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AR 298/96 Animal Protection
(Consolidated up to 274/99)

ALBERTA REGULATION 298/96

Animal Protection Act

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Definition

1 In this Regulation, "Act" means the Animal Protection Act.

Application

2(1) An organization incorporated under the laws of Alberta may apply in writing to the Minister for approval as a humane society for the purposes of the Act.

(2) An application under this section must contain the following information:

(a) evidence that the organization has been incorporated under the laws of Alberta including a copy of its constitutional documents;

(b) the names of its directors and officers;

(c) the addresses of its principal headquarters and its registered office in Alberta;

(d) the general geographical area within which its activities are carried on;

(e) a copy of its most recent financial statements;

(f) its sources of revenue;

(g) information relating to any organization affiliated with or sponsored by it;

(h) a description of the facilities, if any, in which animals may be kept;

(i) further information as required by the Minister.

Approval

3(1) If the Minister is satisfied as to the suitability of an applicant

under section 2, the Minister may approve it as a humane society.

(2) Within 120 days after the end of its fiscal year, a humane society must file with the Minister an annual return containing the following information:

- (a) a summary of its activities during the previous fiscal year;
- (b) a copy of its financial statements for the previous fiscal year;
- (c) changes to the information provided under section 2 or in a previous annual return;
- (d) any other information required by the Minister.

Suspension and revocation

4(1) The Minister may suspend or revoke an approval if the humane society

- (a) fails to file an annual return in accordance with section 3,
- (b) is no longer incorporated under the laws of Alberta, or
- (c) fails to comply with a provision of the Act.

(2) If the Minister suspends or revokes the approval of an organization as a humane society, the Minister must provide the humane society with at least 10 days' written notice of the suspension or revocation setting out the reasons for the suspension or revocation.

(3) If the humane society, within the time referred to in subsection (2), desires that the Minister review the suspension or revocation, the Minister must give the applicant an opportunity to give reasons why the suspension or revocation should not be effected.

(4) Until the Minister makes a decision after a review under subsection (3), the decision of the Minister under subsection (2) is stayed.

Notice of seizure

5(1) If a peace officer takes custody of an animal under section 3 of the Act, the peace officer must give to the owner or person in charge of the animal a notice in the form set out in the Schedule.

(2) If the owner or person in charge of the animal cannot be found, the peace officer must post the notice in a prominent place where the animal was found.

Repeal

6 The Animal Protection Regulation (Alta. Reg. 206/89) is repealed.

Expiry

7 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be re-passed in its present or an amended form following a review, this Regulation expires on March 31, 2005.

AR 298/96 s7;274/99

Coming into force

8 This Regulation comes into force on January 1, 1997.

SCHEDULE

Form

NOTICE OF SEIZURE OF ANIMAL

Take notice that on _____ under the Animal Protection Act
(date) the following animal(s) was (were) taken into custody:

(describe animal(s))

by (Insert name of peace officer, the name of the service that employs the peace officer and the service's address and telephone number) and pursuant to section 3(2) of the Act the animal(s) was (were) delivered to

a humane society, or

a caretaker.

If the animal is not claimed or the payment of expenses is not made, the animal may be sold, given away or, in accordance with section 8 of the Animal Protection Act, destroyed.

Signature of peace officer