

No. 6341.

POUNDS ACT 1958.

An Act to consolidate the Law relating to the
Impounding of Cattle.

[30th September, 1958.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

1. This Act may be cited as the *Pounds Act 1958*, and shall come into operation on a day to be fixed by proclamation of the Governor in Council published in the *Government Gazette*.

Short title
and com-
mencement.

2. (1) The Acts mentioned in the First Schedule to this Act to the extent thereby expressed to be repealed are hereby repealed accordingly.

Repeal.
First
Schedule.

(2) Except as in this Act expressly or by necessary implication provided—

(a) all persons things and circumstances appointed or created by or under either of the repealed Acts or existing or continuing under either of such Acts immediately before the commencement of this Act shall under and subject to this Act continue to have the same status operation and effect as they respectively would have had if such Acts had not been so repealed;

(b) in particular and without affecting the generality of the foregoing paragraph such repeal shall not disturb the continuity of status operation or effect of any order registration appointment notice complaint fees rates agreement approval liability or right made effected issued granted given fixed accrued incurred or acquired or existing or continuing by or under either or such repealed Acts before the commencement of this Act.

Interpretation.
No. 3752 s. 2.
"Cattle."

3. In this Act^(a)—

"Cattle" includes any horse mare gelding colt filly or foal, and any bull cow ox steer heifer or calf, and any ram ewe sheep or lamb, and any ass mule goat or pig.

"Great cattle."

"Great cattle" includes any horse mare gelding colt filly or foal, and any bull cow ox steer heifer or calf and any ass or mule.

"Municipality."
"Occupier."

"Municipality" includes any city town borough or shire.

"Occupier" of land includes any person occupying any Crown land under any lease licence or other authority granted by or on behalf of the Crown and also any agent or overseer of any occupier.

"Pound-keeper."

"Poundkeeper" means the person for the time being in the authorized charge of any pound.

"Sheep."

"Sheep" includes any ram ewe wether or lamb.

"Tillage."

"Tillage" includes any land that has been cultivated with a plough or cultivator and sown with a grain crop, and any land planted with fruit trees or root crops or under intense culture, and any land sown with artificial grasses for the purpose of obtaining a crop of hay or grass seed, but does not include any pasture land or land from which a crop has been harvested.

Establishment
and abolition
of pounds.
No. 3752 s. 4.

4. (1) In any part of Victoria not within any municipality the Governor in Council and within any municipality the council of such municipality from time to time may appoint places to be pounds and may abolish any pound.

Provision
when pound
is of
insufficient
size.

(2) Where any pound within the municipal district of any municipality is not sufficiently large to hold conveniently the number of cattle required to be impounded therein the poundkeeper may place all or any such cattle in some other place which is near to the pound and has been under this section appointed by the council of the municipality; and the provisions of this Act shall apply accordingly as if the said cattle had been lodged in the pound and, without affecting the generality of the

(a) As to the right of a municipal council to impound off roads, see section 546 and the 15th Schedule, Part I. (9), of the *Local Government Act 1958*. And see *Land Act 1958*, section 193.

foregoing, the said cattle shall be deemed to be in the pound ; and the provisions of this Act with respect to sustenance fees, trespass rates, damages, and the custody of the cattle shall apply to the same extent as if the cattle were in the pound.

(3) The council of any municipality—

- (a) may appoint a place or places in the municipal district for the purposes of this section and revoke the appointment of any such place ;
- (b) may enter into agreements with owners of any lands proposed to be appointed as such places ; and
- (c) shall cause full particulars of the appointment and of the situation of any such place or places and of the revocation of any such appointment to be published in the *Government Gazette* and in some newspaper generally circulating in the municipal district.

Power of council to appoint places for purposes of this Act and revoke appointment.

