

1972 Bill 114

~~Second~~ ^{First} Session, 17th Legislature, 21 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 114

The Brand Amendment Act, 1972

MR. MILLER (LLOYDMINSTER)

First Reading

Second Reading

Third Reading

Printed by the QUEEN'S PRINTER for the Province of Alberta, EDMONTON

Bill 114
Mr. Miller (Lloydminster)

BILL 114

1972

THE BRAND AMENDMENT ACT, 1972

(Assented to _____, 1972)

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

1. *The Brand Act is hereby amended.*
2. *Section 8 is struck out and the following is substituted:*

8. (1) The character consisting of a standing arrow, thus:



(in this section called the "standing arrow brand") is reserved for the purposes referred to in subsection (2) and shall not be recorded under this Act.

(2) The standing arrow brand is reserved for use on all cattle purchased by the owner of a recorded brand with

- (a) a loan guaranteed by the Crown pursuant to regulations under section 8 of *The Department of Agriculture Act*, or
- (b) a loan made or guaranteed by the Agricultural Development Corporation under *The Agricultural Development Act*.

(3) The standing arrow brand

- (a) shall be placed in a vertical position either to the immediate left or right of, and in the same position as, the recorded brand of the purchaser of the cattle, and
- (b) may be placed on the cattle only by or on the directions of
 - (i) a Director of a division of the Department designated by the Minister, or
 - (ii) an officer of that division of the Department designated by that Director, or
 - (iii) an officer of the Alberta Agricultural Development Corporation.

3. *Section 20, subsection (1), clause (a) is amended by adding after the word "recorded" the words "or reserved".*

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

Explanatory Notes

1. This Bill will amend chapter 33 of the Revised Statutes of Alberta 1970.

2. Reservation of the standing arrow brand for use on cattle purchased with Government-guaranteed loans or with loans made or guaranteed by the Alberta Agricultural Development Corporation.

The present section 8 is no longer considered necessary for the purposes of brucellosis and tuberculosis control.

Section 8 presently reads:

8. (1) Notwithstanding any other provision of this Act,
 - (a) the cattle brand "B" on the right jaw shall be reserved exclusively to designate brucellosis infected cattle as provided in the Animal Contagious Diseases Act (Canada),
 - (b) the cattle brand "T" on the left jaw shall be reserved exclusively to designate tuberculosis infected cattle as provided in the Animal Contagious Diseases Act (Canada), and
 - (c) no presumption of ownership arises from the cattle brand "B" on the right jaw, or the cattle brand "T" on the left jaw.
- (2) Only the veterinarian conducting the brucellosis or tuberculosis tests may brand or order the branding of brucellosis or tuberculosis reacting cattle with the brands named in this section.
- (3) The cattle brand "B" on the right jaw and the cattle brand "T" on the left jaw shall be permanently reserved by the Recorder for the purposes mentioned in subsection (1).

3. Section 20(1)(a) presently reads:

20. (1) Any person who,
 - (a) brands, or directs, aids or assists in branding, any stock with a brand that has not been recorded under this Act or that has been cancelled thereunder, or

The amendment is made so that the use of the standing arrow brand will not literally be an offence under section 20(1)(a).