

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber,  
Sydney, 7 September, 1909. }

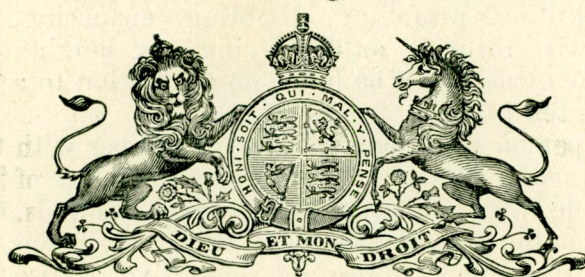
RICHD. A. ARNOLD,  
Clerk of the Legislative Assembly.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

Legislative Council Chamber,  
Sydney, October, 1909. }

Clerk of the Parliaments.

## New South Wales.



ANNO NONO

# EDWARDI VII REGIS.

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Act No. , 1909.

An Act to provide for the protection of certain birds known as homing pigeons during their flights as bearers of messages from geographical point to point, or while under training, and at other times.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

5 1. This Act may be cited as the "Homing Pigeons Protection Short title.  
Act, 1909."

2. "Homing pigeon" shall mean and include all pigeons used Definition.  
as bearers of messages or as racing pigeons, and which have affixed or attached to either or both legs a rubber or metal ring.

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3.

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.



*Homing Pigeons Protection.*

3. Any person who shall intentionally or negligently shoot, kill, disable, ensnare, or otherwise injure any homing pigeon, **knowing or having reasonable cause to believe that the pigeon is a homing pigeon,** shall be guilty of an offence, and shall be liable on conviction to a penalty not exceeding ~~twenty~~ **ten** pounds.

Penalty for killing or injuring any homing pigeon.

4. Any person who shall intentionally kill, maim, or in any way injure any homing pigeon whilst in course of transit by railway, coach, or otherwise from its home to the point from which it is intended to be despatched as the bearer of a message, or other purpose, shall be guilty of an offence, and shall on conviction be liable to a penalty not exceeding twenty pounds.

Penalty for killing or injuring homing pigeon in course of transit.

5. Any person entering upon any enclosed land or premises for the purpose of unlawfully killing, wounding, disabling, ensnaring, catching, taking, or in anywise injuring or destroying any homing pigeon of which he is not the owner shall be liable on conviction to a penalty not exceeding ~~twenty~~ **ten** pounds.

Penalty for entering enclosed land or premises for purpose of killing or injuring homing pigeon.

6. Any unauthorised person who shall remove or tamper with any metal or rubber ring affixed or attached to either or both legs of a homing pigeon shall be liable to a penalty not exceeding five pounds.

Penalty for removing or tampering with leg-bands.

7. If any person offending against this Act shall not, when thereunto required, give his name and address, or shall give a false name and address, to any person, or ~~who~~ **if any person** shall not, on request being made and on production of reasonable evidence of ownership, deliver up to the owner any homing pigeon, he shall be liable to a penalty not exceeding two pounds.

Penalty for giving false name and address.

8. All fines and penalties for any offences against this Act, and for all sums of money payable hereunder, may be ~~recoverable~~ **recovered** in a summary way before a ~~magistrate~~ **stipendiary or police magistrate** or any two justices in a court of petty sessions.

Fines and penalties recoverable before magistrate.

9. Any person convicted of an offence under section three or four may be ordered by the court, in addition to the penalty, to pay to the owner such sum as the court may deem to be the value of the pigeon.

Offender on conviction to pay value for damage.

10. In addition to the penalties imposed under the last preceding sections of this Act, the offender shall, on conviction, pay to the owner of such pigeon or pigeons the full value of same.

Offender on conviction to pay full value for damage.

11. The Colonial Secretary for the time being shall be the administering Minister, and shall have power to make all regulations necessary for carrying out the provisions of this Act, and may under such regulations impose penalties for the breach thereof.

Regulations.

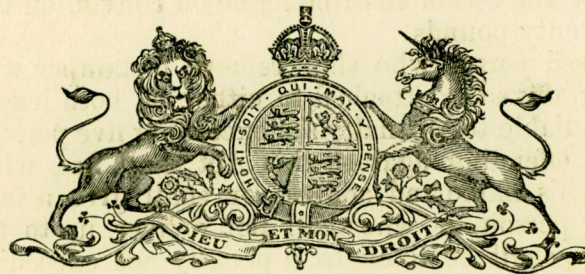


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*Homing Pigeons Protection.*

3. Any person who shall intentionally or negligently shoot, kill, disable, ensnare, or otherwise injure any homing pigeon shall be guilty of an offence, and shall be liable on conviction to a penalty not exceeding twenty pounds. Penalty for killing or injuring any homing pigeon.
- 5 4. Any person who shall intentionally kill, maim, or in any way injure any homing pigeon whilst in course of transit by railway, coach, or otherwise from its home to the point from which it is intended to be despatched as the bearer of a message, or other purpose, shall be guilty of an offence, and shall on conviction be liable to a penalty not exceeding twenty pounds. Penalty for killing or injuring homing pigeon in course of transit.
- 10 5. Any person entering upon any enclosed land or premises for the purpose of unlawfully killing, wounding, disabling, ensnaring, catching, taking, or in anywise injuring or destroying any homing pigeon of which he is not the owner shall be liable on conviction to a penalty not exceeding twenty pounds. Penalty for entering enclosed land or premises for purpose of killing or injuring homing pigeon.
- 15 6. Any unauthorised person who shall remove or tamper with any metal or rubber ring affixed or attached to either or both legs of a homing pigeon shall be liable to a penalty not exceeding five pounds. Penalty for removing or tampering with leg-bands.
- 20 7. If any person offending against this Act shall not, when thereunto required, give his name and address, or shall give a false name and address, to any person, or who shall not deliver up to the owner any homing pigeon, shall be liable to a penalty not exceeding two pounds. Penalty for giving false name and address.
- 25 8. All fines and penalties for any offences against this Act, and for all sums of money payable hereunder, may be recoverable in a summary way before a magistrate in a court of petty sessions. Fines and penalties recoverable before magistrate.
9. In addition to the penalties imposed under the last preceding sections of this Act, the offender shall, on conviction, pay to the owner of such pigeon or pigeons the full value of same. Offender on conviction to pay full value for damage.
- 30 10. The Colonial Secretary for the time being shall be the administering Minister, and shall have power to make all regulations necessary for carrying out the provisions of this Act, and may under such regulations impose penalties for the breach thereof. Regulations.