

YUULU?IL?ATH FIRST NATION GOVERNMENT

Enacted under the Public Order, Peace and Safety Act Section 7.1

ANIMAL CONTROL REGULATION

YFNR 33/2016



This regulation enacted on May 10, 2016

Signed

A handwritten signature in black ink, appearing to be 'L. Doiron', written over a horizontal line.

Leslie Doiron, President of the
Yuulu?il?ath First Nation

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON 24 June / 2016

Signature of Law Clerk

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PART 1 - INTRODUCTORY PROVISIONS

Short Title

1.1 This regulation may be cited as the Animal Control Regulation.

Application

1.2 This regulation establishes the

- (a) form of animal control forms required under Part 6 of the Act,
- (b) manner in which an animal control form must be completed, and
- (c) fees or penalties required under Part 6 of the Act.

Definitions

1.3 In this regulation:

“Act” means the Public Order, Peace and Safety Act;

“animal control form” means a form established under this regulation and includes any attachments to the animal control form.

PART 2 - PRESCRIBED MATTERS

Definitions

- 2.1 In Part 6 of the Act, an “owner” of an animal includes an individual that is the primary caregiver for that animal or is the owner, lessee, tenant or occupier of the land, building, portion of a building or dwelling where that animal ordinarily resides.

Forms

- 2.2 (a) The animal control forms numbered AC-01 to AC-04 in Schedule 1 are established for the purposes of the Act.
- (b) An animal control form that is
- (i) an application under section 6.2 of the Act or a transfer of ownership under section 6.4(b) of the Act must be in form AC-01,
 - (ii) an animal licence under section 6.2 of the Act must be in form AC-02,
 - (iii) a complaint form which applies to sections 6.10 through 6.16 of the Act must be in form AC-03,
 - (iv) a complaint investigation report form in response to a complaint form must be in form AC-04,
- (c) Every animal control form must be executed and completed in compliance with
- (i) the Act,
 - (ii) this regulation, and
 - (iii) the instructions on the animal control form, as applicable.

Fees

- 2.3 (a) An applicant or owner of a dog must pay the applicable fees or penalties in accordance with Schedule 2.
- (b) An application fee or penalty fee under subsection (a) is non-refundable.

PART 3 - ENFORCEMENT, OFFENCES AND PENALTIES

Enforcement

- 3.1 An animal control officer may issue the following to a person for an offence under the Act or this regulation:
- (a) a compliance notice under Part 4 of the Enforcement Act, or
 - (b) a ticket under Part 5 of the Enforcement Act.

Offences and penalties

- 3.2 For the contravention of the section of the Act or this regulation listed in column A of Schedule 3,
- (a) Column B of Schedule 3 sets out, for the purposes of section 5.2(a) of the Enforcement Act, the particulars of the offence,
 - (b) Column C of Schedule 3 establishes, for the purposes of section 5.2(b) of the Enforcement Act, the penalty,
 - (c) Column D of Schedule 3 establishes, for the purposes of section 5.2(b) of the Enforcement Act, the discounted penalty, and
 - (d) Column E of Schedule 3 establishes, for the purposes of section 5.2(b) of the Enforcement Act, the surcharge amount.

Separate offence each day of contravention

- 3.3 A person who commits, causes or allows a contravention of the Act or this regulation commits an offence and each day the contravention continues is a separate offence.

Deemed knowledge of owner

- 3.4 (a) An owner of a dog is deemed to have knowledge of and be liable under the Act or this regulation in respect of that dog if that dog runs at large.
- (b) An owner who owns a dog that runs at large commits an offence under this Regulation.

Failure to produce a dog licence

- 3.5 An owner that fails to produce a dog licence under section 6.18 of the Act commits an offence under this Regulation

SCHEDULE 1 – FORMS

<p>YUULU?IL?ATH FIRST NATION</p> <p>Public Order Peace and Safety Act Department of Lands and Resources Animal Control Regulation Form AC-01</p> <p style="text-align: center;"></p> <p>PET LICENCE APPLICATION</p>	<p>Date received: _____</p> <p>Tag no: _____</p> <p>Issued by: _____</p> <p><input type="checkbox"/> Application fee received</p> <p><i>(for Department of Lands and Resources use only)</i></p>
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Please choose one: First time application for this pet Transfer of ownership application

APPLICANT'S CONTACT INFORMATION

Name:	
Phone #s:	
Civic Address:	
Email Address:	

PET INFORMATION

Type of Pet:	<input type="checkbox"/> Dog	<input type="checkbox"/> Cat	Gender:	<input type="checkbox"/> Male <input type="checkbox"/> Female
Pet's Name:				
Approximate Age:		Tattoo/Microchip:		
Primary Breed/ Secondary Breed				
Primary Color/ Secondary Color				

FEES

License Fee	License Transfer Fee
<input type="checkbox"/> Spayed/Neutered (Life-time) \$0	<input type="checkbox"/> Spayed/Neutered (Life-time) \$0
<input type="checkbox"/> Unaltered Pet (Annual) \$0	<input type="checkbox"/> Unaltered Pet (Annual) \$0
Other Fee	
<input type="checkbox"/> Replacement Tag \$10	