(4) Whenever any such place or places are appointed by the council the board referred to in section eighteen of this Act shall contain in addition to the matters provided for in that section full particulars of the situation of such place or places painted on such board in the manner provided in that section ; and whenever cattle have been impounded in any place appointed under this section or any corresponding previous enactment the poundkeeper shall include in the written notice required by the said section eighteen full particulars of the situation of such place.

Notice to be posted &c. of situation of place appointed.

(5) A copy of the *Government Gazette* containing a notification of the appointment and of the situation of any such place or places or of the revocation of such appointment shall be *prima facie* evidence that such place was duly appointed under this section or any corresponding previous enactment and of the situation thereof and of the revocation of such appointment (as the case may be).

Gazetted *prima facie* evidence of appointed place &c.

5. For every pound not within a municipality the Governor in Council and for every pound within any municipality the council of such municipality from time to time may appoint a poundkeeper and may suspend or remove the poundkeeper ; and every poundkeeper shall be paid by a fixed salary and not by fees.

Appointment removal and remuneration of pound-keepers. No. 3752 s. 5.

If the poundkeeper is absent or incapable through illness or any other cause from acting as poundkeeper the municipal clerk or some person appointed in writing by him for the purpose may act as poundkeeper during the absence or incapacity of the poundkeeper and while so acting shall be deemed the poundkeeper.

Absence or incapacity of poundkeeper.

6. The keeper of any pound within a municipality shall be deemed an officer of such municipality within the meaning of any law now or hereafter to be in force relating to municipalities.

Poundkeeper officer of any municipality in which is his pound. No. 3752 s. 6.

Salary of poundkeeper and expenses of pound how paid.

No. 3752 s. 7.

7. The salary of the poundkeeper and the expenses of establishing maintaining removing or repairing any pound shall be paid, in the case of every pound not within a municipality, out of any money granted by Parliament for that purpose; and in the case of every pound within a municipality out of the municipal fund of such municipality.

Pound fees.
No. 3752 s. 8.
Second Schedule

8. Every poundkeeper shall demand and receive as pound fees the sums set forth in the Second Schedule to this Act, and such fees and all other fees not otherwise appropriated by this Act shall, in case the pound at which they are received be not within a municipality, form part of the Consolidated Revenue, and in case the pound at which they are received be within any municipality form part of the municipal fund of such municipality.

Sustenance fees and trespass rates.
No. 3752 s. 9;
No. 6062 s. 2 (a).

9. For every pound not within a municipality the Governor in Council and for every pound within a municipality the council of such municipality may from time to time subject to the approval of the Governor in Council fix sustenance fees and trespass rates; such sustenance fees shall be payable in respect of the sustenance in the pound of impounded cattle, and shall be received by the poundkeeper and may be applied by him after reimbursing to himself thereout any expenses incurred in the sustenance of such cattle in the same way in which pound fees are applicable; such trespass rates shall be payable as compensation in respect of any trespass committed by impounded cattle, and may vary according to the description of the cattle trespassing and as the land trespassed on is or is not tillage land enclosed with a substantial fence, so that the rate for trespass on land not being tillage land enclosed with a substantial fence does not exceed Threepence for every sheep and Ten shillings for every head of other cattle so trespassing.

Trespass rates for entire horse bull or ram.
No. 3752 s. 10;
No. 6062 s. 2 (b).

10. In respect of the trespass of any entire horse any bull or any ram there shall be payable as a trespass rate in addition to any other sum fixed under the provisions of this Act by way of trespass rate a sum not exceeding Ten pounds.

Trespass rate on impounded cattle payable in first instance to poundkeeper.
No. 3752 s. 11.

11. All trespass rates payable in respect of impounded cattle shall be payable in the first instance to the poundkeeper, who shall hold the same subject to the provisions of this Act for the person entitled thereto.

Occupier entitled to trespass rates on restoring trespassing cattle to their owner.
No. 3752 s. 12.

