

CHHATTISGARH LIVE-STOCK IMPROVEMENT ACT, 1950

GOVERNMENT OF MADHYA PRADESH PASHU PALAN VIBHAG The Madhya Pradesh Live-Stock Improvement Act. 1950 (20 of 1950, 06-05-1950) DIRECTORATE OF VETERINARY SERVICES MADHYA RADESH MADHYA PRADESH ACT NO. XX OF 111950. MADHYA PRADESH LIVESTOCK IMPROVEMENT ACT, 1950 TABLE CONTENTS Preamble. Sections. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19

20. Short title and extent Definitions Power to specify area Prohibition to keep a bull unmarked Intimation about unmarked bulls Submission of bulls for inspection Certification of bulls as approved Marking of Castrated bulls Castrating of unapproved bulls Castration of bulls without owners Power of Live-stock officer to inspect or mark bulls and to enter premises Marking to be made free of charge Service of notice and order Maintenance of registers Duty of officers to report offences, etc Penalty for unauthorized marking Penalty for other offences Cognizance of offences Bar of Proceedings Power of make rules.Page 1 1 2 2 2 3 3 3 3 4 4 4 5 5 5 5 5 6 6 6 GOVERNMENT OF MADHYA PRADESH LAW DEPARTMENT THE MADHYA PRADESH LIVESTOCK IMPROVEMENT ACT - 1950. (XX OF 1950) As amended by the Madhya Pradesh Extension of Laws Act, 1958 (23 of 1958). REWA: GOVERNMENT REGIONAL PRESS, M.P

1959. MADHYA PRADESH ACT (No.XX of 1950) MADHYA PRADESH LIVESTOCK IMPROVEMENT ACT, 1950 (Received the assent of the Governor on the 6th May, 1950; assent first published in the Madhya Pradesh Gazette on 12th May, 11960.) An Act to provide for the improvement of livestock in Madhya Pradesh. Preamble Whereas it is expedient to provide for the improvement of live-stock in Madhya Pradesh; It is hereby enacted as follows:- Short title and extent. (1) This Act may be cited as the Madhya Pradesh Live-Stock 1. Improvement Act, 1950. It extends to the whole of Madhya Pradesh. (2) Definition. 1

2. In this Act, unless there is anything repugnant the subject or context-, (a) (b) (c) (d) (e) "approved bull" means a bull certified as such under section 7 or supplied by Government in a local area for breeding purpose; "bull" means a male calf above such age as the State Government may, by notification, prescribe for any local area; "Definition" means Director of Veterinary Services, Madhya Pradesh; Live-stock Officer" means the Director and includes any officer authorized by him to exercise all or any of the powers under the Act; "prescribed" means prescribed by rules made under this Act.For statement of Objects and Reasons, see Madhya Pradesh Gazette, dated the March, 1950, Part IV(A), pages 85 to 91. For Report of the select Committee, see Madhya Pradesh Gazette Extraordinary dated the 3rd April, 1950, pages 729-738. For Proceedings in Assembly, see Madhya Pradesh Legislative Assembly Proceedings, 2. 3. 2 1950, Vol. IX, pages 40 to 44, dated the 23rd March 1950, pages 6 to 13, dated the 24th March, 1950; and pages 68-69, dated the 5th April, 1950. The Act was extended to the whole of Madhya Pradesh by 8.3(1) of the M.P. Extension of Laws Act, 1958 (23 of 1958). Vide item 64 of Part 4 of the Schedule to the said Act, with effect from 1st January, 1959, vide Government of M.P. Law Department Notification No. 41773-XX1-A-(Dr.) dated 31-12-1958 published on page 17 of the .P. Gazette Extraordinary dated 1-1-1959. Substituted by S. 3 (3) of the M.P. Extension of Laws Act, 1958 (923 of 1958) for the words "It extends to the whole of Mahakoshal region." Power to specify area. 3. (1) The State Government may, by notification, declare any part of the I(State) to be a specified area for the purposes of this Act and thereupon the provisions of section 4 to 20 shall come into operation in such area. (2) No such notification shall be issued unless the State Government is satisfied that the number of bulls in the specified area which are fit to be certified as approved under section 7 together with such number of bulls as may be supplied by State Government in any local area for breeding purpose will be adequate to maintain the rate of propagation of the species. (3) The State Government may after recording reasons for doing so cancel at any time a notification issued under sub-section (1). (4) The validity of any notification issued under sub-section (1) or (3) shall not be called into question in any proceeding before any court or authority. Prohibition to keep a bull unmarked, 4. Except as provided by or under this Act, no person shall keep in his possession any bull which has not been marked in accordance with the provisions of this Act. Intimation about unmarked bulls

5. Every person, who on the date of issue of the notification under section 3 has in his possession any bull or who, at any time thereafter, comes into possession of any bull which is not branded with a distinguishing mark prescribed under this Act, shall give intimation of such possession to the Live-stock Officer within such period as may be prescribed.Submission of bulls for inspection

