

Hon. J. Carroll.

## ANIMALS PROTECTION.

### ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"><li>1. Short Title.</li><li>2. Interpretation.</li></ol> <p style="text-align: center;">AS TO THE PROTECTION OF GAME.</p> <ol style="list-style-type: none"><li>3. Time for killing native and imported game.</li><li>4. Penalties to apply to season as varied.</li><li>5. Governor may notify in which part of district game not to be killed.</li><li>6. No game to be poisoned.</li><li>7. No game to be trapped.</li><li>8. Game not to be taken or killed without license.</li><li>9. Licensing officers. Form of license.</li><li>10. License-fee.</li><li>11. No person to sell game without license.</li><li>12. Forms of licenses may be altered.</li><li>13. Issue of licenses to sell game. Duty. Penalty.</li><li>14. Game at large deemed to be imported game.</li><li>15. Penalty for killing or selling dead hen-pheasant.</li><li>16. Certain lands over which licenses not to extend.</li><li>17. Penalty for destroying eggs.</li><li>18. As to killing imported birds, not being game.</li></ol> <p style="text-align: center;">AS TO NATIVE GAME.</p> <ol style="list-style-type: none"><li>19. Native game not to be taken or killed without license. Nor sold without license.</li><li>20. Form of license.</li></ol> <p style="text-align: center;">PROVISIONS AFFECTING "GAME" AND "NATIVE GAME."</p> <ol style="list-style-type: none"><li>21. Register of sales of game or native game to be kept. Period of sale limited.</li><li>22. Penalty for failure to keep register.</li><li>23. Governor may vary season.</li><li>24. Persons may kill game or native game on their own land without license.</li><li>25. Governor may prohibit sale of game or native game in certain cases.</li><li>26. Governor may declare other animals and birds under Act.</li><li>27. Protection of native pigeons.</li><li>28. Fixing time for killing godwits.</li><li>29. Governor may declare any animal or bird to cease to be under Act.</li></ol> | <ol style="list-style-type: none"><li>30. Animals or birds in confinement may be killed or sold.</li><li>31. When game or native game may be sold.</li><li>32. Not to be exported.</li><li>33. Authority to take animals or birds for distribution.</li><li>34. Colonial Secretary to give such authority.</li><li>35. Authority may be given to destroy injurious animals or birds.</li><li>36. No game or native game to be had in possession.</li><li>37. Persons not to use swivel guns.</li><li>38. Trespasser in pursuit of game liable to penalty.</li><li>39. Trespassing with dog or gun.</li></ol> <p style="text-align: center;">MISCELLANEOUS PROVISIONS.</p> <ol style="list-style-type: none"><li>40. No animal, bird, insect, or reptile to be introduced without consent of Minister.</li><li>41. Landing of snakes, &amp;c., to be prevented.</li><li>42. Penalty for breach thereof.</li><li>43. Certain animals or birds not to be introduced. Penalty.</li><li>44. Who may demand production of license.</li><li>45. Rangers may be appointed.</li><li>46. Rangers to have powers of constables. Other powers.</li><li>47. Penalty for assaulting or obstructing Ranger.</li><li>48. Fees, fines, and penalties to be paid into Public Account. Application thereof.</li><li>49. How penalties recoverable.</li><li>50. Penalties in cases not provided for.</li><li>51. Regulations.</li></ol> <p style="text-align: center;">AS TO ACCLIMATISATION SOCIETIES.</p> <ol style="list-style-type: none"><li>52. Registration of acclimatisation societies by deposit of rules. Then to become a body corporate.</li><li>53. Annual statement of accounts to be forwarded to Colonial Treasurer.</li><li>54. Provision in case of failure to forward annual statement.</li><li>55. Property vested in society.</li><li>56. Society to notify when animals or birds turned out to increase.</li><li>57. Such animals or birds vested in society.</li><li>58. Governor may prohibit destruction of any indigenous bird.</li><li>59. Repeal. Schedules.</li></ol> |
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### A BILL INTITULED

AN ACT to consolidate the Law for the Protection of Animals and Title.  
for the Encouragement of Acclimatisation Societies.

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

No. 101—1.

Short Title.

1. The Short Title of this Act is "The Animals Protection Act, 1897."

Interpretation.

1880, No. 18, s. 2.

