

*Statutory Instrument No. 23 of 1980*

**LOCAL GOVERNMENT (DISTRICT COUNCILS) ACT**  
(Cap. 40:01)

**KGATLENG DISTRICT COUNCIL (CONTROL OF LIVESTOCK AND OTHER ANIMALS) BYE-LAWS, 1980**

*(Published on 22nd February, 1980)*

**ARRANGEMENT OF BYE-LAWS**

**BYE-LAW**

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IN EXERCISE of the powers conferred by section 31 as read with section 32 of the Local Government (District Councils) Act, the Kgatleng District Council has, with the approval of the Minister of Local Government and Lands, made the following Bye-laws —

1. These Bye-laws may be cited as the Kgatleng District Council Citation (Control of Livestock and Other Animals) Bye-laws, 1980.

2. In these Bye-laws, unless the context otherwise requires, — Interpretation  
"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. (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. Power to detain wandering livestock

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

4. (1) Any person authorized by the Council in writing in that behalf may forthwith destroy any animal, other than livestock, found wandering within a village area if — Power to destroy certain animals

(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 power conferred by sub-bye-law (1) shall be guilty of an offence.

Power to prohibit the use of certain stables	<p>5. (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.</p> <p>(2) Any person who uses a stable for the keeping of livestock after a notice under sub-by-law (1) has been served on the owner or occupier of the stable and before the notice is cancelled in accordance with sub-by-law (1) shall be guilty of an offence and liable to a fine of P20 or in default of payment to imprisonment for one month.</p>
Prohibition of certain animals	<p>6. 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.</p>
Prohibition of the manner of keeping certain animals	<p>7. 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.</p>
Claiming of livestock	<p>8. (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.</p> <p>(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.</p>
Penalties	<p>9. 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 of P10 or in default of payment to imprisonment for 7 days or in the event of a second or subsequent conviction to a fine of P25 or in default of payment to imprisonment for one month.</p>

FIRST SCHEDULE (bye-law 2)  
VILLAGE AREA

The area within a radius of 8 kilometres from Mochudi Post Office.

SECOND SCHEDULE (bye-law 8)  
COUNCIL STABLE FEES

<i>Animals</i>	<i>Fee</i>
Sheep, goats, pigs	10t per head per day
All other animals	20t per head per day

MADE this 23rd day of August, 1979.

J.D. TSIAKO,  
*Council Secretary,*  
*Kgalleng District Council.*

APPROVED this 15th day of February, 1980.

L.M. SERETSE,  
*Minister of Local Government and Lands.*