



ANNO VICESIMO SECUNDO

GEORGII V REGIS.

A.D. 1931.

No. 2034.

An Act to consolidate certain Acts providing for the
Destruction of Wild Dogs.

[Assented to, November 26th, 1931.]

BE 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 " Wild Dogs Act, 1931 ". Short title.
2. This Act is a consolidation of the Acts mentioned in the First Repeal.
Schedule, and the said Acts are hereby repealed to the extent therein
mentioned.
3. In this Act, unless inconsistent with the context or some other Interpretation.
meaning is clearly intended—
 " Authorised person " means a person authorised by the Minister
 to receive tails and scalps of wild dogs for the purposes of
 this Act : 1102, 1912, s. 2.
1865, 1928, s. 3.
 " Crown lands " means Crown lands as defined in the Crown
 Lands Act, 1929 :
 " Dog-proof fence," " Vermin fence," and " Vermin-fenced
 District " have respectively the meanings given to them
 by the Vermin Act, 1914 ; and, in addition, " Dog-proof
 fence " and " Vermin fence " include a dog-proof fence
 or vermin fence, as the case may be, approved by the Minister
 in writing for the purposes of this Act :
 " Fund " means the Wild Dogs Fund continued by this Act :

Wild Dogs Act.—1931.

“ Occupier ” includes—

- (a) the owner or tenant of any freehold land :
- (b) the holder of any land held under agreement or lease made or granted by or on behalf of the Crown, or by or on behalf of any person or authority holding lands belonging to the Crown or in whom or which lands belonging to the Crown are vested :

“ Scalp ” means the two ears of a wild dog and the connecting part of the skin thereof, all in one piece :

“ Suburban lands ” means suburban lands as defined in the Crown Lands Act, 1929 :

“ Town ” means town as defined in the Vermin Act, 1914 :

“ Wild dog ” includes a dingo and any cross of the native dog, and also a dog run wild.

Wild Dogs Fund.
1102, 1912, s. 3.

4. (1) The fund, called “ The Wild Dogs Fund,” is hereby continued.

(2) The Fund shall consist of—

- (a) the amounts paid to the Treasurer, under section 7, on account of rates ;
- (b) the subsidies paid by the Treasurer under section 8 ; and
- (c) any moneys advanced by the Governor under section 9.

(3) The Fund shall be held by the Treasurer, and shall be applied in the payment of rewards for the killing of wild dogs and the repayment of moneys advanced under section 9 and the interest thereon.

Impositions of rate
on all lands with
certain exceptions.
Ibid., s. 4.
1172, 1914, s. 3.
1394, 1919, s. 3.
1519, 1922, s. 14 (7).
1865, 1928, s. 4.
2006, 1931, s. 2.

5. (1) An annual rate is hereby imposed on all lands, except—

- (a) lands situated within any of the areas specified in the Second Schedule ;
- (b) lands situated within a municipality or town ;
- (c) suburban lands ;
- (d) lands situated within any irrigation area within the meaning of the Irrigation Act, 1930 ;
- (e) Crown lands ;
- (f) lands reserved for or dedicated to any public purpose and not let for any purpose other than a public purpose ; and
- (g) lands to which paragraph (c) of subsection (7) of section 14 of the Pastoral Act Further Amendment Act, 1922, applies.

(2) The

Wild Dogs Act.—1931.

(2) The Governor may, by proclamation to be made in the month of January in every year, declare the amount of rates to be paid in respect of—

- (a) every square mile, or portion of a square mile, of land situated within a vermin-fenced district, or which the Minister declares to be completely surrounded, either alone, or together with any other land, by a vermin fence or a dog-proof fence ; and
- (b) every square mile, or portion of a square mile, of other land :

Provided that no such rate shall exceed—

- I. the sum of One Shilling on every square mile of any such land ; or
- II. in the case where any such land is held under lease or on agreement from the Crown, one-half of the amount of the annual rental or of the annual instalment payable under the lease or agreement, as the case may be, for every square mile of the land ;

whichever is the smaller amount :

Provided also that—

- (i.) in any case where the sum payable by any person as rates would be less than Five Shillings, then the sum payable by that person shall be Five Shillings :
- (ii.) when the land, ratable under this Act, which is occupied by any person is less than three square miles in the aggregate, that person shall not be liable to pay any rate under this Act.

