

**Session XII. (March to April 1860)**

- 1. The Trespass of Cattle Ordinance 1860 D. NZG 1860 p29.**

Title.

Preamble.

1. Former Laws repealed.
2. Interpretation of terms.
3. Damages recoverable only under this Ordinance, and within thirty days of trespass.
4. Cattle trespassing in towns.
5. Cattle trespassing may be detained or driven to residence of owner.
6. Cattle trespassing on unenclosed lands without towns.
7. Cattle trespassing may be detained or driven to residence of owner.
8. Entire animals wandering at large.
9. Ordinary damages to be recovered in a summary way, and to be determined by arbitration.
10. Special damages to be recovered in a summary way, and to be determined by arbitration.
11. Superintendent to appoint Arbitrators.
12. Arbitrators to make award.
13. Penalty for obstructing Arbitrators.
14. Judgment of the Court upon the award.
15. Arbitrators may award compensation for damaged fence.
16. Arbitrators to receive compensation.
17. Arbitrators to be fined for neglect or refusal.
18. Superintendent to cause Public Pounds to be erected.
19. Superintendent to appoint Poundkeepers.
20. Poundkeepers to give security.
21. Poundkeepers to keep Pound in repair, &c.
22. Poundkeeper to receive fees and charges for food.
23. Poundkeepers to keep board of Pound-fees and charges displayed.
24. Penalties for over-charging, &c., by Poundkeeper.
25. Poundkeeper to keep Pound-book.
26. Penalties for not producing Pound-book, &c.
27. Cattle impounded in charge of Poundkeeper.
28. Poundkeeper to receive damages and charges for driving, &c.
29. Poundkeeper to give notice to Owner of cattle.
30. Cattle not released to be sold by auction.
31. Time, &c., of sale of cattle.
32. Justices may order sale of cattle sooner.
33. Poundkeeper to receive price of cattle sold.
34. Remedy against illegal impounding.
35. Penalties for rescue or commission of Pound breach.
36. Proceedings under Summary Proceedings Ordinance.
37. Present Pounds and Poundkeepers continued.
38. Short Title.

**Note.**

*This Ordinance was passed by the Canterbury Provincial Council on 20th April 1860, and assented to by the Superintendent on 24th April. It was disallowed by the Governor. See Proclamation in the New Zealand Gazette, No. 26, 18th August 1864, 141p.*

*The full text of this Ordinance was not included in the Volume of Ordinances published by Charles Lucas, the Official Printer of the Canterbury Provincial Government.*