

1960

## c 380 Stallions Act

Ontario

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## CHAPTER 380

## The Stallions Act

**1.** In this Act,Interpre-  
tation

- (a) "Board" means the Stallion Enrolment Board;
- (b) "Commissioner" means the Live Stock Commissioner;
- (c) "inspector" means an inspector appointed for the purposes of this Act;
- (d) "Minister" means the Minister of Agriculture.  
R.S.O. 1950, c. 370, s. 1.

**2.**—(1) The Lieutenant Governor in Council may appoint <sup>Board,</sup> four persons who, with the Commissioner, shall constitute the <sup>composition</sup> Board.

(2) The Lieutenant Governor in Council shall designate <sup>Chairman</sup> one of the persons so appointed to be chairman of the Board.

(3) The Commissioner shall be the executive officer and <sup>Executive</sup> secretary of the Board. <sup>officer and</sup>

(4) The Lieutenant Governor in Council may fix the <sup>Remunera-</sup> remuneration and allowance for expenses of the members of <sup>tion</sup> the Board. R.S.O. 1950, c. 370, s. 2.

**3.** The Board shall adopt an official seal and cause an <sup>Official</sup> impression thereof to be made on every certificate issued by it. <sup>seal</sup>  
R.S.O. 1950, c. 370, s. 3.

**4.** The Board shall,Duties of  
Board

- (a) recommend persons whom it deems suitable for appointment as inspectors;
- (b) make such arrangements as it deems necessary for the training of inspectors;
- (c) determine the times within the periods fixed by the regulations and the places that inspections shall be made;
- (d) wherever it deems it expedient, require any stallion to be inspected at such time and place as the Board determines;
- (e) examine the reports of inspectors and grade and enrol such stallions as it deems proper;

- (f) issue interim enrolment certificates or enrolment certificates to owners of enrolled stallions;
- (g) issue annually a report showing the names and addresses of the owners of enrolled stallions and containing such particulars as the Board deems proper;
- (h) perform such other duties as the Minister directs. R.S.O. 1950, c. 370, s. 4.

## Inspectors

**5.** The Lieutenant Governor in Council may appoint one or more inspectors for the purpose of this Act and may fix their remuneration and allowance for expenses. R.S.O. 1950, c. 370, s. 5.

## Conditions precedent to enrolment

**6.** No stallion shall be enrolled,

- (a) unless the stallion is registered in the name of the person applying for the enrolment in a stud book recognized by the Board;
- (b) unless the stallion has been inspected under this Act; and
- (c) unless the prescribed fees have been paid. R.S.O. 1950, c. 370, s. 6.

## Refusal to enrol

**7.** The Board may refuse to enrol a stallion if the Board is of the opinion that the stallion is for any reason unsuitable for breeding purposes. R.S.O. 1950, c. 370, s. 7.

## Right to protest decision of Board

**8.—(1)** If the owner of a stallion is dissatisfied with the decision of the Board he may file a notice of protest against the decision with the Commissioner, whereupon the Board shall reconsider the matter and make a final decision as though the original decision had not been made.

## Notice of protest to contain reasons

(2) Every such notice of protest shall be in writing and shall set forth the owner's reasons for his dissatisfaction with the decision of the Board.

## Time of filing

(3) Every such notice of protest shall be filed within thirty days after receipt by the owner of the original decision of the Board.

## Deposit

(4) Every such notice of protest shall be accompanied by a deposit of \$25 which shall be returned to the owner if the decision is reversed or altered and shall be retained by the Board in the same manner as fees if the original decision is sustained. R.S.O. 1950, c. 370, s. 8.

**9.**—(1) Every newspaper notice, poster, handbill or other matter published or prepared for the purpose of advertising a stallion shall state the grade of such stallion as shown on its enrolment certificate and shall also state the date of expiry of such enrolment certificate. Advertising matter

(2) A copy of every such notice, poster, handbill or other matter published or prepared for the purpose of advertising a stallion shall be filed with the Commissioner forthwith after it is published or prepared. R.S.O. 1950, c. 370, s. 9. to be filed with Commissioner

**10.** No person shall stand, travel or offer for service or sale any stallion unless the stallion is enrolled under this Act. R.S.O. 1950, c. 370, s. 10. Enrolment necessary

**11.** The person in charge of a stallion at the time of service shall produce its enrolment certificate to the person in charge of the mare if called upon to do so. R.S.O. 1950, c. 370, s. 11. Production of enrolment certificate

**12.** No service fee is collectable unless the stallion is enrolled under this Act at the time of service. R.S.O. 1950, c. 370, s. 12. Service fee

**13.** The owner of an enrolled stallion shall forthwith upon its death notify the Commissioner in writing of such death and return its enrolment certificate with such notice. R.S.O. 1950, c. 370, s. 13. Death notice

**14.** Every person who contravenes any of the provisions of this Act is guilty of an offence and on summary conviction is liable to a fine of not less than \$25 and not more than \$100. R.S.O. 1950, c. 370, s. 14. Offence

**15.** The Lieutenant Governor in Council may make regulations, Regulations

- (a) establishing and describing grades for stallions;
- (b) dividing Ontario into two or more inspection divisions and prescribing periods for each division within which inspections shall be made on the days determined by the Board;
- (c) designating the maximum interval that may elapse between inspections of stallions;
- (d) providing for special inspections and the grading of stallions specially inspected;
- (e) prescribing the period or periods of enrolment and providing for the issue of interim enrolment certificates and enrolment certificates;

- (f) prescribing fees for inspection, enrolment and the issue of interim enrolment certificates and enrolment certificates and providing for the waiving of such fees in prescribed cases;
  - (g) providing for the payment, out of the moneys that are appropriated by the Legislature for the purpose, of premiums to the owners of enrolled stallions or any breed or grade thereof, and defining classes of enrolled stallions that are eligible for premiums, and describing the terms and conditions governing the payment of such premiums;
  - (h) prescribing the form of application for enrolment, the certificate of enrolment and such other forms as may be required;
  - (i) exempting from the Act any breed or class of stallions;
  - (j) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1950, c. 370, s. 15; 1958, c. 101, s. 1.
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