

Bill No. 96 of 1949.

A BILL TO AMEND THE DOMESTIC ANIMALS
(UNORGANIZED TERRITORY) ACT.

NOTE.

This Bill amends *The Domestic Animals (Unorganized Territory) Act*, being chapter 92 of the Revised Statutes of Alberta, 1942.

Sections 19(2) and (3), 37 and 71(1) and (2) are amended because the consent of a Post Office Inspector must now be obtained before a notice may be posted in a post office. This consent cannot always be obtained so the mandatory requirement is being removed from these sections of the Act.

Sections 46, 57, 68, 82 and 87 are amended by increasing the fees payable in respect of the finding, care and sustenance and subsequent disposal of lost or estrayed animals. This increase in fees is in compliance with a resolution received by the Department of Municipal Affairs from the Executive of the Alberta Association of Municipal Districts which requested that the Schedule of Fees under *The Domestic Animals Act (Municipalities)* be raised because of the difficulty in obtaining poundkeepers under the fees presently payable. The amendments herein would bring the fees payable under this Act into line with those which will be payable under *The Domestic Animals Act (Municipalities)* as amended.

KENNETH A. MCKENZIE,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 96 of 1949.

An Act to amend The Domestic Animals (Unorganized Territory) Act.

(Assented to _____, 1949.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Domestic Animals (Unorganized Territory) Act*, being chapter 92 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 19,—

- (a) by striking out all the words which follow the words "*The Alberta Gazette*" where they occur in subsection (2) and by substituting the words "and in some conspicuous place within the district";
- (b) by striking out subsection (3).

2. The said Act is further amended as to section 37 by striking out the words "and in the nearest post office" where they occur therein and by substituting the words "and any one other conspicuous place within the district".

3. The said Act is further amended as to section 46,—

(a) by striking out paragraph (b) of subsection (1), and by substituting the following:

"(b) To the poundkeeper to provide for the care and sustenance of each animal for each day or fraction of a day such animal is impounded as follows:

"For each stallion, bull, jackass or boar....\$2.00

"For each ram or he-goat..... 50c

"For each horse, mule, ass, head of cattle
or swine\$1.00

"For each sheep or goat 40c

"For each goose 20c;"

- (b) by striking out the figures "50c" where they occur in paragraph (c) of subsection (1) and by substituting the figures "\$1.00";
- (c) by striking out the figure "8c" where it occurs in paragraph (g) of subsection (1), and by substituting the figures "10c";
- (d) by striking out the words "twenty dollars" where they occur in subsection (2) and by substituting the words "thirty dollars".

4. The said Act is further amended by striking out section 57 and by substituting the following:

“57.—(1) The following fees shall be payable under this Part to the finder of any live stock:

- “(a) for advertising in a newspaper, the amount actually expended;
- “(b) for each mile necessarily travelled to convey the live stock to the place of the sale, not exceeding thirty miles 25c
- “(c) for the care and sustenance of each head of swine from the date of mailing or delivering the notification to the owner or to the brand reader \$1.00
- “(d) for the care and sustenance of any goose from the date of mailing or delivering the notification to the owner, per day 20c
- “(e) for the care and sustenance of any goat or sheep from the date of mailing or delivering the notification to the owner or to the brand reader, per day 40c
- “(f) for the care and sustenance of any horse or head of cattle other than an entire animal, from the date of mailing or delivering the notice to the owner or brand reader per day, but not exceeding thirty dollars \$1.00

“(2) There shall be payable to the justice for preparing each application and administering the oath, the sum of fifty cents.

“(3) The following fees shall be payable under this Part to the brand reader:

- “(a) for postage, the amount actually and necessarily expended;
- “(b) for preparing and forwarding notice to the Department and Recorder of Brands 25c
- “(c) for mileage, for each mile necessarily travelled 10c

“(4) The fees payable under the provisions of this Part may, where circumstances demand, be increased or diminished by Order in Council.”.

5. The said Act is further amended by striking out section 68 and by substituting the following:

“68.—(1) The following fees shall be payable under this Part to the finder of any live stock:

- “(a) for the capture of any stallion, bull or jackass \$3.00
- “(b) for the capture of any boar, ram or he-goat.. \$2.00
- “(c) for the keep of any stallion, bull, jackass or boar for the number of days actually kept, per day \$1.00

- “(d) for the keep of any ram or he-goat ,per day.. 50c
- “(e) for advertising, the amount actually expended.
- “(2) There shall be payable to the justice for preparing each application and administering the oath, the sum of fifty cents.
- “(3) The following fees shall be payable under this Part to the brand reader :
 - “(a) for postage, the amount actually expended ;
 - “(b) for preparing and forwarding the notice to the Department and the Recorder of Brands \$1.00
 - “(c) for mileage, for each mile necessarily travelled 10c
- “(4) The fees payable under this Part may where circumstances demand be increased or diminished by Order in Council.”.

6. The said Act is further amended as to section 71,—

- (a) by striking out the words “and one of such three places shall be the post office nearest the pound or place of intended sale, as the case may be” where they occur at the end of subsection (1) ;
- (b) by striking out subsection (2).”.

7. The said Act is further amended as to section 82 by striking out paragraph (c) of subsection (1), and by substituting the following:

- “(c) For the expense of feeding and maintaining the animal, while it was in the possession of the purchaser, as follows :
 - “(i) for a goose she-goat or sheep, per day.... 25c
 - “(ii) for a swine, per day..... 50c
 - “(iii) for a horse, mule or head of cattle, other than an entire animal, per day..... 50c
 - “(iv) for a ram or he-goat, per day..... 25c
 - “(v) for a stallion, bull, jackass, or boar, per day..... 75c.”.

8. The said Act is further amended by striking out section 87 and by substituting the following:

“**87.**—(1) The following fees shall be recoverable under this Part by the auctioneer or person conducting the sale:

- “(a) for posting notices of sale \$1.00
- “(b) for each mile necessarily travelled in the performance of his duty..... 10c
- “(c) three per cent commission upon the proceeds of a sale under this Part;
- “(d) for postage and exchange or commission on transmission of proceeds of sale, the amount actually expended.

“(2) The following fees shall be recoverable under this Part by the brand reader:

- “(a) for branding each animal..... 50c
- “(b) for venting brand..... 50c
- “(c) for mileage, for each mile necessarily travelled 10c.”.

9. This Act shall come into force on the day upon which it is assented to.

No. 96

FIRST SESSION
ELEVENTH LEGISLATURE
13 GEORGE VI
1949

BILL

An Act to amend The Domestic
Animals (Unorganized Terri-
tory) Act.

Received and read the

First time

Second time.....

Third time.....

HON. MR. URE.
