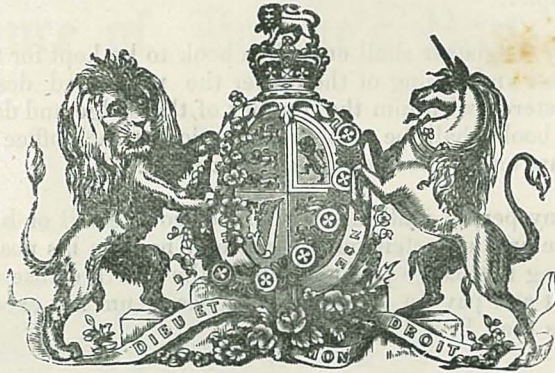


Province of Hawke's Bay.



DOG NUISANCE ACT 1871.

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 5.

ANALYSIS.

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| Title. | 6. Penalty for any person having in his possession counterfeit badges. |
| Preamble | 7. Penalty for not registering. |
| 1. Repealing Act No. 18. of Session IV. Province of Wellington. | 8. Dogs when at large not registered may be destroyed. |
| 2. Power to Superintendent to appoint Registrars and assign districts. | 9. Dogs found worrying sheep may be destroyed. |
| 3. Every owner of dog to register. | 10. Not necessary to prove ownership of dogs. |
| 4. Registration fee for collar. Register number to be determined by Napier Registrar. | 11. Fees collected under this Act to be paid into Provincial Treasury to separate account. |
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AN ACT *to repeal the Dog Nuisance Act Session IV. No. 18 of the Provincial Council of Wellington.*

WHEREAS it is expedient to amend the Law relating to Dogs.

BE IT THEREFORE ENACTED by the Superintendent of the Province of Hawke's Bay with the advice and consent of the Provincial Council thereof as follows :—

I. The Act of the Provincial Council of Wellington Session 4 No. 18 in force in this Province is hereby repealed.

II. The Superintendent may appoint persons to be Registrars of Dogs and assign to them respectively such districts as he may think fit.

Every owner of dog to register

III. Every owner of a dog or dogs shall register his dog or dogs yearly with the Registrar of the dogs for the district in which he may reside and after the first registration such registration shall be made in the month of January in every succeeding year.

Registration fee for collar Register number to be determined by Napier Registrar

IV. For the registration of every dog the sum of 5s shall be paid to the Registrar who shall supply to each owner a register badge upon which the register number for the year shall be stamped and which badge shall be attached to a collar to be worn upon the neck of the dog so registered the register number to be determined by the Registrar of dogs at the town of Napier.

Registrar to keep books which are open for inspection on payment of sixpence

V. Every Registrar shall enter in a book to be kept for the purpose the name address and calling of the owner the name and description of the dog so registered with him the number of the badge and date of registration which book shall be open to inspection at each office during the usual office hours on payment of a fee of sixpence.

Penalty for any person having in their possession counterfeit badges

VI. If any person shall falsely make or counterfeit or knowing the same to be false or counterfeit purchase use or have in his possession any badge resembling the badge provided under the fourth clause of this Act he shall forfeit and pay for every such offence a sum not exceeding Ten Pounds nor less than Five Pounds.

Penalty for not registering

VII. Any person owning maintaining or having charge of a dog six months old unregistered shall be liable to a penalty of not exceeding One Pound for every dog so owned maintained or being in his charge.

Dogs when at large not registered may be destroyed.

VIII. Any dog or dogs not having attached to a collar the badge for the current year shall be deemed unregistered and may be destroyed if found at large.

Dogs found worrying sheep may be destroyed

IX. All registered or unregistered dogs wheresoever found worrying cattle sheep pigs or other live stock whether such dogs at the time at which they may be so found shall be or shall not be in charge of any person may be destroyed.

Not necessary to prove ownership of dogs

X. In all cases where damages for injury done by a dog are sought to be recovered from the owner it shall not be necessary for the plaintiff to prove that the owner knew of the dog's propensity to commit the injury complained of but the defendant may bring evidence to show that he had no reason to believe that his dog was likely to commit such injury and such evidence may go in mitigation of damages.

Fees collected under this Act to be paid into Provincial Treasury to separate account.

XI. All fees accruing under this Act shall be paid into the Provincial Treasury to a separate account to be appropriated to the payment of the expenses of carrying this Act into effect.

Fines fees &c. recoverable in a summary way

XII. All fees fines and penalties levied under this Act shall be recoverable in a summary way.

Short Title

XIII. This Act shall be intituled and may be cited as "The Dog Nuisance Act 1871."