

(under sections 33 and 34)

(23rd January, 1970)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

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Schedule

S.I. 5, 1970,
S.I. 31, 2006.

1. Citation and application

These Bye-Laws may be cited as the Central District (Livestock Control) Bye-Laws, and shall apply to any village area in the area under the jurisdiction of the Central District Council.

2. Interpretation

In these Bye-Laws unless the context otherwise requires-

"authorised officer" means a person authorised by the Council, in writing, for the purpose of giving effect to, or enforcing these Bye-Laws;

"livestock" includes any domestic bovine animal, goat, sheep, swine, horse, donkey, mule, monkey or any canine, feline or carnivore;

"owner" means, in relation to any animal, in addition to its ordinary meaning, any person having the charge, custody or control of any animal and the occupier of any premises where any animal is kept or permitted to remain;

"poultry" means any fowl, turkey, goose or duck;

"stable" includes a cowshed, stall, pen and sty;

"Council" means the Central District Council and includes any Committee of the Central District Council set up to deal with livestock control;

"village area" means any village within the jurisdiction of the Council.

3. Power to detain stray livestock

(1) An authorised officer may seize and detain in any Council kraal or any other stable, any livestock found astray, at large or reported in a village.

(2) Any person who wilfully obstructs an authorised officer in the exercise of powers conferred by sub-bye-law (1) commits an offence.

4. Yapping, etc., of dogs and bitches in season

(1) No person shall permit the yapping, whining or barking of dogs so as to disturb the comfort of any inhabitants of the village area.

(2) No person shall allow any bitch to be at large at such times as she is on heat or in season.

5. Troublesome or dangerous animals

No person shall allow any wild, troublesome, ferocious dog, monkey, carnivorous wild animal or reptile to be at large off the premises on which such animal is normally kept.

6. Bees, pigeons and poultry

No person shall keep any bees, pigeons or poultry so as to disturb the comfort of the inhabitants of the village area.

7. Establishment of livestock kraals

The Council may by resolution establish any kraal or enclosure for the purposes of these Bye-Laws.

8. Claiming of livestock

(1) A person entitled to take possession of any livestock detained under these Bye-Laws in a kraal or enclosure established in accordance with these Bye-Laws may, upon production of certified documents and payment of the prescribed fee, claim and take possession of such livestock.

(2) Any person who removes or attempts to remove any livestock detained under this bye-law without payment of the prescribed fee commits an offence.

9. Enforcement

The Council may by resolution request the assistance of any person or organization for the better carrying out of the provisions of these Bye-Laws.

10. Offences and penalties

(1) Any person who-

- (a) obstructs or hinders an authorised officer in the exercise of such officer's functions under these Bye-Laws; or
- (b) fails to comply with bye-laws 3, 5, or 6 commits an offence and shall be liable on conviction to a fine not exceeding P50, or to imprisonment for a term not exceeding one month, and on a second or subsequent conviction to a fine not exceeding P100, or to imprisonment for a term not exceeding two months.

(2) Any person who commits an offence under these Bye-Laws for which no specific penalty is prescribed shall be liable on conviction to a fine not exceeding P100, or to imprisonment for a term not exceeding two months, and for a second or subsequent conviction to a fine not exceeding P200, or to imprisonment for a term not exceeding six months or to both.

11. Period of detention of livestock

Any livestock detained under these Bye-Laws shall, if not claimed within a period of seven days be handed over to a matimela kraal as defined under the Matimela Act.

SCHEDULE

(a)	Sheep, goats and pigs	P5 per head per day
(b)	Cattle, donkeys, mules and horses	P10 per head per day
(c)	Other animals	P2 per head per day