

1927

## c 303 Stallion Act

Ontario

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## CHAPTER 303.

## The Stallion Act.

**1.**—(1) The Lieutenant-Governor in Council upon the recommendation of the Minister of Agriculture may appoint four persons who, with the Director of the Live Stock Branch of the Department of Agriculture, shall constitute the Stallion Enrolment Board, hereinafter called "The Board."

(2) The Director of the Live Stock Branch of the Department of Agriculture shall be the secretary and executive officer of the Board. 1924, c. 73, s. 2.

**2.** The Lieutenant-Governor in Council, on the recommendation of the Minister of Agriculture, may appoint competent persons to act under the direction of the Board and may fix such remuneration and allowance for necessary travelling expenses for members and inspectors of the Board as may be deemed desirable. 1924, c. 73, s. 3.

**3.**—(1) No person shall stand, travel or offer for use or sale any stallion unless the same is pure bred, and until such stallion has been enrolled and the certificate of enrolment issued as hereinafter provided.

(2) In order to secure enrolment for any stallion, the owner of such stallion shall submit:—

(a) Evidence of breeding and ownership;

(b) The stallion for inspection at such times and places as may be fixed by the Board under the regulations of this Act.

(3) Upon the receipt of the report of inspection and the evidence of breeding and ownership and upon payment of the fee, the Board shall issue a certificate accordingly, except where in the opinion of the Board, the report of the inspectors would indicate that such stallion was unsuitable for use in the stud, and all certificates of enrolment and inspection must be renewed annually in accordance with the regulations and upon payment of the prescribed fee. 1924, c. 73, s. 4.

**4.**—(1) Every stallion shall be enrolled in the name of the owner at the time of enrolment, and shall be entered in a register kept by the Board, and in case of a change of owner—

ship the enrolment shall be deemed to be cancelled unless within thirty days thereafter evidence of the change of ownership satisfactory to the Board has been furnished to the Board, in which case a transfer certificate shall be issued by the Board.

Term of certificate and enrolment.

(2) When a certificate of enrolment has been issued after the 1st day of August in any year, the enrolment and certificate of enrolment and inspection of the stallion shall remain in force until the 31st day of December in the next succeeding year, and when the enrolment has been made before the 1st day of August in any year the enrolment and certificate thereof shall remain in force until the 31st day of December next following. 1924, c. 73, s. 5.

Service fees.

**5.** Service fees shall be collectible by stallion owners on such stallions as are enrolled at the time of service but no service fees shall be collectible on stallions that are not enrolled at the time of service. 1924, c. 73, s. 6.

Inspection upon complaint to Board.

**6.** In case of dissatisfaction the owner of any stallion may appeal to the Board from any inspection, and upon the owner depositing with the Board an amount sufficient in the opinion of the Board to cover the expenses of an additional inspection, the Board shall direct a further inspection, which shall be final. 1924, c. 73, s. 7.

Particulars to be stated in advertisement.

**7.**—(1) Any newspaper or other printed advertisement issued to advertise a stallion shall include in prominent type the grade of such stallion as fixed by the Board and the date of the expiration of the certificate.

In posters and breeder's card.

(2) Every poster or breeder's card issued shall contain a copy of the certificate of enrolment printed in bold face and conspicuous type and shall not contain any illustrations, pedigree or other matter which is untruthful or misleading.

Certificate to be produced on demand.

(3) Upon request the owner of the stallion shall exhibit to the owner of each mare, at the time of service, the original enrolment certificate issued for such stallion.

Evidence of offering stallion for service.

(4) Any bill, poster or other printed matter advertising any stallion for public service shall be evidence that such printed matter was issued to advertise the stallion named, with the consent of the owner of the said stallion and such advertising shall be *prima facie* evidence that such stallion was being offered for public service. 1924, c. 73, s. 8.

Fees.

**8.**—(1) The fees to be paid to the Board before the issue of any certificate shall be:

For enrolment before 1st May of each year.....	\$ 2.00
For enrolment after 1st May of each year.....	4.00
For inspection at regular times.....	free
For special inspection .....	10.00

(2) The fees received by the Board under this Act shall be paid over to the Treasurer of Ontario for the use of the Province. 1924, c. 73, s. 9. To be paid over to Treasurer.

**9.** The Board, subject to the approval of the Lieutenant-Governor in Council, may make such regulations as may be deemed proper and necessary for the better carrying out of the provisions of this Act. 1924, c. 73, s. 10. Regulations.

**10.** Every person who is guilty of a contravention of any of the provisions of this Act shall incur a penalty of not less than \$25, nor more than \$100, recoverable under *The Summary Convictions Act*. 1924, c. 73, s. 11. Penalty. Rev. Stat. c. 121.

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