

UNEDITED

The Open Wells Act

being

Chapter 124 of *The Revised Statutes of Saskatchewan, 1909*
(effective March 15, 1911).

FOR HISTORICAL REFERENCE ONLY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 124

An Act respecting Open Wells and other Things Dangerous to Stock.

1 In this Act unless the context otherwise requires the expression “stock” means any head of cattle, horse or sheep as those expressions are defined in The Stray Animals Act, and also includes swine and goats.

1907, c.30, s.1; 1909, c.124, s.1.

Open well, etc., prohibited

2 No person shall have on his premises or on any premises occupied by him any open well or other excavation in the nature thereof of a sufficient area and depth to be dangerous to stock and accessible to stock of any other person which may come or stray upon such premises.

1907, c.30, s.2; 1909, c.124, s.2.

Unprotected grain prohibited

3 No person shall have or store “On his premises or on any premises occupied by him any kind of threshed grain accessible to stock of any other person which may come or stray upon such premises.

1907, c.30, s.3; 1909, c.124, s.3.

No proceeding except by person suffering injury

4 No proceeding to recover any penalty for violation of any of the provisions of this Act shall be taken except at the instance of a person whose stock has been killed or injured or whose stock is liable to be killed or injured by reason of the nonobservance of such provisions and in any such proceeding it shall be a sufficient defence thereto if it be shown that such well, excavation or grain was kept inclosed by a lawful fence as defined by *The Fence Act*.

1907, c.30, s.4; 1909, c.124, s.4.

Penalty

5 Any person violating any of the provisions of this Act shall in addition to any civil liability, if any, be guilty of an offence and shall be liable upon summary conviction to a penalty not exceeding \$25 and costs.

1907, c.30, s.5; 1909, c.124, s.5.

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