(3) The said rates—

- (a) shall be paid by the occupiers for the time being of the lands whereon they are imposed, and shall be a charge on the said lands :
- (b) shall be due and payable when declared as provided by subsection (1) hereof in respect of the period of twelve months ending on the thirty-first day of December next after the declaration thereof :
- (c) shall be paid to the Minister :
- (d) may be levied and recovered by or under the authority of the Minister in like manner as rent is recoverable under any lease ; and when any such rate is levied by distress, a warrant signed by the Minister shall be sufficient authority to distrain.

(4) If there is no occupier of any such lands at the time any such rates become payable, and at any subsequent time during the period of twelve months for which the rates are declared any person becomes

Wild Dogs Act.—1931.

becomes the occupier of the said lands, rates shall be payable in respect of the said lands, but the amount payable shall be such proportion of the total rates payable for the full period of twelve months, as the unexpired portion of the said period commencing from the time the said person becomes the occupier as aforesaid bears to the said full period of twelve months.

Interest to be added
to rates in arrear.
1102, 1912, s. 5.
1172, 1914, s. 4.
2006, 1931, s. 3.

6. (1) If any such rate is not paid on or before the fifteenth day of March next after the rate is declared a penalty of five per centum of the amount of the rate shall thereupon be added thereto and be deemed for all purposes to be part of the rate, but if the rate is payable in respect of any land to which subsection (4) of section 5 applies, the said penalty shall not be added until the expiration of one month after a person becomes the occupier of the land as mentioned in the said section or until the said fifteenth day of March, whichever date shall last occur.

(2) If the rate, as thus increased, is not paid within one month after the date fixed under subsection (1) hereof, a further penalty of ten per centum of the amount of the rate as so increased shall at the end of such month be added thereto and be deemed for all purposes to be part of the rate.

(3) If the rate, as thus increased, is not paid within one month after the expiration of such first month mentioned in subsection (2) hereof, the same may be recovered in a summary way by the Minister or any person authorised by writing signed by him to recover rates under this Act.

(4) Notwithstanding anything herein contained, the Minister may, in his discretion, remit, in whole or in part, any amount added by way of penalty under this section.

(5) The production of a document purporting to be signed by the Minister, appointing a person therein named to recover rates under this Act, shall be sufficient evidence that the person therein named has been duly appointed as aforesaid, and shall be *prima facie* evidence that the person producing the document is the person thereby appointed.

Payment of rates
received to the
Treasurer.
1102, 1912, s. 6.

7. All moneys received by the Minister on account of rates under this Act shall be paid by him to the Treasurer to the credit of the Fund, after deducting therefrom such amounts as the Minister deems necessary to cover the costs and expenses of and incidental to receiving, collecting, and recovering the said moneys, and administering this Act.

Subsidies to the
Fund.
Ibid., s. 7.
1172, 1914, s. 5.
1394, 1919, s. 4.
1894, 1929, s. 2.

8. The Treasurer shall, out of moneys provided by Parliament for the purpose, pay to the credit of the Fund a subsidy at the rate of One Pound for every Pound paid to him under section 7: Provided that the amount of subsidy in respect of any one calendar year shall not exceed Two Thousand Pounds.

9. (1) It

Wild Dogs Act.—1931.

9. (1) It shall be lawful for the Governor, without any authority other than this Act, to make advances to the Treasurer out of the General Revenue of such sums as are for the time being required for carrying out the objects of this Act: Provided that the total amount so advanced, and not repaid, shall not at any time exceed Two Thousand Pounds.

Power of Governor to advance Revenue in aid of the Fund.

1102, 1912, s. 8.
1394, 1919, s. 5.
1611, 1924, s. 2.
1894, 1929, s. 3.

