



Western Australia.

ANNO SEXAGESIMO TERTIO

VICTORIÆ REGINÆ.

No. XII.

AN ACT to further amend the Dog Act, 1883.

[Assented to, 9th October, 1899.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. THIS Act may be cited as the Dog Act Amendment Act, 1899, and shall be incorporated with the Dog Act, 1883, hereinafter called the principal Act, and shall come into force on the thirty-first day of December, 1899, hereinafter referred to as the commencement of this Act.

Short title and commencement.

2. IN this Act, unless the context otherwise requires,—

“District” means a municipality or a road board district, as the case may be;

Interpretation.

“Prescribed” means prescribed by regulations made under this Act;

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“Registering Officer” means and includes every person appointed under the principal Act to enter the registration of dogs in a municipality, and every person appointed under this Act to enter the registration of dogs within the district of a road board.

3. AFTER the commencement of this Act,—

Dogs outside municipality not to be registered as heretofore.

(1.) Dogs required by the principal Act to be registered at a Court of Petty Sessions, or at the residence of a person appointed under that Act to enter the registration of dogs not intended to be kept within a municipality, shall no longer be so registered ;

Justices to make no more appointments of registering officers.

(2.) The Justices of Courts of Petty Sessions shall not make any appointments under the sixth section of the principal Act ;

Road board to appoint registering officers.

(3.) Every road board shall appoint one or more persons to enter the registration of dogs at a place or places within the district of such board, and shall give public notice of the appointments of such persons and places by publication in the *Government Gazette* and in a newspaper circulating in the district, and by posting such notice in some conspicuous place within the district ;

Dogs outside municipalities to be registered with road board's officers.

(4.) As regards dogs which are required by the principal Act to be registered at a place other than the office of a municipality, the registration fee shall be paid to and the entries of registration shall be made by the persons and at the places appointed under this Act by the road board within the district of which the dog is intended to be kept.

47 Vict., 13, to be read as if road boards' officers were substituted for certain persons appointed under that Act.

4. THE principal Act shall be read as if the registering officers to be appointed by road boards under this Act were substituted for the persons appointed under that Act to enter the registration of dogs in places not within a municipality.

Road board or chairman to exercise authority of J.P. under 47 Vict., No. 13, ss. 12 and 15.

5. THE road board, or the chairman thereof, may exercise the authority conferred on a Justice of the Peace by the twelfth and fifteenth sections of the principal Act.

Registration fees to belong to road boards.

6. THE moneys received by the registering officers appointed by a road board under this Act shall belong to the road board, and such board, out of the moneys so received, may, if it thinks fit, give rewards for the destruction of wild dogs.

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7. THE registering officers appointed by the road board under this Act shall make monthly returns of all dogs registered as required by the sixteenth section, but need not otherwise comply with that section.

Duty of road board officers to make certain returns.

8. IT shall be the duty of every registering officer, before the thirtieth day of June in every year, to cause inquiries to be made on all the premises occupied by any person within his district for the purpose of ascertaining if any unregistered dogs are kept thereon, and the registering officer, or some person authorised in writing by him, on proof to the satisfaction of any Justice of the Peace that there is reason to suspect that any unregistered dog is kept on any premises, shall apply to such Justice for, and such Justice shall grant, a warrant authorising the registering officer, or person so authorised by him, to search any part of such premises, other than a dwelling-house, for the purpose of ascertaining whether any unregistered dog is kept thereon, and search shall be made accordingly.

Registering officer to make inquiries in his district for unregistered dogs, with power to get search warrant.

9. SECTION five of the Dog Act Amendment Act, 1885, is repealed, and the following provisions are hereby substituted in lieu thereof:—It shall be lawful for any male adult aboriginal native to keep one dog (which shall be registered free of charge); provided always, that such dog shall be kept free from mange or other contagious disease. Upon representation being made by any person to a Justice of the Peace or a Chairman of a Roads Board that such dog is liable to spread disease by reason of its neglected state, such Justice or Chairman, as the case may be, may order the destruction of such dog.

Amendment of Sec. 5 of 49 Vict., No. 10.

10. SECTION thirteen of the principal Act is hereby amended by striking out the words “not belonging to an aboriginal native,” in the second line of the said section.

Amendment of Sec. 13 of Dog Act, 1883.

11. THE Governor may from time to time make, and from time to time alter and repeal, regulations for carrying this and the principal Act into effect in respect of any matters herein referred to as “prescribed,” and such regulations shall be published in the *Government Gazette*, and shall be laid before both Houses of Parliament within fourteen days after such publication, if Parliament be then sitting, and, if Parliament be not then sitting, within fourteen days after its next meeting; and all such regulations, when so published, shall have the force of law, and shall continue in force unless repealed or altered as aforesaid, or disallowed by both Houses of Parliament.

Regulations.

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Scalp, ears, and tail
of wild dogs to be
produced.

12. SECTION nineteen of the principal Act is hereby amended by inserting immediately before the word "tail," in the second, third, eighth, and tenth lines thereof, the words "scalp, ears, and;" and by substituting for the words "it is," in the second and third lines thereof, the words "they are," and for the word "has," in the tenth and eleventh lines, the word "have."

In the name and on behalf of the Queen I hereby assent
to this Act.

GERARD SMITH, Governor.