12. The occupier of any land trespassed on by cattle may restore the same to the owner thereof, and in such case such occupier may demand and in case of non-payment recover in a summary way before any court of petty sessions from the owner of such cattle the amount of any trespass rates that would be payable under provisions of this Act if such cattle were

impounded in respect of the trespass thereof, and when no trespass rates have been provided for or fixed then such compensation as such court deems reasonable.

13. No trespass rates or other damages for trespass shall be payable to or recoverable by any person in respect of the trespass of any cattle who impounds or detains such cattle for upwards of three days in any place not being a pound within the meaning of this Act.

No trespass rates or damages recoverable for cattle detained more than three days unimpounded.
No. 3752 s. 13.

14. Whenever any cattle have been seized for trespass by any occupier for the purpose of impounding the same if the owner of the cattle or some person on his behalf pays or tenders to the persons seizing or having charge of such cattle before the same have been actually impounded the trespass rate provided under this Act the person having charge of such cattle shall forthwith deliver up the same to the owner or the person paying or tendering the said rates on his behalf.

Cattle to be restored to owner on payment or tender of trespass rates.
No. 3752 s. 14.

15. The occupier of any land and a Crown lands bailiff upon Crown lands may destroy or cause to be destroyed any goats or pigs or geese trespassing on such land ; and if the owner of such goats or pigs or geese fails to remove their carcasses within twelve hours after the destruction of them, the person destroying such goats or pigs or geese shall cause such carcasses to be buried.

Power to destroy goats pigs and geese trespassing.
No. 3752 s. 15.

16. No cattle shall be impounded under the provisions of this Act except in the nearest accessible pound to the place where such cattle were found trespassing, and the person by whom or by whose order any cattle are sent to the pound shall in a written memorandum specify to the poundkeeper the description number brands or apparent brands and marks of such cattle, the place where they were found trespassing, the amount of damage claimed for such trespass according to the rates fixed by this Act, and so far as the person impounding can state the same the name of the owner of such cattle ; and such animals may be either led conveyed or driven to such pound.

Cattle to be impounded in nearest pound.
Particulars to be specified.
No. 3752 s. 16.

17. The occupier of any land adjoining a public road which road is fenced on both sides by a substantial fence may impound any cattle wandering without control upon such road ; and such cattle when impounded shall be liable for the same amount as they would be chargeable with if trespassing upon land other

Occupier of adjoining land may impound on road.
No. 3752 s. 17.
Rates.

than tillage, and such amount shall be received by the keeper of the pound in which such cattle are impounded, and shall be paid by him to the council of the municipality in which such pound is situated.^(a)

Notice of fees and of impounded cattle to be posted on conspicuous part of pound. No. 3752 s. 18; Third Schedule.

18. On the gate or some other conspicuous part of every pound there shall be erected and maintained a board having painted thereon in white letters on a black ground the name of the poundkeeper and a table in the form in the Third Schedule to this Act of all fees charges and rates which he is authorized by this Act to receive; and whenever any cattle are impounded the poundkeeper shall forthwith post a written notice on the gate or other conspicuous part of the pound giving the number particulars brands or apparent brands and marks of the cattle so impounded; and such notice shall remain so posted until such cattle have been claimed or disposed of in due course of law.

Poundkeeper to keep pound-books No. 3752 s. 19; No. 6062 s. 2 (c); Fourth Schedule.

19. Every poundkeeper shall keep a pound-book in the form in the Fourth Schedule to this Act and shall make all entries therein as soon after the doing of the several things required to be entered therein as possible, and shall not make any entry after any dispute as to the subject-matter of such entry has arisen; and the said pound-book and a copy of this Act, which the poundkeeper is hereby required to keep, shall at all reasonable times be open to the inspection of any justice or member of the police force free of charge, and of any other person upon payment of the sum of Two shillings and sixpence.

Poundkeeper to detain impounded cattle in custody. No. 3752 s. 20.

20. Every poundkeeper shall receive and detain in his custody any cattle lodged in such pound until the trespass rates for which the same were impounded and all lawful fees and charges are paid, or until he receives notice of the decision or order of a court of petty sessions as hereinafter provided, or receives an order in writing signed by the person impounding such cattle for their release without payment of the trespass rates.