(2) All sums so advanced, with interest thereon at the rate of Five Pounds per centum per annum, shall be repaid to the General Revenue out of rates and subsidies paid into the Fund pursuant to this Act.

10. (1) The Treasurer shall, out of the Fund, pay or cause to be paid as provided by section 14 for the tail and scalp of any wild dog killed on lands which are ratable under this Act, or on Crown lands (except Crown lands situated within a municipality or town, or situated within any of the areas specified in the Second Schedule), such sum (being not less than Five Shillings) as is from time to time fixed by the Minister by notice published in the *Government Gazette*.

Power of the Treasurer to pay for tails and scalps.

1102, 1912, s. 9.
1172, 1914, s. 6.
1394, 1919, s. 6.

(2) The Minister by any such notice may, if he thinks proper, fix different sums to be paid in respect of wild dogs killed in different localities.

11. The Minister may, by writing under his hand, authorise any person therein mentioned to receive tails and scalps of wild dogs for the purposes of this Act.

Persons authorised to receive tails and scalps.

1102, 1912, s. 10.

12. (1) Every person desiring to be paid for a tail and scalp shall make application therefor to some authorised person, and shall—

Application for payment for tails and scalps.

Ibid., s. 11.
1865, 1928, s. 5.

(a) deliver the tail and scalp to the authorised person; and

(b) make a declaration before the authorised person (who is hereby empowered to take any such declaration), or before a Justice, in the form set forth in the Third Schedule, or in a form to the like effect, and containing the particulars mentioned in the said Schedule.

(2) No payment shall be made in respect of any wild dog unless both the tail and the scalp thereof are delivered to the authorised person.

13. Every authorised person shall, on receiving any tail and scalp as aforesaid, forward the same to the Director of Lands at Adelaide, and—

Certificate of authorised person.

1102, 1912, s. 12.
1865, 1928, s. 6.
1990, 1930, s. 5.

(a) make and sign a certificate in duplicate in the form set forth in the Fourth Schedule, or in a form to the like effect and containing the particulars mentioned in the said Schedule; and

(b) send the certificate, and the declaration of the person applying for payment, to the Minister or the officer appointed

Wild Dogs Act.—1931.

appointed by him to receive such certificates and declarations, and deliver the duplicate certificate to the person applying for payment.

Payment by
Treasurer.

1102, 1912, s. 13.
1865, 1928, s. 7.
1990, 1930, s. 5.

14. (1) Upon being satisfied that a person applying, as provided by this Act, is entitled to any payment under this Act, and upon the production and surrender of the duplicate certificate, the Minister shall request the Treasurer to make the payment, and the Treasurer shall pay, or cause to be paid, to the said person, or to his order, the amount to which he is entitled.

(2) The Director of Lands shall, as soon as conveniently may be after the receipt of any tail and scalp from any authorised person, destroy the same by fire, or cause them to be so destroyed.

Tails and scalps to
be property of
Crown.

1102, 1912, s. 14.

15. All tails and scalps received by an authorised person under this Act shall, upon his receiving them, become the property of the Crown.

Limitation of
liability of
Treasurer.

Ibid., s. 15.

16. Notwithstanding anything in this Act, the Treasurer shall not be liable to make payments under this Act, except to the extent of the amount for the time being standing to the credit of the Fund.

Act not to affect
other liabilities as
to vermin.

Ibid., s. 16.

17. Nothing contained in or implied by this Act shall affect or alter any covenant or contract entered into by, or any liability under any Act or otherwise, of any person with reference to the destruction of vermin.

Punishment for false
statement.

Ibid., s. 17.

18. Any person who wilfully makes any false statement in a declaration or certificate made for the purposes of this Act shall be guilty of a misdemeanour, and shall be liable to be imprisoned, for any term not exceeding four years.

Regulations.

Ibid., s. 18.

19. (1) The Governor may make all such regulations as may be necessary or convenient for giving effect to this Act or for carrying out its objects and purposes.

(2) Any regulation so made may impose a penalty not exceeding Twenty Pounds for any breach of the same, or any other regulation.

Procedure for
offences.

