, or, if the owner is unknown, by advertisement in a newspaper published in the Territory, in accordance with Form 10, and may recover such costs of notice as would be recoverable by the Commission if the cattle had been impounded in a pound. Notice of detention of cattle.

30. The poundkeeper shall not deliver any cattle sold in pursuance of section 28 of the Ordinance until they are paid for; and, if they are not paid for within fifteen minutes after the conclusion of the sale, the poundkeeper may put them up for resale and sell them. Delivery of cattle sold in pursuance of Ordinance.

31. The receipt to be given by a poundkeeper on releasing cattle from a pound on payment of fees shall be in accordance with Form 11. Receipt for payment of fees for release of cattle.

32. Strict compliance with the forms in the Schedule to these Regulations shall not be required, and substantial compliance shall suffice for the purposes of these Regulations. Compliance with forms.

**THE SCHEDULE.**

Reg. 13.

Form 1.

The Territory for the Seat of Government.

*Pounds Ordinance 1928.*

**IMPOUNDING FORM.**

To the Poundkeeper of the  
.....Pound.

Please receive as impounded the animals more particularly described in the Schedule below and owned (or supposed to be owned) by the persons therein named.

**GROUND FOR IMPOUNDING.**

For trespass on land which is situate at.....and (insert "is" or "is not" (as case may be)) tillage land. The occupant of such land is.....and the owner or lessee of the land is (or is believed to be).....

*(In case of impounding by a member of the Police Force or an authorized person, for trespass on a road or unleased land, use this part of form.)*

For trespass on a road or unleased land the property of the Commonwealth or of the Commission, that is to say in.....

Impounder .....  
Address.....

Impounding No.....

**SCHEDULE.**

Number of Animals.	Kind and Sex.	Description.	Brands and Marks.	Impounder's Charges.		Owner's (or supposed Owner's) Name and Address.
				Trespass Rates.	Driving Charges.	

Date of Impounding....., 19  
Time—.....hours.....minutes.  
Entered in Pound Book (see Impounding No. above.)

.....  
Poundkeeper.

Date.....

Reg. 13.

Form 2.

The Territory for the Seat of Government.

*Pounds Ordinance 1928.*

Receipt No.....

**RECEIPT FOR ANIMALS IMPOUNDED.**

Impounding No.....

.....Pound.

Received from.....  
for the purpose of impounding the following animals\* :—

Number.	Kind.	Description.	Brand and Marks.

Date of Impounding....., 19  
Time—.....hours.....minutes.

.....  
Poundkeeper.

\* All large cattle should be described separately.

The SCHEDULE—continued.

Reg. 14.

Form 3.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

POUND BOOK.

Impounding Number.	Date of Impounding.	Description of cattle Impounded.			Name and Address of Impounder.	Charges.	
		Number of Animals.	Kind.	Brands and Marks.		Driving Charges.	Trespass Rates.

  

Pound Fees.								Total Charges, Expenses and Fees.	Date when Notice given to Owner.
Expenses of Advertising.	Entry Fees.			Notice Fees.		Letter Fees.	Sale Fees.		
	Impounding.	Release.	Sale.	Post.	Messenger.				

  

Date of Release, Sale or Death.	How disposed of.		Signature and Address of Persons releasing or purchasing Impounded Stock.	Complaints.		
	Released, Sold or Destroyed.	Price realized if sold.		Notice by owner of intention to complain.	Decision of Court of Petty Sessions.	
				Date received.	Date.	Purpose of decision.

Reg. 15.

Form 4.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

REGISTER OF BRANDS AND MARKS.

Brands.	Description and Brands and Marks.	Date of Registration.	Name and Address of Owner Registering.	Fee.	Receipt Number.

Reg. 22.

Form 5.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

Receipt No.....

POUNDKEEPER'S RECEIPT.

.....Pound.

(Date).....

Received from.....  
the sum of.....in payment of the following charges:—

Pound fees—			
Entry fees .. .. .	..	..	.....
Notice fees .. .. .	..	..	.....
Letter fees .. .. .	..	..	.....
Sale fees .. .. .	..	..	.....
Charges—			
Advertising .. .. .	..	..	.....
Driving charges .. .. .	..	..	.....
Sustenance or safe custody .. .. .	..	..	.....
Trespass rates .. .. .	..	..	.....
Sale of impounded stock .. .. .	..	..	.....
Inspection fees .. .. .	..	..	.....
Registration of brands and marks .. .. .	..	..	.....
.....			
Total .. .. . £			

.....Poundkeeper.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

Name of Pound.....