2. In this Act, if not inconsistent with the context,—

"Animal" and "bird" respectively mean any animal or bird mentioned in the *First* or *Second* Schedule to this Act, and any other animal or bird which shall hereafter be declared to come within the operation of this Act: 5

"District" means such part of the colony as the Governor may from time to time appoint to be a district under this Act; 10

And until any such appointment each provincial district shall be deemed to be a district:

"Game" and "imported game" include all imported animals and birds mentioned in the *First* Schedule to this Act, and such other imported animals and birds as shall be declared to come within the provisions of this Act relating to imported game: 15

"Imported," as applied to any bird or animal, means imported into any district and turned at large, and includes the offspring of such bird or animal, and every bird or animal of like species at large in such district: 20

"Native game" includes all animals and birds mentioned in the *Second* Schedule to this Act, and any other animals and birds which shall be declared to come within the provisions of this Act relating to native game: 25

"North Island" includes all islands adjacent thereto:

"Notification" means a notice by or under the direction of the Governor, published in the *Gazette* or in any newspaper circulating in the district to which such notification relates: 30

"Regulations" mean Regulations made under this Act:

"South Island" includes all islands adjacent thereto, and comprises Stewart's Island:

"Take or kill," means the hunting, shooting, pursuing, taking, or killing any bird or animal by any means not prohibited by this Act: 35

"The said Act" means "The Animals Protection Act, 1880."

## AS TO THE PROTECTION OF GAME.

Time for killing native and imported game.

3. (1.) The season for taking or killing native and imported game in the North Island shall begin on the first day of May and close on the thirty-first day of July, both inclusive, in each year. 40

(2.) The season in the South Island for taking or killing such game shall be a period to be fixed by notification between the first day of April and the thirty-first day of July, both inclusive, in each year, but in no case shall such season extend beyond three consecutive months: 45

1881, No. 34, s. 2, altered.

Provided that, upon the written application of any duly registered acclimatisation society, it shall be lawful for the Governor by notification to close or further restrict such season in any particular district or portion thereof, but within the respective dates or periods aforesaid: 50

(3.) Such season shall be deemed the "game season" for the purposes of this Act.

4. Any penalties imposed by this Act for taking, buying, selling, exposing for sale, or having in possession any game, native game or protected native birds, except during the times fixed under this Act, shall apply in respect of the said times as the same may be varied or limited hereunder.

Penalties to apply to season as varied. 1881, No. 34, s. 3.

5. (1.) The Governor may declare, by notification, in which part or parts of a district game shall not be taken or killed, and declare the particular species or sex of game which shall not be so taken or killed.

Governor may notify in which part of district game not to be killed. 1880, No. 18, s. 4.

(2.) The Governor may in like manner declare that any description of imported bird is established in any district, and is to be considered as native game.

6. No game shall be poisoned on any pretence whatever.

No game to be poisoned.

7. No game shall be trapped or taken by means of traps, or by any other means than by hunting or shooting, nor shall any trap, net, or snare be erected or set for the purpose of such trapping or taking at any time whatever, except by persons duly authorised under section *thirty-three* of this Act.

Ib., s. 5. No game to be trapped. Ib.

8. (1.) No person shall take or kill, or use any dog or gun for the purpose of taking or killing, any game until such person shall have taken out a license to kill game under this Act, and paid the duty hereby made payable thereon.

Game not to be taken or killed without license. Ib., s. 6.

(2.) If any person shall offend against the provisions of this section, he shall be liable to a penalty not exceeding *twenty* pounds.

9. (1.) The Governor shall appoint, by notification or otherwise, a fit person or fit persons in each district to issue licenses to take or kill game.

Licensing officers. Ib., s. 8.

(2.) Every such license shall be in the form of the *Third* Schedule to this Act, or in such other form as may from time to time be prescribed by regulations, and shall be issued and signed by the person appointed to issue such license, and be dated on the day when the same was actually issued, and be in force during the period specified in the license.

Form of license.

10. Such license shall only be issued upon payment of the duty payable for the same, being such sum not exceeding *fifty shillings* as may be fixed by notification.

License-fee. Ib., s. 9.

11. No person shall sell game or dispose thereof for any gain or reward until he shall have taken out a license for that purpose and paid the duty thereon. Every such license shall be in the form of the *Third* Schedule to this Act, and shall be in force for a period ending on the seventh day after the close of any game season fixed under the powers herein contained.

No person to sell game without license. Ib., s. 10.

12. The forms of licenses set forth in the *Third* Schedule hereto shall be used until the same are altered or revoked by regulations made under this Act.