Ibid., s. 19.

20. All proceedings in respect of any offence against this Act, not being a misdemeanour, shall be heard and determined in a summary way.

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

A. HORE-RUTHVEN, Governor.

Wild Dogs Act.—1931.

SCHEDULES.

THE FIRST SCHEDULE.

ACTS REPEALED.

Reference to Act.	Title.	Extent of Repeal.
No. 1102 of 1912 ...	The Wild Dogs Act, 1912	The whole
No. 1172 of 1914 ...	The Wild Dogs Act Amendment Act, 1914	The whole
No. 1394 of 1919 ...	Wild Dogs Act Amendment Act, 1919	The whole
No. 1611 of 1924 ...	Wild Dogs Act Amendment Act, 1924	The whole
No. 1865 of 1928 ...	Wild Dogs Act Amendment Act, 1928	The whole
No. 1894 of 1929 ...	Wild Dogs Act Amendment Act, 1929	The whole
No. 1990 of 1930 ...	Crown Lands (Administration) Act, 1930	Section 5 and the Third Schedule
No. 2006 of 1931 ...	Wild Dogs Act Amendment Act, 1931	The whole

THE SECOND SCHEDULE.

The whole of the counties of—

Adelaide,	Gawler,
Albert,	Grey,
Alfred,	Hindmarsh,
Buccleuch,	Light,
Buckingham	MacDonnell,
Cardwell,	Robe,
Carnarvon,	Russell,
Chandos,	Stanley,
Daly,	Sturt, and
Eyre,	Victoria,
Fergusson,	

and the whole of the hundreds of—

Apoinga,	Kingston,
Baldina,	Kooringa,
Bright,	Mongolata, and
Hallett,	Terowie.

Section 5.
1102, 1912,
The First Schedule.
1172, 1914, s. 8.

Wild Dogs Act.—1931.

Section 12.
1102, 1912, The
Second Schedule.

THE THIRD SCHEDULE.

Wild Dogs Act, 1931.

DECLARATION OF DESTRUCTION.

I [*full Christian name and surname of declarant*] of [*address and occupation*] do hereby solemnly and sincerely declare as follows:—

1. The [*number*] tails and scalps now produced by me to Mr. [*name of authorised person to whom declarant delivers the tails and scalps*] are the tails and scalps of [*number*] wild dogs.

2. The said wild dogs were killed at [*state where killed*].

3. The said wild dogs were all killed between the day of
19 , and the day of , 19 .

Declared at this day of , 19 .

[*Signature of declarant.*]

Before me

[*Signature*]

An authorised person under the Wild Dogs Act, 1931 (or a Justice of the Peace in and for the State of South Australia).

Section 13.
1102, 1912,
The Third Schedule
1865, 1928, s. 8.
1990, 1930, s. 5.

THE FOURTH SCHEDULE.

Wild Dogs Act, 1931.

CERTIFICATE OF RECEIPT OF TAILS AND SCALPS.

I [*full Christian name and surname*] of [*address*], being an authorised person under the above Act, do hereby certify that has this day produced and delivered to me the tails and scalps of [*number*] wild dogs which he declared to have been killed at , between the day of , 19 , and the day of , 19 , and I do further certify that the said tails and scalps have been forwarded by me to the Director of Lands at Adelaide.

Dated this day of , 19 .

[*Signature of authorised person.*]

Wild Dogs Act.—1931.

WILD DOGS ACT, 1931.

TABLE SHOWING HOW THE SECTIONS OF THE ACTS CONSOLIDATED HAVE BEEN DEALT WITH.

