

(Consolidated up to 51/2007)

ALBERTA REGULATION 217/98

Brand Act

BRAND REGULATION

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Schedules

Definitions

1(1) In this Regulation, “Act” means the Brand Act.

(2) For purposes of the Act,

(a) “brand” means a character or combination of characters used for the purpose of denoting ownership of the stock bearing the brand (excluding a sport horse brand denoted in Schedule 1) and, effective November 1, 2000 includes a brand generated by electronic identification;

(b) “character” means a sign, letter, numeral or code;

(c) “electronic identification” means any device implanted beneath or on the skin or within the body of an animal that contains a brand;

(d) “honorary brand” means a character or combination of characters allotted to a person for the purpose of promoting the livestock industry or for recognizing

outstanding service to the livestock industry but not for the purpose of denoting ownership of stock or of the honorary brand.

AR 217/98 s1;217/99

Form

2(1) An application for the allotment, purchase or transfer of a brand is to be in the form set out in Form 1 of Schedule 2.

(2) Form 2 of Schedule 2 is the form prescribed for the purposes of section 15(1) of the Act.

AR 217/98 s2;251/2001

Fees

3 The fees payable under the Act are those prescribed in Schedule 3.

Locations for brands

4 The locations on which brands must be placed on cattle and horses pursuant to section 3(2) of the Act are as set out in Form 1 of Schedule 2.

Temporary prohibition against re-allotment

5 If a brand referred to in section 7(2) of the Act expires and the existing owner does not purchase it under the circumstances referred to in section 7(3) of the Act, the Recorder shall not allot and sell the brand under section 7(1) of the Act to any person until

(a) at least 4 years have elapsed since expiry, or

(b) the Recorder concludes that the use of the brand by a new owner will not be adversely affected in any way by the circumstances,

whichever event is earlier.

AR 217/98 s5;251/2001

Notification of death

6 When an owner dies, the owner's personal representatives shall notify the Recorder of the death at the earliest time practicable.

Repeal

7 The Brand Regulation (AR 266/94) is repealed.

Expiry

8 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on June 30, 2008.

AR 217/98 s8;16/2003;51/2007

Coming into force

9 This Regulation comes into force on November 1, 1998.

Schedule 1

Hanoverian (left hip)

Holsteiner (left hip)

Trakehner (left hip)

Swedish Warmblood (left hip)

Rheinisches Pferdestammbuch (left hip)

Belgian Warmblood (left hip)

Danish Warmblood Society (left hip)

Hessischer (left hip)

Zuchter Des Oldenburger Pferdes (left hip)

Wesfalissches (left hip)

Baden - Wurttemberg (left hip)

Reinland-Pfalz-Saar (left hip)

KWPN Dutch Warmblood (left hip)

American Holsteiner Horse Association (left hip)

Bayerischer (left hip)

American Warmblood Registry (left hip)

Selle Francais (left hip)

Zangersheide (right hip)

German Riding Horse (left hip)

Bayerischer (left hip)

Sachsen-Anhalt (left hip)

Canadian Warmblood Horse Breeders Association (left hip)

Canadian Trakehner Horse Society
(left hip)

Canadian Sport Horse Association
(left hip)

Schedule 2

Form 1

Application to Purchase Brand

I apply to purchase a brand. The fee is \$220.

File number

Apply to register the brand in the exact name(s) under which the livestock will be sold.

Last name

First name

Middle name(s)

Address

Town or city

Postal code

Phone number

Location of farm, ranch, pasture or rented land:

Qtr.

Sec.

Twnp.

Rge.

West

Check the brand you want to purchase:

Cattle brand Horse brand

- 1st choice
- 2nd choice
- 3rd choice
- 4th choice
- 5th choice
- 6th choice

Brand position (number the positions in your order of preference):

Cattle:

- left shoulder
- left rib
- left hip
- right shoulder
- right rib
- right hip

Other location (electronic identification only, effective November 1, 1999)

Horses:

- left jaw
- left shoulder
- left thigh
- right jaw
- right shoulder
- right thigh

Other location (electronic identification only, effective November 1, 1999)

If none of your choices are available, will you leave the choice to the Recorder of Brands? Yes
No

Do you presently own a brand? Yes No

If yes, cattle brand horse brand

Name of applicant or signing officer

Signature of applicant or signing officer

Date

Form 2

Transfer of Ownership of Brand

BETWEEN:

(hereinafter called "the transferor")

and

(full name and address)

(hereinafter called "the transferee")

BRAND

The transferor, being recorded as the owner of the brand described as follows:

Brand Characters

Position of Brand

Class of Animal (cattle, horse, sheep)

Legal Description of Pasture

Land ____ SEC. ____ TWNP. ____ RGE. ____ MER. ____

for valuable consideration, the receipt of which is hereby acknowledged by the transferor, hereby transfers to the transferee ownership of the brand.

The transferee hereby accepts this transfer.

The full post office address of the transferee is

_____.

Dated this _____ day of _____, _____.

(witness)

(transferor)

(address of witness)

(witness)

(transferee)

(address of witness)

Note: Affidavits of execution may be required by the Recorder of Brands.

Schedule 3

Fees

The following are the fees payable under the Act:

- (a) Allotment and purchase of brand, including honorary brand
\$220
- (b) Purchase of existing brand
220
- (c) Transfer of brand
25
- (d) For each certified extract from a record except where it is supplied to the owner on allotment, purchase or transfer of the brand
25

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