

The Diseases of Animals Act

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Chapter D-30 of *The Revised Statutes of Saskatchewan, 1978*
(effective February 26, 1979) as amended by the *Statutes of
Saskatchewan, 1989-90, c.54.*

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER D-30

An Act respecting the Prevention and Control of Diseases among Animals

Short title

1 This Act may be cited as *The Diseases of Animals Act*.

Interpretation

2 In this Act:

- (a) “**animal**” includes any bird;
- (b) “**dealer**” means a person who buys or sells, or offers to buy or sell, live stock in the province on his own behalf or on behalf of some other person but does not include:
 - (i) a person who is a *bona fide* farmer, rancher or live stock feeder who buys or sells live stock exclusively for the purpose and in the ordinary course of his farming, ranching or feeding operations;
 - (ii) a co-operative marketing association that is incorporated under any Saskatchewan or federal law and that does not have a membership consisting of producers or live stock shipping associations incorporated by producers;
- (c) “**disease**” means any condition that adversely affects the health of an animal;
- (d) “**inspector**” means an inspector appointed under section 8;
- (e) “**minister**” means the Minister of Agriculture;
- (f) “**owner**” means a person having an animal in his possession or under his charge;
- (g) “**stockyard**” means an area of land used as a public market for purchasing and selling live stock, with the buildings, fences, gates, chutes, weigh scales and other equipment situated thereon and used in connection therewith.

R.S.S. 1978, c.D-30, s.2.

Powers of inspectors

3 An inspector may enter into or upon any premises other than dwelling houses and exercise any power and perform any duty conferred or imposed upon him by the regulations with respect to the prevention and control of any disease.

R.S.S. 1978, c.D-30, s.3.

Inspection of animals in stockyards

4 Subject to the regulations, the minister may cause the animals in stockyards to be inspected in order to prevent the sale of diseased animals from stockyards except for the purpose of their immediate slaughter.

R.S.S. 1978, c.D-30, s.4.

Regulations

5(1) The Lieutenant Governor in Council may make regulations for the prevention and control of any disease.

(2) Without limiting the generality of subsection (1), the Lieutenant Governor in Council may make regulations respecting:

- (a) the powers and duties of inspectors with respect to the inspection and testing of animals;
- (b) the duties of owners;
- (c) the means to be employed for the purpose of identifying diseased animals;
- (d) the disposition of diseased animals;
- (e) the vaccination of animals;
- (f) the quarantine of premises or areas, other than dwelling houses, where diseased animals are kept;
- (g) the inspection of animals exposed for sale in stockyards or other public places, the fees that shall be payable for inspections and the manner of collection by the minister of such fees;
- (h) the prohibition or the regulation of the sale of diseased animals;
- (i) the inspection of the flesh of animals slaughtered for human consumption;
- (j) the disinfection of vehicles used in the transportation of animals;
- (k) the keeping of records by auctioneers and dealers of transactions in respect of animals not sold for slaughter.

(3) **Repealed.** 1989-90, c.54, s.5.

R.S.S. 1978, c.D-30, s.5; 1989-90, c.54, s.5.

Duty of owners to admit and assist inspectors

6 Every person having in his possession or under his charge an animal suspected of being diseased shall give any inspector free access thereto and shall, when requested by an inspector to do so, assist him in the exercise of his powers and the performance of his duties with respect to the animal.

R.S.S. 1978, c.D-30, s.6.

Powers of minister respecting diseases

7 The minister may:

- (a) direct an inspector or any other suitable person to investigate any alleged outbreak of disease;
- (b) cause scientific investigations to be made with a view to determining the nature and source of an outbreak of disease;
- (c) where an investigation shows reasonable ground for doing so, take measures for the suppression or limitation of an outbreak of disease, in accordance with the regulations.

R.S.S. 1978, c.D-30, s.7.

Inspectors

8(1) The minister may, for the purposes of this Act, appoint inspectors who are veterinary surgeons registered under *The Veterinarians Act*.

(2) Inspectors appointed under subsection (1) shall receive such remuneration as the minister may determine.

(3) An inspector appointed under subsection (1), acting under the authority of this Act or the regulations, is not in any way liable for any loss or damage suffered by any person by reason of anything in good faith done or omitted to be done by him under the authority or supposed authority of this Act or the regulations.

R.S.S. 1978, c.D-30, s.8.

Power of minister to make certain payments

9 The minister may, out of moneys appropriated by the Legislature for the purpose, pay to owners such sums as he considers just:

- (a) as compensation for animals that have died or that have been destroyed in the course of preventing or controlling any disease;
- (b) to defray expenses incurred by them in the disposal of the animals mentioned in clause (a) and in disinfecting the premises where the animals were kept.

R.S.S. 1978, c.D-30, s.9.

Evidence

10 A report or certificate, purporting to be signed by an inspector, to the effect that an animal is diseased shall, for the purposes of this Act and the regulations, be *prima facie* evidence in all courts and elsewhere of the matter reported or certified, without proof of the signature of the inspector.

R.S.S. 1978, c.D-30, s.10.

Penalties

11 A person who violates any of the provisions of this Act or the regulations or fails to comply with an order made under the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding \$500 or to imprisonment for a term not exceeding six months, or to both fine and imprisonment.

R.S.S. 1978, c.D-30, s.11.