POUNDKEEPER'S ACCOUNT FOR MONTH OF.....19

Animals in Pound at beginning of month.			Animals Sold, Released or Died during month			
Impounding Number.	Number of Animals.	Kind of Animals.	Impounding Number.	Number of Animals.	Kind of Animals.	Released, Sold or Died.*
Animals Impounded during Month.						
Impounding Number.	Number of Animals.	Kind of Animals.				

Animals in Pound at end of month.			Receipts in respect of animals released, sold or died.				
Impounding Number.	Number of Animals.	Kind of Animals.	Impounding Number.	Amount received.			Total.
				Receipt Number.	Fees and Charges.	Sale of carcases.	

Amounts received.							Deficiencies due by Owners.
Pound Fees.	Sustenance Charges.	Driving Charges.		Trespass Rates.		Total.	
		Amount.	To whom due.	Amount.	To whom due.		

Notices of intention to complain under section 32 of Ordinance.

Date.	Name of complainant.	Address.	Animal in respect of which complaint is made.			Nature of complaint.
			Impounding Number.	Date of impounding.	Description, brands and marks.	

\* Enter in this column the words "released," "sold," or "died," as the case may be.

NOTE.—The particulars respecting each horse, mare, gelding, colt, filly, foal, bull, cow, ox, steer, heifer, calf, ass or mule should be shown separately.

.....  
Poundkeeper.

Impounding No.....

The Territory for the Seat of Government.

Pounds Ordinance 1928.

**NOTICE TO OWNERS RE IMPOUNDING.**

Take notice that.....head of....., the description and brand of which are given hereunder, were impounded here on the.....day of.....19 , by.....of.....for trespass on\*.....on each of which he claims, as impounder,.....for compensation for trespass.....for driving, and that such.....on which the sum of.....is now due will (if not previously released) be sold at this Pound on the.....day of....., 19 .

.....  
Poundkeeper of the  
.....Pound.

Animal.	Description.	Brand and Marks.

\* If impounded by a private person state particulars of land. If impounded by member of Police Force or authorized person state name of road or situation of unleased land.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

**POUNDKEEPER'S ADVERTISEMENT.**

Impounded at.....on the.....day of.....19 , from.....by.....

Impounding No.	Animal.	Description, Brands, Marks, &c.	Supposed Age.	Height.	Sum due on Animals at Date of Notice.

If not released will be sold by public auction at this Pound, at noon on the.....

.....  
Poundkeeper.

The Territory for the Seat of Government.

Pounds Ordinance 1928.

**IMPOUNDING BY OCCUPANT ON HIS OWN PREMISES.**

**NOTICE TO OWNER.**

Take notice that.....head of.....more fully described hereunder, were impounded by me on my land.....on the.....day of.....19 , for trespass on.....land. On each such animal I claim.....for compensation for trespass,.....for feeding and maintenance, and.....for notice.

If such animals be not released on or before.....they will be impounded at.....Pound.

(Signature).....

(Address).....

(Date).....

Animal.	Description.	Brands and Marks.



THE SCHEDULE—continued.

Reg. 29.

Form 10.

The Territory for the Seat of Government.  
Pounds Ordinance 1928.

NOTICE OF DETAINING ON PRIVATE PROPERTY.

Impounded on my premises at.....on the.....  
day of.....19 , at (state time)....., from  
.....the animals described hereunder :—

Animals.	Description, Brands, Marks, &c.	Supposed Age.	Sum due on Animals at Date of Notice.	
			Damages.	Cost of Notice.

If not released within twenty-four hours from the time of impounding, such animals will be placed in the.....Pound.

(Signature) .....  
(Address) .....  
(Date) .....

Reg. 31.

Form 11.

The Territory for the Seat of Government.  
Pounds Ordinance 1928.

POUNDKEEPER'S RECEIPT FOR STOCK RELEASED BEFORE IMPOUNDING.

In consideration of the payment by.....of the sum of  
.....which amount I hereby acknowledge to have received,  
I have this day released (state number and description of animals).....

.....  
Poundkeeper.

(Address).....  
(Date) .....