

DONKEY REGISTRATION RULES – SECTION 5

(Legal Notice 4 of 1972 and Ord. 1 of 2001)

Short title

1. These rules may be cited as the Donkey Registration Rules.

Interpretation

2. In these rules, unless the context otherwise requires—
“**authorised officer**” means every person appointed as such for the purposes of these Rules by the Chief Agricultural and Natural Resources Officer²¹;
“**Department**” means the Agricultural and Forestry Department;
“**keeps**”, in relation to a donkey, includes harbouring that donkey for a period in excess of one month;
“**owner**” in relation to a donkey—
 - (a) which is registered, means the person named in the register as the owner; or
 - (b) which is not registered or is under the age of six months, means the person who keeps the donkey.

Duties of Department

3. (1) The Department shall be the registration authority for the purposes of these rules.
(2) The Department shall keep a register in which shall be recorded, in relation to a donkey—
 - (a) the date of its registration;
 - (b) the name in full and address of the owner;
 - (c) the registration number assigned to the donkey.
(3) A copy of the register shall be supplied to the Superintendent of Police, to the police station in Jamestown, to every sub-police station and to the Royal Society for the Prevention of Cruelty to Animals.

Registration

4. (1) Subject to the provisions of subrules (5) and (7) of this rule, no person shall keep any donkey unless it has been registered.
(2) The owner of the donkey concerned shall apply to the Department for its registration and shall cause the donkey to be produced to the Department for numbering.

²¹ *Gazette Notice No. 63 of 1 July 2011: Title changed to Director of Agriculture and Natural Resources*

(3) The application may be made either in person or by letter to the Department and shall give particulars of the name in full and address of the owner.

(4) On registration, the Department shall assign to the donkey concerned a registration number and that number shall be specified on an identification tag which shall be supplied by and affixed by the Department to the right ear of the donkey.

(5) The time limit for completion of registration shall be one month after the donkey has attained the age of six months.

(6) Any person who acquires a donkey by purchase or otherwise shall, within the time limit specified in subrule (5) of this rule in relation to that donkey, cause it to be registered in accordance with these rules or, where such donkey is already registered, within one month of the acquisition cause his name to be entered in the register as the new owner.

(7) A registration fee of 10 pence per donkey shall be paid to the Department.

Destruction of unregistered and unnumbered donkeys

5. After the expiration of six months from the operative date, it shall be lawful for any authorised officer to shoot or otherwise destroy in a humane way any donkey that has not been registered in accordance with the provisions of these rules and is unnumbered, wherever that donkey may be.

Immunity from proceedings and from liability for compensation

6. No action shall lie against the Department or any officer thereof or any authorised officer for any act done in good faith in pursuance of the provisions of rule 5 of these rules, and no compensation shall be payable to any person in respect of any such act.

Penalties

7.²² Any person who—

- (a) keeps an unregistered donkey in contravention of the provisions of rule 4 of these rules;
- (b) obstructs an officer authorised under the provisions of rule 5 in the execution of his duties,

shall be guilty of an offence and shall for every such offence be liable on summary conviction to a fine not exceeding £50 for the first offence and £100 for a second or subsequent offence.

²² Rule 7 amended by Ord. 1 of 2001