

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed as now printed, is transmitted to the HOUSE OF REPRESENTATIVES for its concurrence.

*Legislative Council,
29th April, 1936.*

Hon. Mr. Carrington.

ALSATIAN DOG.

ANALYSIS.

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A BILL INTITULED

AN ACT to more strictly control Alsatian Dogs. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Alsatian Dog Act, Short Title.
1936.

2. In this Act, unless the context otherwise requires,— Interpretation.

“ Alsatian dog ” means a dog, whether male or female, which is wholly or partly of the species or kind commonly known as “ Alsatian dog ” or “ Alsatian wolf-hound ”, or belongs wholly or partly to any variety of the said species by whatever name such variety may be known, but does not include any such dog the property of the State used for military or police purposes :

“ Local authority ” means a Borough Council, County Council, Town Board, or Road Board :

“ Owner ” means an owner as defined by section twenty-eight of the Dogs Registration Act, 1908.

Offence to keep
Alsatian dog
unless registered
under this Act.

3. (1) Every local authority shall, in addition to the register required to be kept under the Dogs Registration Act, 1908, keep a register in respect of Alsatian dogs owned by persons in the district of that authority.

(2) The register shall be in such form and contain such particulars as may be prescribed by regulations made under this Act. 5

(3) Every Alsatian dog shall be registered in accordance with the provisions of this Act.

(4) Any person who after the expiry of *three* months from the date of the commencement of this Act keeps or has in his possession or under his control any Alsatian dog which is not registered under this Act shall be guilty of an offence, and upon conviction shall be liable to a penalty not exceeding *fifty* pounds. 10 15

(5) On the hearing of any charge of an offence against subsection *four* of this section the onus of proof that the dog has been registered shall be upon the defendant.

(6) Every Alsatian dog without a collar having the proper registration label thereon shall be deemed to be unregistered, and any person upon whose land such dog is found, or his agent, or any person duly authorized by the local authority, may destroy such dog. 20

(7) The fee under this Act to be paid for the registration of an Alsatian dog shall be *five* pounds. 25

Powers of local
authority.

4. (1) When any person is convicted of an offence against this Act, the Court before which he is convicted may order the Alsatian dog in respect to which the offence was committed to be destroyed, and every local authority is hereby authorized to carry out within its district the provisions of this Act, and to appoint such inspectors or officers as may be necessary to ensure the due enforcement of such provisions. 30

(2) A local authority for the purposes of carrying out the provisions of this Act may give an order to an inspector or other officer of the local authority directing him to destroy the dog mentioned in the order. 35

(3) The inspector or officer so directed may enter upon any land or premises where such dog is or is reasonably believed to be, and may destroy the dog. 40

(4) The expenses of the inspector or officer in or about the destruction of any such dog may be recovered as a debt in any Court of competent jurisdiction by the local authority from the person to whom the order was given. The expenses shall include the cost incurred by the inspector or officer in travelling to or from the land or premises and a proportionate part of the salary or 45

wages of such inspector or officer, having regard to the time occupied by him on the work and in travelling to or from the land or premises.

5 **5.** (1) Any local authority may by resolution decide that Alsation dogs shall not be allowed within its district.

Local authorities may prohibit Alsation dogs within its district.

(2) On the passing of such resolution it shall forthwith cause to be published three times in a newspaper circulating in its district a notice to the effect that all Alsation dogs must be removed from within its district within one
10 month from the date of the notice.

(3) Any person who keeps or has an Alsation dog in his possession or under his control and fails to comply with the terms of the notice shall be guilty of an offence against this section, and shall be liable
15 on summary conviction to a fine of *ten* pounds.

6. (1) Every person who permits any Alsation dog to go at large in any public place, or in or about any private premises where tradesmen, post-office officials, and others may be required to visit in the execution
20 of their duties, whether with a registered collar affixed to it or not, without being muzzled in a manner sufficient to prevent the dog from causing injury by biting is liable for every such offence to a fine not exceeding *ten* pounds, and any such dog so at large may be
25 forthwith seized and destroyed by any constable.

Alsation dogs to be muzzled.

(2) Any constable witnessing an attack by an Alsation dog on any person may forthwith seize and destroy such dog.

7. (1) No person after *three* months from the date of
30 the passing of this Act shall, without the consent of the Minister of Internal Affairs, introduce or import into New Zealand any dog of the Alsation wolf-hound species.

Alsation dogs not to be imported without consent of Minister of Internal Affairs.

(2) Every person who offends against this section
35 is liable to a fine of *two hundred* pounds or imprisonment for *six* months.

8. The Governor-General may from time to time, by
40 Order in Council, make regulations prescribing any matters for which regulations are contemplated or required under this Act or which he deems necessary for the efficient administration thereof.

Regulations.

9. This Act shall come into force on the *first* day of
August, nineteen hundred and *thirty-six*.

Commencement.