

1984 BILL 10

Second Session, 20th Legislature, 33 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 10

FUR FARMS AMENDMENT ACT, 1984

MR. HYLAND

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 10
Mr. Hyland

BILL 10

1984

FUR FARMS AMENDMENT ACT, 1984

(Assented to _____, 1984)

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

- 1 *The Fur Farms Act is amended by this Act.*
- 2 *Section 1 is amended by repealing clauses (a) and (b) and substituting the following:*
 - (a) "fur-bearing animal" means an animal prescribed by the regulations as a fur-bearing animal;
 - (b) "fur farm" means a place, other than a facility licensed under the *Wildlife Act* to keep fur-bearing animals in captivity, where 2 or more fur-bearing animals are kept in captivity for the purposes of breeding, reproduction and pelting whether or not the fur-bearing animals or their pelts are offered for sale.
- 3 *The following is added after section 2:*
 - 2.1(1) An inspector appointed under section 2 may enter at any reasonable hour any building and premises used as a fur farm, other than a private dwelling house, to inspect them and the fur-bearing animals.
 - (2) When acting under the authority of this Act, an inspector shall carry identification in a form prescribed by the Minister and show it on request to the owner or operator of a building or premises referred to in subsection (1).
 - (3) If it appears to a provincial judge or a justice of the peace, on information laid before him on oath, that there are reasonable and probable grounds for believing that a private dwelling house within his jurisdiction contains a fur farm, the provincial judge or justice of the peace may issue a warrant authorizing a peace officer, with or without an inspector, to enter the private dwelling house, by force if necessary, for the purpose of inspecting the fur farm and the fur-bearing animals.
 - (4) Before entering a private dwelling house pursuant to this section, a peace officer shall take reasonable steps to find the owner

Explanatory Notes

- 1** This Bill will amend chapter F-23 of the Revised Statutes of Alberta 1980.
- 2** Section 1 presently reads in part:
 - 1 In this Act,*
 - (a) "fur-bearing animal" means any animal that is wild by nature and whose pelt or skin is commonly used for commercial purposes;*
 - (b) "fur-farm" means a place where 2 or more fur-bearing animals are kept in captivity;*
- 3** Access to premises to inspect.

or person in charge of it and shall endeavour to obtain the cooperation of that person.

(5) When a peace officer uses force in entering or searching a private dwelling house he shall use no more force than is reasonably required under the circumstances.

4 *Section 9 is repealed and the following is substituted:*

9(1) If fur-bearing animals are to be imported into Alberta, the Director of the Animal Health Division of the Department of Agriculture may require a certificate of health issued by a person who is, in the opinion of the Director, a qualified veterinarian to be attached to the bill of lading accompanying each consignment of animals.

(2) The Minister may refuse entry into Alberta of an animal or a consignment of animals that is, in the Minister's opinion, carrying a contagious or infectious disease.

(3) A consignment of fur-bearing animals imported into Alberta shall be kept in an isolation pen at least 50 feet from other animals for a period of 30 days.

5 *Section 16 is amended by adding the following after clause (e):*

(f) designating any animal as a fur-bearing animal.

In accordance with section 4(1) of the Interpretation Act, this Bill comes into force on the date it receives Royal Assent.

4 Section 9 presently reads:

9(1) No person shall import into Alberta any fur-bearing animal, other than mink, unless a certificate of health issued by a qualified veterinarian is attached to the bill of lading accompanying each consignment of animals.

(2) No person shall import any live mink into Alberta

(a) unless the mink are of a standard of health approved by the Director of Veterinary Services of the Government of Alberta, and

(b) unless a statement of approval issued by the Director of Veterinary Services is attached to the bill of lading accompanying the mink.

(3) Any fur-bearing animal imported into Alberta shall be kept in an isolation pen situated not less than 50 feet from any other animal for a period of 30 days.

5 Section 16 presently reads:

16 The Lieutenant Governor in Council may make regulations

(a) prescribing the fees to be paid for licences;

(b) prescribing the forms to be used for the purposes of this Act;

(c) prescribing the measures to be taken by a licensee for the purpose of maintaining his premises in a sanitary condition and for the control of disease of the fur-bearing animals on a farm;

(d) regulating or prohibiting the transportation of fur-bearing animals and pelts within Alberta;

(e) prescribing the records and books to be kept by licensees and prescribing the returns to be made to the Supervisor.