April 27, 2010

**B I L L**

No. XXX

An Act to Provide for the

Protection of Service Animals

(Assented to )

**Preamble**

WHEREAS . . . . ;

AND WHEREAS . . . .;

AND WHEREAS . . . .

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

**Short title**

**1***The Protection of Service Animals Act.*

**Interpretation**

**2**(1) In this Act:

(a) **“disability”** [do we need this definition if we are just going to Saskize the Manitoba act?]

 (b) **“service animal”** means an animal:

 (i) trained to be used by a person with a disability for reasons relating to his or her disability;

 (ii) trained to be used by a peace officer in the execution of his or her duties; or

 (iii) trained to be used by a person who is authorized by a peace officer to assist peace officers in their duties.

 (c)

 (d)

**Offence**

 **3**(1) No person shall touch, feed, impede or interfere with a sevice animal, without lawful excuse or authority.

 (2) No person who owns an animal, other than a service animal or has possession or control of an animal, other than a service animal shall allow that animal to touch, impede or interfere with a service animal, without lawful excuse or authority.

**Penalty**

 **4** A person who contravenes section 3 is guilty of an offence and liable on summary conviction:

 (a) for a first offence, it a fine of not more than $5,000; and

 (b) for a second or subsequent offence, to a fine of not more than $10,000.

**Animal obedience training**

 **5** If a justice finds a person guilty of an offence under subsection 3(2), the justice may, in a probation order and in addition to any other penalty, prescribe that the person attend animal obedience training with the animal that touched, impeded or interfered with the service animal.

**Compensation order**

 **6**(1)In addition to a penalty under section 3, the justice who convicts the person may order that the person pay conpensation to the owner of the sevice animal, or any other person, for loss or damage suffered by the owner or other person as a consequence of the commission of the offence, in an amount that the court may determine.

 (2) The owner or other person to whom compensation is payable under an order made under subsection (1) may file a certified copy of the order in the Court of Queen’s Bench. Once filed, it may be enforced as an order of that court.

**Limitation**

 **7** A prosecution under this Act may not be commenced later than one year after the day the alleged offence was committed.

**Coming into force**

**8** This Act comes into force on **Assent – Specific Date - Proclamation?** .

THIRD SESSION

**Twenty-Sixth Legislature**

SASKATCHEWAN

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Received and read the

First time

 Second time

 Third time

 And Passed

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 Mr. Forbes

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REGINA SASKATCHEWAN

Printed under the authority of

The Speaker of the Legislative Assembly

of Saskatchewan

2010