6. On receipt of the intimation under section 5, or on his own motion the Live-stock Officer, may by order, require any person keeping a bull to submit the bull for inspection at any reasonable time and at a specified place in the village in which the bull is usually kept and thereupon it shall be the duty of the person keeping the bull to submit it for inspection accordingly and render all reasonable assistance in connection with such inspection.Notification of bulls as approved

7. Where on such inspection of a bull, the Live-stock Officer is satisfied in that the bull is capable of being used for breeding purposes, and —(a) (b) (c) is not of defective or inferior conformation and is not likely to be get defective or inferior progeny; or is not suffering from an incurable, contagious or infectious disease or from any other disease rendering the bull unsuitable for breeding purposes, or is not, of a breed which it is undesirable to propagate in the specified area or part thereof, he shall certify the bull as approved and cause it to be branded with a mark prescribed for the purpose

1. Substituted by S.3(3) of the M.P. Extension of Laws Act, 1958 (23 1958) for the words "Mahakoshal region." Marking of castrated bulls

8. Where on inspection, the Live-stock Officer is satisfied that a bull is effectively castrated, he shall cause it to be branded with a mark prescribed for the purpose.Castrating of unapproved bulls. **9. (1)** Where on inspection the Live-stock Officer is satisfied that a bull is not fit for being certified as an approved bull and is also not effectively castrated, he shall order the person keeping the bull to have it castrated within such period as may be prescribed from the date of the service of the Order. **4** Such castration shall be performed or caused to be performed by the **2. Live-stock Officer** free of charge, unless the owner of other person keeping the bull desires to make his own arrangements for complying with the order. **3**

4. If the keeper of the bull fails to comply with the order within the time allowed under sub-section (1), then without prejudice to any action that may be taken under section 17 the Live-Stock Officer shall get the bull castrated free of charge.The Livestock Officer shall cause every bull so castrated to be branded with the appropriate mark. Castration of bulls without owners. If after such enquiry as the Livestock Officer may deem fit to **(1) 10. make**, he finds that any bull is not owned or possessed by a known person, he shall cause the bull to be seized and inspected. If on such inspection, he finds that action under section 7 or **(2) section 8** is appropriate, he shall take such action; and if he finds that the bull is not fit for being certified as approved and is also not effectively castrated, he shall have it castrated and cause it to be branded with the appropriate mark. Power of Live-stock Officer to inspect or mark bulls and to enter premises. **11. (1)** For the purposes of this Act, a live-stock Officer or any other officer or person authorized by him in this behalf shall have power at all reasonable times- **(a) (b) (c) (2)** To inspect any bull; To brand any bull with a prescribed mark in the prescribed manner; Subject to such conditions and restrictions, if any, as may be prescribed, to enter any premises or other place where he has reason to believe that a bull is kept. If the Live-Stock Officer on inspection of an approved bull finds that the bull has contracted a heritable disease or has otherwise become unfit to function as an approved bull, he may take action for the castration and marking of the bull afresh in accordance with section 9. Marking to be made be made free of charge **12.**Every marking required to be made under this Act shall be made free of charge. **5** Service of notice and order. **13.**Any notice or order which is to be served on any person under the provisions of this Act may be served in the manner which may be prescribed. Maintenance of registers

14. The Live-stock Officer shall maintain in the prescribed form such register giving particulars of inspections, castrations and markings made and bulls approved under this Act, and such other particulars as may be prescribed.Duty of Officers to report offences .eic. **15.**It shall be the duty of all persons entrusted with the performance of any duty under the provisions of this Act and of all officers, of such grade as may be specified by the State Government by general or special order, of the Veterinary, Agriculture, co-operative and Revenue Departments- **(a)** to give immediate information to the nearest Live-stock Officer of the commission of any offence or of the intention or preparation to commit any offence punishable under this Act, which may come to their knowledge. **(b)** to take all reasonable

measures in the power to prevent the commission of any such offence which they may know or have reason to believe is about, or likely to be committed; and (c) to assist the Live-stock Officer in carrying out the provisions of the Act. Penal or un-authorized markin If any person without lawful authority brands or causes to be 16. branded any bull with any mark resembling such prescribed mark intending by means of that resemblance to practice deception, he shall be liable to imprisonment which may extend to three months or with a fine which may extend to five hundred rupees. Penalty for other 17. Whoever- (a) Keeps a bull in contravention of this Act or of any rule or order made there under, or (b) neglects or fails to submit a bull for inspection when required to do so under section 6 or section I 1, or (c) neglects or fails to comply with an order served under section 9, 6 shall be punishable with fine which may extend to fifty rupees and in the case of a second or any subsequent offence with fine which may extend to one hundred rupees. Cognizance of offence

18. No magistrate or Court shall take cognizance of any offence under this Act except upon a complaint made by a Live-stock Officer or any person authorized by him in this behalf.Bar of proceedings

