

# ***The Pollution (By Livestock) Control Regulations, 1991***

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Chapter P-16.1 Reg 1 (effective May 5, 1991).

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#### **Editorial Appendix**

### **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.

## CHAPTER P-16.1 REG 1

### *The Pollution (By Livestock) Control Act, 1984*

#### **Title**

**1** These regulations may be cited as *The Pollution (By Livestock) Control Regulations, 1991*.

#### **Interpretation**

**2** In these regulations:

- (a) **“Act”** means *The Pollution (By Livestock) Control Act, 1984*;
- (b) **“animal unit”** means the kind and number of animals calculated in accordance with Table 1 of the Appendix to these regulations;
- (c) **“facility”** means:
  - (i) a building;
  - (ii) a corral;
  - (iii) a holding pond;
  - (iv) a manure storage area; or
  - (v) a pen;used to confine or manage animals for the purposes of an intensive livestock operation;
- (d) **“holding pond”** means:
  - (i) a cistern;
  - (ii) a dyked area;
  - (iii) an earthen manure storage area;
  - (iv) a gutter;
  - (v) a lagoon;
  - (vi) a natural depression;
  - (vii) a reservoir; or
  - (viii) a tank;designed to contain effluent, runoff or solid wastes;
- (e) **“operator”** means any person having charge or control of an intensive livestock operation;
- (f) **“permit”** means a permit issued pursuant to section 5 of the Act;
- (g) **“person”** includes:
  - (i) an unincorporated group of individuals; and
  - (ii) a partnership;

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- (h) “**watercourse**” means a natural channel in which:
- (i) water flows; or
  - (ii) water may flow as a result of runoff.

24 May 91 cP-16.1 Reg 1 s2.

**Permit required**

**3(1)** Subject to subsection (2), for the purposes of subsection 4(1) of the Act, where:

- (a) an intensive livestock operation provides less than 370 square metres of space per animal unit in the facility used to house the animals; and
- (b) that intensive livestock operation:
  - (i) contains an earthen manure storage area or lagoon;
  - (ii) involves the rearing, confinement or feeding of 300 or more animal units in the facility used to house the animals; or
  - (iii) has a facility associated with the rearing, confinement or feeding of more than 10 animal units but less than 300 animal units, the nearest edge of which is within 305 metres of:
    - (A) a body of water;
    - (B) a drainage ditch;
    - (C) an irrigation ditch;
    - (D) a watercourse; or
    - (E) a dwelling not owned by the operator of the intensive livestock operation;

a permit is required for the purposes mentioned in that subsection.

(2) A permit is not required for the purposes of subsection 4(1) of the Act if the body of water, drainage ditch, irrigation ditch or watercourse mentioned in subclause (1)(b)(iii):

- (a) is contained entirely on the property of the operator of the intensive livestock operation; and
- (b) does not overflow or discharge onto property not under the control of the operator of the intensive livestock operation.

24 May 91 cP-16.1 Reg 1 s3.

**Form of application**

**4** Every person who applies for a permit pursuant to these regulations shall:

- (a) apply on Form A of the Appendix to these regulations; and
- (b) provide the minister with any information the minister considers necessary to determine whether a permit should be issued.

24 May 91 cP-16.1 Reg 1 s4.

**Appendix**TABLE 1  
[Section 2]**Calculation of Animal Unit**

<i>Item</i>	<i>Kind of Animal</i>	<i>Number which equals One Animal Unit</i>	
1	Poultry	a) Hens, cockerels, capons	100.0
		b) Chicks, broiler chickens	200.0
		c) Turkeys, geese, ducks	50.0
2	Hogs	a) Boars or sows	3.0
		b) Gilts	4.0
		c) Feeder pigs	6.0
		d) Weanling pigs	20.0
3	Sheep	a) Rams or ewes	7.0
		b) Lambs	14.0
4	Goats		7.0
5	Cattle	a) Cows or bulls	1.0
		b) Feeder cattle	1.5
		c) Replacement heifers	2.0
		d) Calves	4.0
6	Horses	a) Colts or ponies	2.0
		b) other than colts or ponies	1.0

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### **Editorial Appendix**

The form from the Appendix has not been included in this consolidation. This table references the name of the form, the number of the regulation and the date of the Gazette in which it can be found, and the Gazette location of any amendments.

<b>Form</b>	<b>Name</b>	<b>Gazette Information</b>
Form A	Application for Permit	24 May 91 cP-16.1 Reg 1.