Section of Repealed Act.	Remarks.	Section of Consolidating Act.
The Wild Dogs Act, 1912 s. 1	Short title	—
Ibid. s. 2	As amended by 1865, 1928, s. 3	3
“ s. 3	. . . . .	4
“ s. 4	As amended by 1172, 1914, s. 3; 1394, 1919, s. 3; 1865, 1928, s. 4; and 2006, 1931, s. 2; and impliedly amended by 1519, 1922, s. 14 (7)	5
“ s. 5	As amended by 1172, 1914, s. 4; and 2006, 1931, s. 3	6
“ s. 6	. . . . .	7
“ s. 7	As amended by 1172, 1914, s. 5; and 1894, 1929, s. 2	8
“ s. 8	As amended by 1894, 1929, s. 3	9
“ s. 9	As amended by 1172, 1914, s. 6; and 1394, 1919, s. 6	10
“ s. 10	. . . . .	11
“ s. 11	As amended by 1865, 1928, s. 5	12
“ s. 12	As amended by 1865, 1928, s. 6; and 1990, 1930, s. 5	13
“ s. 13	As amended by 1865, 1928, s. 7; and 1990, 1930, s. 5	14
“ s. 14	. . . . .	15
“ s. 15	. . . . .	16
“ s. 16	. . . . .	17
“ s. 17	. . . . .	18
“ s. 18	Subsections (3) and (4) deleted in view of the provisions of the Acts Interpretation Act, 1915	19
“ s. 19	Re-drafted to conform to the provisions of the Justices Act, 1921	20
“ s. 20	} Inconsistent with the provisions of the Justices Act, 1921, and therefore deleted	—
“ s. 21		—
“ s. 22	Repealed by 1172, 1914, s. 7	—
“ First Schedule	As amended by 1172, 1914, s. 8	Second Schedule
“ Second Schedule	. . . . .	Third Schedule
“ Third Schedule	As amended by 1865, 1928, s. 8; and 1990, 1930, s. 5	Fourth Schedule
The Wild Dogs Act Amendment Act, 1914 s. 1	Short title	—
Ibid. s. 2	Incorporation	—
“ s. 3	Amendment of 1102, 1912, s. 4	5
“ s. 4	Amendment of <i>ibid.</i> , s. 5	6
“ s. 5	Amendment of <i>ibid.</i> , s. 7	8
“ s. 6	Amendment of <i>ibid.</i> , s. 9	10
“ s. 7	Repeal of <i>ibid.</i> , s. 22	—
“ s. 8	Repeal of <i>ibid.</i> , Part (a) of First Schedule	—
Wild Dogs Act, Amendment Act, 1919 s. 1	Short title	—
Ibid. s. 2	Incorporation	—
“ s. 3	Amendment of 1102, 1912, s. 4	5
“ s. 4	Superseded by 1894, 1929, s. 2	—
“ s. 5	Operation exhausted	—
“ s. 6	Amendment of 1102, 1912, s. 9	10
Wild Dogs Act, Amendment Act, 1924 s. 1	Short title	—
Ibid. s. 2	Operation exhausted	—

*Wild Dogs Act.—1931.**Table Showing how the Sections of the Acts Consolidated have been dealt with—continued.*

Section of Repealed Act.	Remarks.	Section of Consolidating Act.
Wild Dogs Act		
Amendment Act,		
1928 s. 1	Short title	—
Ibid. s. 2	Incorporation	—
“ s. 3	Amendment of 1102, 1912, s. 2	3
“ s. 4	Amendment of <i>ibid.</i> , s. 4	5
“ s. 5	Amendment of <i>ibid.</i> , s. 11	12
“ s. 6	Amendment of <i>ibid.</i> , s. 12	13
“ s. 7	Amendment of <i>ibid.</i> , s. 13	14
“ s. 8	Amendment of <i>ibid.</i> , Third Schedule	Fourth Schedule
Wild Dogs Act		
Amendment Act,		
1929 s. 1	Short title	—
Ibid. s. 2	Amendment of 1102, 1912, s. 7	8
“ s. 3	Amendment of <i>ibid.</i> , s. 8	9
Crown Lands (Administra-		
tion) Act, 1930 ... s. 5	} Given effect to in sections 13 and 14 and the Fourth Schedule	—
Ibid. Third Schedule		—
Wild Dogs Act		
Amendment Act,		
1931 s. 1	Short title	—
Ibid. s. 2	Amendment of 1102, 1912, s. 4	5
“ s. 3	Amendment of <i>ibid.</i> , s. 5	6