

ANIMALS

Chapter 289 EXCREMENT - REMOVAL

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Article 1 DEFINITIONS

289.1.1 Dog - defined
“dog” means a male or female dog.

289.1.2 Minor - defined
“minor” means a person under the age of 18.

289.1.3 Owner of a dog - defined
“owner of a dog” includes a person who owns, possesses, harbours or has custody of a dog and, where the owner is a minor, the person responsible for the custody of the minor.

Article 2
EXCREMENT - REMOVAL

289.2.1 Owner of dog - responsibility

Every owner of a dog shall remove forthwith any excrement left by the dog on any property including highways, other than the owner's property.

289.2.2 Exemption - disabled person - guide dog

The provisions of this Chapter do not apply to a blind or physically disabled person accompanied by a guide dog. By-law 1990-162, 27 August 1990.

Article 3
ENFORCEMENT

289.3.1 Fine - for contravention

Every person who contravenes any of the provisions of this Chapter is guilty of an offence and upon conviction is liable to a fine or penalty as provided for in the *Provincial Offences Act*. By-law 1994-24, 10 January 1994.

289.3.2 Hinder or Obstruct

No person shall hinder or obstruct, or attempt to hinder or obstruct, any Officer exercising a power or performing a duty under this Chapter, or any person lawfully acting in aid of such an Officer. Without limiting the generality of the meaning of "hinder" or "obstruct", a person shall be deemed to have obstructed or hindered an Officer in the execution of their duties if he or she:

- (a) provides false information to an Officer; or
- (b) is alleged on reasonable and probable grounds to have contravened any of the provisions of this Chapter, and fails to identify themselves to an Officer upon request.

289.3.3 Rebuttable presumption - identification

In a prosecution for a contravention of this Chapter, evidence of identification shall be presumed to be correct and accurate, unless rebutted by evidence to the contrary.

Adopting By-law: By-law 1990-162, 27 August 1990.

By-law Amendments: By-law 1994-24, 10 January 1994; By-law 2015-20, 30 March 2015.

Repealed By-laws: By-law 2015-20, 30 March 2015.

Repealed and Replaced: By-law 2015-42, 11 May 2015.

By-law Amendments: By-law 2017-14; 13 February 2017.