

## DISTRICT OF MISSION

### BYLAW 4026-2007

A bylaw respecting the sale, purchase or keeping  
of dangerous, wild or exotic animals

WHEREAS the *Community Charter*, S.B.C. 2003, c.26, authorizes a Council, by bylaw, to regulate, prohibit and impose requirements in relation to animals;

AND WHEREAS the Council may make different provisions for and establish different classes of animals;

The Council of the District of Mission, in opening meeting assembled, ENACTS AS FOLLOWS:

1. This Bylaw may be cited for all purposes as "District of Mission Exotic Animal Bylaw 4026-2007".

#### DEFINITIONS

2. In this Bylaw, unless the context otherwise requires:

"**animal**" means any non-human mammal, reptile, amphibian or bird;

"**captive bred**" means bred in captivity such that both parents were in human care at the time of mating;

"**District**" means the District of Mission;

"**Council**" means the Council of the District of Mission;

"**keep**" means the act of having the care, custody, control or possession of an animal;

"**dangerous animal**" means any animal that is, or is deemed to be, potentially harmful to humans by nature, aggression, venom, toxins or size and that requires specifically designed secure enclosures to ensure safekeeping, including those animals listed on Schedule "A";

"**reptile**" means any animal belonging to the class of animals known as reptilia including, but not limited to, snakes, lizards, crocodilians, turtles and tortoises;

"**safekeeping**" means the provision for security in order to prevent any animal from attacking or injuring a person or domesticated animal or farm animal or exposing same to infection or disease;

"**toxic**" means capable of seriously harmful or fatal reaction in a human adult or child by means of a bite, sting, scratch or physical contact; and

"**venomous**" means possessing venom which is seriously harmful or fatal to a human adult or child.

### **APPLICATION**

3. This bylaw does not apply to domestic dogs which are regulated under the Dog Licensing and Animal Control and Impounding Bylaw 1782-1988.
4. This bylaw does not apply to any activity relating to animals that is regulated or permitted by a valid and subsisting Federal, or Province of British Columbia permit or license.

### **PROHIBITED SALE AND PURCHASE OF ANIMALS**

5. No person shall sell, transfer or exchange, or offer to sell, transfer or exchange, for any consideration whatsoever in the District, either on a temporary or permanent basis, any dangerous, wild or exotic animal.
6. No person shall purchase, buy, take in exchange, take in part payment or otherwise acquire for any consideration whatsoever in the District, either on a temporary or permanent basis, any dangerous, wild or exotic animal.
7. No person shall keep a dangerous, wild or exotic animal in the District.
8. For the purposes of sections 5, 6 and 7, a dangerous, wild or exotic animal includes any animal listed in or falling within those classes of animals listed in Schedule "A" attached to and forming part of this bylaw.

### **EXEMPT FACILITIES**

9. Section 7 of this bylaw does not apply to prevent the keeping or safekeeping of a dangerous, wild or exotic animal at:
  - (a) the premises of a District facility used for keeping impounded animals;
  - (b) the premises of an affiliate or branch of the Society for the Prevention of Cruelty to Animals, or a shelter approved by Council;
  - (c) the premises of an accredited veterinary hospital under the care of a licensed veterinarian;
  - (d) the premises of facilities accredited by the Canadian Association of Zoos and Aquariums; and
  - (e) a slaughter establishment licensed pursuant to the *Food Safety Act*, S.B.C. 2002, c. 28 or the *Meat Inspection Act*, R.S.C. 1985, c. 25 (1<sup>st</sup> Supp.).

**OFFENCES**

10. Any person who contravenes any provision of this bylaw or who suffers or permits any act or thing to be done in contravention of this bylaw is guilty of an offence.

**PENALTIES**

11. Any person convicted of a breach of any provision of this bylaw shall be liable to a penalty of not less than \$100 and not more than \$5,000 plus the costs of the prosecution.

**CONFLICT**

12. Where this bylaw conflicts with any other bylaws respecting animals, this bylaw prevails to the extent of the conflict.

READ A FIRST TIME this 3<sup>rd</sup> day of December, 2007

READ A SECOND TIME this 3<sup>rd</sup> day of December, 2007

READ A THIRD TIME this 3<sup>rd</sup> day of December, 2007

ADOPTED this 17<sup>th</sup> day of December, 2007

\_\_\_\_\_  
TERRY GIDDA, ACTING MAYOR

\_\_\_\_\_  
KELLY RIDLEY, DEPUTY DIRECTOR  
OF CORPORATE ADMINISTRATION

I HEREBY CERTIFY the foregoing to be a true and correct copy of "District of Mission Exotic Animal Bylaw 4026-2007".

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DEPUTY DIRECTOR OF CORPORATE  
ADMINISTRATION

## **SCHEDULE "A"**

### Dangerous, Wild or Exotic Animals

The following list of animals constitutes "dangerous, wild or exotic animals" for the purposes of this bylaw. The common or familiar names of animals preceding the words in parentheses are intended to act as examples only, and are not to be construed as limiting the generality of the group specified by the words in the parentheses.

1. Alligators, caimans, crocodiles (crocodilia);
2. Apes, lemurs, gorillas and monkeys (primates);
3. Anteaters, armadillos, and sloths (edentata);
4. Badgers, polecats, otters, wolverines, weasels (mustelidae); excludes domestic ferrets, minks and ermines and descended skunks;
5. Bats (chiroptera)
6. Bears (carnivora);
7. Beavers, porcupines, squirrels, muskrat, marmots, and gophers (rodentia); excludes domestic hamsters, gerbils, guinea pigs, chinchillas, rats and mice;
8. Cassowaries, ostriches, emus, rheas (struthioniformes);
9. Cats, including lions, jaguars, cheetah, tigers, hyenas, mountain lion, lynx, bobcat, ocelot and leopard (feloidea); excludes domestic cats;
10. Civets, genets, meerkat, mongooses (viverrids);
11. Camel, hippopotamus, tapir, rhinoceros or hyrax (ungulata); excludes domestic goats, sheep, pigs, cattle, horses, llamas, alpacas, mules and donkeys;
12. Dogs, including bush dogs, dingos, raccoon dogs, African wild dogs, coyotes, jackals, foxes and wolves; excludes domestic dogs and mixed domestic/wild breeds;
13. Dolphins, porpoises and whales (cetaceans);
14. Elephants, including Asian and African (proboscidae);
15. Falcons, peregrines, gyrfalcons, kestrels, hawk, condor, eagle, vultures (falconiformes);
16. Hares, pikas and rabbits; excludes domestic rabbits (lagomorpha);
17. Hedgehogs, moles and shrews (insectivora); excludes African Pygmy Hedgehogs;
18. Kangaroos, wombats, bandicoots, opossums (marsupialia); excludes sugar gliders;
19. Owls (strigiformes);
20. Raccoons and coatimundi (procyonids);

21. Seals and walrus (pinnipedia);
22. Venomous or poisonous frogs, toads and salamanders (amphibia);
23. Venomous or poisonous lizards (sauria);
24. Venomous or poisonous turtles, green and Hawksbill (Australia), tortoises and terrapins (chelonia);
25. Venomous or poisonous snakes, (serpentia); and
26. Venomous or poisonous spiders, insects, fish and scorpions.