

**Bulawayo (Protection of Lands and Natural Resources)  
(Amendment) By-laws, 1984 (No.1)**

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IT is hereby notified that the Minister of Local Government and Town Planning has, in terms of section 180 of the Urban Councils Act (*Chapter 214*), approved the following by-laws made by the City Council of Bulawayo:-

1. These by-laws may be cited as the Bulawayo (Protection of Lands and Natural Resources) (Amendment) By-laws, 1984 (No.1).

2. Section 7 of the Bulawayo (Protection of Lands and Natural Resources) (Amendment) By-laws, 1975, published in Rhodesia Government Notice No. 676 of 1975 (hereinafter called the principal by-laws) is repealed and the following is substituted-

*"Impounding of livestock"*

7 (1) Any livestock found straying or trespassing on any land, road or street may-

- a) be seized and impounded by the council; or
- b) be dealt with by the council in any manner necessary to ensure the safety of the public and the protection of property if such livestock constitutes an immediate danger to such interests.

(2) For the purpose of subsection (1), the council may appoint a livestock custodian and establish holding pens for the impounding of livestock.

(3) The livestock custodian may be assisted by such persons as the council may, from time to time, appoint or second for the purpose.

(4) Any livestock seized by the livestock custodian shall be sent forthwith to the nearest holding pen by a practicable road or thoroughfare in such a manner as to cause the least disturbance to persons or property.

(5) The livestock custodian shall, in respect of any livestock that is impounded-

- a) ensure that it is properly kept, and not ridden, worked or otherwise used;
- b) cause all tick-infested cattle to be cleansed as soon as possible after admission and all cattle at regular intervals in terms of any enactment that may be in force for the cleansing of cattle;
- c) keep all sheep or goats which are infected with scab entirely separate from other impounded animals not so infected;
- d) dip, cleanse, dress or treat any infected animal as often as may be reasonably necessary.

6) If any impounded livestock proves to be dangerously vicious, the livestock custodian shall apply to the Town Clerk who may order it to be destroyed or make such other order thereon as he deems fit, and any such order shall be recorded by the livestock custodian.

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(7) If the livestock custodian has grounds for suspecting that any impounded animal is suffering from or infected with a disease specified under the Animal Health Act [*Chapter 121*], he shall isolate such animal and report to the nearest Government Veterinary Officer or cattle inspector, and thereafter deal with such animal in accordance with the directions of such Government Veterinary Officer or cattle inspector.

(8) If the owner of any impounded livestock is or becomes known, or if any impounded livestock bears a brand or brands registered in the Brand Directory, the livestock custodian shall forthwith give notice by the most expeditious means available to the person who is the owner of such livestock or who is the registered owner of the latest imposed brand found on such livestock, as the case may be.

(9) The livestock custodian shall levy on the owner of livestock impounded in terms of this section any of the fees and charges specified in the First Schedule that may have been incurred in respect of such impoundment, and no owner of impoundment, and no owner of impounded livestock may recover it until he has paid the full amount of such fees and charges.

(10) On payment of the fees and charges in terms of subsection (9), the livestock custodian shall-

- a) issue to the owner an official receipt; and
- b) release to the owner or person authorised by the owner his impounded livestock.

(11) If any impounded livestock is not recovered within fourteen days of its impoundment, the Town Clerk may give notice in a local newspaper of the council's intention to sell such livestock at a specified locality seven days from the date of the notice:

Provided that such notice shall contain a full description of the livestock to be sold.

(12) In the event of the sale of impounded livestock-

- a) the livestock custodian shall clearly mark any livestock sold; and
- b) the proceeds of such sale shall be credited to the account of the council:

Provided that, if the former owner of the livestock makes application to the council within six months after the date of the sale, the council shall remit the owner the value of his livestock sold less the fees and charges levies in terms of this section.

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(13) The livestock custodian shall keep a register in a form and manner specified by the Town Clerk in which shall be recorded any particulars related to the impoundment of livestock in terms of this section.

(14) The livestock custodian shall not impound any livestock which is found outside the boundary of municipal land.

(15) In this section—  
“impounded” in relation to livestock means impounded or seized for impoundment in a holding pen established in terms of subsection (2);  
“livestock” means goats, sheep, pigs and all equines and bovines and their hybrids.”

3. Section 34 of the principal by-laws is amended in sub-section (2) by the deletion of “Schedule” and the substitution of “Second Schedule”.

4. The principal by-laws are amended by the insertion of the following Schedule, the existing schedule becoming the Second Schedule—

“FIRST SCHEDULE (*Section 7(a)*)

FEES AND CHARGES IN RESPECT OF IMPOUNDMENT OF LIVESTOCK

1. Any fee or charge incurred in referring an animal to a Veterinary Officer or cattle inspector in terms of section 7 (7)
2. A driving distance fee of \$1, 60 per head of livestock per head of driving or part thereof.
3. A holding fee of \$3,50 per horse, donkey, mule or head of cattle per 24 hours or part thereof, or \$1,50 per sheep, goat or pig per 24hours or part thereof.”