Form AC-01

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By signing this application, the signor commits to surrendering his or her pet to be spayed or neutered within a reasonable period of time upon request by the Lands Manager

Applicant Signature

Date

FOR LANDS MANAGER USE ONLY (to be completed for pet complaints or behavioral matters)

1. Date of complaint/incident:

Complaint/incident details:

Resolution:

2. Date of complaint/incident:

Complaint/incident details:

Resolution:

3. Date of complaint/incident:

Complaint/incident details:

Resolution:

<p>YUULU?IL?ATH? FIRST NATION</p> <p>Public Order Peace and Safety Act Department of Lands and Resources Animal Control Regulation Form AC-02</p> <div style="text-align: center; margin: 20px 0;">  </div> <p>PET LICENCE</p>	<p>Receipt no: _____</p> <p>Date: _____</p> <p><input type="checkbox"/> Application fee(s) received</p> <p><i>(for Department of Lands and Resources use only)</i></p>
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APPLICANT'S CONTACT INFORMATION

Name:	
Civic Address:	
Telephone #s:	

LICENCE(S) ISSUED

Tag Number	M/F/S/N*	Pet Name	Breed(s)	Color(s)	Fee**
Total					\$

<p>*M = Male F = Female S = Spayed N = Neutered</p>	<p>** Spayed/Neutered \$0 Not Spayed/Neutered \$0 Tag replacement \$10 Transfer Licence: Spayed/Neutered \$0 Transfer Licence: Not Spayed/Neutered \$0</p>
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<p>YUULU?IL?ATH FIRST NATION</p> <p>Public Order Peace and Safety Act Department of Lands and Resources Animal Control Regulation Form AC-03</p>		<p>Date received: _____</p>
		<p>File no: _____</p>
<p>COMPLAINT FORM</p>		<p><i>(for Department of Lands and Resources use only)</i></p>

YOUR CONTACT INFORMATION

Name:	
Phone #s:	
Civic Address:	
Email Address:	

NATURE OF COMPLAINT

Date of Incident:
How long has this problem existed:
Describe the nature of the problem, including how this situation affects you. <i>If additional space is required, please use reverse side of this form.</i>
Address where infraction is taking place:
Alleged Offender & Contact (if known):
Property Owner & Contact (if known):

Complainant Signature _____

Date _____

<p>YUULU?IL?ATH FIRST NATION</p> <p>Public Order Peace and Safety Act Department of Lands and Resources Animal Control Regulation Form AC-04</p> <div style="text-align: center; margin: 20px 0;">  </div> <p>COMPLAINT INVESTIGATION REPORT</p>	<p>Date: _____</p> <p>File no: _____</p> <p style="text-align: center; margin-top: 20px;"><i>(for Department of Lands and Resources use only)</i></p>
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COMPLAINANT CONTACT INFORMATION

Name:	
Phone #s:	
Civic Address:	
Email Address:	

NATURE OF COMPLAINT

Infraction:
Date of Infraction:
Description:
How long has this problem existed:
Address where infraction is taking place:
Alleged Offender & Contact (if known):
Property Owner & Contact (if known):

ACTION TAKEN

Date	Officer	Action Taken
Forwarded to Additional Dept:		
Name of Dept Contact:		
Action Requested by Dept:		

OUTCOME

Date	Outcome

Date

Staff Signature

Print Name

Lands Manager Signature

Date Concluded

Print Name

Additional follow-up required:

SCHEDULE 2 – FEES

Category	Act	Rate
Pet Licence Fee – Spayed/Neutered (Life-time)	6.2	\$0
Pet Licence Fee – Not Spayed/Neutered (Annual)	6.2	\$0
Licence Transfer Fee – Spayed/Neutered	6.4(b)	\$0
Licence Transfer Fee – Not Spayed/Neutered	6.4(b)	\$0
Replacement Tag Fee	6.2	\$0
Impoundment Fee – Spayed/Neutered	6.19	Pay to pound
Impoundment Fee – Not Spayed/Neutered	6.19	Pay to pound
Animal adoption fee	6.23, 6.24	Pay to pound

SCHEDULE 3 – OFFENCES AND PENALTIES

A Provision	B Contravention	C Penalty	D Discounted Penalty	E Surcharge amount
	Offences under Act			
6.1	No dog licence	\$100	\$50	\$300
6.6	No tag or collar on dog	\$50	\$25	\$150
6.7	Transferring dog tag	\$100	\$50	\$300
6.8	No notice for change of ownership	\$100	\$50	\$300
6.10	Too many dogs or cats	\$200	\$100	\$600
6.11	Dog at large	\$100	\$50	\$300
6.12	Dangerous dog unsecured	\$500	\$250	\$1,500
6.13	Not cleaning up after dog	\$50	\$25	\$150
6.14	Possessing sick animal	\$200	\$100	\$600
6.15	Wild animal offences	\$500	\$250	\$1,500
6.16	Improper animal care	\$200	\$100	\$600
	Offences under Regulation			
3.4(b)	Owning dog at large	\$100	\$50	\$300
3.5	Failing to produce dog licence	\$50	\$25	\$150