



## WESTERN AUSTRALIA.

ANNO TRICESIMO QUINTO

## VICTORIÆ REGINÆ.

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No. X.

AN ACT to provide for the Registration of Brands for Sheep.

[Assented to, 17th August, 1871.]

**W**HEREAS it is expedient, for the protection of owners of sheep, to provide for the registration of Sheep Brands; Be it enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

Preamble.

**1** FROM and after the passing of this Act it shall be lawful for any person or persons to register with the Registrar of Brands of the said Colony, in books to be kept by him for that purpose, a "Fire Brand," also a "Wool Brand," for sheep; which "Fire Brand" shall be burnt in upon certain part or parts of the face, to be fully stated in the Register; and the "Wool Brand" shall be stamped with pitch (or such other material as the person registering the said brand shall think fit) upon some part of the body of the sheep so to be branded, which shall be in the like manner fully stated in the said Register.

"Fire Brands" and "Wool Brands" may be registered.

# 35° VICTORIÆ, No. 10.

## *Registration of Brands for Sheep.*

Brand to be altered if found to be similar to any brand previously registered.

**2** THAT if at any time after the registration of a "Fire Brand" or "Wool Brand" as aforesaid the Registrar of Brands shall find that a brand so registered is similar to any brand previously registered under this Act, he shall order the person last registering such similar brand to make such a difference in his brand as may be necessary to prevent mistake or confusion therefrom; the particular alteration in such brand, however, to be determined by the person who registered the same, provided the Registrar of Brands shall be of opinion that such alteration will meet the object required. And if such person shall refuse to make such difference within four months after receiving notice from the Registrar of Brands requiring him to do so, unless further time be given by the Registrar of Brands upon reasonable grounds shown, such person shall be liable to forfeit and pay a sum not exceeding Five pounds.

Registered Brands to be published in *Government Gazette*.

**3** THE Registrar of Brands shall from time to time, as soon as conveniently may be, publish in the *Government Gazette* the brand or brands registered under this Act up to the date of such publication, and the name of the person or persons registering the same; And any other person making use of a similar brand after such registration and publication thereof, shall be liable to a penalty not exceeding Fifty pounds.

Cancellation of Brands.

**4** THAT it shall be lawful for the Registrar of Brands to cancel any registered brands after six months' notice of his intention so to do, given by publication in the *Government Gazette*, provided no valid objection to such cancellation is made to him in writing by any person.

Numerical Figures, or the letter S not to be registered as a "Wool Brand."

**5** THAT it shall not be lawful to Register any numerical figure, or the letter S as a "Wool Brand;" And that such numerical figures or letter stamped upon sheep shall not be taken to be "Wool Brands" within the meaning of this Act.

Recovery of penalties, &c.

**6** ALL informations and proceedings for the recovery of fines, penalties, and costs under this Act, shall be heard and determined, and such fines, penalties, and costs shall be awarded and imposed in a summary way before any two or more Justices of the Peace.

Sections of "Shortening Ordinance, 1853," incorporated.

**7** SECTIONS A. E. G. & I. of the "Shortening Ordinance, 1853," shall be incorporated with and taken to form part of this

# 35° VICTORIÆ, No. 10.

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## *Registration of Brands for Sheep.*

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Act to all intents and purposes, and in as full and ample a manner, as if the said Sections had been introduced and fully set forth in this Act.

8 THIS Act may be cited as "The Sheep Branding Act, 1871." Short Title.

In the name and on behalf of the Queen I hereby assent to  
this Act.

FRED. A. WELD, Governor.