

ANGUILLA

REVISED STATUTES OF ANGUILLA

CHAPTER C15

CATTLE BRAND REGISTRATION ACT

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CATTLE BRAND REGISTRATION ACT

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CATTLE BRAND REGISTRATION ACT

Interpretation

1. In this Act—

"brand" means a distinct and plain mark burnt with a branding iron into the skin of not less than 2 nor more than 3 inches in length or an ear mark made by cutting or punching the ear (but so that in no case shall more than one-fourth of the whole ear be removed) or a distinct or plain mark tattooed on the inside of the ear or gums by means of a tattooing forceps;

"cattle" includes bull, ox, cow, steer, heifer, horse, pony, mule, ass, sheep, goat, pig, and the young of the same.

Registration of brands

2. Brands for cattle may be registered at the office of the Commissioner of Police upon payment of a fee of $1.20, but any person using a sign or character other than letters or numerals as a brand or part of a brand shall defray the expense of procuring a type or block for the purpose of advertising.

Form of application

3. The person requiring the registration shall fill up and sign in duplicate a form or request similar to that in Schedule 1 and shall deliver it at the office of the Commissioner of Police together with the prescribed fee and a deposit to cover the cost of the advertisement referred to in section 4.

Notice of application to register brand to be published

4. Before registering a brand the Commissioner of Police shall publish a notice in 3 successive issues of a daily paper circulating in Anguilla. The notice shall contain a description or illustration of the brand proposed to be registered and shall state a time and place where the same may be inspected. The notice shall also call upon all persons having objection to the registration of the brand to lodge their objections with the Commissioner of Police within 7 days of the appearance of the last notice.

Commissioner of Police may refuse to register brand

5. The Commissioner of Police shall refuse to register any brand in any of the following circumstances—

(a) where the brand is similar to one already registered or bears such a resemblance to any brand already registered as in his opinion may render it not readily distinguishable therefrom;

(b) where there is objection to the registration of the brand by some person who claims that a similar brand or a brand bearing such a resemblance to the brand proposed to be registered as not to be readily distinguishable therefrom has been in use by him for a period of not less than 1 year and the Commissioner of Police finds in favour of the claim;

(c) where the brand is of such a nature as will in the opinion of the Commissioner of Police cause unnecessary suffering to an animal.

Brand may be ordered to be modified

6. Where a brand which has been in use is refused registration, the Commissioner of Police may order it to be modified and shall register the same as modified.

Animals to be marked with modified brand

7. Where a brand modified under section 6 is registered, all animals marked with the brand before modification shall be marked with the brand as modified.

Commissioner of Police may assign brands and register brands on certain conditions

8. The Commissioner of Police may—

(a) instead of registering a brand application for registration of which has been made, assign a brand to the person applying for registration and shall thereupon register in the name of that person the brand assigned; or

(b) register a brand which has been in use on condition that no new animals shall be marked therewith and assign and register a brand for the marking of new animals.

Brand refused to be registered not to be used

9. Any person who shall use or continue to use a brand the registration of which has been refused is guilty of an offence and upon summary conviction is liable to a fine of $960 or to be imprisoned for a term of 21 days.

Register of brands to be kept and to be open to inspection

10. A register of all cattle brands in Anguilla shall be kept in the office of the Commissioner of Police and shall be open to inspection by any person during office hours upon payment of a fee of 24¢. Such register shall be in the form contained in Schedule 2.

Registered brand to be published in the *Gazette*

11. Upon the entering of any brand in the general register the Commissioner of Police shall cause the name and address of the owner thereof to be published in the *Gazette*. The registration fee shall cover the expense of the insertion in the *Gazette*.

Unlawful user of registered brand

12. Any person other than the owner of a brand registered under this Act who shall mark any cattle with a brand registered as aforesaid is guilty of an offence and on summary conviction is liable to a fine of $1,920 in respect of each head of cattle so branded.

Altering or defacing brands

13. It shall not be lawful for any person whether the owner or not to alter, deface or remove any brand marked on any cattle and any person who shall commit a breach of this section is guilty of an offence and is on summary conviction liable to a fine of $1,920.

Cruelty in the use of brands

14. Any person who wilfully removes more than one-fourth of the whole ear of any cattle or who by the use of a brand causes unnecessary suffering to any cattle is guilty of an offence and on summary conviction is liable to a fine of $3,840.

Rules

15. The Governor in Council may make rules for the following purposes—

(a) regulating the position where brands may be marked on cattle;

(b) regulating the design of brands;

(c) creating and regulating the conditions under which brands may be registered;

(d) any purpose whatsoever for carrying into effect the objects of this Act.

Citation

16. This Act may be cited as the Cattle Brand Registration Act, Revised Statutes of Anguilla, Chapter C15.

SCHEDULE 1

(Section 3)

REQUEST FOR REGISTRATION

I, ……..……, of ……..……

request the registration of the form of brand for cattle herein set forth as my brand for the purpose of distinguishing cattle owned by me.

Form of brand:

Dated the ……. day of ……., 20……. .

Signed ……
(Applicant's signature)

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SCHEDULE 2

(Section 10)

REGISTER OF CATTLE BRANDS

No. entered consecutively	Name of registering owner	Address of registering owner	Form of brand	Date of registration

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