Forms of licenses may be altered.

13. (1.) Licenses to sell game shall be signed and issued by the same person or persons as under this Act are authorised to sign and issue licenses to take or kill game.

Issue of licenses to sell game. Ib., s. 11.

(2.) The duty payable upon the issue of a license to sell game or any renewal thereof shall be *five* pounds.

Duty.

Penalty.  
1880, No. 18, s. 11.

(3.) If any person shall sell any game without having duly taken out and having in force such license as aforesaid, he shall, for every such act, be liable to a penalty not exceeding *twenty* pounds, nor less than *forty* shillings.

Game at large deemed to be imported game.  
1886, No. 11, s. 2.

14. All game, as the same is defined by this Act, at large within any district proclaimed hereunder shall be deemed to be "imported" game, and it shall not be necessary in any proceedings under this Act to prove the fact of importation into any particular district. 5

Penalty for killing or selling dead hen-pheasant.  
1880, No. 18, s. 13.

15. (1.) Every person who shall kill or sell, offer for sale, or expose for sale, or who shall have in his possession, or shall in any manner dispose of any dead hen-pheasant shall be liable to a penalty, for every such act, not exceeding *five* pounds. 10

(2.) If such person hold a license to take or kill game, or to sell game, every such license shall, on conviction, become *ipso facto* void. 15

Certain lands over which licenses not to extend.  
Ib., s. 14.

16. (1.) Whenever the chairman of any duly-registered acclimatisation society shall certify in writing that any lands are actually and exclusively used by such society for acclimatisation purposes, then the Governor may by notification direct that such lands shall be excepted from the operation of any licenses issued within the district where such lands are situated. 20

(2.) Any person taking or killing any game upon any lands so excepted shall be deemed to be an unlicensed person within the provisions of this Act.

Penalty for destroying eggs.  
Ib., s. 15.

17. Any person who shall unlawfully take and destroy, or willfully destroy, the eggs of any game birds shall be liable to a penalty not exceeding *five* pounds. 25

As to killing imported birds, not being game.  
Ib., s. 16.

18. (1.) The Governor may declare, by notification, that imported birds, not being game, or any of them, may be taken or killed in such part or parts of a district as in such notification shall be described. 30

(2.) No such imported birds shall be taken or killed in any district except as hereinbefore mentioned.

(3.) If any person offend against the provisions of this section he shall be liable to a penalty not exceeding *ten* pounds. 35

#### AS TO NATIVE GAME.

Native game not to be taken or killed without license.

19. (1.) No person shall take or kill, or use any dog or gun for the purpose of taking or killing, any native game until such person shall have taken out a license to kill native game under this Act, and paid the duty payable thereon. The form and conditions of such license and the amount of duty payable thereon shall be prescribed by regulations. 40

Nor sold without license.  
1889, No. 23, s. 5.

(2.) 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 *ten* 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. 45

Form of license.  
Ib., s. 6, altered.

20. (1.) Every such license shall be in such form as the Governor may prescribe by notification :

(2.) Provided that no person holding a license to sell game then in force shall be liable, on taking out a license to sell native 50

game, to pay any further fee during the currency of such first-mentioned license.

PROVISIONS AFFECTING "GAME" AND "NATIVE GAME."

