



1846.

No. 9.

ORDINANCE enacted by the Governor of South Australia, with the advice and consent of the Legislative Council thereof.

To amend "An Ordinance to prevent the extension of the Scab in Sheep in South Australia."

[20th August, 1846.]

WHIEREAS it is expedient that the Ordinance after-mentioned Preamble. should be in part repealed, and further provision made for preventing Scab in Sheep:

Be it therefore Enacted by the Governor of South Australia, with the advice and consent of the Legislative Council thereof, that from and after the first day of May, one thousand eight hundred and forty-seven, so much of an Ordinance passed on the twenty-first day of February, one thousand eight hundred and forty-four, intituled "An Ordinance to prevent the extension of the Scab in Sheep in South Australia," as authorises the driving or conducting of Sheep or Lambs infected with Scab on any road or way under certain conditions, and so much thereof as empowers Justices to grant warrants for the removal of Sheep or Lambs so infected under certain circumstances, shall be and the same is hereby repealed.

Repeal of Sections 4, 5, and 6, of Ordinance No. 3, 1844.

II. And

Penalty on depasturing or driving on the lands of others.

II. And be it Enacted, That from and after the day aforesaid, it shall not be lawful to depasture, drive, or conduct Sheep or Lambs infected with the said disease, save on the land or runs of the proprietor or party having charge of the same, and whosoever shall depasture, drive, or conduct, or cause to be depastured, driven, or conducted, any Sheep or Lambs so infected, upon any purchased land belonging to, or lawfully occupied by another person, or upon any Crown Lands lawfully occupied by another person, either exclusively or as a common right, under any lease, licence, or other lawful authority, or upon any public road or way, shall, on the complaint of any aggrieved party, and on conviction, forfeit and pay, for every such offence, a penalty not exceeding one shilling nor less than threepence for every head of Sheep or Lambs in every infected flock so depastured, driven, or conducted.

Proviso reserving operation of sec. 10.

III. Provided always, and be it Enacted, That nothing herein contained shall affect the power of Justices to grant warrants for removal of Sheep or Lambs unlawfully depastured, to some place where the same may be lawfully depastured, after conviction of any offender, in manner mentioned in the recited Ordinance.

Recited Ordinance to be construed herewith as one Act.

IV. And be it Enacted, that the recited Ordinance shall be construed, together with this Ordinance, as one Act, and shall remain in force in all respects in so far as not hereby altered.

FREDK. H. ROBE,
Lieutenant-Governor.

Passed the Legislative Council, this Twentieth day of August, One Thousand Eight Hundred and Forty-six.

W. L. O'HALLORAN,
Clerk of Council.