

No. 80

4th Session, 14th Legislature, Alberta
10 Elizabeth II

BILL 80

A Bill to amend The Domestic Animals (Municipalities)
Act

HON. MR. HOOKE

Explanatory Note

2. A new section is added to provide for the disposal of animals found on community pastures at round-up.

BILL

No. 80 of 1962

An Act to amend The Domestic Animals (Municipalities) Act

(Assented to _____, 1962)

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

1. *The Domestic Animals (Municipalities) Act*, being chapter 88 of the Revised Statutes, is hereby amended.

2. The following new section is added immediately after section 8:

8a. (1) In this section,

(a) "community pasture" means

(i) Crown land,

(A) established and operated as a community grazing reserve, or

(B) held under a grazing lease by a grazing association,

pursuant to *The Public Lands Act*, and

(ii) any parcel of land designated by the Lieutenant Governor in Council as a community pasture;

(b) "grazing association" means a grazing association incorporated under *The Societies Act* or *The Co-operative Associations Act*, that operates in conjunction with a community grazing reserve or that leases or otherwise controls a community pasture.

(2) Notwithstanding any other provision of this Act, where the ownership of an animal found on a community pasture, at the time of round-up, cannot be determined, the grazing association shall publish an advertisement, in accordance with subsection (3), in at least one newspaper having general circulation in the area surrounding the community pasture.

(3) The advertisement shall contain:

(a) an accurate description of the animal, including any brands, eartags or earmarks;

(b) the location where the animal is held;

3. A new section is added. As the Act now reads there is no provision upon the redemption of the animal by the owner, for refunding to the purchaser the purchase price paid by him for the animal at the pound sale.

4. Form D presently reads:

“FORM D

(Section 52)

NOTICE OF SALE

“Notice is hereby given under section 52 of The Domestic Animals (Municipalities) Act that (description of animal impounded, giving colour and markings, sex, age, brand or brands, and any other marks) was impounded in the pound kept by the undersigned, located on the (description of quarter section or other place where pound is located) on.....the.....day of....., 19...., and that the said animal was sold on the.....day of..... 19.... to.....and that the said animal may be redeemed by the owner or on his behalf within a period of thirty days from the publication of this notice in The Alberta Gazette, upon payment of all fees and costs due to the municipality and the purchaser of the animal.

For information apply to the undersigned.

.....
Sec.-Treas. of Municipal
District of.....No.....

Post Office.....”.

5. Commencement of Act.

- (c) a warning that the animal will be sold after fifteen days from the date of publication of the advertisement, unless a claim of ownership is filed within that time;
 - (d) a direction as to where a claim of ownership is to be filed.
- (4) The grazing association shall send a copy of the advertisement, by registered mail, to the Livestock Commissioner of the Department of Agriculture, on the day following the publication of the advertisement.
- (5) If no claim of ownership is filed within fifteen days after the date of publication of the advertisement, the grazing association may sell the animal and retain the proceeds of sale for its own use.

3. The following new section is added immediately after section 55:

55a. The treasurer shall upon payment to him of the sums mentioned in section 54 refund to the purchaser the price paid by him for the animal.

4. Form D in the Schedule is amended by striking out the words "by the undersigned" and by substituting the words "on behalf of the municipal district".

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

No. 80

FOURTH SESSION

FOURTEENTH LEGISLATURE

10 ELIZABETH II

1962

BILL

An Act to amend The Domestic
Animals (Municipalities) Act

Received and read the

First time

Second time

Third time

HON. MR. HOOKE
