

Karatu District Council (Control of Mara-uding of Animals in Urban Areas)
Tangazo la Serikali Na. 301 (linaendelea)

GOVERNMENT NOTICE No. 301 Published on 2/11/2001

THE LOCAL GOVERNMENT (DISTRICT AUTHORITIES)
ACT, 1982
(No. 7 OF 1982)

BY-LAWS

Made under Section 148

THE KARATU DISTRICT COUNCIL (CONTROL OF MARA- Uding OF ANIMALS
IN URBAN AREAS) BY-LAWS, 2001

Short
title

1. These By-laws may be cited as the Karatu District Council Control of Marauding of Animals in Urban areas By-laws 2001.

Interpre-
tation

2. In these By-laws:

"animal" includes cattle, donkey, goat, pig and sheep but does not include dog;

"authorised Officer" means any Health Officer or any other officer authorized by the District Executive Director in writing;

"Council" means the Karatu District Council;

2002

Karatu District Council (Control of Mara-uding of Animals in Urban Areas)

Tangazo la Serikali Na. 301 (linaendelea)

"District Council" means all area lying within the boundaries of Karatu District Council.

"District Executive Director" means the person for the time being holding the position or acting in the capacity of the Director and includes any officer of the Council duly authorised by him in writing.

"pound" means the animal pound maintained by the council;

"proper Officer" means the Minister responsible for Local Government.

"permit" means a permit issued under By-laws 4 of these By-laws.

"Urban area" means an area of a minor settlement or township with features similar to those of an urban area Within the definition of Local Government Urban Authorities Act, 1982.

2. These By-laws shall apply to all animal kept within the urban area of Karatu District Council unless the owner shall have purposes other than those kept for commercial farming. Application

3. No person shall keep any animal within the urban area unless the owner shall have first obtained from the District Executive Director permit in the form prescribed in writing.

4. Subject to any permit issued under these By-laws allowing animals to be moved, all animals within the urban area shall be kept in a building structure or enclosure approved by and maintained to the satisfaction of the council.

5. No animal shall be kept in any building or part of building that is used for human habitation.

6. The Health Officer may require any person area to make such arrangements for removal of manure liquid filth and refuse as he shall consider necessary.

7. The Health Officer or any authorised officer may at any reasonable time enter upon any premises in which all animals are kept or in which he has good reason to believe that animals are being kept for the purpose of inspecting such officer or hindering him or giving him false information shall be guilty of an offence.

Karatu District Council (Control of Mara-uding of Animals in Urban Areas)
Tangazo la Serikali Na. 301 (linaendelea)

8. No animals shall be moved through any part of the urban area unless the owner is in possession of a permit in the form prescribed in writing issued by the District Executive Director. Such permit shall specify the number and kinds of animals to be moved the exact route to be followed and the days on which the movement is to take place.

Provided that these By-laws shall not apply in the case of any animal being moved through the urban area by a vehicle to an abattoir to or from any place where animal are permitted to be kept, or to any animal issued under By-laws No. 9 Provided further that no permit shall be necessary for the move of animals in a motor vehicle or from livestock market through fees shall still be chargeable.

9. The District Executive Director may issue to any person incised to keep animals under By-laws who habitually moves such animals from the place where they are kept to grazing ground or to the abattoir a general permit to move animals in the form prescribed in writing.

10. The Council shall not be liable for any damage caused to animals being moved under a permit under these By-laws.

11. Permit issued under these By-laws shall be valid for period of one year from the date issued. The fees payable for such permit shall not exceed the fees provided in schedule 'C'

12. Notwithstanding the provisions of by-law 11 the proper officer may permit the whole or any part of the fees payable for any kind of a permit to be remitted.

13. In any case where the District Executive Director refuses to issue a permit the applicant may request that this application be put before the council and the council, Director shall there upon have the application put down for consideration at the next meeting of the relevant committee of the concil.

14. Any Police Officer or any authorized officer may take or cause to the taken to the pound any animal—

- (a) being kept within the urban area without a permit.
- (b) being moved through all part of the urban area without a permit or any unauthorised route.
- (c) found staying anywhere in the urban area.

Karatu District Council (Control of Mara-uding of Animals in Urban Areas)

Tangazo la Serikali Na. 301 (linaendelea)

15. No animal impounded under these By-laws shall be released until the pound fee have been paid.

16.-(1) In the event of an impounded animal remaining unclaimed or retained for non-payment of pound fees for a period exceeding seven days such animal may be disposed of by Public Auction.

(2) Notwithstanding the provisions of para (1) of this By-law, where there are no bids made at the auction sale or where the Council is satisfied that the price for which the amount to be recovered is expected to be sold would not be sufficient to meet the expenses incurred by the animal in such manner as it shall think fit.

(3) Notice of such auction shall be given locally in writing at least seven days before the date of auction.

(4) The proceeds of the sales of any animal so disposed off shall after deduction of any sum due to the council;

- (a) in case of an unclaimed animal, be retained by the council in a separate account for a period of months, within which the owner of the unclaimed animal has to claim it but if the money remains unclaimed, it shall be paid into the general revenue of the council;
- (b) in the case of an animal retained for non-payment of pound fees, be paid to the owner.

17. Any person found guilty of an offence under these By-laws shall be liable on conviction to a fine of Shillings not exceeding 50,000/- or to Six months imprisonment or to both such fine and imprisonment and in addition the court may order that any permit issued to him under these By-laws shall be cancelled. Penalty

MARAUDING OF ANIMALS IN URBAN AREAS:

—————
SCHEDULE A
—————

(i) Cattle & donkey 1 st day.....	1,000/=
If kept for the 2 nd day.....	2,000/=
3 rd day	3,000/=
4 th day it shall be auctioned	

