



ANNO DECIMO SEXTO

## ELIZABETHAE II REGINAE

A.D. 1967

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## No. 64 of 1967

An Act to amend the Impounding Act, 1920-1966.

[Assented to 16th November, 1967]

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, 1967".

(2) The Impounding Act, 1920-1966, as amended by this Act, may be cited as the "Impounding Act, 1920-1967".

(3) The Impounding Act, 1920-1966, 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  
principal Act,  
s. 3—  
Interpretation.

**3.** Section 3 of the principal Act is amended by striking out the definition of "Angora goat" therein.

Amendment of  
principal Act,  
s. 14—  
Powers of  
impounding  
cattle.

**4.** Subsection (5) of section 14 of the principal Act is amended by striking out the word "Angora" therein and inserting in lieu thereof the passage "full bred Angora, Saanen, Toggenburg, British Alpine, or Anglo Nubian".

5. Subsection (2) of section 41 of the principal Act is amended by striking out the word "Angora" therein and inserting in lieu thereof the passage "full bred Angora, Saanen, Toggenburg, British Alpine, or Anglo Nubian".

Amendment of principal Act, s. 41—  
Goats, pigs, fowls, etc. may be destroyed.

6. Section 46 of the principal Act is amended by inserting after subsection (2) thereof the following subsections :—

Amendment of principal Act, s. 46—

(2a) In any proceedings for an offence against this section it shall be a defence that the owner has attempted with all reasonable diligence so to confine his cattle as to prevent their intrusion upon any street or public place in a manner contrary to subsection (1) of this section and

Liability of owner of straying cattle.

(a) he did not know and might not reasonably have been expected to know of such intrusion ;

or

(b) having discovered such intrusion as soon as might reasonably have been expected of a person exercising proper diligence, he immediately made all proper endeavours to bring his cattle back within confinement and so to confine them as to prevent further such intrusion.

(2b) For the purposes of subsection (2a) of this section anything which a servant or agent of the owner of cattle knows or discovers, or might reasonably be expected to know or discover, shall be deemed to be something which the owner knows or discovers or might reasonably be expected to know or discover.

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

J. M. NAPIER, Governor's Deputy.