



ANNO QUINTO

VICTORIÆ REGINÆ.

By His Excellency **GEORGE GREY** Esquire
Governor and Commander-in-Chief of Her
Majesty's Province of South Australia and
its Dependencies and Vice Admiral of the
same by and with the advice and consent of
the Legislative Council.

No. 17.

*AN ACT to amend an Act (4th Vict. No. 8) intituled "An Act to
authorise and regulate the Impounding of Cattle."*

*Repealed by
No. 3 - 1847.*

WHEREAS an Act of the Governor with the advice and consent of the Legislative Council was passed in the Fourth year of Her present Majesty's reign (No. 8) intituled "An Act to authorise and regulate the Impounding of Cattle" And whereas by the said Act (Sec. 2nd.) it is enacted that it shall and may be lawful for the Justices in manner therein mentioned subject to the approval of his Excellency the Governor to appoint one or more convenient place or places adjoining to some public highway for establishing and erecting a public pound or pounds for the said district and also a fit and proper person to be the keeper of any such pound at such reasonable

Preamble.

Existing Act
part repealed.

reasonable and sufficient salary as his Excellency the Governor may be pleased from time to time to appoint and for the greater convenience of resort thereto to cause any such pound to be removed to and erected in any other place and also from time to time to displace and remove the keeper of any such pound upon reasonable cause and to appoint another fit and proper person in his place and also (Sec. 5th) to specify the pound-keepers' fees and the prices to be charged for sustenance of cattle impounded And whereas it is expedient in the present circumstances of the Province that the said provisions should be amended

Governor to appoint public pounds pound-keepers &c.

BE IT THEREFORE ENACTED BY HIS EXCELLENCY GEORGE GREY ESQUIRE Governor and Commander-in-chief of Her Majesty's Province of South Australia and its Dependencies and Vice Admiral of the same by and with the advice and consent of the Legislative Council thereof as follows that is to say That from and after the passing of this Act the powers so vested in the Justices as aforesaid shall be and the same are hereby repealed And in lieu thereof it shall be lawful for the Governor when and so often as he may deem necessary and at such places and for such districts as may appear convenient to erect and maintain and to authorise and empower any private person to erect and maintain or to appoint any suitable premises already erected adjoining to some public highway to be established and maintained as public pounds for the purposes of this and the aforesaid Act and also to appoint fit and proper persons to be the keepers of any such pounds at such salaries as to his Excellency may appear reasonable and sufficient and for greater convenience of resort to such pounds from time to time to cause any such pound to be removed to and erected at any other place and also from time to time to displace and remove the keeper of any such pound and to appoint a fit and proper person in his place.

To be notified by Colonial Secretary.

II. And be it further Enacted That in lieu of the notification of any such appointment or removal in the Government Gazette by the said recited Act (Sec. 3rd.) provided to be made by order of the Justices and signed by their Clerk the same shall be made with the like effect by the Colonial Secretary in ordinary form.

Pound fees &c.

III. And be it Enacted That the fees to be taken and charged by every pound-keeper for any matter or thing required to be done by him under and by virtue of this and the said recited Act and not especially provided for and the price to be charged and paid for the sustenance of cattle of whatever description committed to any such pound shall be those specified in the Schedule hereto annexed and no other Provided always that it shall be lawful for the Governor by notification in the Government Gazette from time to time to increase reduce or otherwise vary the said pound-keeper's fees and charges for sustenance as occasion may require.

Governor may appropriate them in whole or part to salary &c.

IV. Provided also and be it Enacted That it shall be lawful for the Governor from time to time to appoint and declare that the several fees and charges payable to any pound-keeper under this and the recited Act or any and what proportion thereof shall go to and be applied by such pound-keeper in full payment or on account of salary and remuneration or that any and what proportion of such fees and charges shall be accounted for to the Colonial Treasurer for the public uses of the Province and support of the Government thereof.

V. Provided

V. Provided also and be it Enacted That nothing herein contained shall be construed to affect the powers of the Justices to estimate and assess the rates of ordinary damage recoverable under the recited Act or to repeal any of the provisions thereof except as herein expressly mentioned. Existing Act reserved in other respects.

GEORGE GREY,
Governor of South Australia.

*Passed in Council this Twenty-third day
of May One Thousand Eight Hundred
and Forty-two.*

A. M. MUNDY,
Clerk of Council.

Schedule