21. (1.) Every holder of a license to sell game or native game shall keep a book, wherein shall be entered the correct name and postal address and occupation 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 Ranger.
- (2.) No sale of game or native game shall take place prior to the first day of May and subsequently to the first day of August in any year.
22. If the person keeping such book as aforesaid shall fail to enter the particulars required by the *last-preceding* section, or shall make any false entry in such book, he shall be liable, on conviction, to a penalty not exceeding *five* pounds nor less than *one* pound.
23. (1.) The Governor may from time to time, by public notification, limit or further restrict the time appointed during which any game or native game of all kinds or of any kind respectively may be taken and killed or had in possession within the periods mentioned in section *three* of this Act.
- (2.) Every such notification shall have effect only within the particular districts, and in respect of the particular kind or sex of game or native game, respectively specified therein.
24. No person in *bona fide* occupation of any land, not being Crown lands, or some one person appointed by him in writing, shall be prevented from taking or killing game or native game upon any lands so occupied by such first-mentioned person within the periods allowed under this Act, and subject to the conditions for the time being imposed on holders of licenses under this Act for the taking or killing of such game, or be liable to any penalty for so doing.
25. Whenever it shall be made to appear that any imported game or native game is not sufficiently numerous to warrant the sale thereof in any district or part of a district, the Governor may from time to time, upon the recommendation of the Colonial Secretary, by notification, prohibit the sale of any such game or native game within such district or part thereof for such period as may be specified in such notification.
26. The Governor may from time to time declare, by notification, that any animal or bird, in addition to those mentioned in the *First* and *Second* Schedules to this Act, shall come within the operation of this Act, or that the provisions of this Act or any of them affecting imported game shall apply to native game, and may limit such notification to any particular district or part of a district specified in such notification.
- But no indigenous animals or birds shall at any time be deemed to be "game."
27. Notwithstanding anything herein contained, native pigeons shall not be taken or killed in any district during the years one thousand eight hundred and ninety-eight, and one thousand eight
- Register of sales of game or native game to be kept. 1889 No. 23, s. 7.
- Period of sale limited. *Ib.*, s. 6 altered.
- Penalty for failure to keep register.
- Governor may vary season. 1881, No. 34, s. 2, altered.
- Persons may kill game or native game on their own land without license. 1880, No. 18, s. 7.
- Governor may prohibit sale of game or native game in certain cases. 1895, No. 13, s. 5.
- Governor may declare other animals and birds under Act. 1880, No. 18, s. 19, altered.
- Protection of native pigeons. 1895, No. 13, s. 7, amended.

hundred and ninety-nine, and thereafter during every third year: Provided that the Governor may, upon the recommendation of the Colonial Secretary, by notification in the *Gazette*, exclude the Urewera Country and other Native districts in the North and South Islands from the operation of this section.

Fixing time for killing godwits. 1889, No. 23, s. 9.

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

Governor may declare any animal or bird to cease to be under Act. 1880, No. 13, s. 20.

29. (1.) The Governor may declare, by notification, that any of the animals or birds mentioned in the *First* or *Second* Schedule to this Act, or which may have been proclaimed to come within the provisions of the said Act, or which may be declared to come within the operation of this Act, shall cease to be within its operation.

(2.) He may in like manner declare that any of the animals or birds declared by this Act to be game or native game, or which have been or shall hereafter be declared to be game as aforesaid, shall cease to be deemed game or native game within the provisions of this Act.

Animals or birds in confinement may be killed or sold. *Ib.*, s. 21.

30. Nothing in this Act shall prevent the owner of any animal or bird which has been lawfully taken or obtained from keeping the same in confinement or in a domesticated state, or from offering for sale or selling, or from taking or killing, any such animal or bird so kept in confinement or in a domesticated state; and it shall be lawful for any person to buy or offer to buy any such animal or bird.

When game or native game may be sold. *Ib.*, s. 22, altered.

31. (1.) No person shall sell or offer for sale, or buy or offer to buy, any game or native game except within the district where the same has been killed, and except during the periods within which it shall be lawful to sell such game or native game, as the case may be; nor shall any game or native game be held in possession for a greater period than seven days after the close of the game season fixed under this Act, and whether such game or native game be frozen, chilled, or otherwise.

(2.) Any person offending against the provisions of this section shall be liable to a penalty not exceeding *five* pounds nor less than *one* pound.

Not to be exported.

32. No game or native game shall be exported from the colony, unless for acclimatisation purposes, and with the written consent of the Colonial Secretary, under a penalty not exceeding *twenty* pounds nor less than *five* pounds.

Authority to take animals or birds for distribution. *Ib.*, s. 23.

33. The Colonial Secretary may, in writing, authorise any acclimatisation society, or the officers or servants of any such society, to catch or take any acclimatised animals or birds, or the eggs of any such birds, for the purpose of distributing, changing, or turning out the same in some other country or in some other part of the colony.

But nothing herein contained shall be deemed to authorise any person to commit a trespass.

Colonial Secretary to give such authority. *Ib.*, s. 24.

34. (1.) No person or persons shall be deemed to be so authorised to catch or to take, or shall catch or take, any animals or birds, or the eggs of such birds, unless he or they shall have obtained authority from the Colonial Secretary as before provided.

(2.) No such authority shall in any case have any force or effect for a longer period than twelve calendar months from the date thereof.

