

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

**CENTRAL DISTRICT (LIVESTOCK CONTROL) (AMENDMENT)
BYE-LAWS, 2006**
(Published on 19th May, 2006)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

1. Citation
2. Amendment of bye-law 2 of the Bye-laws
3. Amendment of bye-law 3 of the Bye-laws
4. Amendment of bye-law 8 of the Bye-laws
5. Amendment of bye-law 10 of the Bye-laws
6. Insertion of bye-law 11 in the Bye-laws
7. Revocation of Schedule A of the Bye-laws
8. Amendment of Schedule B of the Bye-laws

IN EXERCISE of the powers conferred by section 33 of the Local Government (District Councils) Act, and with the approval of the Minister of Local Government, the Central District Council hereby makes the following Bye-laws —

1. These Bye-laws may be cited as the Central District (Livestock Control) (Amendment) Bye-laws, 2006.

Citation

2. Bye-law 2 of the Central District (Livestock Control) Bye-laws (in these Bye-laws referred to as the “Bye-laws” is amended —

Amendment of
bye-law 2 of
the Bye-laws

(a) by inserting in its correct alphabetical order, the following new definition —

“authorised officer” means a person authorised by the Council, in writing, for the purpose of giving effect to, or enforcing these Bye-laws; and

(b) by substituting for the definitions of “livestock” and “village area” appearing therein, the following new definitions —

“livestock” includes any domestic bovine animal, goat, sheep, swine, horse, donkey, mule, monkey or any canine, feline, or carnivore; “village area” means any village within the jurisdiction of the Council.”.

3. Bye-law 3 of the Bye-laws is amended by substituting for that bye-law, the following new bye-law —

Amendment of
bye-law 3 of
the Bye-laws

“Power to
detain stray
livestock

3. (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.”.

Amendment of
bye-law 8 of
the Bye-laws

4. Bye-law 8 of the Bye-laws is amended by substituting for that bye-law, the following new bye-law —

“Claiming of
livestock

8. (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.”.

Amendment of
bye-law 10 of
the Bye-laws

5. Bye-law 10 of the Bye-laws is amended by substituting that bye-law with the following new bye-law —

“Offences and
penalties

10. (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.”.

Insertion of
bye-law 11 in
the Bye-laws

6. The Bye-laws are amended by inserting immediately after bye-law 10 thereof, the following new bye-law —

“Period of
detention of
livestock
Cap. 36:06

11. 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.”.

Revocation of
Schedule B of
the Bye-laws

7. Schedule A to the Bye-laws is hereby revoked.

Amendment of
Schedule B of
the Bye-laws

8. Schedule B to the Bye-laws is amended by substituting that Schedule with the following Schedule -

“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 |

Made this 9th day of March, 2006.

Council Secretary.

APPROVED this 13th day of April, 2006.

M. NASHA,
Minister of Local Government.

L2/8/20/11 I