

RURAL MUNICIPALITY OF

**Calder**  
No. 241

**BYLAW #2017-8**

**A BYLAW FOR PREVENTION AND CONTROL OF CLUBROOT**

THE COUNCIL of the Rural Municipality of Calder No. 241, in the Province of Saskatchewan, enacts as follows:

**SHORT TITLE:**

1. This Bylaw may be cited as "Clubroot Bylaw"

**AUTHORITY:**

2. This bylaw is made IN ACCORDANCE to Section 12(2) of *The Pest Control Act*.

**DEFINITIONS:**

3. In this Bylaw:
  - a) "**Designated officer**" means an officer within the meaning of *The Pest Control Act* or any other person designated by way of resolution of Council;
  - b) "**Council**" shall mean the Council of the Rural Municipality of Calder.
  - c) "**Municipality**" means the Rural Municipality of Calder No. 241;

**SCOPE OF BYLAW:**

4. Unless otherwise specified, the owner(s) and/or occupant(s) of land situated in the Municipality shall be responsible for carrying out the provisions of this Bylaw.

**CLUBROOT CONTROL:**

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 and provide a *Notice of Clubroot* showing the exact location of the disease.
6. *Notice of Clubroot* shall be in the FORM "A" attached hereto and forming part of this bylaw.
7. *Notice of Clubroot* shall be received by the municipality via:
  - a) personal delivery to the municipal office;
  - b) mailed to the mailing address of the municipal office, or
  - c) facsimile to the municipal office.

Certified a true copy of Bylaw # 2017-8  
adopted by resolution of Council  
on the 15 day of SEPT., 2017



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**CONTRAVENTION OF BYLAW:**

8. No person shall:
  - a) fail to comply with an order made pursuant to this bylaw;
  - b) obstruct or interfere with any Designated Officer or any other person acting under the authority of this bylaw; or
  - c) fail to comply with any other provision of this bylaw.

**ENFORCEMENT OF BYLAW:**

9. A Designated Officer who has reason to believe that a person has contravened any provision of this bylaw may serve on that person a *Bylaw Violation Notice* in accordance to section 364 of *The Municipalities Act*.
10. The *Bylaw Violation Notice* shall be in the FORM "B", attached to and forming part of this Bylaw.
11. The *Bylaw Violation Notice* shall be deemed to have been served:
  - a. on the expiration of twenty-four 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.

**OFFENCES AND PENALTIES:**

12. Every person who contravenes any provision of section 8 is guilty of an offence and liable on summary conviction a prescribed fine of TWO HUNDRED FIFTY DOLLARS (\$250.00).

**VOLUNTARY PAYMENT OPTION:**

13. The *Bylaw Violation Notice* shall indicate that the Municipality will accept voluntary payment in the sum of FIFTY DOLLARS (\$50.00) to be paid to the Municipality within TWENTY (20) days.
14. Where the Municipality receives voluntary payment of the amount prescribed under section 13 within the time specified, the person receiving the *Bylaw Violation Notice* shall not be liable to prosecution for the alleged contravention.
15. Payment of any *Bylaw Violation Notice* does not exempt the person from enforcement of an order pursuant to section 9 of this bylaw.

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No. 241

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Read a third time and adopted  
this 15 day of SEPT, 2017

\_\_\_\_\_  
Administrator

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Administrator

RURAL MUNICIPALITY OF



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FORM "A"

**CLUBROOT SURVEY FORM**

In compliance with the provisions of Bylaw #2017-8;

<input type="checkbox"/>	By Order of the Municipality; (Check only if applicable)
<input type="checkbox"/>	As part of an agreement with the Landowner; (Check only if applicable)

I, THE FOLLOWING NAMED;

Landowner     
 Surveyor     
 Pest Control Officer     
 Other

Name			
Address:			
Phone:		Cell:	

HEREBY DECLARES AND NOTIFIES THE MUNICIPALITY OF THE PRESENCE OF CLUBROOT AT THE FOLLOWING LOCATION:

Land Owner: (if Different from above)					
Legal Land Description	Part	Section Lot	TWP BLK	Range Plan	Meridian Ext
GPS Coordinates:	N		W		As shown on the attached diagram.

THE ABOVE LANDS WERE SURVEYED ON

MONTH	DAY	YEAR

TILLAGE INFORMATION: (if applicable/known)

	Year	Tillage (Yes / No)	Cultivation (# of times)	Discing (# of times)	Other
Fall					
Spring					

SEEDING INFORMATION: (if applicable/known)

Crop	Variety	Source (Certified or Common)	Seeding Date	Seeding Rate (lbs/ac or kg/ha)

Total Rainfall	June	July

Irrigated (Yes or No)

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**ROTATION INFORMATION** (if applicable/known)

CROP YEAR	Wheat	Barley	Canola	Field Pea/ Lentil/ Dry Bean	Oats	Rye	Potato	Forage Grasses	Forage Legumes	Other (Please specify)
20__										
20__										

CANOLA VARIETIES USED IN PREVIOUS YEARS	
History of Cabbage or Brassica crops other than canola grown on the field:	

(Could include indication of a previous home garden).

