

The Live Stock and Live Stock Products Act

being

Chapter 187 of *The Revised Statutes of Saskatchewan, 1940*
(effective February 1, 1941).

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.

Table of Contents

SHORT TITLE

- 1 Short title

INTERPRETATION

- 2 Interpretation

REGULATIONS

- 3 Regulations
- 4 Publication
- 5 Cancellation or suspension of licence

INSPECTORS

- 6 Inspectors
- 7 Entry and search
- 8 Inspection of motor trucks and trailers

CONSTRUCTION

- 9 Construction of Act

PENALTIES

- 10 Penalty for breach of Act or regulations

CHAPTER 187

An Act respecting Live Stock and Live Stock Products

SHORT TITLE

Short title

1 This Act may be cited as *The Live Stock and Live Stock Products Act*.

1936, c.77, s.1; R.S.S. 1940, c.187, s.1.

INTERPRETATION

Interpretation

2 In this Act, and in any regulations made hereunder, unless the context otherwise requires, the expression:

“Commercial vehicle”

1. “**Commercial vehicle**” means a motor vehicle or trailer operated on any highway for the transportation of live stock or live stock products for gain or compensation, or by or on behalf of a person dealing in live stock or live stock products;

“Inspector”

2. “**Inspector**” means any inspector or other officer or person appointed or authorized to perform any duty under this Act or under any regulation;

“Livestock”

3. “**Live stock**” means horses, cattle, sheep, swine, fur-bearing animals raised in captivity, live poultry and bees;

“Live stock exchange”

4. “**Live stock exchange**” means an organization composed of persons engaged in the business of buying and selling, or buying or selling, live stock at a stockyard;

“Live stock products”

5. “**Live stock products**” means meat, raw hides, raw furs, dressed poultry, eggs, wool and honey in whatsoever form;

“Minister”

6. “**Minister**” means the Minister of Agriculture;

“Poultry”

7. “**Poultry**” includes all domestic fowls;

“Regulation”

8. “**Regulation**” means a regulation made under the authority of this Act;

“Stockyard”

9. “**Stockyard**” means any 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;

“Truck”

10. “**Truck**” means a motor vehicle or trailer constructed or adapted primarily to carry goods, wares, merchandise, freight or commodities but not passengers or luggage.

1936, c.77, s.2; R.S.S. 1940, c.187, s.2.

REGULATIONS

Regulations

3 The Lieutenant Governor in Council may from time to time make regulations:

- (a) fixing and defining the grade standards of live stock and live stock products;
- (b) requiring, and prescribing the manner and conditions of, the grading, inspection, packing and marking of live stock and live stock products;
- (c) prescribing the manner in and conditions under which live stock and live stock products may be transported, delivered, shipped, advertised, purchased, sold or offered or displayed for sale and the size, kind, branding, marking and labelling of packages or containers in which live stock products may be contained;
- (d) prescribing the conditions under which live poultry may be produced and sold in any part of Saskatchewan;
- (e) prescribing the manner in which the seller or shipper of ungraded live stock and live stock products shall identify for purposes of grading individual producers' lots in such shipment;
- (f) prescribing the manner in which and the conditions under which the purchaser of live stock and live stock products shall make payment and prepare for presentation to the seller or shipper or to the subsequent purchaser or receiver the statements of account of purchase of live stock and live stock products, and for the investigation of such statements and the transactions represented thereby;
- (g) prescribing the manner in which operators of commercial vehicles transporting live stock or live stock products for sale and who receive the proceeds from the sales of such live stock or live stock products shall be required to guarantee the proper return of such proceeds to the owners of the live stock or live stock products so transported;
- (h) prescribing the manner in which the purchaser of live stock or live stock products at assembling points and abattoirs shall record the receipts, classifications, weights and purchase prices of such purchases, and make such records available to the minister;
- (i) prescribing that eggs of a condition unfit for human consumption shall not be bought, sold, exposed or offered for sale;
- (j) classifying persons dealing in live stock or live stock products, and requiring all classes or any class or classes of such dealers to be licensed;
- (k) prescribing the forms and classes of licences to be issued, the conditions under which they shall be issued, their duration, renewal, who shall issue the same, and the fees payable thereon;
- (l) requiring all or any class or classes of persons dealing in live stock or live stock products to furnish to the minister a guarantee or surety bond or other security, specifying the form and amount thereof, which amount may differ in different classes or within the same class, and prescribing the conditions upon and the manner for which the bond or other security may be realized upon;

