

UNEDITED

# *The Contagious Diseases (Animals) Act*

*being*

Chapter 198 of *The Revised Statutes of Saskatchewan, 1953*  
(effective February 1, 1954).

FOR HISTORICAL REFERENCE ONLY

**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 198

### An Act respecting the Prevention and Control of Brucellosis and other Infectious and Contagious Diseases among Animals

#### Short title

1 This Act may be cited as *The Contagious Diseases (Animals) Act*.

R.S.S. 1953, c.198, s.1.

#### Interpretation

2 In this Act:

##### “animal”

1 “**animal**” means any horse, sheep, goat, swine or poultry and any animal of the bovine species by whatever technical or familiar name known;

##### “brucellosis”

2 “**brucellosis**”, commonly known as Bang’s disease, means the disease wherein any animal is infected with the *Brucella abortus* (Bang’s bacillus) irrespective of the occurrence or absence of an abortion;

##### “contagious”

3 “**contagious**” means communicable by close contact or inoculation;

##### “disease”

4 “**disease**” means any infectious or contagious disease;

##### “infectious”

5 “**infectious**” means communicable in any manner;

##### “inspector”

6 “**inspector**” means any inspector employed in the department of Agriculture and any veterinary surgeon licensed under *The Veterinary Association Act*;

##### “minister”

7 “**minister**” means the Minister of Agriculture;

##### “owner”

8 “**owner**” means a person having an animal in his possession or under his charge.

1949, c. 70, s.2; R.S.S. 1953, c.198, s.2.

#### Powers of inspector

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

1949, c. 70, s.3; R.S.S. 1953, c.198, s.3.

#### Regulations

4(1) The Lieutenant Governor in Council may make regulations for the prevention and control of brucellosis and other diseases, and in particular, without limiting the foregoing generality, with respect to the following matters:

- (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 animals infected with brucellosis;
- (d) the inspection and branding of animals infected with brucellosis;
- (e) the disposition of animals reacting to a brucellosis test;
- (f) the order in which herds shall be inspected and tested for brucellosis in any part of the province;
- (g) the testing of herds on an individual basis for brucellosis;
- (h) calfhood vaccination for the prevention of brucellosis.

(2) Regulations made pursuant to subsection (1) shall be published in *The Saskatchewan Gazette* and shall take effect upon publication or upon such later date as may be stated therein.

1949, c.70, s.4; R.S.S. 1953, c.198, s.4.

**Duty of owners to admit and assist inspectors**

**5** Every person having an animal in his possession or under his charge shall give every 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 such animal.

1949, c.70, s.5; R.S.S. 1953, c.198, s.5.

**Duty of owner to notify department**

**6** Every person who discovers that an animal in his possession or under his charge is or appears to be infected with brucellosis shall forthwith notify the Provincial Veterinarian, Department of Agriculture, Regina.

1949, c.70, s.6; R.S.S. 1953, c.198, s.6.

**Sale of infected animals**

**7(1)** Except for the purposes of slaughter no person shall sell or offer for sale an animal which he knows to be infected with brucellosis, and no person shall sell such animal for slaughter except to an abattoir under the control of the Dominion Department of Agriculture.

(2) No person shall sell or offer for sale an animal which he knows to be infected with brucellosis without first advising the purchaser or his agent that the animal is so infected.

1949, c.70, s.7; R.S.S. 1953, c.198, s.7.

**Rescission of sale of animal infected with brucellosis**

**8(1)** Where any person purchases an animal for the purpose of breeding or milk production and discovers within fourteen days after delivery of the animal to him that it is infected with brucellosis according to a test recognized by the Department of Agriculture, he may rescind the sale or contract with respect to that animal by notice in writing given to the vendor within fourteen days after such discovery, and shall thereupon be entitled to recover the purchase price or such portion thereof as has been paid to the vendor or his agent, and shall be under no further liability to the vendor under or with respect to the said sale or contract.

(2) Where an animal is so infected the person in charge of it shall immediately sell it for slaughter, and the proceeds of sale shall belong to the vendor mentioned in subsection (1).

(3) Subsection (1) does not apply to heifers under the age of twenty-four months which have been vaccinated against brucellosis in accordance with the regulations.

1949, c.70, s.8; R.S.S. 1953, c.198, s.8.

#### **Inquiry into alleged outbreak of disease**

**9** When it appears proper, the minister may direct an inspector or any other suitable person to examine into any alleged outbreak of brucellosis or any other disease; to cause such scientific investigations to be made with a view to determining the nature and source of the outbreak as under the circumstances are deemed necessary; and, if an investigation shows reasonable ground for so doing, to take measures for its suppression or limitation in accordance with the regulations.

1949, c.70, s.9; R.S.S. 1953, c.198, s.9.

#### **Evidence**

**10** A report or certificate, purporting to be signed by an inspector, to the effect that an animal is infected with a disease 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.

1949, c.70, s.10; R.S.S. 1953, c.198, s.10.

#### **Penalties**

**11** Any person who violates any of the provisions of this Act or the regulations or fails to comply with any 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.

1949, c.70, s.11; R.S.S. 1953, c.198, s.11.

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