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ELIZABETHAE II REGINAE

A.D. 1960

No. 37 of 1960

An Act to amend the Prevention of Cruelty to Animals Act, 1936-1954.

[Assented to 3rd November, 1960.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals Act Amendment Act, 1960". Short titles.

(2) The Prevention of Cruelty to Animals Act, 1936-1954, may be cited as the "Prevention of Cruelty to Animals Act, 1936-1960".

(3) The Prevention of Cruelty to Animals Act, 1936-1954, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. (1) Subsection (1) of section 5 of the principal Act is amended by striking out the words "twenty-five pounds" therein and inserting in lieu thereof the words "fifty pounds." Amendment of principal Act, s. 5.

(2) Subsection (2) of section 5 is amended by striking out the words "five pounds" therein and inserting in lieu thereof the words "ten pounds".

Enactment of
principal Act,
s. 5b—

4. The following section is inserted in the principal Act after section 5a thereof :—

Protection of
captive birds.
U.K. 2 and 3
Edw. 2 c. 30,
s. 8.

5b. If any person keeps or confines any bird whatsoever in any cage or other receptacle which is not sufficient in height, length and breadth to permit the bird to stretch its wings freely or which is smaller in any dimension than the minimum dimensions prescribed, he shall be guilty of an offence against this Act and be liable to a penalty not exceeding fifty pounds or to imprisonment for any term not exceeding six months.

Provided that this section shall not apply to poultry or to the keeping or confining of any bird—

- (a) while that bird is in the course of conveyance, whether by land, air, or water ; or
- (b) while that bird is being shown for the purposes of any public exhibition or competition ; or
- (c) while that bird is undergoing treatment by a veterinary surgeon or veterinary practitioner.

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

J. M. NAPIER, Lieutenant-Governor.