

No. 16

4th Session, 13th Legislature, Alberta
6 Elizabeth II, 1958

BILL 16

A Bill to amend The Livestock Diseases Act

HON. MR. HALMRAST

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Edmonton, Alberta, 1958

Explanatory Notes

2. Clause (k) of section 2 presently reads:

"(k) "vaccinated" means vaccinated with brucella abortus strain 19 vaccine, between the ages of four months and eight months or four months and such older age as may be permitted by the regulations and covered by a vaccination certificate or tattoo."

3. Section 8 presently reads:

"8. (1) All reacting cattle that have not been vaccinated shall be permanently marked by a "B" branded on the right jaw.

"(2) Vaccinated reacting cattle in a herd free from brucellosis shall not be permanently marked unless they show a positive reaction to the agglutination test after thirty-six months of age.

"(3) Vaccinated reacting cattle in an infected herd shall be permanently marked if they show a positive reaction to the agglutination test after thirty months of age."

4. Section 15 presently reads:

"15. A person refusing to allow an inspector to enter any premises that he is authorized by this Act or the regulations to enter is guilty of an offence and liable on summary conviction to a fine of not more than fifty dollars or to imprisonment for a term of not more than one month, or to both fine and imprisonment."

5. Section 17 is a general penalty section. The new subsection will fix a time within which prosecutions may be commenced.

BILL

No. 16 of 1958

An Act to amend The Livestock Diseases Act

(Assented to _____, 1958)

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

1. *The Livestock Diseases Act*, being chapter 182 of The Revised Statutes of Alberta, 1955, is hereby amended.

2. Section 2, clause (*k*) is amended by striking out the word "eight" and by substituting the word "eleven".

3. Section 8 is struck out and the following is substituted:

"**8.** (1) All reacting cattle over twelve months of age shall be permanently marked with the letter "B" branded on the right jaw.

"(2) Notwithstanding subsection (1) reacting cattle that have been vaccinated shall not be permanently marked unless they show a positive reaction to a recognized test for brucellosis after thirty-six months of age."

4. Section 15 is struck out and the following is substituted:

"**15.** (1) A person refusing to allow an inspector or any person lawfully acting in aid of an inspector to enter any premises that he is authorized to enter, is guilty of an offence.

"(2) A person resisting or wilfully obstructing an inspector or any person lawfully acting in aid of an inspector in the execution of his duty is guilty of an offence.

"(3) A person who is guilty of an offence under this section is liable on summary conviction to a fine of not more than fifty dollars or to imprisonment for a term of not more than one month, or to both fine and imprisonment."

5. Section 17 is amended

(a) by renumbering the section as subsection (1),

(b) by adding the following subsection immediately after the renumbered subsection (1):

6. The present section applies only to female cattle; the new provision applies to all cattle. The time within which the test is to be taken is increased from ten to twenty days. Alternative methods of serving the notice are provided.

Subsection (3) of section 18 presently reads:

“(3) This section does not apply to heifers under the age of thirty-six months in a negative herd and under the age of thirty months in an infected herd.”.

“(2) A prosecution under this section may be commenced within two years of the commission of the alleged offence.”.

6. Section 18 is amended

- (a) by striking out subsection (1) and by substituting the following:

“**18.** (1) Where a person purchases cattle for breeding or milk production purposes and discovers by a brucellosis test recognized by the Department of Agriculture made within twenty days after delivery of any such animal to the purchaser that the animal is a reacting cattle, he may rescind the sale or contract with respect to such cattle by notice in writing delivered personally or by registered mail to the vendor within fourteen days after such discovery.”,

- (b) by striking out subsection (3) and by substituting the following:

“(3) This section does not apply to

“(a) unvaccinated cattle not over twelve months of age, or

“(b) vaccinated cattle not over thirty-six months of age.”.

7. This Act comes into force on the day upon which it is assented to.

FOURTH SESSION
THIRTEENTH LEGISLATURE
6 ELIZABETH II
1958

BILL

An Act to amend The Livestock
Diseases Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HALMRAST
