

Hon. Mr. Pharazyn.

ANIMALS PROTECTION ACT 1880 AMENDMENT.

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A BILL INTITULED

AN ACT to amend "The Animals Protection Act, 1880."

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

1. The Short Title of this Act is "The Animals Protection Act 1880 Amendment Act, 1892."

2. In this Act, if not inconsistent with the context,—
"The said Act" shall mean "The Animals Protection Act, 1880," and any Acts amending the same:

"Ship" shall include any boat, tug, tender, and every sea-going vessel, whether a sailing-vessel or a steamer:

"Game" shall have the meaning attached to that term by the said Act, and shall also include native game as defined by the said Act.

3. Any person who shall deliver or place, or cause to be delivered or placed, on any ship any game, whether dead or alive, to be carried by that or any other ship beyond New Zealand, and any person who shall receive or cause to be received on any ship any game, whether dead or alive, to be carried by that or any other ship beyond New Zealand, shall be liable on summary conviction to a penalty not exceeding five pounds, and for a second and every subsequent offence shall be liable to a penalty of not less than ten pounds nor more than one hundred pounds.

4. Every Ranger under the said Act may, if he has reason to suspect that game is being exported contrary to the provisions of this Act, at any time of the day or night go on board any ship, and may search every part of such ship for the purpose of ascertaining whether such ship has on board any game, and may demand from

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the officer for the time being in charge of such ship, or from the owner, or any official at the usual place of business of the owner, an inspection of all bills of lading and consignment-notes or other documents in his custody or under his control relating to the cargo or goods placed or to be placed on such ship for carriage.

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Game found on board ship to be deemed *prima facie* shipped for exportation.

5. If any game shall be found on any ship, that fact shall be evidence that the master or other person whose duty it may be to receive cargo or goods for carriage on such ship has received the same on such ship for the purpose of carrying the same beyond New Zealand, and the burden of proving that such game has not been received on such ship for the purpose of being carried beyond New Zealand shall be on the master or other person whose duty it may be to receive goods or cargo on such ship for carriage.

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No prosecution against innocent receiver giving information.

6. Where any master or other person whose duty it may be to receive goods on any ship for carriage shall have received game for exportation beyond New Zealand, believing the same to be goods other than game, no prosecution shall be commenced against him if he shall furnish in writing to any Ranger who may apply for the same the name and address of the consignor and the name and address of the consignee of such game, and particulars of such game, and the date of the same being received for export.

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Game for exportation to be seized and forfeited.

7. All game found on any ship by any Ranger, and which such Ranger shall be informed by the master or other person as aforesaid was received for carriage beyond New Zealand, shall be seized by such Ranger, and shall thereupon become the property of the secretary of the acclimatisation society for the district in which the same shall have been seized, who may dispose of the same for the benefit of such society in such way as may seem to him best.

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Penalty on obstructing Ranger.

8. Any person obstructing a Ranger in any search being made by him under this Act, or wilfully refusing him information or the inspection of any papers which he is by this Act entitled to inspect, shall be liable on summary conviction to a penalty not exceeding five pounds.

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No prosecution excepting with consent of secretary to acclimatisation society.

9. No prosecution under this Act shall be commenced excepting with the consent of the person for the time being secretary *de facto* to some acclimatisation society; but it shall not be necessary to prove in any prosecution the actual appointment of such person as secretary, nor the regular constitution of such acclimatisation society.

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Act not to apply to export of live game for acclimatisation.

10. Nothing in this Act shall apply to the exportation of live game by any acclimatisation society in the Colony of New Zealand, or any executive officer thereof, for the purposes of acclimatisation elsewhere.

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