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# GEORGII V REGIS.

A.D. 1928.

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## No. 1859.

An Act to Impose Penalties on Persons Trespassing on certain lands, and for other purposes.

[Assented to, October 17th, 1928.]

**B**E it enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. This Act may be cited as the " Trespassing on Land Act, 1928 ". Short title.

2. (1) This Act shall apply within the portions of the State to which the Governor by proclamation declares that this Act shall apply. Application of Act.

(2) The Governor may make any such proclamation and may by proclamation revoke or vary any such proclamation.

3. (1) Any person who unlawfully enters any land which is enclosed by any fence, hedge, or wall, and upon which are any sheep, shall be liable for a first offence to a penalty not exceeding Two Pounds and for any subsequent offence to a penalty not exceeding Five Pounds. Penalty for trespassing on certain lands.

(2) This section shall apply only to land upon which a notice is placed at each gate opening from the said land on to a public road indicating that sheep are grazing upon such land.

4. In

*Trespassing on Land Act—1928.*

Evidentiary  
provision.

**4. In any proceedings for an offence against this Act—**

- (a) the allegation in the complaint that any specified land is within a portion of the State to which this Act applies shall be deemed proved in the absence of proof to the contrary:
- (b) if proof is given that the defendant entered upon any land in respect of which it is alleged that an offence has been committed by the defendant, the said entry shall be deemed to be unlawful in the absence of proof to the contrary.

Common law or  
statutory liability  
not affected.

**5. Nothing in this Act shall affect any liability of any person under any statute or at common law.**

Summary proceed-  
ings for offences.

**6. All proceedings for offences against this Act shall be disposed of summarily.**

In the name and on behalf of His Majesty, I hereby assent to  
this Bill.

A. HORE-RUTHVEN, Governor.