35. The Colonial Secretary or any Stipendiary Magistrate may in writing authorise any person, or the servants of any such person, at any time, to kill or destroy any animals or birds, whether game or native game, found on his property and destroying the same, or calculated to become injurious thereto: Provided that the Colonial Secretary shall satisfy himself that such injury is likely to arise through the presence of such animals or birds, and shall, previous to granting any such authority, direct the local acclimatisation society to report upon the subject-matter thereof. Such authority may be either absolute or limited as to time or seasons.

Authority may be given to destroy injurious animals or birds.  
1881, No. 34, s. 7, altered.

36. (1.) Except as in this Act provided, no person shall have in his possession any game or native game without lawful excuse, the proof whereof shall be on the party charged.

No game or native game to be had in possession.  
1880, No. 18, s. 25.

(2.) Any such game or native game found in the possession of any person shall be presumed to have been taken or killed by such person contrary to the provisions of this Act, until proof to the contrary be given.

37. (1.) 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 use any gun other than a shoulder-gun. No gun shall be used for the purposes aforesaid the bore of which is larger than the size known as number ten, nor shall any gun be used which exceeds ten pounds in weight.

Persons not to use swivel guns.  
1889, No. 23, s. 4, altered.

(2.) If any person shall offend against this provision he shall be liable to a penalty not exceeding ten pounds nor less than forty shillings, besides any other penalty he may have incurred.

38. If any person whatever shall at any time commit any trespass by entering or being upon any private land in the search or pursuit of game or native game, such person shall be liable to a penalty not exceeding five pounds:

Trespasser in pursuit of game liable to penalty.  
1880, No. 18, s. 26.

But any person charged with any such trespass shall be at liberty to prove by way of defence any matter which would have been a defence to an action at law for such trespass.

39. Any person found trespassing on private land with gun, or dog and gun, shall *prima facie* be deemed to be in pursuit of game or native game, as the case may be, and subject to the provisions of this Act.

Trespassing with dog or gun.  
Ib., s. 27, altered.

MISCELLANEOUS PROVISIONS.

40. No society, authority, or person shall introduce or import into the colony, or turn at large, for the purposes of sport or acclimatisation, or as game, any animal or bird whatever without the consent in writing of the Minister for the time being in charge of the Department of Agriculture; nor shall any insect or reptile be introduced or imported into the colony without such consent as aforesaid.

No animal, bird, insect, or reptile to be introduced without consent of Minister.  
1895, No. 13, s. 2.

41. It shall be the duty of the master, owner, charterer, and agent of any vessel arriving at any port or place in New Zealand to effectually prevent any snake, scorpion, or other noxious reptile from being landed in New Zealand from such vessel, whether in the cargo or otherwise.

Landing of snakes, &c., to be prevented.  
Ib., s. 3.

Penalty for breach thereof  
1895, No. 13, s. 4.

Certain animals or birds not to be introduced.  
1880, No. 18, s. 28.

Penalty.

Who may demand production of license.  
Ib., s. 29.

Rangers may be appointed.  
Ib., s. 31.

Rangers to have powers of constables.  
1884, No. 45, s. 2.

Other powers.

Ib.

Penalty for assaulting or obstructing Ranger.  
Ib., s. 3.

42. Every person who offends against or fails to comply with any of the provisions of the *two preceding* sections of this Act is liable to a penalty not exceeding *fifty* pounds nor less than *five* pounds.

43. (1.) No person shall introduce into the colony, or liberate or allow to go at large, or have in his possession, any fox, venomous reptile, hawk, vulture, or other bird of prey not indigenous to the colony. 5

(2.) Every person offending against the provisions of this section shall be liable to a penalty not exceeding *one hundred* pounds, and in default of payment to be imprisoned for a period of not more than *six* months. 10

44. Every person in pursuit of game shall produce his license to any authorised person demanding such production; and any person in pursuit of game or native game who, upon or after such demand, shall refuse or neglect so to produce such license, or to give his name or place of residence or address, or who shall give a false name or place of residence or address, shall be liable to a penalty not exceeding *twenty* pounds. 15

“Authorised person” includes all Justices of the Peace, and constables, and all Rangers appointed under this Act, the chairman and members of the council or committee of any registered acclimatisation society, and the proprietor or occupier of the land on which any person may be found in pursuit of game or native game, and all holders of licenses to kill any such game issued under this Act. 20 25

45. The Governor may appoint one or more fit and proper persons to be Rangers in each district, whose duty it shall be to take care that the provisions of this Act are complied with in the district for which he or they may be appointed. 25

