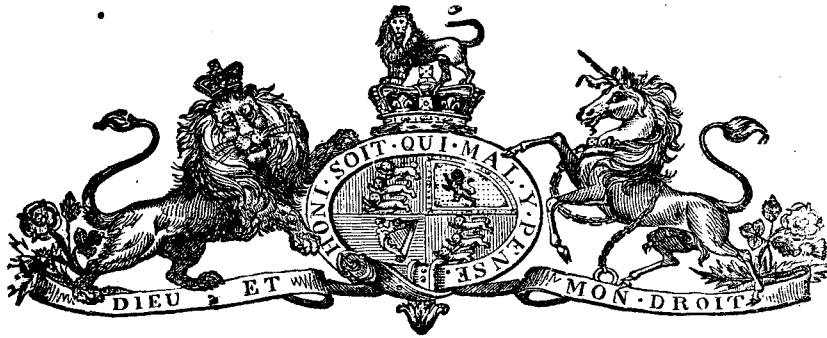


T A S M A N I A.

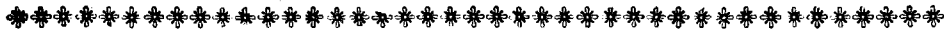


1883.

ANNO QUADRAGESIMO-SEPTIMO

VICTORIÆ REGINÆ,

No. 2.



AN ACT to prevent the Importation of diseased Animals into *Tasmania*. [29 October, 1883.] A.D. 1883.

WHEREAS it is desirable to make further and better provision than now exists for prohibiting or restricting the Importation of Animals into *Tasmania* from any place or places from which it appears probable that any diseased Animal may be imported: PREAMBLE.

Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as “The Diseased Animals Importation Prevention Act.” Short title.

2 In this Act the word “Animal” means and includes— Interpretation.
Horses, Cattle, Sheep, Goats, Pigs, and Dogs, of all ages and of both sexes, and any other animal the importation of which it may be deemed expedient to prohibit.

3 The Governor in Council may, from time to time, whenever he deems it probable the importation of Animals from any place may cause any disease to be introduced into *Tasmania*, by Proclamation published in the *Gazette*, either absolutely prohibit the importation into *Tasmania* of any Animal, or the Carcase, Skin, or any part of any Animal, or, if he sees fit, may permit such importation subject only to such restric- Governor in Council may prohibit importation of Animals, &c

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tions and with such conditions and limitations as he may prescribe; and any such Proclamation may be varied or revoked at any time, as the Governor in Council sees fit.

Copies of all Proclamations made under this Act shall be laid before Parliament as soon as may be after the making thereof.

Animals, &c. imported contrary to Proclamation to be forfeited.

4 If any Animal described in any such Proclamation, or the Carcase, Skin, or any part of any such Animal, shall be imported or brought into *Tasmania* contrary to any such Proclamation or any restriction or condition therein contained, then and in every such case such Animal or thing may be seized by any superior Officer of Police or Inspector of Stock, without any warrant, and the same shall thereupon become forfeited, and shall be destroyed or otherwise disposed of as the Governor in Council sees fit.

Regulations.

5 It shall be lawful for the Governor in Council from time to time to make Regulations, and from time to time to vary, alter, and rescind the same, for—

Regulating the landing of any Animal or thing the importation of which is restricted by any such Proclamation as aforesaid :

Prescribing the conditions to be performed, and the fees to be paid upon landing any Animal or thing the importation of which is restricted by any such Proclamation as aforesaid :

And generally for enabling this Act, and any Proclamation to be issued thereunder, to be carried into full effect :

And all such Regulations shall be published in Three consecutive numbers of the *Gazette*, and be laid before both Houses of Parliament as soon as may be after the making thereof.

Offences.

6 Whosoever shall commit any of the following offences shall, upon conviction, be liable to a penalty not exceeding One hundred Pounds :—

Import or bring into *Tasmania* any Animal or thing the importation of which is prohibited by any such Proclamation as aforesaid :

Infringe any condition, limitation, or restriction imposed by any such Proclamation as aforesaid :

Aid, abet, or procure any other person to commit any offence hereinbefore mentioned :

Assault, resist, or obstruct any Officer in seizing any Animal or thing as aforesaid.

Recovery of Penalties.

19 Vict. No. 8.

7 All proceedings for the recovery of any penalty under this Act may be heard and determined before any Two or more Justices of the Peace, in the mode prescribed by *The Magistrates Summary Procedure Act*.

Protection of persons executing Act.

8 No Action shall lie against any person for any thing done in pursuance of this Act unless notice in writing of such Action, and of the cause thereof, is given to the Defendant One Month at least before the commencement of the Action, and such Action is commenced within

Diseased Animals Importation Prevention.

Three Months after the cause of Action has accrued ; and in any such A.D. 1883.
 Action the Defendant may plead the general issue, and give this Act —
 and the special matter in evidence.

9 All penalties imposed under this Act and all the proceeds of for- Penalties appro-
 feitures under this Act shall be paid into the Treasury and form part of priation.
 the Consolidated Revenue Fund.

10 Any person who thinks himself aggrieved by any penalty Appeal from
 imposed under the authority of this Act which is recoverable in a penalties.
 summary manner, may, unless otherwise expressly provided, appeal
 against the same in the mode prescribed by *The Appeals Regulation Act.* 19 Vict. No. 10.

11 So much of the Twenty-third Section of *The Customs Act* as Repeal.
 provides for the forfeiture and destruction of— 25 Vict. No. 3.

Horses, Cattle, Sheep, or other Animals, and Skins, Horns, Hoofs,
 or any other part of Cattle or other Animals, the importation of
 which the Governor in Council may, by Proclamation, prohibit,
 with a view to prevent any infectious or contagious distempers
 or disease,

is hereby repealed.

12 This Act shall continue in force until the Thirty-first day of Duration of Act.
December, 1884, and no longer.