**FIELD TRAFFIC:** Is there occasional traffic on to the field, i.e. oil pumping rigs, power installations, recreational vehicles (AVTs), etc? \_\_\_\_\_

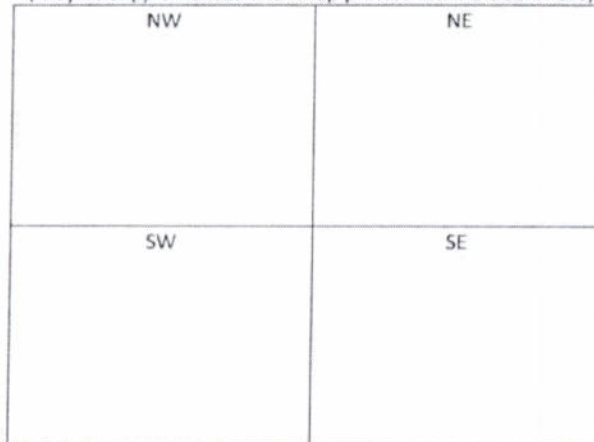
**COMMENTS:** (Please attached additional sheets if required). \_\_\_\_\_

**TYPES OF SAMPLE(S) COLLECTED:**

SOIL		PLANTS	
# of Samples		# of Samples	

**DIAGRAM SHOWING LOCATION OF FIELD ENTRANCE AND/OR SAMPLES:**

(May be supplemented with map printed from GIS software)



SIGNED & SUBMITTED

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Signature

**CONFIDENTIALITY:** All survey information is considered confidential and is to be kept on file in the office of the municipality and released only to authorized municipal or provincial government personnel and the person owning, occupying or controlling the land surveyed. Disclosure is subject to the agreement reached or orders issued in the event of a positive clubroot finding, as outlined in the clubroot policy of the municipality.

RURAL MUNICIPALITY OF

# Calder

No. 241

## BYLAW #2017-8

### A BYLAW FOR PREVENTION AND CONTROL OF CLUBROOT

#### FORM B

RURAL MUNICIPALITY OF

# Calder

No. 241

## BYLAW VIOLATION NOTICE

DATE OF OFFENCE			TICKET #	
YI	MM	DD	BV#	

ISSUED TO:

SURNAME OR CORPORATE NAME		YI	MM	DD	BIRTHDATE
GIVEN NAMES (OR CORPORATE NAME CONTINUED)		M		F	
ADDRESS					
TOWN		TOWN		POSTAL CODE	

THE DESIGNATED OFFICER SAYS HE OR SHE HAS REASONABLE AND PROBABLE GROUNDS TO BELIEVE, AND DOES BELIEVE, THAT THE ABOVE NAMED,

ON THE DATE 

YI	MM	DD
----	----	----

 VIOLATION DATE

AT THE TIME OF 

HH	MM	SS
----	----	----

 24 HOUR CLOCK

AT THE FOLLOWING LOCATION:

CIVIC ADDRESS					
AND/OR LEGAL ADDRESS	ST	SECT	TWY/BLK	REG/PLAN	ACC

IN THE RURAL MUNICIPALITY OF CALDER NO. 241

DID COMMIT THE OFFENCE INDICATED, UNDER THE FOLLOWING

BYLAW NO.	BYLAW	SECTION
DESCRIPTION OF OFFENCE / VIOLATION		

**TAKE NOTICE**, within 14 days upon receipt of this notice, you may dispute this notice by registering with the Municipal Administrator to be a Delegate at the next Regular Meeting of Council for the purposes of disputing the allegations and/or penalty indicated on this notice. Should you fail to attend the Regular Meeting of Council to which you were registered to be a delegate or should this notice not be disputed within the 14 days and payment is not received within 20 days, a summons requiring your appearance in provincial court will be issued.

#### PENALTY

IF PAYMENT RECEIVED WITHIN 20 DAYS

**VIOLATION PAYMENT OPTION:** Should the Municipality receive payment of the above amount within the time provided, the person receiving the Bylaw Violation Notice shall not be liable to prosecution for the alleged contravention but shall nevertheless be liable to pay the amount of the offence.

Signature of Designated Officer

Declared that this notice was served on the above date by:  
FACSIMILE / MAIL / PERSONAL DELIVERY

Please make cheque payable to the municipality "Rural Municipality of Calder No. 241" and delivered to "Rural Municipality of Calder No. 241, Main St., PO Box 10, Wroxton, SK S0A 4S0"