Poundkeeper to give notice to persons registering brands of cattle. No. 3752 s. 21; No. 6062 s. 2 (d).

21. Every poundkeeper shall upon payment of a fee of Five shillings register (unless a similar brand is already registered) any brands and marks used in branding and marking cattle with the name and address of the person causing the same to be registered; and when any cattle are impounded the poundkeeper shall forthwith in case such cattle are branded or marked with any registered brand or mark deliver at or post to the registered address of the person causing such brands or marks to be registered and in case such cattle are not so branded or marked insert in the *Government Gazette* and in a newspaper

(a) See notes to the opening words of section 3.

published in the district or if there is no newspaper published in the district then in some newspaper generally circulating therein a notice in the form in the Fifth Schedule to this Act.

Fifth
Schedule.

22. (1) When cattle have not been released from the pound within fourteen days after the giving or inserting the notice in the last section mentioned the same shall be sold by public auction at the pound or at any sale yard approved by the council.

Cattle not
released may
be sold at a
sale yard.
No. 3752 s. 22.

(2) When the cattle are sold at the pound the sale shall be made on the first day next after the expiration of such fourteen days which is for the time being appointed by the Governor in Council or the council of the municipality by notice in the *Government Gazette* and a newspaper published in the district or if there is no newspaper published in the district then in some newspaper generally circulating therein for the holding of pound sales. At such sale the poundkeeper shall act as auctioneer, and such sale shall commence at the hour of noon.

(3) When the cattle are sold at any sale yard approved by the council the sale shall be made as soon as conveniently may be after the expiration of such fourteen days and at such sale the poundkeeper or a person licensed under the *Auction Sales Act* 1958 shall act as auctioneer. Four clear days at least before a sale at any such sale yard notice of the time and place thereof shall be posted on the gate or some other conspicuous part of the pound and shall be inserted in a newspaper published in the district or if there is no newspaper published in the district then in some newspaper generally circulating therein.

(4) Not more than one head of great cattle nor more than ten sheep goats or pigs shall be sold in one lot but nothing in this sub-section shall prevent a cow with her calf or a mare with her foal from being sold in one lot.

(5) The poundkeeper shall neither in person nor by his agent purchase any cattle at any such sale or have any interest of any kind in cattle so purchased.

23. When any cattle have been offered for sale at any pound sale and no bid has been made at such sale for such cattle and the same are not worth the sustenance fees that would be payable in respect thereof during the interval between such sale and the next day appointed for holding a sale at such pound, the poundkeeper may cause such cattle to be destroyed and dispose of the carcasses in such way as he thinks best, and any proceeds of any sale of such carcasses or any portion thereof shall be deemed the proceeds of the sale of impounded cattle.

If no
purchaser at
sale cattle to
be destroyed
and sold.
No. 3752 s. 23.

Application of
the proceeds
of pounds
sales.
No. 3752 s. 24.

24. (1) The proceeds of all sales of impounded cattle sold under the provisions of this Act shall be applicable in payment— first, of any costs and charges attending such sale; secondly, of all sustenance fees; thirdly, of fees and charges payable as the case may be into the Consolidated Revenue or any municipal fund; and fourthly, to the impounder of such cattle of the rates due to him for the trespass thereof, and the residue if any shall be payable to the owner of such cattle; but if such rates are not or such residue is not claimed by any person entitled thereto within three years after such sale, or in case such person has been an infant, of unsound mind, or beyond the seas at the time of such sale within three years after the termination of such disability, the same shall form part of the Consolidated Revenue or the municipal fund of any municipality within which such pound is situated as the case may be.

(2) The proceeds of every pound sale shall in case the pound is not within a municipality be received by such person and dealt with for the purposes aforesaid in such manner as is directed from time to time by the Governor in Council, and in case the pound is within a municipality shall be received by such person and dealt with for the purposes aforesaid as is directed by the council of such municipality, and in default of any such directions the proceeds of such sale shall be received by the poundkeeper, and by him applied as hereinbefore directed.

