

T O W N O F W O L S E L E Y

BYLAW NO. 1/89

A BYLAW OF THE TOWN OF WOLSELEY IN THE PROVINCE OF SASKATCHEWAN TO PROVIDE FOR CONTROL AND LICENSING OF CATS.

THE COUNCIL OF THE TOWN OF WOLSELEY IN THE PROVINCE OF SASKATCHEWAN ENACTS AS FOLLOWS:

1. This Bylaw shall be known as the "CAT BYLAW".
2. DEFINITIONS:

In this Bylaw the term:

  - (a) COUNCIL - means the Council of the Town of Wolseley.
  - (b) CAT - means any cat, male or female, immediately after it has been weaned.
  - (c) TOWN - means the Town of Wolseley.
3. LICENSES:
  - (a) Every person who owns, possesses or harbours a cat within the Town shall cause such cat to be registered with and obtain a license for it from the Town Office. A record of the license number, name and address of the owner will be kept at the Town Office.
  - (b) All licenses will be issued without a fee and are valid for the life of each cat.
  - (c) No person or persons residing in the same dwelling unit may license more than two (2) cats.
4. WEARING OF TAGS

Every person to whom a license has been issued under this Bylaw shall cause his cat to wear a collar to which shall be attached the license tag issued by the Town Office. Upon satisfactory proof that the license tag originally issued has been lost, the Town Office shall issue a replacement tag.
5. RUNNING AT LARGE
  - (a) No cat shall run at large in the Town, and for the purpose of this Bylaw, a cat shall be deemed to be running at large when it is beyond the boundaries of the land occupied by the owner, possessor or harbourer of the said cat, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land, and when it is not under control by being:
    - (i) in direct or continuous charge of a person competent to control it; or
    - (ii) securely confined within an enclosure; or
    - (iii) securely fastened so that it cannot roam at will.
6. SEIZURE OF CATS
  - (a) Except as provided by Section 9 of this Bylaw, any cat found running at large contrary to the provisions of this Bylaw may be taken by any person to the cat pound provided by the Town.
  - (b) Any person authorized by the Council, is hereby authorized to seize and capture, by the use of a tranquilizer gun or any other method authorized by Resolution of the Council and impound any cat running at large contrary to the provision of this Bylaw; or where the owners, possessors or harbourers thereof have not complied with the provisions of this Bylaw.

7. POUND

For the purpose of impounding cats, a Pound shall be established at such place or places as may be designated by the Council from time to time.

8. POUNDKEEPER

- (a) The Council shall appoint a Poundkeeper who shall hold office at pleasure of the Council.
- (b) Whenever any cat with a collar and license tag is impounded, the Poundkeeper shall forth-with deliver or cause to be delivered to or at the place of residence, as shown by the record maintained by the Town Office, of the owner, possessor or harbourer, a notice to the effect that unless the said cat is redeemed and the fees provided in this Bylaw are paid within forty-eight (48) hours from the time of delivery or mailing of the said notice, the said cat shall be sold or destroyed as provided herein.
- (c) When any cat not wearing the said license tag as provided in this Bylaw is impounded, the Poundkeeper shall immediately post a notice in the Town Office, giving a description of such cat, the date and time when it was impounded, and the date and hour when it will be sold or destroyed; such notice shall be posted at least forty-eight (48) hours before the said sale or destruction takes place.
- (d) During the period of impounding of any cat, it shall be the duty of the Poundkeeper to supply such cat with adequate food, water and heated shelter.
- (e) When the owner, possessor or harbourer of a cat impounded produces, within forty-eight (48) hours of service, or posting of the notice as required by subsections (b) and (c) of this section, or before such cat is sold or destroyed, satisfactory evidence that he has complied with the provisions of this Bylaw with respect to the payment of such impounding fees as are provided for, in respect of such cat, he shall be entitled to remove such cat.
- (f) The owner, possessor or harbourer of any cat impounded as aforesaid shall pay the Town, in advance of release of the said cat, the sum of Ten (10.00) Dollars for the impounding of such cat, and the sum of Fifteen (15.00) Dollars for any subsequent impounding of the same cat, plus the sum of Three (3.00) Dollars per day or part thereof for each day that the cat shall have remained in the said Pound.
- (g) If a cat impounded be not redeemed within the time prescribed by this section, it may be sold by the Town. Any cat not redeemed within the time prescribed by this section may be destroyed by the Poundkeeper, or at his request, by any other person.

9. GENERAL

- (a) No unauthorized person shall remove from a cat a collar or license tag.
- (b) No person shall break open or assist in breaking open any Pound in which a cat may be impounded, or hinder or delay or obstruct any person in the performance of his duties hereunder.

10. PENALTY

Unless otherwise specified in this Bylaw, any person committing a breach of this Bylaw or neglecting or refusing to comply therewith, is guilty of an offence and liable on

summary conviction to the penalties herein provided, whether or not the cat in connection with which the breach or neglect or refusal was committed has been impounded, sold or destroyed; and, in the event that the amount of the fine had not been paid with respect to the cat in connection with which the breach or neglect or refusal was committed, the amount of such fine shall be assessed and directed to be paid by the summary conviction Court and the same shall be enforced and recovered and in default of payment of the fine, plus costs, to a term of not more than seven (7) days in the nearest goal.

- (a) Any person convicted of an offence under Section 3 and/or Section 5 of this Bylaw shall forfeit and pay a fine of Ten (\$10.00) Dollars, exclusive of costs.
11. (a) (i) Where any person has committed or is alleged to have committed a breach of any of the provisions of Sections 3 and/or 5 of this Bylaw, a ticket in the form appearing as Schedule "A" to this Bylaw, may be served on such person. Such person may pay to the Treasurer in the Town Office during regular business hours, in lawful money of Canada, an amount equal to the fine fixed for the respective Sections specified in subsection (a) of Section 10, provided that payment must be made within a period of forty-eight (48) hours from the service of the said ticket. If payment is made within such time and accepted, then the person shall not be liable to prosecution for the offence.
- (ii) Service of such ticket may be made by mailing such ticket to the owner, possessor or harbourer of the cat in respect of which the ticket has been issued; or by personal service upon such person; or by delivery to an adult person at the home of such person.
- (b) If the person who has committed or is alleged to have committed a breach of Section 3 and/or 5 hereof, fails to pay the specified fine within the time allowed following service of the ticket, then the provisions of this Section shall no longer apply and the person shall be liable to prosecution for the offence in the ordinary way, provided that nothing in this Section shall prevent any person served with such ticket from exercising his right to defend any of these particularized offences.
12. This Bylaw shall come into force and take effect on the date of final passing thereof.

MAYOR

TOWN ADMINISTRATOR

SCHEDULE "A" TO BYLAW No. 1/89  
T O W N O F W O L S E L E Y  
CAT BYLAW TICKET

Number \_\_\_\_\_

This TICKET has been issued for breach of provisions of the  
Cat Bylaw.

DATE \_\_\_\_\_ 19 \_\_\_\_\_

TIME \_\_\_\_\_ A.M.  
P.M.

TO:

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

Owner, Possessor or Harbouror of a cat described as  
follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OFFENSE:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

LOCATION OF OFFENSE:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FINE: \$ \_\_\_\_\_

Payment may be made to the Town Administrator of the Town  
of Wolseley. Voluntary payment should be made within  
FORTY-EIGHT (48) HOURS, otherwise prosecution proceedings  
may be commenced.

Any person in receipt of a Cat Bylaw Ticket may elect  
to await prosecution and defend himself in Court.

\_\_\_\_\_  
ENFORCEMENT OFFICER

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