

BILL

No. 46 of 1923.

An Act to amend The Domestic Animals Act.

(Assented to _____, 1923.)

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

1. This Act may be cited as "*The Domestic Animals Agricultural (Unorganized Territory) Act Amendment Act, 1923.*"

2. Section 1 of *The Domestic Animals Act*, being chapter 67 of the Revised Statutes of Alberta, 1922, is amended by striking out the words "*The Domestic Animals Act*," and substituting therefor the words "*The Domestic Animals Agricultural (Unorganized Territory) Act.*"

3. Section 8 of the said Act is amended—

- (a) by renumbering subsections (3) and (4) as (7) and (8), respectively;
- (b) by inserting as subsections (3), (4), (5) and (6) thereof, the following:

"(3) The Minister may by order set apart a portion of such closed area as a sheep area, in which sheep may run at large and graze upon unfenced lands therein, and may upon petition from three-quarters of the residents of any district of the Province establish by order any area in the said district as a sheep area.

"(4) In any such order as last mentioned the Minister shall prescribe the number of sheep which each person resident within the closed area or district, as the case may be, may pasture upon the sheep area and shall forbid the pasturing of sheep within two miles of any fence protecting the lands of any person, except by the written permission of the owner of such fence.

"(5) The Minister may from time to time and whenever the supply of grass seems to him to warrant that course, decrease or increase the number of sheep which may be pastured by each resident within any sheep area.

“(6) The Minister may from time to time make regulations governing the pasturing of sheep within any such closed area, provided that such regulations do not contradict the provisions of this section.”

4. Section 12 of the said Act is amended as to paragraph (b) thereof, by striking out the word “five” wherever it occurs in the said paragraph and in the proviso thereto, and substituting therefor the word “two.”

5. Section 20 of the said Act is amended by striking out the words “cannot drive away,” and substituting therefor the words “cannot keep away.”

6. Section 20a is added to the said Act as follows:

“**20a.** Animals belonging to a poundkeeper and liable to be impounded under the provisions of this Act may be driven to the nearest accessible pound other than that of the said poundkeeper.”

7. Section 23 of the said Act is hereby repealed.

8. Section 24 of the said Act is amended as to subsection (1) thereof—

- (a) by striking out the words “as under the first preceding section”;
- (b) by adding at the end thereof the words “as hereinbefore provided.”

9. Section 34 of the said Act is amended—

- (a) as to subsection (2) thereof by striking out the words “for insertion in two consecutive issues of the Gazette,” and substituting therefor the words “for insertion in one issue of the Gazette.”
- (b) as to subsection (3) thereof—
 - (i) by striking out the word “registered” wherever it occurs therein;
 - (ii) by striking out the words “Medicine Hat,” and substituting therefor the word “Edmonton.”

10. Section 36 of the said Act is amended as to subsection (1) thereof by striking out the words “twenty days after the first insertion,” and substituting therefor the words “ten days after the first insertion.”

11. Section 40 of the said Act is amended as to paragraph (a) thereof by striking out the words “cannot be driven away,” and substituting therefor the words “cannot be kept away.”

12. Subsection (1) of section 44 of the said Act is amended—

- (a) as to paragraph (a) thereof by striking out the words “ten dollars,” and substituting therefor the words “five dollars”;
- (b) by repealing paragraph (b) thereof;
- (c) by adding as paragraph (dd) thereof the following:
 “(dd) To the Recorder of Brands for notifying the owner of the animal impounded, twenty-five cents;”
- (d) by repealing paragraph (f) thereof;
- (e) by adding as paragraph (i) thereof the following:
 “(i) To the poundkeeper for advertising, the amount actually expended by him.”

13. Section 63 of the said Act is amended by striking out the words “cannot be driven away,” and substituting therefor the words “cannot be kept away.”

14. Section 65 of the said Act is amended—

- (a) as to subsection (1) thereof by striking out the words “two successive issues of the Gazette,” and substituting therefor the words “one issue of the Gazette”;
- (b) as to subsection (2) thereof—
 - (i) by striking out the words “Medicine Hat,” and substituting therefor the word “Edmonton”;
 - (ii) by striking out the words “by registered mail,” and substituting therefor the words “by mail.”

15. Section 66 of the said Act is amended by striking out the words “to a fee of two dollars per head up to three head on one premises, and if there are more than three head, one dollar for each additional animal,” and substituting therefor the words “to a fee of one dollar and an additional dollar for each animal examined.”