If proceeds
not claimed
within
fourteen days
after sale.

(3) And if within fourteen days after any pound sale any person entitled to any trespass rates or to any residue of the proceeds of such sale has not claimed payment thereof, such poundkeeper shall pay the amount of such trespass rates or residue in case his pound is not within any municipality to some receiver of revenue, and in case his pound is within a municipality into the municipal fund of such municipality, but such payment shall not prejudice the right of any person to the amount so paid or any part thereof.

Where
proceeds of
sale of
impounded
cattle are
insufficient to
discharge
costs &c.

(4) Where the proceeds of any sale of impounded cattle are insufficient to discharge any costs and charges, sustenance fees, fees and charges payable to the Consolidated Revenue or any municipal fund and rates due to the impounder of such cattle for the trespass thereof provided for in this section the amount whereby the said proceeds fall short of the total amount of such costs, charges, fees and rates aforesaid may be recovered by the poundkeeper from the owner of such cattle (if known to the poundkeeper) in a court of petty sessions as a civil debt recoverable summarily, and any sums so recovered shall be applied in the manner provided in this section with respect to the proceeds of sales of impounded cattle.

25. (1) The owner of impounded cattle may give notice in writing to the poundkeeper that he intends to complain to a court of petty sessions against the person impounding such cattle that such impounding was illegal under this Act, or that the rates demanded for the trespass of such cattle are excessive; and upon receipt of such notice and payment of such rates with the pound and other authorized fees and charges the poundkeeper shall release such cattle and shall retain such trespass rates to abide the order of the court as hereinafter provided.

Upon notice of illegal impounding and payment of rates and fees poundkeeper may release cattle and retain rates and fees pending order of justices.
No. 3752 s. 25.

(2) Every such complaint shall be made within ten days after the giving of such notice in writing; and shall be heard and determined in a summary manner before a court of petty sessions which may dismiss the same or may find that the cattle were not trespassing or that such impounding was illegal under this Act or that the rates demanded for the trespass of such cattle are excessive, and may make an order against the defendant for the amount of damages sustained by the owner in consequence of such illegal impounding or excessive demand and for the amount of all pound and other authorized fees and charges paid by the owner to the poundkeeper as aforesaid, and such order shall be an authority to the poundkeeper to pay to such owner such trespass rates so retained by him. And the said court may hear and determine the said complaint notwithstanding any question of title to the property or suggestion of right that may be involved therein.

Complaint of illegal impounding or excessive rates to be heard before court of petty sessions.

26. (1) Any animal which is impounded and is found—

(a) to have been abandoned; or

(b) to be decrepit or diseased or to be seriously injured or disabled—

Authority to destroy certain animals impounded.
No. 3752 s. 26.

may be destroyed on an authority in writing signed by a justice after inspection of the animal by him.

(2) The poundkeeper acting under such an authority may destroy any such animal.

Power of poundkeeper.

(3) The poundkeeper—

(a) may sell or dispose of the carcass of any animal so destroyed;

Sale &c. of carcass.

(b) shall apply the proceeds arising from any such sale towards the payment of—

Application of proceeds of sale.

(i) any costs and expenses incurred by him under this section;

(ii) any sustenance fees or other fees or charges payable in respect of the animal; and

(iii) any trespass rates payable in respect of the animal; and

(c) shall pay the residue, if demanded within one month, to the owner of the animal, and if not so demanded, then—

(i) if the pound is a pound within a municipality—to the treasurer of the municipality :
and

(ii) if the pound is a pound not within a municipality—to a receiver of revenue.

(4) The poundkeeper—

(a) may in a court of petty sessions as a civil debt recoverable summarily recover from the owner of any animal so destroyed the amount whereby the said proceeds fall short of the total amount of such costs expenses fees charges and rates ; and

(b) shall apply in manner provided by paragraph (b) of sub-section (3) of this section any sum so recovered.

