

## New Zealand.



### ANALYSIS.

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1889, No. 23.

Title.	<p style="text-align: center;">AN ACT to amend "The Animals Protection Act, 1880." [16th September, 1889.]</p> <p>BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—</p>
Short Title.	<p>1. The Short Title of this Act is "The Animals Protection Act Amendment Act, 1889." It shall come into force on the first day of January, one thousand eight hundred and ninety.</p>
Interpretation.	<p>2. In this Act, if not inconsistent with the context,— "The said Act" means "The Animals Protection Act, 1880;" "Acclimatisation society" means an acclimatisation society duly registered under the provisions of the said Act.</p>
Section 13 principal Act amended.	<p>3. The words "and every holder of a license to sell game," appearing in section thirteen of the said Act, are hereby repealed, and the word "or" is hereby substituted therefor.</p>
Section 30 principal Act repealed.	<p>4. Section thirty of the said Act is hereby repealed, and, in lieu thereof, it is enacted as follows:—</p>
Substituted provision.	<p>No person shall kill or destroy any game or native game, or shoot at, or attempt to shoot at any game or native game, with any swivel-gun or punt-gun, or with any instrument other than a shoulder-gun of which the bore does not exceed the size known as number ten at the muzzle, and the barrel of which does not exceed thirty-six inches in length, or with any gun exceeding ten pounds in weight.</p> <p>If any person shall offend against this provision he shall forfeit and pay a penalty not exceeding ten pounds, besides any other penalty he may have incurred.</p>
Persons selling native game to take out license. Penalty.	<p>5. No person shall sell any native game, or take or kill any native game for the purpose of sale, without previously taking out a license to sell such game, under a penalty not exceeding twenty</p>

pounds. Such license may be issued by the like persons, and the like fee shall be payable, as in the case of a license to sell game issued under the said Act.

6. Every such last-mentioned license shall be in such form as the Governor may prescribe by notification : Form of license.

Provided that no sale of native game shall take place prior to the first day of May and subsequently to the first day of August in any year : Period of sale limited.

Provided further that no person holding a license to sell game then in force shall be liable, on taking out a license hereunder, to pay any further fee for selling native game during the currency of such first-mentioned license.

7. Every holder of a license to sell game or native game shall keep a book, wherein shall be entered the name of every person from whom such license-holder shall purchase any game or native game, specifying the number and description of game or native game purchased from each such person, and the district in which such game or native game was killed or taken ; and such book shall be open for inspection at all reasonable hours by any police-officer or any holder of a game license. A penalty of not exceeding two pounds shall be incurred for any breach of this section. Register of sales of game to be kept.

8. The expression "authorised person," defined by section twenty-nine of the said Act, shall henceforth include the Chairman and members of the Council or Committee of any duly-registered acclimatisation society. Provisions of section 29 principal Act extended.

9. Notwithstanding anything contained in this or the said Act, it shall be lawful to kill or take the bird godwit—known by the native name kuāka or hakakao—during the months of February, March, and April ; but no person shall kill or take any such bird at any other time. Fixing time for killing godwits.

10. Every acclimatisation society shall, before the twenty-first day of April in each year, forward to the Colonial Treasurer a full statement of accounts, showing in detail the several receipts and items of expenditure of the society as up to the thirty-first day of March preceding, and such statement shall be accompanied by a balance-sheet duly audited, and shall be published once in some newspaper circulating within the district. Acclimatisation societies to forward to Colonial Treasurer annual statement of accounts.

11. If any acclimatisation society make default for the space of three calendar months in forwarding such statement and balance-sheet in manner aforesaid, or shall fail to publish the same as in this Act directed, such society shall not be entitled to receive, nor shall the Colonial Treasurer pay to such society during the continuation of such default, any moneys received in respect of fees, fines, or penalties under the said Act ; and the Colonial Treasurer shall be at liberty to pay to any other acclimatisation society or societies in the provincial district all moneys which, but for this provision, would be payable to the society so making default. Provision in case of society failing to forward annual statement.

12. This Act shall not apply to any of the following counties, namely, Westland, Grey, and Inangahua, until :— Exception.

- (1.) A petition from the majority of the acclimatisation societies within any such county shall have been presented to the Governor, praying him to bring it into operation therein ;

- (2.) That a resolution shall have been passed by the council of any such county and forwarded to the Governor, praying that the Act may be brought into operation in the said county.
- (3.) Upon receipt of a petition and resolution as aforesaid, the Governor may, by Proclamation, declare that this Act shall apply to the county to which such petition and resolution relate, and upon the gazetting of such Proclamation this Act shall come into operation within such county accordingly.