

Rural Municipality of Connaught No. 457

Bylaw No. 02-2018

A BYLAW TO PREVENT AND CONTROL CLUBROOT

The Council of the Rural Municipality of Connaught No. 457, in the Province of Saskatchewan, enacts as follows;

Short Title

1. This Bylaw may be referenced as the "Clubroot Bylaw"

PART I

PURPOSE AND DEFINITION

Purpose and scope

2. The purpose of the Bylaw is to:
 - a) Establish the requirements for clubroot reporting and notification
 - b) Establish the requirements for clubroot management
3. The *Pest Control Act* authorizes municipalities and officers to act in relation to clubroot.
 - a) Section 4 of *The Pest Control Act* states that "*every person shall take measures to destroy, control and prevent the spread of all pests on any land or other premises owned, occupied or controlled by him*".

Definitions

4. In this Bylaw:
 - a) "officer" means an officer within the meaning of *The Pest Control Act*;
 - b) Owner and occupant are as defined in the *Municipalities Act*
 - c) "Municipality" means the Rural Municipality of Connaught No. 457;

PART II

CLUBROOT REPORTING AND NOTIFICATION

5. Every owner(s) and/or occupant(s) of any land in the Municipality shall notify the Municipality in which the land is located of the presence of clubroot, within 30 days of becoming aware of the same.
6. Notification of the presence of clubroot shall be in writing (email or postal mail) and submitted to the office of the Rural Municipality of Connaught No. 457.
 - i. Once the Municipal Office receives notification of clubroot, the Administrator shall assign a numerical file number to the owner(s) and/or occupant(s). This numerical file number will be used in all correspondence to council to ensure that the highest level of confidentiality is maintained.
7. Where the officer believes that a person has contravened any provision of this Bylaw, a Bylaw Violation Notice may be served either personally or by mailing or leaving same at the last known address.
8. The Bylaw Violation Notice shall be in Schedule "1", attached to and forming part of this Bylaw.
9. The Bylaw Violation Notice shall be deemed to have been served:
 - a) On the expiration of 24 hours after it is posted, if the notice is mailed;
 - b) On the day of actual delivery, if the notice is served personally; or
 - c) On the business day following the transmission, if given by facsimile.



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PART III CLUBROOT MANAGEMENT

10. Every owner(s) and/or occupant(s) of any land where clubroot has been identified through notification within the Municipality as per PART II or by any other means shall take measures to manage and prevent the spread of clubroot.
11. As required by the officer, the owner(s) and/or occupant(s) of any clubroot infested land shall develop a Clubroot Management Agreement with the assistance of an agrologist currently practising with the Saskatchewan Institute of Agrologists in accordance with the Municipality's Clubroot Policy.
12. The owner(s) and/or occupant(s) of any clubroot ingested land within the Municipality shall provide the officer with the Clubroot Management Agreement within 30 business days. The officer will ensure that the Clubroot Management Agreement meets the minimum requirements of *The Saskatchewan Clubroot Management Plan* and will execute the agreement with the owner(s) and/or occupant(s).
13. When a formal agreement between the owner(s) and/or occupant(s) and the officer cannot be reached, the officer shall write an order as per Section 19 of *The Pest Control Act*.
14. All information regarding clubroot will be kept confidential and only the parties required to be notified will be done so.
15. This Bylaw shall come into effect immediately upon approval.

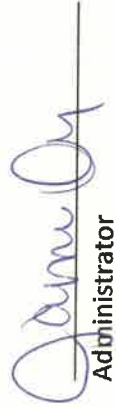



Reeve


Administrator

Certified True Copy of Bylaw 02-2018
Adopted by Resolution of Council this 10
Day of Oct, 2018.


Reeve


Administrator