Recovery of fees &c. from owner.

Interpretation.

(5) For the purposes of this section—

“ Pound ” includes any pound under this Act, the *Land Act 1958*, the *Forests Act 1958*, the *Local Government Act 1958* or any enactments relating to the city of Melbourne or the city of Geelong, and any place of safe custody or other receptacle in the nature of a pound under any of those Acts or enactments.

“ Impounded ” means impounded or placed in a pound pursuant to any of those Acts or enactments.

“ Poundkeeper ” includes the person in charge of a pound.

Provisions not to affect other Acts &c.

(6) The provisions of this section shall be read and construed as in aid and not in derogation of the provisions of those Acts or enactments or of the *Police Offences Act 1958*.^(a)

Power to destroy ferocious bull &c. if impounding is dangerous to human life.
No. 3752 s. 27.

27. (1) Where any bull or bull-stag is liable to be impounded but is so ferocious that it cannot be impounded without danger to human life it may be destroyed upon an authority in writing signed by any two justices whether acting together or separately.

(2) Any person who acting under such an authority destroys any such bull or bull-stag may sell or dispose of the carcass thereof and shall pay to the poundkeeper of the pound nearest to which such bull or bull-stag was destroyed the proceeds arising from any such sale.

(3) The said poundkeeper shall apply such proceeds towards the payment of any costs and expenses of such destruction sale and disposition and the payment of trespass rates to any person who if such bull or bull-stag had been impounded by him would have been entitled to rates for the trespass thereof and shall pay

(a) See also *Country Roads Act 1958*, section 73.

the residue (if any) to the owner of such bull or bull-stag (if such owner is known to the said poundkeeper) ; and if within fourteen days after such sale any person entitled to any such trespass rates or to any residue of the proceeds of such sale has not claimed payment thereof the said poundkeeper shall pay the same to some receiver of revenue (if the pound is not within a municipal district) or (if the pound is within a municipal district) into the municipal fund of the municipality ; but such payment shall not prejudice the right of any person to the amount so paid or any part thereof.

28. A copy of the *Government Gazette* containing a notification of the establishment or abolition of any pound or of the appointment suspension or removal of any poundkeeper, or of the fixing of any rates fees or charges under this Act, or of any matter or thing required to be done by or under this Act, shall be *prima facie* evidence that such pound was duly established or abolished, and that such poundkeeper was duly appointed suspended or removed and that such matter or thing has been duly done and performed.

The
Government
Gazette *prima
facie* evidence.
No. 3752 s. 28.

29. (1) Every poundkeeper who commits any of the following offences shall be liable to a penalty of not more than Fifty pounds or to imprisonment with or without hard labour for a term of not more than six months or both in the discretion of the justices before whom the information is heard :—

Penalty for
offences by
poundkeeper.
No. 3752 s. 25

- (a) Impounding or assisting or inciting or employing any person to impound any cattle;
- (b) Purchasing in person or by his agent cattle sold by auction at a pound of which he is at the time of such sale the poundkeeper;
- (c) Demanding or receiving any sums for pound notices sustenance and other fees and charges not authorized by or under this Act;
- (d) Failing to pay over any money held by him under the provisions of this Act for any person after payment of the same has been demanded by or on behalf of such person;
- (e) Neglecting to provide sustenance for cattle impounded, or losing such cattle through negligence or using the same in any manner while so impounded;
- (f) Omitting or neglecting to keep books and to make entries therein as required by this Act, or wilfully making any incorrect or untrue entry in such books;
- (g) Failing to comply with or committing any offence against the provisions of this Act not hereinbefore provided for.

Burden of proof in certain cases to be on poundkeeper.

