

C.S.

LAND & SURVEY
(Agriculture)
(Miscellaneous)
No. 35/39.

19 39

Mr. F. G. Berntsen.

SUBJECT.

1939.

28th February.

STANLEY COMMON.

Previous Paper.

ANIMALS INJURED IN TRYING TO CROSS CATTLE STOPS.

MINUTES.

1. Letter from Mr. F. G. Berntsen of 28th February, 1939.

*Agree: Adviser.
For report and
recommendations please.
WCH
CS
1. 3. 39.*

Hon. Col. Sec.

Reference red 1 I have the honour to advise that Cattle-stops which facilitate the passage of motor vehicles are universal in most countries, but, I do not know of any country which accepts the responsibility for accidents to animals injured in such Cattle-stops, and I am of the opinion that the Government of the Falkland Islands should not accept any responsibility in this or any other similar case.

The accident to Berntsen's horse was not reported to me, therefore I have ^{had} no opportunity of examining the extent of the injuries.

Subsequent Paper.

WCH
Agricultural Adviser.
3/3/39.

H.

Submitted. I understand
the Agric. Dept. lose an
animal in the same way.
I think it was Mr. Goddard
who mentioned that it was
not good policy to put such
stops alongside a track gate
that animals had been
accustomed to, although I believe
he has one at Darwin alongside
a gate and lose an animal.

2. Inform Mr. Beintson
Govt. can accept no liability?

met
es

4. 3. 39.

It was always my wish that
these pass wires should be put to one
side of the road or track in ordinary use as
on the road to the W/T Station. However

I have little or no doubt that Govt. has
some liability where the right of user
exists and it may be a serious matter for a
poor person to lose an animal in this
way. Please ask A.A. to ascertain
the value of the animal.

~~met~~ 5/3

Agric. Adviser.

Accordingly please.

met
es

5. 5. 39.

C.S.O. No.....

Inside Minute Paper.

Sheet No.....

Hon. Col. Sec.

During my absence in March, Berntsen indicated to J.B. Browning, Foreman of Works that he placed a value of £12 on the horse which had to be destroyed.

I saw Berntsen this morning and he advised me that he would be pleased to accept £10., adding that he was grateful that his request at red (1) is being given consideration by Government.

Stanley
Agricultural Adviser.
21/4/39.

C.A.N.

M.

Submitted.

met
CS

22. 4. 39.

*He should be p. £10 if the
C.A. is satisfied that that is a
reasonable value*

met 24/4/39

Agric. Adviser

Accordingly please,

met
CS

24. 4. 39.

Hon. Col. Sec.

£10 is reasonable

Stanley
A.A. 26/4/39

To what Head and Sub-head
can this be charged?

MCH
27.4.59.

Spoken H.C.S.
A.S.

A.A.

Will you please cause a
Special Warrant to be submitted
under Head XVI. (new item) ? 21. -
"Compensation to Stock Owners," to cover
this and any similar expenditure to
the end of the year. As such
expenditure cannot be foreseen the
amount of the warrant can only be
a very rough estimate.

A.S. for es.
2/5/39.

Hon. Col. Sec.

Special Warrant for the sum of £30.
attached herewith.

R. A. New
Agricultural Adviser.
9/5/39.

S. W. Sgd.

MCH
Duty for Gov.
10.5.59.

note: Sp. W. No. 10/39 passed to Treasury 11/5/39.

Ag. Adviser
Genote
A.S. for es.
10/5/39.

Hon. Col. Sec.

Noted, thank you.

Darwin
Agricultural Adviser.
11/5/39,

*J.A.
12/5/39*

2-3. Minute from O.I.C. Agric Department of 6.5.40.

O% Agric

If you are sure that there was no contributory element other than the structure of the passe-libre in this accident, then please submit a \$¹⁰, after valuing the horse yourself (if possibly you know it) & interviewing Robson to see what he will accept.

Please note the A.A's minute of 2/4/39 & make provision for these casualties in 1941 Estimates.

