

WESTERN AUSTRALIA

ANNO TRIGESIMO OCTAVO

VICTORIÆ REGINÆ

No. 3

An Act to regulate the Exportation of Horses.

[Assented to 17th July, 1874.]

Preamble

WHEREAS complaints are made that many horses are exported by persons other than their true owners, and that no means exist for checking such wrongful exportation, for prevention thereof be it enacted by His Excellency the Governor of Western Australia and

*Horses Exportation*

its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows :—

1. This Act may be cited as 'The Exportation of Horses Act, 1874.' Short title
  
2. From and after the passing of this Act it shall not be lawful to export any horse or horses from this Colony without authority in writing from the Resident Magistrate of the port from which such horse or horses is or are to be exported, or in the absence of such Resident Magistrate from some Justice of the Peace resident in or near such port permitting the exportation of the same. Any person exporting any horse without having obtained such written authority for the exportation of the same shall be guilty of an offence, and on being convicted thereof in a summary manner by two Justices of the Peace, shall forfeit and pay a sum not exceeding twenty pounds for each and every horse so exported. No horse to be exported without written authority  
  
Penalty
  
3. The Resident Magistrate of any port from which it may be proposed to export any horse or in the absence of such Resident Magistrate any Justice of the Peace resident in or near such port, shall on application from the person proposing to export the same, and on receiving from him a description of such horse or horses and of any brands or other marks upon the same, grant to such person a written authority for such exportation. Such written authority shall sanction only the exportation of such horse or horses as answer the description given in the application, and shall on the exportation of such horses be given up to the police constable or other person authorised to receive the same. Resident Magistrate of any port to grant authority
  
4. For the purposes of this Act a horse shall be deemed to be exported when it is put on board a ship bound for any place beyond the limits of this Colony. Definition of 'Exportation'
  
5. The application for exportation of horses and the authority for the exportation of the same shall be in the form provided in the Schedule annexed to this Act. Form of application and authority
  
6. The sum of one shilling shall be paid to any Resident Magistrate or Justice of the Peace as aforesaid, but for the public purposes of the Colony in respect of each and every horse which he may authorise to be exported as aforesaid. Fee payable for certificate

FRED. A. WELD,  
GOVERNOR.

*Horses Exportation*

## SCHEDULE

Place \_\_\_\_\_ Date \_\_\_\_\_

To \_\_\_\_\_ Esq.,  
Resident Magistrate.

I hereby apply for permission to export the horses as hereunder described:—

No.	Brand	Colour	Height	General Description
1	AB near side	Bay	hands in. 15 1	Gelding; one white leg; hog mane
2	NT conjoined off shoulder	Piebald	14 3	Filly; aged; white face; splint off fore leg

\_\_\_\_\_  
Signature of Applicant.

To (*Police Sergeant or other officer  
authorised by Resident Magistrate*).

I hereby authorise you to permit the shipment of the horses as above described.  
Resident Magistrate.

\_\_\_\_\_

Place \_\_\_\_\_ Date \_\_\_\_\_

I hereby certify that the horses described on the other side hereof were shipped  
on board the (barque) \_\_\_\_\_, on the \_\_\_\_\_ day of  
18 . [If the horses were not all shipped, add with the exception of Nos.  
and .]

Sergeant of Police (*or other person authorised*).

N.B.—This document, when signed by the Sergeant of Police or other person  
authorised as above, is to be returned by him to the Resident Magistrate and  
recorded in his office.

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