19. No suit, prosecution or other proceedings shall lie against an officer or servant of the State Government for any act done or purporting to be done under this Act without the previous sanction of the State Government.Power to make rules. 20. (2) (a) (b) (3) (4) (1) The State Government may make rules to carry out the purpose of this Act. In particular and without prejudice to the generality of the foregoing provisions, such rules may provide for- all matters required to be prescribed under this Act, and the powers and duties to be exercised and performed by officers acting under this Act and the procedure to be adopted by them in so acting. All rules shall be subject to previous publication; In making any rule, the State Government may direct that a breach thereof shall be punishable with fine which may extend to fifty rupees. ' PRADESH 1950. 3.950) ZS . tha lyZrlhya Pradesh Extension df. Laws (23 0: 2958). Pege% 69 10. '2.20 20 ; 195b.' land extent to :siedify area •to a unmarked :abott hills i Stibn{sgion bulls ROD'. Inspectidn. of bul I e ag gast±atecl bulls. tof tñanapprovedu 'culls. df bulls üithout 'Cf : live-stoek to inspeet d? mark anä to' prenlses. . mad-G of Sé2#ieeö 'netice ana Me.h+JCnance: Dutti to offönocs, ctos •t?åÅå1ty, unauthoxeused other •oi±ncas Cqgni"zanec -of -offences * off. rules. (iRe thru :on' the 6th May, 1950; EksSd .in the adesh .Gazette on the 12th' . stock. 'in Madhya. 'it, for thö• Inprova— . iin Madhya Pradesh; 201 lousæ . citcū as Pradesh • •Short title . 1±50, .ex-tenäs the and e ente• of '*iadhya this>Äct, unless there is anything reptznänt in Defini- tion!: the context,- (4) I!' a cez•tifiGd as such Under section ? supplicä in •a • • .10001. area fbr breeding purpQ\$;• means a mele such ago 'ES the Governineht by any lccal tncanc Veterinary Scr#lees, .Yädhya' • means thä •Director and includes any authorised to or i -thc the prescribed by' made under 'Sita tcmrznt of and Reasons, Madhya • Pracl#h 3rd 1250, parit page;. 85 to .91. 'For the: select V.adhye ? raclesh Gazette dateti. tha 1,250, : 729—738. F ±oeCadLngsl •assembly,• see PYaclesh •Logislative. kss±nbl.y E ncädtlingä} •3-950, •pages 'to clater-l the 23rd 1950 6 td 139 dated the 24th march7 1950; and pages the 5th 1950, 2The Act was tha wholz Of Madhya •Pradesh' by M.P. Extension of •Lavs 1958 (23 of. 1953.) P/ GahGt•tc; Ly-t220Einp.ry clatcel E(3) acts .tt •It to the is;huLe o? 1958 (: the hill State raay, • by notification, any •the to • ba .a are t,h,i.s ace thereui-•tn. tho provisidps isaotlon. 4 to 20 shall cone into. •in such E) notification be issued unless tha Stdte is satisfiaa thét the ,number in &Jhich fit to •bc certifica . •ur,c.lcr 7 Vith such ,cf • as supp?hied 'Government in ' eaoy ! ioc:ä.l- •aclF,quatG to tlalnt,äin the rats •a: the Species. (a) Stät,z Govarnuer.t recording reason. . i. .cäcel. any tlmng not.i2eati.cn. {(43 validity c? Elly Issuctl (1) (2) shall cnZIQÄ. into ion in _ procaæcling 'd ball's of 'QUITS ins, t tiona ag thia .2ctj, no his possession tñny has not Acta. who "Cho c- .ate iS3LE a his bull or who; Et any •thereafter: cotnes of any bull is not brandtd 'with a- distinguishing u sack possession to shall _?thc tock such as may : ' of •sectir-ü! 5} •on his •thrJ mavi Izc.aping a hull-I •to tha ball insvection at tine specifci placa in the In Which the bull ! usually kept; thereupon bc tha jy the koaping 'cull- •to snIX1it it \$.03 and s •t;arjce In no '2 • bull, thp .Li_ Is thzt the capable- tc,vw 'is _:nt't ' 'is. hut to •gt±t acfacti.va or •zrogcny, is :not. conte,ci0ü or any either disease buli unsuitable for is. nit,' o? g Tlziäh It undesireüic -to in tha specified area pazq+u thoreo_ t Shall certify the -bull •es end catsge It ' bc branded •with a for ,the purposf? S of the E,zctcasion of Lawg Act' Yle.hakoShaL rgicnt!.,• 195B. , on. the is • Merking. of thÅ+;k bull he' shäII castl&ÉtÄcl Sause ; 'it: to be a •for the bulls on Li tie . Castra ;lng \$,hzt tull Is .t_i.t .enrt•LficcI unappro- as bull'" and. Is rapt castra— *v'üd shél}. . tho bull to •szch as may proscribed the shell iz CTIA'sed to tho charge, •unless idthcr Ir-copihg. the hill to his • the I fl. -thel

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