J.A. 7/1/40

Hon. Col. Sec.

I saw the horse in question & valued it at £12.

I have interviewed W.J. Hutchinson as Robson's agent & he agrees to accept £10 on his behalf.

A special warrant for £30 to cover this & similar expenditure for the year attached herewith.

*J.B.
O.I.C. A.D.
10.5.40.*

To Hon. F.S.

*a.J.
11/5/40*

Hon.C.S.

Unless further charges are anticipated, a Special Warrant for £10 only would appear to suffice.

L. D. Smith
Financial Secretary.

15/5/40.

J.E.

A s.w. with in any case be necessary, so I think one might just as well provide for future accident. I ∴ submit s.w. for £30.

A.P. 16/5/40

The Stock Department had better issue a notice saying that no claims will be considered unless an immediate ~~rep~~ report is made ^{to them}, and an opportunity is given for an inspection of the animal and for an investigation into the circumstances.

In the present instance the accident is alleged to have occurred on the 2: branch and no report was made for 6 weeks - as far as this file shows. Please ask the O.C. for a further statement. Did the Dept. destroy the animal?

~~W.H.~~ 16/5/40

O.C. A. Dept.

Please reply to H.E.'s minute above.

A.P. 17/5/40

Hon. Col. Sec.

The accident occurred on 2nd March and was reported to me on that date, when I inspected the horse and destroyed it. There were blood stains and hair on the cattle stop showing where the animal had been caught.

No claim was put forward at the time as Mr Roy Robson was not himself in Stanley and had to await an opportunity of sending in a letter.

The required notice will be issued.

T.B. O/C A.D.
20.5.40

Y.E. Further statement above which would seem to make the claim in order.

W.D. 21/5/40

This is what was required in the first place and suffices well.

SW 01

~~W.D.~~ 22/5/40

O/C/Ag. Dept.

Special Warrant signed.

You will no doubt cause vouchers to be prepared in favour of Mr. Robson.

A.J.G.
23/5/40

Hon. Col. Sec.

Voucher will be prepared.

T.B. O/C A.D.
22.5.40

P.H.

J. G. Berntsen ①.

Cape Pembroke, Lighthouse
Feb 28th 1939.

Sir,

I have the honour to request that the following matter, may be placed, before His Excellency the Governor, for his consideration, that a mare belonging to me, which for some year's has been grazing on and off in the Peninsula and was in a sound condition on the 20th February and was found with her leg broken and other injuries at the Pass-a-levé between the Peninsula and the old Wireless Paddock. on the 21st February, as there was no hopes of her recovery, I had to have her destroyed by M^r. B. Fleuret, the Common Ranger. This is not the first time that animals have been trapped in these Pass-a-levés, they must therefore be a danger to animals, and I trust that you will recompense me for my loss.

I am,

Sir

The Honorable
The Colonial Secretary.
Stanley.

J. G. Berntsen

April 17th. 1940 Simon Grande

Dear Mr. Hutchinson.

Will you please put in a claim on my behalf to the Government for £12 — for the loss of my horse on March 2nd — on the "Pasalibre" a stock bridge, between Stanley and the wireless. I understand her leg was broken in two places.

Yours truly Roy Wilson

No.

(It is requested that, in any reference to this minute, the above Number and the date may be quoted).

MINUTE.

6th May, 1940.

From Officer in Charge

Agricultural Department,

Stanley, Falkland Islands.

To The Honourable

The Colonial Secretary,

STANLEY.

I have the honour to forward a claim for £12 from Mr. Roy Robson through Mr W.J.Hutchinson. The claim is in respect of a horse which broke it's leg on March 2nd in attempting to cross a 'pasa libre' or stock bridge on the western boundary of the Common. The horse was grazing on the Common, a monthly license having been taken out for it. It's leg was so badly broken that it had to be destroyed. Last year a similar claim for £10 for a horse which broke it's leg was received and paid by Government. The value of the horse would be about £12.

Beatty

Officer in Charge
Agricultural Department.