



Province of Alberta

ANIMAL HEALTH ACT

LIVESTOCK MARKET AND LIVESTOCK ASSEMBLING STATION REGULATION

Alberta Regulation 70/2000

With amendments up to and including Alberta Regulation 136/2010

Office Consolidation

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(Consolidated up to 136/2010)

ALBERTA REGULATION 70/2000

Animal Health Act

**LIVESTOCK MARKET AND LIVESTOCK
ASSEMBLING STATION REGULATION**

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Definitions

1 In this Regulation,

- (a) "contributor" means the person who owns livestock that is brought to a livestock market or livestock assembling station;
- (b) "livestock" means cattle, horses, swine and sheep;
- (c) "livestock assembling station" means a place that is operated to assemble livestock for shipment by any form of transportation and includes any premises maintained with respect to the movement of livestock by a common carrier as a convenience to the public;
- (d) "livestock market" means a place that is operated as a public market for the purchase and sale, or either of them, of livestock or for the receiving of livestock by an operator on consignment;

- (e) “operator” means a person who is authorized to operate a livestock market or livestock assembling station.
- (f) repealed AR 219/2008 s2.

AR 70/2000 s1;219/2008

Records

2(1) The operator of a livestock market or livestock assembling station shall keep a detailed record of each transaction relating to livestock that takes place at the facility, including

- (a) the name and address of every contributor whose livestock is present at the facility, and
- (b) the number, species, sex, breed and description of each contributor’s livestock that is present at the facility.

(2) The operator of a livestock market shall also note in the detailed record kept under subsection (1) the name and address of each purchaser of livestock and the name of the contributor of that livestock.

(3) The operator of a livestock market or livestock assembling station shall maintain a record kept under this section for 24 months from the date that the transaction took place.

Inspector’s access to records

3(1) On the request of an inspector, the operator of a livestock market or livestock assembling station shall

- (a) make available for inspection by the inspector any record made under section 2, and
- (b) permit the inspector to remove that record for the purpose of making copies.

(2) Where an inspector removes any record under subsection (1)(b), the inspector shall as soon as practicable make the required copies and return the record to the person from whom it was acquired.

Construction and maintenance requirements

4(1) The operator of a livestock market shall ensure that it is constructed and maintained in such a manner that

- (a) adequate protection is provided to all calves weighing less than 115 kilograms and all swine that are present at the facility,

- (b) livestock that, by reason of infirmity, illness, injury, fatigue or other cause, is unable to stand or unable to compete with other livestock for space, feed or water is kept separated from other livestock,
 - (c) sows, boars or stags that weigh more than 150 kilograms are kept separate from market hogs,
 - (d) boars or stags with tusks are kept in individual pens, and
 - (e) boars or stags that weigh less than 150 kilograms are kept separate from sows.
- (2)** The operator of a livestock market shall ensure that it has a sufficient number of pens inside its buildings to meet the requirements of subsection (1).
- (3)** The operator of a livestock market shall ensure that it is constructed and maintained in such a manner that all pens outside its buildings provide adequate shelter from the elements appropriate for the species of livestock confined.
- (4)** The operator of a livestock assembling station shall ensure that it is constructed and maintained in such a manner that it meets the requirements of subsections (1) and (3).
- (5)** The operator of a livestock market or a livestock assembling station shall ensure that it is constructed and maintained in such a manner that
- (a) all swine and calf pens have solid partitions to a minimum height of 1.25 metres,
 - (b) every pen and passageway outside its buildings has a concrete or earth floor that is adequately drained,
 - (c) every structure or area used for the confining or handling of livestock, including chutes and squeezes, minimizes the possibility of injury to livestock, and
 - (d) the livestock located at that facility cannot have contact with livestock located on any other premises.
- (6)** The operator of a livestock market shall ensure that it is constructed and maintained in such a manner that every pen and passageway inside its buildings and every sales ring has a concrete floor that is scored and is adequately drained.

Overflow pens

5(1) Where the operator of a livestock market has land that immediately adjoins the livestock market, the operator may, if prior authorization from the Minister is obtained, construct and maintain on that land overflow pens for livestock brought to the livestock market.

(2) An operator shall not construct or maintain overflow pens for calves weighing less than 115 kilograms or for swine.

(3) The operator of a livestock market shall ensure that its overflow pens meet all the requirements of this Regulation relating to livestock markets.

