



CHAPTER 44

An Act to amend the Game Laws respecting wild animals living in captivity

[Assented to, the 20th of March, 1930]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. Section 33 of the Game Laws (Revised Statutes, R. S., c. 86, 1925, chapter 86), as amended by the acts 16 George V, chapter 29, section 2, and 18 George V, chapter 33, section 9, is replaced by the following sections:

“33. 1. No person may keep in captivity animals contemplated under this act unless he is holder of a license issued by the Minister or by any person authorized by him.

License to keep wild animals in captivity.

2. Every person who so keeps such animals shall report to the Minister on or before the 1st of February in each year, for the operations of the previous year:

Report.

a. the number of each species or variety of such animals so kept when the license was issued and the value of such animals;

b. the number of animals bought to be so kept, and their value;

c. the number of animals born from those so kept, and their value;

d. the number of animals so kept which have been sold;

e. the number of animals so kept which have died and the number thereof which have been killed;

f. the number of animals so kept which have been exported alive;

g. the quantity of each kind of fur exported out of the Province.

License to take animals alive.

“**33a.** The Minister or any person authorized by him may grant licenses to take alive, and during the close season, animals contemplated under this act, for raising and breeding purposes.

Number limited.

Such license shall authorize the holder to take only the number stated in the license and at the dates mentioned therein. In no case shall such animals be taken by iron traps or by smoking, digging, destroying or damaging the lairs or burrows.

License to sell animals.

“**33b.** Every person who sells or offers for sale animals kept in captivity, on behalf of another person, must previously obtain a license from the Minister or any person authorized by him. He shall be authorized to sell or offer for sale only the species or varieties of animals stated in the license and only on behalf of the person or persons therein mentioned.

Restriction.

This provision shall not apply to the holder of a license under section 33 or under section 33a.

Cancellation of license.

“**33c.** The Minister may, at any time, when good reason exists for so doing, cancel any license issued under this division.

Inspection.

“**33d.** Any inspector, game-warden or special officer may, under the authority of the Minister, inspect any place where animals contemplated under this act are kept in captivity.

Penalties for non-compliance.

“**33e.** Subject to the provisions of section 34, every person found guilty of an offence against this division shall be liable, in addition to the payment of the costs, to a fine of not more than one hundred dollars nor less than fifty dollars, and, failing payment of the fine and costs, to an imprisonment of not more than six months nor less than two months. Every such offence shall, furthermore, render subject to seizure and confiscation, after complying with the ordinary procedure, the animals kept in captivity or offered for sale, in the same manner as if they had been hunted and taken in the close season.

In case of a firm or corporation contravening.

If the offence be committed by a firm or a corporation, in the case of the firm each member, and in the case of the corporation the president and directors, shall be liable to the penalties above enacted.”

R. S., c. 86, ss. 34a-34l, added.

2. The said act is amended by adding after section 34 thereof the following division and sections:

"DIVISION VIII A

"AID TOWARDS RAISING ANIMALS KEPT IN CAPTIVITY

"**34a.** The Lieutenant-Governor in Council may authorize the Minister to establish, maintain and operate, at such place as the said Minister may select, an experimental farm for the raising of animals contemplated under this act already being raised in captivity or which it is possible to raise in captivity, in order to carry out experiments which those engaged in this kind of raising cannot undertake at their own cost, but which are, however, indispensable to secure the success of this industry. Establishment, etc., of experimental farm for the raising of animals.

"**34b.** In order to procure the land required for the establishment of such farm, the Lieutenant-Governor in Council may authorize the Minister to acquire the necessary immoveable properties and every immoveable right, charge, lease for occupation or emphyteutic lease, constituted rent or other rights affecting such immoveable properties. Right to acquire property.

In the case of a substitution, the institute; in the case of an usufruct, the usufructuary; in the case of interdiction, the curator; in the case of a tutorship, the tutor; in the case of the private property of a wife common as to property and in the case of separation as to property, the wife authorized by her husband, or, if he refuses or is absent, authorized by the judge,—may contract, sell and transfer, by mutual agreement, to the Minister the immoveable properties and immoveable rights above mentioned. The aforesaid persons shall also be those who may receive the price determined for such immoveable properties and such immoveable rights. Authorization to contract for such purposes.

"**34c.** The Minister is authorized to acquire wild animals and place them on the said experimental farm for raising purposes. Acquisition of wild animals.

"**34d.** The cost of establishing such farm, including the acquisition of the necessary land, the purchase of animals, the equipment and the furnishing required, shall not exceed the sum of one hundred thousand dollars, payable out of the consolidated revenue fund. Limitation of costs.

"**34e.** The other expenditures necessary for the carrying out of this division and not otherwise provided for shall be paid out of the monies voted each year for such purposes by the Legislature. Mode of payment of expenditures not provided.

"**34f.** All officers and employees necessary for the carrying out of this division may be appointed and their Appointments.

salaries be fixed in accordance with the provisions of the Civil Service Act (Chap. 10), or of the Outside Service Act (Chap. 10A), as the case may be.

Powers of
Lt.-Gov. in
C.:

To deter-
mine condi-
tions of issue,
etc., of li-
censes;

To author-
ize selection
of persons to
study on
farms.

Powers of
Minister.

Scoring of
animals.

License for
scoring.

Penalties.

Consent to
extend or
establish
farm.

“**34g.** The Lieutenant-Governor in Council may:

a. Determine the conditions for the issue and renewal of the licenses issued under this act, and adopt a tariff of fees for the issuing of such licenses and for the other services provided by this act;

b. Authorize the Minister, upon the conditions the said Minister may fix, to select persons and send them to make special studies on experimental farms for the raising of animals kept in captivity, already established in Canada or in foreign countries, provided that there be no more than two persons making such special studies each year.

“**34h.** The Minister may:

a. Make regulations for the admission of visitors to such farm;

b. Establish an information service for the benefit of persons engaged in the raising of animals kept in captivity, by means of lectures and in any other manner;

c. Create a scoring system for animals kept in captivity;

d. Make, amend or repeal any regulations necessary for the carrying out of this division.

“**34i.** Upon the publishing of a notice by the Minister, in the *Quebec Official Gazette*, that a scoring system has been established under the provisions of paragraph *c* of the preceding section, no persons other than those authorized by the Minister may do the scoring, in this Province, of wild animals kept in captivity. This section shall not apply to the Canadian National Silver Fox Breeders' Association.

“**34j.** Previous to the publication of a notice mentioned in section 34*i*, no person may do the scoring, in this Province, of wild animals kept in captivity, without obtaining a license for the purpose from the Minister or person authorized by him. This section shall not apply to the Canadian National Silver Fox Breeders' Association.

“**34k.** Any person who violates the present division or the regulations adopted thereunder shall be liable to the penalties enacted by section 33*e*.

“**34l.** No extension of the land intended for the operation of fur-bearing animal farms, upon which the raising is already commenced, may be effected, nor may any new farm

be established in the cities and towns of the Province, without special permission from the Director of the Provincial Bureau of Health."

3. Section 54*a* of the Quebec Public Health Act (Re-R. S., c., 186,
vised Statutes, 1925, chapter 186), as enacted by the act s. 54*a*, re-
19 George V, chapter 59, section 1, is repealed. pealed.

4. This act shall come into force on the day of its Coming into
sanction. force.