46. (1.) Any Ranger appointed by the Governor under the provisions of section thirty-one of the said Act, or appointed under this Act, shall have and may exercise within the district for which he is appointed all the powers of a constable, and, in the exercise of his duties as such Ranger, may seize all nets, guns, engines, instruments, and devices which are being used or are intended to be used contrary to the provisions of the said Act or this Act. 30 35

(2.) Any such Ranger shall have power to stop *in transitu* any parcel, package, case, bag, or luggage in possession of the owner, or of any carrier or forwarding agent, whether by land or sea respectively, if he has reason to believe or suspect that any breach of this Act has been committed. And such Ranger may, in the presence of such owner or of any forwarding agent, or servant of such carrier or owner, open and search any such parcel, package, case, bag, or luggage. 40

(3.) And also may do all such other acts and things as may be necessary in order to see that the provisions of this Act are complied with; and the production by such Ranger of his appointment under the hand of the Governor shall be a sufficient warrant for his so acting in any of the cases aforesaid. 45

47. If any person assaults, resists, or obstructs any Ranger or any person acting by his order or in his aid, in the execution of any of the powers conferred on such Ranger by this Act or by the said Act, 50

every person so offending shall for every such offence incur a penalty not exceeding *ten* pounds.

48. All duties paid for licenses, and all fines and penalties which may be recovered by virtue of this Act, shall be paid into the Public Account, and be applied,—

Fees, fines, and penalties to be paid into Public Account. 1880, No. 18, s. 32. Application thereof.

- (1.) In the first instance, in or towards defraying the salaries and expenses of the Rangers to be appointed as aforesaid, and any other expenses of carrying into effect the provisions of this Act :
- (2.) The balance shall be handed to the treasurer of some registered acclimatisation society in the district in which such fees or fines shall have been paid or recovered, for the purposes of such society :
- (3.) If there shall be more than one such society in a district, then such balance shall be divided between all the societies or paid to such one or more of them as the Governor in his discretion may direct :
- (4.) And if there shall be no such society, shall form part of the Consolidated Fund.

49. All penalties created by this Act shall be recoverable in a summary way, and any part not exceeding one-half of any fine recovered under this Act may be paid to the person or persons who shall be instrumental in procuring any such conviction, in such proportion as the convicting Magistrate or Justices shall specify.

How penalties recoverable. *Ib.*, s. 33.

50. If any person shall fail or neglect to observe all or any of the provisions of this Act, or shall do or commit anything contrary to the true intent and meaning thereof, he shall for every such offence, if no other penalty is provided, be liable to a penalty not exceeding *five* pounds nor less than *twenty* shillings, and in no case shall the minimum penalty be less than *twenty* shillings.

Penalties in cases not provided for. 1881, No. 34, s. 4.

51. The Governor may from time to time make, alter, and revoke regulations for the purposes of this Act, and not inconsistent therewith, prescribing—

Regulations.

- (1.) The form of licenses to be used under this Act, the fees to be taken therefor in any district, and the mode of issuing such licenses :
- (2.) The duties of Rangers, the mode of appointment to and removal from office, and the control of such officers :
- (3.) The registration of acclimatisation societies, and for regulating the formation of any new society within an existing district, and for the re-registration of any existing society :
- (4.) The mode of keeping books or registers by carrying companies, whether by land or sea, and forwarding agents, showing the receipt and delivery of all packages or parcels containing game or native game :
- (5.) The deer-shooting season in each district and the conditions affecting the same, and for regulating or prohibiting the sale of deer or venison.

Any such regulations may be so framed as to apply to all districts, or to any particular district or part thereof respectively.

## AS TO ACCLIMATISATION SOCIETIES.

Registration of acclimatisation societies by deposit of rules.  
1880, No. 18, s. 34, altered.

52. (1.) Any acclimatisation society may, subject to any regulations made under this Act, register its rules by depositing a copy of the same, signed by the chairman of such society and counter-signed by three of the members thereof, in the office of the Colonial Secretary. 5

(2.) As soon as conveniently may be after such deposit, a notification thereof shall be published, and the date of such notification shall be deemed to be the date of registration. Every society so registered shall, for the purposes of this Act, be deemed to be a duly-registered acclimatisation society. No amendment of such rules shall have any force or effect until the same has been registered in like manner. 10

(3.) The rules so to be registered shall not be repugnant to this Act, or to any of the laws relating to the importation or protection of animals or birds for the time being in force. 15

Then to become a body corporate.