(2) When any poundkeeper is charged with neglecting to provide sustenance for cattle impounded the burden of proving that proper sustenance was provided for such cattle shall be on such poundkeeper, and when any poundkeeper is charged with losing any impounded cattle through negligence if it is proved that any cattle were impounded in the custody of such poundkeeper such cattle shall be deemed to have been lost through his negligence unless such poundkeeper proves the contrary.

Penalty for offences by other persons.
No. 3752 s. 30.

30. Every other person who commits any of the next following offences shall be liable to a penalty of not more than Fifty pounds or to imprisonment with or without hard labour for a term of not more than six months or both in the discretion of the justices before whom the information is heard :—

- (a) Rescuing or attempting to rescue or interfering with cattle impounded or seized for the purpose of being impounded;
- (b) Destroying or injuring or attempting to destroy or injure any pound;
- (c) Illegally impounding any cattle;
- (d) Removing cattle from any one place to any other place for the purpose of impounding such cattle from such last-mentioned place;
- (e) Being in charge of or assisting in driving cattle and refusing to disclose or stating untruly the name and address of the owner of such cattle his agent or overseer on demand by any member of the police force or by or on behalf of any person upon whose land such cattle are trespassing;
- (f) Driving cattle not his own without proper authority from the land of any other person without previous notice to such person his agent or overseer;
- (g) Wilfully leaving open any gate or slip-panel or making a gap in any fence for the purpose of permitting or causing any cattle to trespass or otherwise wilfully causing any cattle to trespass;
- (h) Failing to comply with or committing any offence against the provisions of this Act not hereinbefore provided for.

Not to affect Land Act.
No. 3752 s. 31.

31. Except as expressly provided in sub-section (5) of section twenty-six of this Act nothing herein contained shall be deemed to affect the *Land Act* 1958 or any corresponding previous enactment.

SCHEDULES.

FIRST SCHEDULE.

Section 2

Number of Act.	Title of Act.	Extent of Repeal.
3752 ..	<i>Pounds Act 1928</i>	The whole.
6062 ..	<i>Pounds (Fees) Act 1957</i>	The whole.

SECOND SCHEDULE.

Section 8.
No. 6062
a 2 (e).

For every sheep the sum of Threepence.
 For every head of other cattle the sum of Ten shillings.
 For writing and delivering or sending by post any notice the sum of Five shillings.
 For inserting any notice in the *Government Gazette* and a newspaper in addition to the actual cost of such insertion the sum of Five shillings.

THIRD SCHEDULE.

Section 18.

TABLES of RATES to be charged for the trespass of Cattle and their sustenance while impounded fixed by His Excellency the Governor in Council [or by the council of the shire city or as the case may be]

Description of Cattle Trespassing.	Upon Land other than tillage Land enclosed by a substantial Fence.	Upon tillage Land enclosed by a substantial Fence.	Amount to be charged daily for sustenance while impounded.
	£ s. d.	£ s. d.	£ s. d.
For every sheep ..			
For every goat			
For every pig			
For every head of other cattle			

Signed

Chief Secretary.
 or By order of the Council
 Town Clerk or Secretary.

Section 19.

FOURTH SCHEDULE.
FORM OF POUNDKEEPER'S BOOK.

Progressive number.	Date.	Time.	Particulars of Cattle impounded.	Brands or Marks.	Owner.	By whom impounded.	For what cause impounded.	Time and mode of giving notice to owner.	How disposed of.	Time when released or sold.	Particulars of Sale.						Signature of purchaser or of owner releasing.							
											Name of purchaser.	Gross amount of sale.			Deductions.			Net amount of sale.						
												£	s.	d.	£	s.		d.	£	s.	d.			

Section 21.

FIFTH SCHEDULE.

FORM OF NOTICE TO BE SENT OR INSERTED IN THE "GOVERNMENT GAZETTE" AND NEWSPAPER.

Impounded at [here state the place and the number and kind of cattle and where and how branded and the particular sex colour and descriptive marks of each and by whom impounded].

If not claimed and expenses paid to be sold on

A.B.,

Poundkeeper.