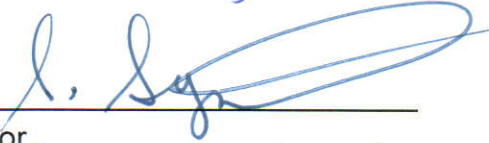


**Town Council of the Town of Marystown
(Animal Control - Impounding) Regulations**

The following regulations have been made by the Town Council of Marystown under the provisions Section 414 of the *Municipalities Act, Chapter M-24, RSN 1999*, and were approved by me on this, the 17th day of February A.D., 2015.



Mayor



A/Chief Administrative Officer

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1. These Regulations may be cited as the Town of Marystown (Animal Control - Impounding) Regulations.
 2. Interpretations: In these Regulations, unless the context otherwise requires:
 - a) "Act" means the Municipalities Act
 - b) "Council" means the Town Council of Marystown
 - c) "Municipality" means the Town of Marystown as defined by Paragraph 2 or an Order-In-Council dated the 18th day of December A.D., 1951, and made under the provisions of the said Act
 - d) "Chief Administrative Officer" means the Chief Administrative Officer of the Town of Marystown or his/her duly authorized agent whose duty it shall be to see that these Regulations are implemented and enforced
 - e) "Animal" means any domestic animal other than a dog or cat
 - f) "Animal Control Officer" means any person appointed as such by council
 - g) "Owner" means, when used in reference to the ownership of an animal, the person who has custody, charge or possession of an animal or who is the owner of a house or premises or part of the premises where any animal is kept or permitted to live or remain, except where such person proves to the satisfaction of a Provincial Court Judge or Council that he or she was not, at the time in question, the owner of the animal
 - h) "Plaintiff" means the individual making a claim

3. Health

The Animal Control Officer may inspect an animal(s), bedding, food, water, drugs or other thing related to an animal(s), or an activity which the Animal Control Officer has reasonable grounds to believe is related to an animal(s), or a place in which the Animal Control Officer has reasonable grounds to believe an animal(s), or information related to an animal(s), is kept or has been kept;

- a) Where the Animal Control Officer reasonably believes that it is necessary to carry out an inspection to determine the presence, absence or prevalence of a contagious or infectious disease, or to prevent the spread of a contagious or infectious disease.

- b) To determine compliance with these regulations or an order, a licence or a permit made under these regulations.

The Animal Control Officer may carry out an inspection under subsection (1) at a reasonable time either alone or accompanied by one or more veterinarians or other persons as her or she considers reasonably necessary.

The power to enter and inspect a place under this section shall not be exercised to enter and inspect a place that is a dwelling house except with the consent of the occupant or under a warrant.

The Animal Control Officer conducting an inspection under this section may;

- a) Pass through or over land without being liable for trespass or another action in relation to that land, in order to gain access to the place that is subject to the inspection.
- b) Enter and inspect the place and an animal(s), bedding, food, water, drugs or other things related to an animal(s) found there.
- c) Open a package, crate, cage, or other thing for the purpose of examining the contents.
- d) Detain, or order the owner to detain, or seize an animal(s) for the purpose of inspection, inoculation, or treatment for infectious or contagious disease, or to prevent the spread of that infectious or contagious disease, or for another purpose that is relevant to this regulation.
- e) Implement inoculations of animal(s) that may be considered necessary to prevent the spread of infectious or contagious disease, and treat an animal(s) suffering from or suspected of suffering from that infectious or contagious disease.
- f) Quarantine or dispose of an animal(s), or arrange for the quarantine or disposal of the animal(s), in accordance with the regulations or an order.
- g) Detain, or order the owner to detain, or seize bedding, food, drugs or other thing related to an animal(s).
- h) Mark an animal(s), a container or other thing that has been inspected for the purpose of identification.
- i) Take samples from or perform or arrange for tests on living or dead animal(s), bedding, food, drugs or other things related to animal(s) on, at or in the place, and may exhume or cause to be exhumed the carcass of an animal(s) to do these things.
- j) Conduct or cause to be conducted an examination with respect to a dead animal(s) and transport or cause to be transported the remains of the animal(s) for this purpose.
- k) Take photographs or make videos, notes or other recordings of a thing on, at or in the place that the Animal Control Officer considers to be of assistance to the inspection.
- l) Demand the production of and examine a record or thing that is relevant to the inspection.
- m) Make copies of a record or thing or, upon issuing a receipt, remove them for the purpose of making copies.
- p) Use or cause to be used copying equipment at the place to make copies of a record, book of account or other document.