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No. 116.

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4th Session, 8th Parliament, 62 Victoria, 1899

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BILL.

An Act to amend the Criminal Code,  
1892, with respect to Cruelty to Animals.

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First reading, May 12th, 1899.

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Mr. PENNY.

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OTTAWA

Printed by S. E. DAWSON

Printer to the Queen's most Excellent Majesty  
1899

An Act to amend the Criminal Code, 1892, with respect to cruelty to animals.

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. *The Criminal Code*, 1892, is hereby amended by adding 5 the following section thereto immediately after section 512 :—
- “512A. Every one is guilty of an offence and liable, on summary conviction before two justices of the peace, to a penalty not exceeding fifty dollars, or to three months’ imprisonment with or without hard labour, or to both, who—
- 10 “(a.) not being a veterinary surgeon, or an otherwise qualified person, docks, nicks or pricks, or undertakes to dock, nick or prick the tail of any horse, by any method or means ; or
- “ (b.) causes or knowingly permits this to be done by a 15 person other than those mentioned in paragraph (a) upon premises of which he is the owner, lessee, proprietor, or user ; or
- “ (c.) assists in or is present at such cutting.
- “2. If the horse is found with its tail so cut, and with the wound resulting from such cutting unhealed, upon the premises 20 of any person other than a veterinary surgeon or otherwise qualified person as aforesaid, such facts shall be *prima facie* evidence that the person who occupies or has the use of the premises on which such horse is so found has committed an offence against this section, unless it is shown that the cutting 25 was done by a veterinary surgeon or an otherwise qualified person.
- “3. Every veterinary surgeon who docks, nicks or pricks a horse or mare shall keep a record thereof, and of the date of such operation, and the sex, colour, markings, breed, age, 30 height and any special mark which may serve to identify the animal, and he shall give a copy of such record, signed by him, to the owner of the animal or his representative.
- “4. No person other than a duly qualified veterinary surgeon shall be deemed to be a qualified person within the 35 meaning of this section, unless he holds a certificate from a veterinary surgeon or a veterinary college, establishing that he has received instruction and is qualified to dock, nick, or prick a horse or mare ; and such certificate shall be exhibited to any person upon demand.
- “5. Any person who, not being duly qualified as aforesaid, nevertheless attempts to make use of any such certificate, shall be guilty of an offence and liable to conviction and fine 40 in the manner and to the extent hereinabove provided.

1892, c. 29  
new section.

Docking of  
horses.

“ 6. Any person who refuses to exhibit any such certificate on demand, shall be guilty of an offence and liable to conviction and fine in the manner and to the extent hereinabove provided.”