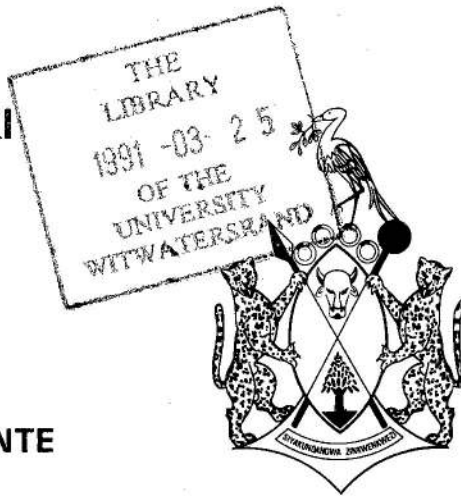


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**REPUBLIC OF  
CISKEI**

**GOVERNMENT  
GAZETTE**

DIMBAZA PRINTERS — 35770

Price 30c

Umq. 19

eBISHO  
04/01/91

No. 2

Vol. 19

BISHO  
04/01/91

No. 2

**DEPARTMENT OF THE COUNCIL OF STATE**

**GOVERNMENT NOTICE No. 1 OF 1991**

**IT IS HEREBY NOTIFIED THAT THE CHAIRMAN OF THE COUNCIL  
OF STATE HAS ASSENTED TO THE FOLLOWING DECREE WHICH  
IS HEREBY PUBLISHED FOR GENERAL INFORMATION:-**

**RESTRICTION OF LIVESTOCK ON PUBLIC ROADS DECREE, 1990**

**DECREE No. 49 OF 1990**

# DEPARTMENT OF THE COUNCIL OF STATE

## RESTRICTION OF LIVESTOCK ON PUBLIC ROADS DECREE, 1990

### DECREE

To provide for measures to restrict the presence of unattended livestock on and the access otherwise of livestock to public roads.

(English text signed by the Chairman of the Council of State. Assented to on 21 December 1990.)

*BE IT DECREED by the Council of State of the Republic of Ciskei, as follows:-*

**1. Definitions.** - In this decree, unless the context indicates otherwise —

“livestock” means any bovine animal, horse, mule, donkey, sheep, goat or pig;

“police official” means any member of the Ciskeian Police and includes a traffic officer as defined in section 1 of the Ciskeian Road Traffic Act, 1977 (Act 10 of 1977);

“public road” means a public road as defined in Section 1 of the Ciskeian Road Traffic Act, 1977.

**2. Restriction of livestock on public roads.** - (1) No person shall leave or allow any livestock on, or on any access to a public road so that such livestock constitutes a source of danger or injury to any person or vehicle using that road.

(2) Any person who wilfully or negligently contravenes the provisions of subsection (1) shall be guilty of an offence and liable on conviction to a fine not exceeding R2000 or to imprisonment for a period not exceeding twelve months or to both such fine and such imprisonment.

**3. Authority of Police Official.** - Any police official may take all such steps as he may deem necessary to restrict or to control the presence on or access to any public road of any unattended livestock, whether by taking charge of, impounding or destroying such livestock or otherwise.

**4. Limitation of Liability.** - Notwithstanding anything in any other law contained, no proceedings, whether civil or criminal, shall be brought in any court of law against —

(a) the Government of the Republic of Ciskei, or

(b) any police official, or

(c) any officer or employee of the State or other person acting under the authority or direction or with the approval of any police official.

by reason of any action advised, commanded, ordered, directed or performed by any police official under any power, authority or function conferred on him by section 3 in order to bring about or to effect the control or restriction of livestock as contemplated in this decree or by reason of any action taken by any such person as aforesaid on the advice, command, order or direction of such police official.

**5. Saving.** - The provisions of this decree shall be in addition to, and not in substitution of, the provisions of section 127 of the Ciskeian Road Traffic Act, 1977.

**6. Short title and commencement.** - This decree shall be called the Restriction of Livestock on Public Roads Decree, 1990 and shall be deemed to have come into operation on 1 January 1991.

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*The price of publication is:*

1972-1981.....R10,50

1982.....7,50

1983.....7,50

1984.....7,50

1984/85.....30,00

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1987.....36,00

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