

Cattle Ordinance.

No two persons shall have and use similar brands in the same District; and in case any person shall have registered a brand, and some other person shall use, within the same District, a similar brand, the Magistrate shall have power to compel the person so using a brand as aforesaid to alter the same in some particular; and in case of such person refusing or neglecting to obey the order of the said Magistrate, the said Magistrate shall have power to impose a penalty not exceeding Fifty Dollars for each offence.

No two persons to have similar brands.

A fee of twenty-five cents shall be taken for each registration of brands.

Fees for registration.

VIII. No action at law shall lie against any Justice of the Peace for any matter or thing done, or commanded to be done by him, in pursuance of the provisions of this Ordinance, unless there be proof of corruption or malice, and unless such action be commenced within Three Calendar Months after the cause of action or complaint shall have arisen, and if any Justice shall be sued for any matter or thing done in pursuance of this Ordinance, he may plead the general issue and give the special matter in evidence.

Action against Justices.

IX. If any person is found in possession of other than his own registered brand or brands used for the purpose of obliterating existing brands, it shall be *prima facie* evidence that he is in possession of the same for Cattle stealing purposes; and upon conviction thereof, summarily before a Magistrate, he shall be liable for each offence to the same penalties, recoverable in the same manner, as provided in Clause III. in case of unlawful branding.

Penalty for possession of brands other than those registered.

X. It shall be lawful for the Stipendiary Magistrate of any District in the Colony, or where none such exists for any Justice of the Peace of the Colony, at any time or from time to time, by any writing under his hand, to authorize any Constable or other person or persons to inspect the hides of all Cattle killed or brought to any Butcher's shop or slaughterhouse, or other place used for the time being for killing any Cattle; and no Butcher or other person killing Cattle shall remove the skin or skins of any Cattle he may kill from the house or place where the same shall have been killed, or remove or disfigure any brands or marks on any such skin, but shall keep the same skins so undefaced and undisfigured at all times freely open to inspection by any Constable, Officer, or person so appointed as aforesaid to inspect, for the space of at least eight days from the day on which any such Cattle shall have been killed. Any person or persons impeding or interfering with any Constable, Officer, or other person so inspecting shall be liable, upon conviction thereof summarily before a Justice of the Peace, to the same penalties, recoverable and enforceable on default, in exactly the same manner as is hereinbefore appointed in respect of the penalty imposed for the unlawful branding of Cattle. Provided, always, that this Section shall not apply to any portion of the Colony other than that formerly known as Vancouver Island and its Dependencies.

Inspection of hides.

Penalties.

XI. In the construction of this Ordinance, the word "Cattle" shall extend to and include Horses, Mares, Fillies, Foals, Geldings, Colts, Bulls, Bullocks, Cows, Heifers, Steers, Calves, Sheep, Mules and Asses.

Interpretation of terms.

XII. Provided that this Ordinance shall not take effect until Her Majesty's approval thereof shall have been published in this Colony.

Suspending Clause.

XIII. This Ordinance may be cited for all purposes as the "Cattle Ordinance, 1869."

Short Title.

Passed the Legislative Council the 1st day of March, A. D. 1869.

CHARLES GOOD,
Clerk of the Council.

WILLIAM A. G. YOUNG,
Presiding Member.

Assented to, on behalf of Her Majesty, this 9th day of March, 1869.

FREDERICK SEYMOUR,
Governor.