

Revenue (189) Department.

MISCELLANEOUS SERIES.

G.O., No. 3105

DATED 23rd July 1898

[Despatch Abstract.]

Directing that the Bill ^{to} regulate
importation of live stock forwarded by
the Govt of India be published in
the Fort Saint George Gazette in the English
and the four chief vernaculars
of the Presidency.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
5455 27/78							

[J.]
b2
1,000-22 2-98.

Revenue
Judicial (1898) Department.

CURRENT No. 5144



From *The Govt. of India,*
Legue. Dept.

Order Endorsement No. 1015

*Transferred to the
Revenue Department*

No. 1015

Admnapp. Dated 16. 7. '98

Ag. Under Secretary Received 22. 7. '98
Registered 23/7 do -

Enclosures 2.

Spare copies 39 of each enclosure.

A.R.
22/7/98

22/7/98

22nd July 1898

SUBJECT.

Forwarding copy of a Bill to make
better provision for the regulation
of the importation of live-stock,
with statement of objects and reasons,
& requesting that they may be
published in the Govt. Gazette
in English & other languages
& that the dates of such publications
may be communicated as soon as possible.

The Revenue Deptt.

20

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

BILL

TO

Make better provision for the regulation of the importation of live-stock.

WHEREAS it is expedient to make better provision for the regulation of the importation of live-stock which is liable to be affected by infectious or contagious disorders; It is hereby enacted as follows:—

1. (1) This Act may be called the Live-stock Importation Act, Short title, local extent and commencement. 1898.

(2) It extends to the whole of British India; and

(3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context,—

Definitions. (a) the expression "infectious or contagious disorders" includes tick-pest, anthrax, glanders, farcy, scabies and any other disease or disorder which may be specified by the Governor General in Council by notification in the Gazette of India; and

(b) "live-stock" includes horses, kine, camels, sheep and any other animal which may be specified by the Governor General in Council by notification in the Gazette of India.

[Cf. VIII of 1878, s. 19.] 3. (1) The Governor General in Council may, by notification in the Gazette of India, regulate, restrict or prohibit, in such

manner and to such extent as he may think fit, the bringing or taking, by sea or land, into British India or any specified place therein, of any live-stock which may be liable to be affected by infectious or contagious disorders, and of any fodder, dung, stable-litter, clothing, harness or fittings appertaining to live-stock or that may have been in contact therewith.

[Cf. IV of 1884, s. 6(2).] (2) A notification under sub-section (1) shall operate as if it had been issued under section 19 of the Sea Customs Act, 1878, and the officers of customs at every port shall have the same powers in respect of any live-stock or thing, with regard to the importation of which such a notification has been issued, and the vessel containing the same, as they have for the time being in respect of any article the importation of which is regulated, restricted or prohibited by the law relating to sea customs and the vessel containing the same; and the enactments for the time being in force relating to sea customs or any such article or vessel shall apply accordingly.

4. (1) The Local Government may, subject to the control of the Governor General in Council, make rules for the detention, inspection, disinfection or destruction of imported

live-stock, and of fodder, dung, stable-litter, clothing, harness or fittings appertaining to imported live-stock or that may have been in contact therewith, and for regulating the powers and duties of the officers whom it may appoint in this behalf.

(2) In making any rule under this section the Local Government may direct that a breach thereof shall be punishable with fine which may extend to one thousand rupees.

5. No suit, prosecution or other legal proceeding shall lie against any person for anything in good faith done or intended to be done under this Act. [Cf. III of 1897, s. 4.]

Protection to persons acting under Act.

GOVERNMENT OF INDIA.
LEGISLATIVE DEPARTMENT.

A
BILL
TO

Make better provision for the regulation
of the importation of live-stock.

(Mr. Rivaz.)

STATEMENT OF OBJECTS AND REASONS.

THE importation into one of the seaports of British India of a cargo of horses from Australia, which proved to be infected with the tick disease—a disease very fatal to cattle and capable of being conveyed by other animals, such as horses, themselves immune from it—led to an examination of the existing legal powers of the Government to prevent the importation of live-stock liable to be affected by infectious or contagious disorders. As these powers were found to be defective it has been decided, in consultation with the Governments of Madras, Bombay and Bengal, to take the necessary powers. Instead of amending the Indian Ports Act (X of 1889), it is thought preferable to proceed by way of a self-contained Act.

2. The provisions of the Bill are general in character, and empower the Governor General in Council to regulate, restrict or prohibit the importation into British India by land or sea of any live-stock which may be liable to be affected by infectious and contagious disorders. The Bill confers necessary powers on officers of Customs at every port, and enables Local Governments to make rules for detention, inspection, disinfection or destruction of such stock, and for the guidance of officers appointed under the rules.

3. It is not intended to interfere with the inland trade, except so far as to prevent the removal of live-stock, the importation of which has been prohibited, from one part of British India to another.

The 13th July, 1898.

C. M. RIVAZ.

No. 1015-

GOVERNMENT OF INDIA.
LEGISLATIVE DEPARTMENT.

FROM

J. M. MACPHERSON, Esq., C.S.I.

Secretary to the Government of India,
Legislative Department,

TO

CHIEF SECRETARY
24 JUL 1898
GOVERNMENT OF MADRAS

Chief Secretary to Government,

Madras.

Dated Simla, the 16th July 1898.

ANNEXURE

TO

Bill to make better provision for the regulation of the importation of live-stock.

SIR,

I am directed to forward herewith forty copies of the paper

A Bill to make better provision for the regulation of the importation of live-stock, with Statement of Objects and Reasons. } noted on the margin, and

to request that they may be published in the Fort St. George Gazette in English and in such other languages as the Governor in Council may deem proper, and that the dates of such publication may be communicated to this Department as soon as possible.

I have the honour to be,

Sir,

Your obedient servant,

J. M. Macpherson
Secretary to the Government of India.

448
LEGISLATIVE DEPARTMENT
2
18 Current No. 5711

By today. The
 n's has directed that
 this should issue
 tomorrow morning
 M.P.
 23/7/98

Letter from the Govt of India
 No 1015 of 16.7.98
 (C. No 5144)

G.O. Misc No. 3105 of 23-7-98

The Bile with the
 Statements of objects and
 reasons will be published
 in the Fort Saint George Gazette
 in English and in the four
 chief vernaculars of the
 Presidency, viz, Tamil, Telugu,
 Canarese and Malayalam.
 The Dep^t Govt Press will report
 to Govt the dates of such
 publication. ~~in view of the~~
~~being commenced to the~~
~~Govt of India.~~

M.P.
 23.7.98

M.P.
 23/7/98
 23/7/98

To
 The Dep^t Govt Press
 The Tamil
 .. Telugu
 .. Canarese
 .. Malayalam
 } Translators to Govt
 Copy to the B^d of Revenue & L^d

in given for copying _____
in copied _____
in examined _____
in signed _____ } 189 .

AGAIN G.O., No.
189 ,

DATED

RENT No.

ENCLOSURES TO O. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.