

BYLAW NO. 04-2021

RURAL MUNICIPALITY OF LAIRD NO. 404
A BYLAW TO PROHIBIT DANGEROUS DOGS

The Council of the Rural Municipality of Laird No. 404 in the Province of Saskatchewan enacts as follows:

1. This Bylaw shall be known as "*The Dog Control Bylaw*".

2. DEFINITIONS:

In this Bylaw the Term:

- a) "**Administrator**" shall mean the Administrator of the Municipality, and shall include any person designated to act on the Administrator's behalf;
- b) "**Council**" - means the Council of Rural Municipality of Laird No. 404;
- c) "**Designated Officer**" - means a person appointed by the Municipality to enforce this Bylaw and shall include the Administrator, Bylaw Enforcement Officer and a Peace Officer;
- d) "**Dog**" – means any dog, male or female, of every breed or classification or mixture of breeds;
- e) "**Occupy**" – includes own, rent, use, or reside on or in a building or dwelling or on land which is located with the Municipality;
- f) "**Owner**" – includes any person who:
 - i. Owns, keeps, harbors or possesses a dog with the Municipality; and
 - ii. Owns or occupies land within the limits of the Municipality upon which is found any dog.
- g) "**Municipality**" - means the Rural Municipality of Laird No. 404;
- h) "**Dangerous Dog**" – shall mean:
 - i. any dog with a known propensity, tendency or disposition to attack without provocation, other domestic animals or humans; or
 - ii. any dog which has bitten another domestic animal or human without provocation.

3. No person shall keep, possess, or harbor a dangerous dog within the Rural Municipality of Laird No. 404.

4. A person who contravenes any of the provisions of this Bylaw is guilty of an offence and liable on summary conviction to the penalties provided under Section 376 of *The Municipalities Act*.

5. EXEMPTION:

Section (3) does not apply to police dogs acting in the performance of their duties.

6. ORDER TO REMEDY CONTRAVENTIONS:

- a) If a Designated Officer finds that a person is contravening this Bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention;
- b) Orders given under this Bylaw shall be in accordance with Section 364 (5)(6) of *The Municipalities Act*;

- c) Orders given under this Bylaw shall be served in accordance with Section 390(1)(a), (b), or (c) of *The Municipalities Act*.

7. PENALTY:

- a) No person shall:
 - i. Fail to comply with an order made pursuant to this Bylaw;
 - ii. Obstruct or interfere with a Designated Officer or any other person acting under the authority of this Bylaw; or
 - iii. Fail to comply with any other provision of this Bylaw.
- b) A Designated Officer who has reason to believe that a person has contravened any provision of this Bylaw may serve on that person a Notice of Violation. The Notice of Violation shall indicate that the Municipality will accept voluntary payment with thirty (30) days to be paid to the Municipality.
- c) The voluntary payment shall be:
 - i. \$100.00 for the first offence
 - ii. \$200.00 where any person contravenes the same provision of the Bylaw two (2) or more times within one (1) twelve-month period.
- d) Where the Municipality receives voluntary payment of the amount prescribed under Section 8 (b) within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- e) Payment of any Notice of Violation does not exempt the person from enforcement of an order pursuant to Section 6 (a) of the Bylaw.
- f) Every person who contravenes any provision of Section 7 is guilty of an offence and liable on summary conviction:
 - i. In the case of an individual, to a fine of not more than \$10,000.000;
 - ii. In the case of a corporation, to a fine of not more than \$25,000.00; and
 - iii. In the case of a continuing offence, to a maximum daily fine of not more than \$2,500.00 per day.

8. Bylaw No. 5-1991 is hereby repealed.

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Reeve

(S E A L)

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Administrator

Read a first time this 08th day of April 2021.
Read a second time this 08th day of April 2021.
Read a third time and adopted this 08th day of April 2021.