16. Section 69 of the said Act is amended as to subsection (1) thereof by striking out the words “within twenty days after the first publication,” and substituting therefor the words “within ten days after the first publication.”

17. Subsection (1) of section 72 of the said Act is amended as to the fees to the brand reader by striking out the words “two dollars” where they occur therein, and substituting therefor the words “fifty cents.”

18. The schedule to part III of the said Act is amended as to form D thereof by striking out the words "That twenty days have elapsed" where they occur therein, and substituting therefor the words "That ten days have elapsed."

19. Section 80 of the said Act is amended by striking out the words "twenty days from the first publication of the notice" where they occur therein, and substituting therefor the words "ten days from the first publication of the notice."

20. The schedule to part IV of the said Act is amended as to form E thereof by striking out the words "That twenty days have elapsed" where they occur therein, and substituting therefor the words "That ten days have elapsed."

21. Section 87 of the said Act is amended as to subsection (2) thereof by adding after the words "incapacitated for travel" the words "or is unmanageable."

22. The schedule to part V of the said Act is amended as to the fees of poundkeeper and person conducting sale, by adding thereto as item 8 the following:

"8. For advertising.

23. Section 114 of the said Act is amended as to subsection (1) thereof by striking out the words "before beginning to move the sheep" where they occur at the end of the subsection, and substituting therefor the words "before the days on which he intends to move the sheep and shall not begin to move such sheep until he has received permission from the said Commissioner so to do."

24. Section 125 of the said Act is amended as to subsection (1) thereof by adding after the words "No person or persons shall conduct a roundup of livestock" where they occur at the beginning of the subsection the words "other than his own."

25. Section 126 is added to the said Act as follows:

"**126.** The Minister may from time to time prescribe new forms as substitutes for those prescribed in this Act."

26. The said Act, so amended, shall be printed in the Statutes of the Province for 1923.

27. The said Act is amended by striking out all reference to municipal districts, as comprised in the schedule hereto.

SCHEDULE.

SECTION NO.	WORDS STRUCK OUT.
<i>Section 2:</i>	
Paragraph (c)	“or by a municipality”;
Paragraph (o)	“or by by-law from running at large in a municipality or part thereof”;
Paragraph (i)	“within a municipality or”;
<i>Section 4:</i>	
Subsection (2)	All the words;
Subsection (3)	“whether a municipality or not”;
<i>Section 9:</i>	
Proviso	“whether a municipality or not”;
<i>Section 17: Subsection (3)</i>	All the words;
<i>Section 48:</i>	
Subsection (1)	“or the Minister of Municipal Affairs, as the case may be”;
<i>Section 30.</i>	“or to the council”; “or by the council”;
<i>Section 34:</i>	
Subsection (2)	“or the treasurer of the muni- cipality, as the case may be”;
<i>Schedule to Part II:</i>	
Form C	“or the treasurer of the muni- cipality, as the case may be”;
<i>Part IIa:</i>	
Sections 17 to 62, inclusive.	All the words;
<i>Section 85</i>	“IIa”;
<i>Section 91:</i>	
Subsection (1), par. (b)	“IIa”; “or the treasurer of the muni- cipality, as the case may be”;
Subsection (2)	All the words;
<i>Section 93</i>	“or the treasurer of the muni- cipality”; “or of the funds of the municipality, as the case may be”;
<i>Section 94</i>	“or the treasurer of the muni- cipality, as the case may be”;

SECTION NO.	WORDS STRUCK OUT
<i>Section 95:</i> Subsection (1)	"or the municipality, as the case may be";
<i>Section 103:</i> Par. (2), subclause(iv)	"or the treasurer of the municipality concerned";
<i>Section 104.</i>	"and in municipal districts by the secretaries of the municipal districts";
<i>Schedule:</i> Form F.	"or the treasurer of the municipal district of";
Fees of Poundkeeper, Item 3.	"or the treasurer" "or treasurer".
<i>Section 109:</i> Subsection (2)	All the words.

No. 46.

THIRD SESSION
FIFTH LEGISLATURE
13 GEORGE V
1923

BILL

An Act to amend The Domestic
Animals Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HOADLEY.

EDMONTON:
J. W. JEFFERY, KING'S PRINTER
A.D. 1923