

By Law No. 4. 1889

To Prevent Dogs from running at large,
and to tax the owners or harbourers
of dogs.

Be it enacted by the Municipal Council of the Corporation of
the Township of Westmeath

That each and every inhabitant of this Municipality who
shall possess or harbour any dog or dogs, bitch or bitches,
shall pay the yearly sum or tax of One Dollar for each and
every dog or dogs by them owned or harboured, and the
sum of Two Dollars for each and every bitch or bitches by
them owned or harboured,

The owner or keeper of any dog shall, when required by
the Assessor or Assessors, deliver to him or them in writing
the number of dogs owned or kept, whether one or more,
and for every neglect or refusal to do so, and for every
false statement made in respect thereof, shall incur a
penalty of Five Dollars, to be recovered before any
Justice of the Peace for the Municipality with costs.

The owner of any sheep or lamb killed or injured by
any dog, shall be entitled to recover the damage occasioned
thereby from the owner or keeper of such dog by summary
proceedings before a Justice of the Peace on information
or complaint before such Justice, who is hereby authorized
to hear and determine such complaint, and proceed thereon,
in the manner provided by the Act respecting summary
convictions before Justices of the Peace in respect to proceedings
therein mentioned, and such aggrieved party shall be
entitled so to recover whether the owner or keeper of
such dog knew, or did not know, that it was vicious
or accustomed to worry sheep.

The owner or keeper of any dog to whom notice shall
be given of any injury done by his dog or dogs to any person,
sheep, or lamb, or of his dog or dogs having chased or worried
any sheep or lamb, shall within forty-eight hours after
such notice, cause such dog or dogs to be killed, and

for every neglect so to do, he shall forfeit a sum of Two Dollars and Fifty Cents for every such dog, and a further sum of One Dollar and Twenty-five Cents for each such dog, for every forty-eight hours thereafter until the same be killed; Provided that it shall be proved to the satisfaction of the Justice of the Peace, before whom such suit shall be brought for the recovery of such penalties, that such dog or dogs has or have worried or otherwise injured such sheep or lamb, Provided also, that no such penalties shall be enforced in case it shall appear to the satisfaction of such Justice of the Peace, that it was not in the power of such owner or keeper to kill such dog or dogs.

The owner or harbinger of any dog or dogs, shall not allow the same to run at large except accompanied by such owner or some other person in charge thereof, and ~~litters~~ bitches in heat shall not be allowed to run at large, or kept in any exposed place so as to attract other dogs or entice them away from home, subject in each case to a fine of not less than One Dollar for each offence,

In cases where parties have been assessed for dogs and the collector has failed to collect the Taxes authorized by this Act, he shall report the same under oath to any Justice of the Peace, and such Justice shall by an order under his hand and seal to be served by any duly qualified constable, require such dogs to be destroyed by the owner or owners thereof, and if such owner or owners neglect or refuse to obey the said order, he or they shall be liable to the penalty, to be recovered in the same way and manner as provided in Chap, 194, Sec 16, of the Revised Statutes of Ontario, and in case any Collector neglects to make the aforesaid report within the time required for paying over the Taxes levied in the Municipality, he shall be liable to a penalty of Ten Dollars and costs, to be recovered in the same manner as provided in said section,

And it shall be lawful for any person to kill or destroy any dog or bitch which he may see worrying or wounding any sheep or lamb or find running at large contrary to the provisions aforesaid.

Any Justice of the Peace, upon complaint being made before him by any person, that a dog or bitch has been found running at large, or running at or attacking a horse, horses or teams, on the public Highway or killing or worrying sheep or lambs, contrary to the provisions of this By-Law, or that any vicious dog or bitch has injured or bitten any person, may order such dog or bitch to be killed, all costs incurred thereby, to be paid by the complainant or the owner of such dog or bitch as the Justice of the Peace may direct.

The term running at large used in this By-Law shall be so construed as to extend not only to the public Highways but also to any enclosed or private property in the Municipality.

All former By-Laws inconsistent with this By-Law, are hereby repealed; but no previous By-Law shall be hereby revived.

Passed in open Council this
9th day of February 1889.

A. Cameron
J. Clerk,

Thomas Leases
Reeve



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