

B.C. Reg. 67/81

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Livestock Act

Livestock Regulations

[includes amendments up to B.C. Reg. 92/2002]

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Part 1 — Livestock Districts

Animals at large

1 Except in the circumstances set out in section 8 (2) (a) to (c) of the Act, no person shall allow

(a) stallions over one year old, or

(b) swine

to be at large in a livestock district.

Part 2 — Bull Control Areas

Notice of meeting to establish a bull control area

2 (1) Any 5 graziers in a livestock district who reside within an area which they desire to have established as a bull control area may, by notice in accordance with subsection (2), call a

meeting of graziers resident within that area, which meeting shall be at a time and place named in the notice.

(2) The notice shall

(a) contain a description of the proposed bull control area,

(b) be given by posting a copy

(i) at each post office serving the area, or

(ii) at any 2 conspicuous public places in the area

at least 15 days before the date named for the meeting, and

(c) be published in at least one issue of a newspaper circulating in the area not less than 15 days before the meeting.

Meeting

3 (1) Where a meeting is called under section 2, every grazier resident in the area involved may attend and take part in the discussion at the meeting.

(2) A majority of the graziers present at the meeting may decide to present a petition for the establishment of a bull control area.

(3) Following a decision under subsection (2), the graziers present at the meeting shall elect 2 of their own number for appointment to the bull control committee.

Petition

4 The petition for the constitution of a bull control area shall

(a) be addressed to the director,

(b) include a description of the proposed bull control area,

(c) state the names and addresses of the 2 persons whom the petitioners have elected under section 3 (3),

(d) be signed by those graziers who voted affirmatively under section 3 (2), and

(e) contain the address of each grazier who signs.

Establishment of the bull control area

5 (1) On receiving the petition, accompanied by proof

(a) of compliance with sections 2 and 3, and

(b) that the petition is signed by not less than 60% of the graziers resident in the proposed bull control area,

the director may by order constitute the area described in the petition as a bull control area under such name as he considers advisable.

(2) The director may revoke an order under subsection (1) or disestablish a bull control area continued under section 20 (1)1 of the Act if

- (a) the bull control committee fails to comply with the Act or this regulation, or
- (b) 60% of the graziers resident in the area so request.

Members of the bull control committee

6 A bull control committee shall be composed of 3 members, of which

- (a) 2 shall be elected by the graziers, and
- (b) one shall be appointed by the director.

Term of office of the first members

7 The first members of a bull control area elected by the graziers shall hold office,

- (a) in the case of the member receiving the lesser number of votes at the meeting held under section 3, for a term ending with the first annual meeting after the constitution of the bull control area, and
- (b) in the case of the other member, for a term ending with the second annual meeting after the constitution of the bull control area.

Appointment of members

8 (1) The election and appointment of the first members of a bull control committee shall be included in the order constituting the bull control area.

(2) Subject to sections 7 and 10, every member shall hold office from the time of his appointment until the second annual meeting after his appointment.

(3) Notice of members elected and appointed must be filed in the office of the director.

Removal of members

9 (1) In the event of any casual vacancy in the membership of the committee, the remaining members of the committee shall constitute the committee until the vacancy is filled.

(2) If any member of the committee is absent from the province for 3 months or fails to attend to his duties for a like period the other members of the committee may declare his office vacant.

(3) Any member of the committee shall cease to hold office if

- (a) he is convicted of any offence under the Act or regulations,
- (b) he resigns his office by notice in writing to the committee, or
- (c) his office is declared vacant under subsection (2).

Filling of any vacancy

10 (1) If any vacancy occurs in the membership of the committee by reason of the death of a member or through any member ceasing to hold office, the remaining members of the committee may, subject to the approval of the director, fill the vacancy.

(2) The person appointed to fill the vacancy shall hold office for the unexpired term of the member whose office he fills.

Election of candidates

11 (1) If more candidates are nominated by graziers than are required to fill the vacancies, the chairman of the meeting shall, with the consent of the majority, proceed to take the votes of the graziers by secret ballot.

(2) In the event of a tied vote, the chairman shall conduct a second vote on the candidates who are tied.

(3) If a second tie occurs, the chairman of the meeting has a casting vote.

Register of graziers

12 The committee shall prepare, maintain and revise a Register of Graziers in which shall be kept the names and addresses of all graziers resident in the bull control area.

Meetings of the committee

13 (1) The bull control committee shall appoint from among their members

(a) a chairman, who shall have a casting vote, and

(b) a secretary-treasurer, who shall carry out the ordinary duties of those offices.

(2) The secretary-treasurer, on the requisition of a member, shall summon a meeting of the committee.

(3) An order or resolution signed by all the members of the committee is valid and effective without meeting.

Complaints from owners

14 The bull control committee shall deal with complaints from owners or occupiers of land within the bull control area.

Irregularities

15 (1) The bull control committee shall bring any irregularity observed in regard to the control of a bull running at large within the bull control area to the attention of the owner of the bull.

(2) Upon receipt of notice of the irregularity the owner of the bull shall correct it, or stop the bull running at large.

Review of records of bulls

16 The bull control committee shall, before the 28th day of February of each year, review the records of all bulls running at large in the bull control area during the previous calendar year and make orders upon graziers as to which bulls must be removed and what additional bulls must be secured for turning out in the bull control area.

Information required by the committee

17 Where requested by the bull control committee, a grazier shall

(a) furnish the committee with any information required by the committee, including an accurate account of all breeding females and a full history of his herd sires, and

(b) promptly present his bulls and breeding cattle for inspection and examination by the committee, or the authorized representative of the committee.

Special general meetings

18 The bull control committee may, and shall if ordered by the director, call a special general meeting of graziers resident within the bull control area.

Participation in general meeting

19 No person is entitled to take part in the proceedings of a general meeting of graziers, other than the meeting referred to in section 3, unless

(a) his name is entered in the register of graziers, or

(b) he satisfies the chairman of the general meeting that he is a grazier resident in the bull control area.

Annual meetings

20 The bull control committee shall, between October 1 in a year and January 31 in the succeeding year, call a meeting of graziers in the bull control area for the purpose of electing a candidate to fill a vacancy in the membership of the committee, reviewing accounts and for the transaction of other business.

Notice of general meetings

21 The bull control committee shall give every grazier whose name is entered in the register of graziers 14 days notice of the date, time and place of every general meeting by

(a) mailing it to every registered grazier at his last known address, and

(b) publishing it in one issue of a newspaper circulating in the bull control area.

Conduct of general meeting

22 The graziers present at a general meeting shall elect a chairman to conduct the business of the meeting according to established practice.

Irregularities at general meeting

23 In the event of a delay or irregularity occurring in the conduct of a general meeting, or of doubt arising as to the validity of the election of a member of the bull control committee, the matter shall be referred to the director for determination, and his decision is final.

Duties of the secretary-treasurer

24 The secretary-treasurer shall promptly transmit to the director a copy of

(a) the minutes of every meeting of the bull control committee,

(b) every order or determination made by the committee,

(c) the annual accounts of the committee, and

(d) the minutes of every general meeting of graziers, certified by the chairman of the general meeting.

Part 3

Repealed

25–35 Repealed. [B.C. Reg. 92/2002.]

1. reference is to S.B.C. 1980-24-20; non-consolidated in R.S.B.C. 1996-270

[Provisions of the Livestock Act, R.S.B.C. 1996, c. 270, relevant to the enactment of this regulation: section 20]