Sale of young livestock

6(1) No operator shall offer for sale at a livestock market

- (a) a weaned foal that is less than 30 days old,
- (b) a weaned pig that weighs less than 10 kilograms, or
- (c) any other species of weaned livestock that is less than 8 days old.

(2) Where any livestock referred to in subsection (1) is present at a livestock market, the operator

- (a) shall keep the livestock separate from other livestock, and
- (b) shall as soon as possible notify the contributor of the livestock that it cannot be offered for sale.

(3) A contributor who receives notice under subsection (2)(b) shall immediately make arrangements that are satisfactory to the operator to remove the livestock that is the subject of the notice from the livestock market.

Unloading livestock

7(1) No person shall unload livestock at a livestock market or livestock assembling station until the livestock is inspected by the operator of that facility or the operator's agent.

(2) No person shall unload at a livestock market or livestock assembling station any livestock that by reason of infirmity, illness, injury, fatigue or other cause is unable to stand or is unduly suffering.

Care and handling of livestock

8(1) An operator of a livestock market or a livestock assembling station shall care for and handle each species of livestock at that facility in accordance with the *Recommended Code of Practice for the Care and Handling of Farm Animals* concerning that species of livestock, as established and published by the Canadian Agri-Food Research Council and as amended from time to time.

(2) An operator of a livestock market or livestock assembling station shall not allow livestock to remain at that facility for a period exceeding 144 hours.

(3) Where livestock remains at a livestock market or livestock assembling station for a period of 24 hours, the operator shall after that time provide sufficient space, shelter, feed, water and bedding for that livestock for as long as it remains at that facility.

(4) If any livestock at a livestock market or a livestock assembling station becomes unable, by reason of infirmity, illness, injury, fatigue or other cause, to stand or to compete with other livestock for space, feed or water, the operator

- (a) shall keep that livestock separate from other livestock, and
- (b) shall as soon as possible notify the contributor of the livestock of its condition.

(5) A contributor who receives notice under subsection (4)(b) shall immediately make arrangements that are satisfactory to the operator to remove the livestock that is the subject of the notice from the livestock market or the livestock assembling station, as the case may be.

Sanitation and other requirements

9 The operator of a livestock market or livestock assembling station shall, with respect to that facility,

- (a) provide an area where vehicles used to transport livestock may be cleaned,
- (b) keep the facility free from all litter, refuse and weeds to the satisfaction of an inspector,
- (c) dispose of all manure and soiled bedding in such a manner that livestock cannot have contact with it for a period of at least one year,
- (d) screen any manure pile or other condition considered unsightly by an inspector so that the manure pile or the

other condition cannot be seen from a highway, road, street or other public place,

- (e) provide suitable bedding of straw, sawdust or wood shavings in every pen used to confine calves weighing less than 115 kilograms or swine, and
- (f) control the fly population to the satisfaction of an inspector.

Cleaning

10 The operator of a livestock market or livestock assembling station shall thoroughly clean that facility

- (a) immediately after each sale, in the case of a livestock market,
- (b) as circumstances require, in the case of a livestock assembling station, and
- (c) when ordered to do so by an inspector.

Assistance to inspectors

11 The operator of a livestock market or livestock assembly station shall provide sufficient employees to assist an inspector in making an inspection.

Prohibition of use of area or structure

12(1) Where, in the opinion of an inspector, any area of or structure in a livestock market or livestock assembling station used for holding livestock is unsanitary, is not maintained in good repair or fails to meet the requirements of this Regulation, the inspector may prohibit the use of that area of or structure in the facility and

- (a) post a notice on that area of or structure in the facility reading "CLOSED. BY ORDER OF ALBERTA AGRICULTURE, FOOD AND RURAL DEVELOPMENT", or
- (b) close and seal the gate or door at the entrance to that area of or structure in the facility so that the gate or door cannot be opened without breaking the seal.

(2) Where an inspector has posted a notice or sealed a gate or door pursuant to subsection (1), no person shall use that area of or structure in the facility to hold livestock until

- (a) the condition that gave rise to the inspector's action is made sanitary and put in good repair to the satisfaction of an inspector, and
- (b) an inspector has removed the notice or seal referred to in subsection (1).

Repeals

13 The *Livestock Assembling Station Regulation* (AR 269/79) and the *Livestock Market Regulation* (AR 344/79) are repealed.

Expiry

14 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 November 30, 2012.

AR 70/2000 s14;354/2003;241/2009;136/2010