(4.) Every acclimatisation society registered under this Act shall thereupon become a body corporate by the name or title named in such rules, and shall have perpetual succession and a common seal, and in its corporate name may hold and dispose of real and personal property, and may sue and be sued, and may recover any moneys due to the corporation whether by a member thereof or not. 20

(5.) Any existing acclimatisation society already registered may register its rules under this Act, and thereupon shall be subject to the provisions thereof. 25

Annual statement of accounts to be forwarded to Colonial Treasurer.  
1889, No. 23, s. 10.

53. 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. 30

Provision in case of failure to forward annual statement.  
Ib., s. 11.

54. 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 such default, any moneys received in respect of fees, fines, or penalties under this Act or 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 otherwise would be payable to the society so making default. 35 40

Property vested in society.  
880, No. 18, s. 36, altered.

55. For the purposes of this Act the property in all animals and birds in the possession or under the control of any registered acclimatisation society shall be deemed to be absolutely vested in such society. 45

Society to notify when animals or birds turned out to increase.  
Ib., s. 37, altered.

56. In case any registered acclimatisation society shall have turned at large or shall hereafter turn at large any animals or birds, not indigenous, for the purpose of increase, it shall be the duty of such society forthwith to notify the same in writing to the Colonial Secretary. 50

57. The Governor may declare by notification that the property in every such animal or bird so turned at large and its offspring, and every bird and animal of a like species at large in such district, shall, for the purposes of this Act, be deemed to be vested in the said society absolutely or for any period to be stated in such notification.
58. It shall be lawful for the Governor, by notification published in the *Gazette*, to prohibit absolutely, or for such time as he may think fit, the destruction of any bird indigenous to the colony; and any person failing or neglecting to observe all or any of the provisions of such notification shall be deemed to be guilty of an offence against the provisions of this Act.
59. The several Acts enumerated in the *Fourth* Schedule to this Act are hereby repealed.

Such animals or birds vested in society.  
1880, No. 18, s. 38, altered.

Governor may prohibit destruction of any indigenous bird.  
1886, No. 11, s. 3.

Repeal.

But all appointments made or districts constituted under the repealed Acts, and all Proclamations, notifications, licenses, or authorities issued thereunder and in force at the date of the passing of this Act, shall respectively be deemed to have been made and issued under this Act.

SCHEDULES.

Schedules.

FIRST SCHEDULE.

GAME.

|             |         |                    |
|-------------|---------|--------------------|
| Pheasants.  | Quail.  | Antelope.          |
| Partridges. | Snipe.  | Deer.              |
| Grouse.     | Plover. | Imported wild duck |
| Black-game. | Swans.  | of any species.    |
| Ptarmigan.  | Hares.  |                    |

SECOND SCHEDULE.

NATIVE GAME.

|                           |                |                     |
|---------------------------|----------------|---------------------|
| Wild duck of any species. | Wild geese.    | Teal.               |
| Bittern.                  | Dotterell.     | Black stilt plover. |
| Pied stilt plover.        | Native pigeon. | Curllew.            |
| Pukeko.                   | Black swan.    | Kaka.               |

THIRD SCHEDULE.

LICENSE TO TAKE OR KILL GAME.

[Name in full], of [Residence and calling], having this day paid the sum of £ is hereby authorised to take or kill [Here state the kinds of game authorised to be taken or killed] within the District of , from the day of 18 , to the day of , 18 , both days inclusive, subject to the provisions of "The Animals Protection Act, 1897," and the amendments thereof.

Dated at , this day of , 18 .

LICENSE TO SELL GAME.

[Name in full], of [Residence and description of person licensed], having this day paid the sum of five pounds (£5), pursuant to "The Animals Protection Act, 1897," is hereby licensed to sell game within the District of , during the months of , and within seven days thereafter.

Dated at , the day of , 18 .

## FOURTH SCHEDULE.

- 1880, No. 18.—“The Animals Protection Act, 1880.”  
1881, No. 34.—“The Animals Protection Act Amendment Act, 1881.”  
1884, No. 45.—“The Animals Protection Act 1880 Amendment Act, 1884.”  
1886, No. 11.—“The Animals Protection Act 1880 Amendment Act, 1886.”  
1889, No. 23.—“The Animals Protection Act 1880 Amendment Act, 1889.”  
1895, No. 13.—“The Animals Protection Act 1880 Amendment Act, 1895.”

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