- (m) prescribing the manner in which stockyards shall be conducted, equipped, maintained and operated;
- (n) prescribing the manner in which complaints against the operation, maintenance or management of stockyards shall be made and investigated;
- (o) prescribing the manner in which complaints against live stock exchanges or members of live stock exchanges shall be made and investigated;
- (p) prescribing the manner in which business shall be conducted by members of a live stock exchange, or persons using a stockyard;
- (q) generally for carrying into effect the provisions of this Act.

1936, c. 77, s.3; R.S.S. 1940, c.187, s.3.

Publication

4 Any regulations made under the provisions of this Act shall become effective from the date of the publication thereof in *The Saskatchewan Gazette*.

1933, c. 77, s.4; R.S.S. 1940, c.187, s.4.

Cancellation or suspension of licence

5 The minister may at any time and from time to time, revoke or suspend a licence granted under the regulations when he considers it in the public interest to do so and of which he shall be the sole judge, and, from time to time, may reinstate any licence revoked or suspended upon such terms and conditions as he may prescribe.

1936, c. 77, s.5; R.S.S. 1940, c.187, s.5.

INSPECTORS

Inspectors

6 The Lieutenant Governor in Council may appoint such inspectors as may be necessary for carrying out the provisions of this Act and may authorize officers and inspectors of the Department of Agriculture of the Dominion to be *ex officio* inspectors under this Act.

1936, c. 77, s.6; R.S.S. 1940, c.187, s.6.

Entry and search

7(1) An inspector shall, for the purpose of preventing or detecting the violation of any of the provisions of this Act or any regulations made hereunder, have the right at any time and from time to time, without warrant, to enter into any and every part of any place other than a dwelling house, and examine and take copies of all documents, books and records therein, and make searches in every part thereof, and of the premises connected therewith, as he may think necessary for such purpose.

(2) Upon information on oath by an inspector that he has reasonable grounds for believing that it is necessary to enter a dwelling house for the purpose of enforcing any of the provisions of this Act or the regulations, any justice of the peace may by warrant under his hand authorize and empower the inspector to enter and search the dwelling house and every part thereof, and for that purpose to break open any door, lock or fastening.

(3) No person being in or having charge of any such place or premises shall refuse or fail to admit an inspector demanding to enter in pursuance of this section in the execution of his duty, and no person shall obstruct or attempt to obstruct an inspector in the exercise of any of the powers hereby granted.

1936, c.77, s.7; R.S.S. 1940, c.187, s.7.

Inspection of motor trucks and trailers

8(1) An inspector may at any time stop any truck on a highway and inspect the contents thereof for the purpose of preventing or detecting the violation of the provisions of this Act or any regulations made hereunder.

(2) No person in charge of a truck shall refuse or fail to stop his truck on demand by an inspector and no such person shall obstruct or attempt to obstruct him in the inspection of the contents of the truck.

1936, c.77, s.8; R.S.S. 1940, c.187, s.8.

CONSTRUCTION

Construction of Act

9 The purpose and intent of this Act is to regulate transactions which take place wholly within the province, and nothing in this Act shall be construed as affecting or regulating any transaction which is not subject to the legislative authority of the province.

1936, c.77, s.9; R.S.S. 1940, c.187, s.9.

PENALTIES

Penalty for breach of Act or regulations

10 A person violating any provision of this Act or any regulation made hereunder shall be liable on summary conviction to a fine, for a first offence, of not less than \$25 nor more than \$500, and for a subsequent offence, of not less than \$50 nor more than \$1,000, or to imprisonment for a period not exceeding three months or to both fine and imprisonment.

1936, c.77, s.10; R.S.S. 1940, c.187, s.10.