

THE CATTLE ROUTES ACT, 1918

Date of commencement: 30th May, 1918.

Arrangement of sections

SECTION

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Act 15 of 1918.

An Act to make provision for the access of cattle to public dipping tanks.

Short title.

1. This Act may be cited as the Cattle Routes Act, 1918.

Interpretation.

2. In this Act—

"Minister" means the Minister for Agriculture;

"public dipping tank" shall mean any dipping tank belonging to the Swaziland Government and shall include any private dipping tank which by arrangement between the Government and the owner may be used as a public dipping tank;

"owner" shall mean the registered owner when he is in actual occupation of any land, and when the owner is not in actual occupation of his own land, the expression when so used shall mean any person who, whether as lessee, licensee, or otherwise entitled, has for the time being the charge, control and management of that land and, in respect of Swazi areas the Ngwenyama;

"cattle" shall mean bulls, oxen, cows, heifers and calves.

Access to dips.

3. Where in the opinion of the Director of Veterinary Services it is necessary to provide access over any land otherwise than by proclaimed rights of way, in order that cattle may be driven to any public dipping tank at which they are required to be dipped under regulations in force, the owner shall allow access over his land by such a route or routes as may be considered necessary by the Director of Veterinary Services:

Provided that the route or routes to be followed shall be in such direction over the land as will to the least possible extent, consistent with the requirements, disturb the owner in his occupation.

Gates in fences.

4. (1) The Director of Veterinary Services shall erect such gates as may in his opinion be necessary in any fence which crosses a route or routes selected by him under the preceding section.

(2) Such gates shall be maintained in good order and condition by the Government.

Appeal.

5. In the event of a conflict of opinion arising between the Director of Veterinary Services and the owner in respect of the exercise by the Director of Veterinary Services of the powers and discretion entrusted to him under this Act the owner may appeal to the Minister who shall fix a date and place for the hearing of the appeal and whose decision shall be final.

Servitudes.

6. No servitude on any land, other than for the purposes of this Act, shall be deemed to be constituted by the establishment of such cattle routes.

Offence and penalty.

7. An owner who in contravention of this Act refuses to allow access over his land or wilfully obstructs or interferes with cattle being lawfully driven over his land in accordance with this Act shall be guilty of an offence and liable on conviction to a fine not exceeding fifty emalangeni or in or in default of payment to imprisonment for a period not exceeding one month.