

(under sections 33 and 34)

(22nd February, 1980)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

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First Schedule - Village Area

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S.I. 23, 1980.

1. Citation

These Bye-laws may be cited as the Kgatleng District Council (Control of Livestock and Other Animals) Bye-laws.

2. Interpretation

In these Bye-laws, unless the context otherwise requires-

"Council" means the Kgatleng District Council or any committee appointed by the Council for the purposes of controlling livestock and other animals;

"Council stable" means a stable established by the Council for the purposes of these Bye-laws;

"livestock" means cattle, sheep, camels, goats, horses, mules, asses, pigs, canines, felines, monkeys, other carnivora and all domesticated birds or poultry;

"stable" includes a cowshed, stall, pen, kraal or sty;

"village area" means any area specified in the First Schedule.

3. Power to detain wandering livestock

(1) Any person authorized by the Council in writing in that behalf may seize and detain in a Council stable any untended livestock found wandering at large within a village area.

(2) Any person who wilfully obstructs another in the exercise of the powers conferred by sub-bye-law (1) shall be guilty of an offence.

4. Power to destroy certain animals

(1) Any person authorized by the Council in writing in that behalf may destroy any animal,

other than livestock, found wandering within a village area if-

- (a) the animal in his presence causes injury or damage to any person or property; or
- (b) he has reasonable grounds to believe that the animal has recently caused or is about to cause such injury or damage.

(2) Any person who wilfully obstructs another in the exercise of the powers conferred by sub-bye-law (1) shall be guilty of an offence.

5. Power to prohibit the use of certain stables

(1) Where the Council is of the opinion that any stable ought not to be used for the keeping of livestock by reason of its situation, construction, condition or the habitual manner of its use, the Council may, by notice in writing served on the owner or occupier of the stable, prohibit such use until such time as the notice is cancelled by the Council in writing.

(2) Any person who uses a stable for the keeping of livestock after a notice under sub-bye-law (1) has been served on the owner or occupier of the stable and before the notice is cancelled in accordance with sub-bye-law (1) shall be guilty of an offence and liable to a fine not exceeding P20 or in default of payment to imprisonment for a term not exceeding one month.

6. Dangerous animals

Any person who permits or allows any troublesome or ferocious dog or monkey or any carnivorous wild animal to be at large off the premises on which such animal is normally kept shall be guilty of an offence.

7. Causing nuisance

Any person who keeps any livestock or bees so as to disturb the comfort of the inhabitants of a village area shall be guilty of an offence.

8. Claiming of livestock

(1) Any person entitled to take possession of livestock detained under these Bye-laws in a Council stable may remove the livestock on payment of the appropriate fee specified in the Second Schedule.

(2) Any person who removes or attempts to remove from a Council stable livestock therein detained under these Bye-laws without payment of the appropriate fee shall be guilty of an offence.

9. Penalties

Any person guilty of an offence under these Bye-laws for which no penalty is provided shall be liable on first conviction to a fine not exceeding P10 or in default of payment to imprisonment for a term not exceeding seven days or in the event of a second or subsequent conviction to a fine not exceeding P25 or in default of payment to imprisonment for a term not exceeding one month.

FIRST SCHEDULE VILLAGE AREA

(bye-law 2)

The area within a radius of eight kilometres from Mochudi Post Office.

**SECOND SCHEDULE
COUNCIL STABLE FEES**

(bye-law 8)

Animals

Fee

Sheep, goats, pigs

10t per head per day

All other animals

20t per head per day