

Rural Municipality of Buckland No. 491

Bylaw 6 of 2017

A BYLAW REGARDING THE LICENSING OF DOGS AND TO PROHIBIT DOGS FROM RUNNING AT LARGE.

The Council of the Rural Municipality of Buckland No. 491 in the Province of Saskatchewan enacts as follows:

1. This Bylaw shall be known as "*The Dog Control Bylaw.*"
2. DEFINITIONS:
In this Bylaw the Term:
 - a) "**Administrator**" shall mean the Administrator of the municipality, and shall include any person designated to act on the Administrator's behalf;
 - b) "**Council**" - means the Council of the Rural Municipality of Buckland No. 491;
 - c) "**Designated Officer**" means a person appointed by the Municipality to enforce this Bylaw and shall include the Administrator, a Bylaw Enforcement Officer and a Peace Officer;
 - d) "**Dog**" - means any dog, male or female, of every breed or classification or mixture of breeds;
 - e) "**Occupy**" - includes own, rent, use, or reside on or in a building or dwelling or on land which is located within the Municipality;
 - f) "**Owner**" - includes any person who:
 - i) owns, keeps, harbours or possesses a dog within the Municipality;
 - ii) owns or occupies land within the limits of the Municipality upon which is found any dog; or
 - iii) holds a License for a dog.
 - f) "**Municipality**" - means the Rural Municipality of Buckland No. 491
 - g) "**At Large**" or "**Running at Large**" - means physically beyond the boundaries of any land within the Municipality owned or occupied by the owner and not on a leash.
3. LICENSES:
 - a) No person shall have, keep, harbor or own more than two (2) dogs, nor allow more than two (2) dogs to be on the land or building or dwelling registered to the owner, except in the case of a litter of pups born to a female dog licensed under this Bylaw which may be kept for four (4) months from the date of birth, unless that person holds a Dog Kennel License issued by the Municipality.
 - b) Every owner of a dog shall annually, within ten (10) days of becoming the owner of a dog, obtain a license from the Municipal Office. Licenses shall not be transferable to any other dog or any other owner.
 - c) Dog tags shall be serially numbered and the Municipal Office shall keep a record of each dog tag issued.
 - d) Every application for a dog tag shall be accompanied by the following;
 - i) Name, address and telephone number of the Owner of the dog;

- ii) Description of the dog including gender, color, breed and whether the dog is spayed or neutered;
 - iii) payment of applicable fee as outlined in section 3.g);
 - iv) any other relevant information which may be required by the Administrator.
- e) Upon payment of the applicable license fee, outlined in section 3.g) and satisfaction of any other requirements under this bylaw, a dog tag shall be issued, which is valid for the calendar year in which the tag was issued.
 - f) Every owner of every dog shall renew his or her dog license once annually before the end of January 31 either by mail or in person at the Municipal Office.
 - g) No owner of new born pups which are the litter of a dog licensed under this Bylaw, shall be required to obtain a license for the pups until they have reached the age of sixty (60) days.
 - h) Annual license fees shall be payable in advance and shall be \$10.00 for each dog.
 - i) A dog owned by sightless persons and used as a guide dog, shall be registered and licensed as provided in the Bylaw but without charge.
 - j) Every holder of a dog tag issued pursuant to this bylaw shall notify the Municipal Office upon any change in information previously provided.
 - k) Dog tags issued by another municipality are not recognized by the RM of Buckland, and as such are non-transferrable.
4. WEARING OF TAGS:
- a) The owner of a dog shall keep the tag securely fixed on the dog for which it was issued at all times until the tag is renewed or replaced.
 - b) Where a dog tag has been lost, a replacement tag can be obtained at the Municipal Office for a fee of \$5.00.
 - c) The failure of any owner to have the metal tag attached to the collar of his or her dog is an offence under this Bylaw.
5. RUNNING AT LARGE:
- a) No dog shall be at large in the Municipality.
 - b) The owner of a dog found running at large shall be deemed guilty of an infraction of this Bylaw.
6. SEIZURE OF DOGS:
- a) By agreement between the Municipality and the Prince Albert SPCA, any person may take any dog found running at large contrary to the provisions of this bylaw to the Prince Albert SPCA, provided they have the capacity to accept the dog.
 - b) Any dogs surrendered to the Prince Albert SPCA will then be subject to all rules, regulations and fees as provided under their bylaws.
7. ORDER TO REMEDY CONTRAVENTIONS:
- a) If a Designated Officer finds that a person is contravening this Bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.
 - b) Orders given under this bylaw shall be in accordance with Section 364 of The Municipalities Act.

- c) Orders given under this Bylaw shall be served in accordance with Section 390(1)(a), (b) or (c) of The Municipalities Act.

8. PENALTY:

- a) No person shall:
 - i) fail to comply with an order made pursuant to this Bylaw;
 - ii) obstruct or interfere with a Designated Officer or any other person acting under the authority of this Bylaw; or
 - iii) fail to comply with any other provision of this Bylaw.
- b) A Designated Officer who has reason to believe that a person has contravened any provision of this Bylaw may serve on that person a Notice of Violation. The Notice of Violation shall indicate that the Municipality will accept voluntary payment within thirty (30) days to be paid to the Municipality.
- c) The voluntary payment shall be; \$100.00 for the first offence, and the voluntary payment shall be \$200.00 where any person contravenes the same provision of this Bylaw two (2) or more times within one (1) twelve-month period.
- d) Where the Municipality receives voluntary payment of the amount prescribed under Section 8.b) within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- e) Payment of any Notice of Violation does not exempt the person from enforcement of an order pursuant to Section 7.a) of this Bylaw.
- f) Every person who contravenes any provision of Section 8 is guilty of an offence and liable on summary conviction:
 - i) in the case of an individual, to a fine of not more than \$10,000.00;
 - ii) in the case of a corporation, to a fine of not more than \$25,000.00; and
 - iii) in the case of a continuing offence, to a maximum daily fine of not more than \$2,500.00 per day.

9. EXCEPTIONS:

This Bylaw shall not apply to dogs transported to the Municipality expressly for the purpose of participating in any Dog Event sanctioned by the Council.

10. Bylaw No. 5 of 2012 is hereby repealed.

Introduced and read a 1st time, this 10th day of October, 2017.

Read a 2nd time, this 10th day of October, 2017.

Read a third time and adopted this 10th day of October, 2017

(corporate seal)

REEVE

ADMINISTRATOR