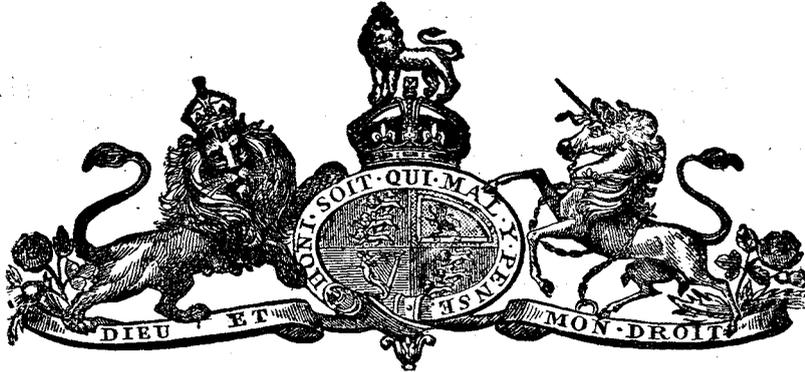


T A S M A N I A.



1905.

ANNO QUINTO

EDWARDI VII. REGIS,

No. 21.



AN ACT for the Protection of Homing Pigeons, and for other purposes. A.D. 1905.

[1 November, 1905.]

BE it 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 Homing Pigeons Act, 1905.” Short title.

2 “Homing pigeon” shall mean and include all pigeons used as bearers of messages or as racing pigeons, and which have affixed or attached to either or each leg a rubber or metal ring. Interpretation.  
of term.

3—(1.) Except as provided in Section Four hereof, it shall not be lawful for any person but the owner thereof, to shoot, kill, wound, or in anywise injure or destroy, ensnare, catch, or take any homing pigeon; and if any person acts in contravention of this Section he shall, on summary conviction before a Justice of the Peace, forfeit and pay a penalty not exceeding Ten Pounds. Destruction, &c.,  
of homing pigeons  
unlawful.  
  
Penalty.

4d.]

*Homing Pigeons.*

A.D. 1905.

Damages in addition to penalty.

(2.) In addition to the penalty imposed under Sub-section (1.) of this Section, such offender shall, on conviction, pay to the owner of such homing pigeon the full value of the same, to be assessed and determined by the convicting Justice.

Exemptions.

4 The provisions of this Act shall not extend to the owner or occupier of any improved or cultivated land killing or destroying any homing pigeon whilst actually upon such land and doing damage thereon.

Penalty for unlawful entry with intent.

5 If any person enters upon any enclosed land or premises for the purpose of killing, wounding, disabling, ensnaring, catching, taking, or in anywise injuring or destroying any homing pigeon of which he is not the owner, he shall, on summary conviction before a Justice of the Peace, be liable to a penalty not exceeding Five Pounds.

Civil remedies preserved.

6 This Act shall not bar the right of any person to an action for damages in respect of any homing pigeon destroyed or injured.

Procedure.

7—(1.) All informations for offences against this Act, and all fines, penalties, and sums of money imposed or made payable by this Act, shall be heard, determined, and recovered in a summary way by and before a Justice of the Peace in the mode prescribed by *The Magistrates Summary Procedure Act*.

Appeal.

(2.) Any person who thinks himself aggrieved by any penalty imposed or conviction under the authority of this Act may appeal against the same in the manner prescribed by *The Appeals Regulation Act*.