

The Pollution (By Livestock) Control Act, 1984

Repealed

by [Chapter A-12.1 of the *Statutes of Saskatchewan, 1996*](#)
(effective November 28, 1996).

Formerly

[Chapter P-16.1 of the *Statutes of Saskatchewan, 1983-84*](#)
(effective January 1, 1984).

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 P-16.1

An Act respecting Intensive Livestock Operations

Short title

- 1 This Act may be cited as *The Pollution (By Livestock) Control Act, 1984*.

Interpretation

- 2 In this Act:

- (a) **“inspector”** means a person designated by the minister as an inspector for the purposes of this Act;
- (b) **“intensive livestock operation”** means the rearing, confinement or feeding of poultry, hogs, sheep, goats, cattle or horses;
- (c) **“minister”** means the member of the Executive Council to whom for the time being the administration of this Act is assigned.

1983-84, c.P-16.1, s.2.

Establishment prohibited

- 3 No person shall establish an intensive livestock operation or class of intensive livestock operations in any area prescribed in the regulations as an area in which an intensive livestock operation is prohibited because of its potential to adversely affect the use and enjoyment of the area by other persons.

1983-84, c.P-16.1, s.3.

Permit required

- 4(1) No person shall erect, construct or alter any building or facility used or intended for use in connection with an intensive livestock operation or class of intensive livestock operations prescribed in the regulations in an area prescribed in the regulations as an area in which a permit is required, unless he has obtained a permit from the minister to do so.
- (2) An application for a permit is to be made to the minister in the form prescribed in the regulations.
- (3) The minister shall not issue a permit unless he is satisfied that:
- (a) pollution of ground water or surface water will not occur as a result of the intensive livestock operation;
 - (b) the intensive livestock operation will not constitute a nuisance by reason of odours, insects or rodents at or about the site or any building or facility; and
 - (c) adequate provision has been made for the disposal of waste materials resulting from the intensive livestock operation.

(4) The minister may refer an application for a permit, together with any associated reports and plans and other related information, to departments of government, agencies, individuals or local governments for examination and comment.

1983-84, c.P-16.1, s.4.

Terms, conditions and restrictions of permit

5(1) The minister may issue a permit in the form and subject to any terms, conditions and restrictions that he considers necessary.

(2) Every person to whom a permit is issued shall comply with the terms, conditions and restrictions to which the permit is subject.

1983-84, c.P-16.1, s.5.

Conduct of intensive livestock operations

6 Every person who conducts an intensive livestock operation shall dispose of waste substances from the conduct of the intensive livestock operation in the manner and at the places that may be prescribed in the regulations.

1983-84, c.P-16.1, s.6.

Inspectors

7 An inspector may enter on any land and into any premises, other than a dwelling house, for the purpose of performing his duties and is to be afforded a reasonable opportunity for a thorough inspection.

1983-84, c.P-16.1, s.7.

Power of minister to make certain orders

8(1) When, in the opinion of the minister, an intensive livestock operation is being conducted in such a manner that:

- (a) the site or any building or facility is in an unsanitary condition to an extent that is unnecessary having regard to the nature of the intensive livestock operation;
- (b) the intensive livestock operation constitutes a nuisance by reason of odours, insects or rodents at or about the site or any building or facility; or
- (c) any lands or waters are in danger of being polluted;

the minister may, on the recommendation of an inspector, make an order directing the owner or person in charge of the intensive livestock operation to do any things that the minister considers necessary in order to remedy the unsanitary condition, abate or discontinue the nuisance or remove the danger of pollution.

(2) Every order made under subsection (1) is required to:

- (a) describe the land or premises with respect to which the order is made;
- (b) set out the nature of the unsanitary condition, nuisance or danger of pollution with respect to which the order is made; and
- (c) specify the time within which the order is required to be complied with.

1983-84, c.P-16.1, s.8.

Offences and penalties

9(1) Every person who:

- (a) obstructs or hinders an inspector in the performance of his duties;
- (b) contravenes the terms, conditions or restrictions to which a permit issued to him under this Act is subject;
- (c) fails to comply with any of the provisions of this Act or the regulations; or
- (d) fails to comply with or carry out the directions contained in an order made under section 8 within the time specified in the order;

is guilty of an offence and liable on summary conviction to a fine of not more than \$5,000, and, in the case of a continuing offence, to a further fine of not more than \$100 for each day during which the offence continues.

(2) In addition to any penalty imposed with respect to a contravention described in clause (1)(b) or (d), the convicting judge or court shall order a person who is convicted of the offence to comply with the terms, conditions or restrictions that he has contravened or to comply with or carry out the directions contained in the order, as the case may require.

1983-84, c.P-16.1, s.9.

Regulations

10 For the purpose of carrying out this Act according to its intent, the Lieutenant Governor in Council may make regulations prescribing any matter or thing that is required or authorized by this Act to be prescribed in the regulations.

1983-84, c.P-16.1, s.10.

R.S.S. 1978, c.P-16 repealed

11 *The Pollution (By Live Stock) Control Act* is repealed.

1983-84, c.P-16.1, s.11.

