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Rural Municipality of Hillsdale No. 440

BYLAW 7/2020

A BYLAW TO PREVENT AND CONTROL CLUBROOT

The Council for the Rural Municipality of Hillsdale No. 440 in the Province of Saskatchewan enacts as follows:

Short title

1. This bylaw shall be known as the "Clubroot Bylaw".

PART I PURPOSE AND DEFINITION

Definitions

2. In this Bylaw:
 - a.) "officer" means an officer within the meaning of *the Pest Control Act*;
 - b.) "Municipality" means the Rural Municipality of Hillsdale No. 440
 - c.) "Council" means the Council of the Rural Municipality of Hillsdale No. 440

Purpose and scope

3. 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 the Bylaw.

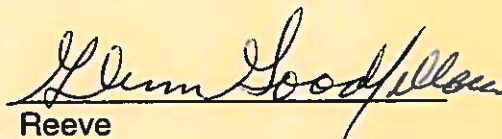
PART II CLUBROOT REPORTING AND NOTIFICATION

4. 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 confirmation of the same and provide the exact location of the disease using the attached Form "A". Completed Form "A" should be returned to the office of the Rural Municipality of Hillsdale No. 440.
 5. The Notification of Clubroot shall be in Form "A", attached to and forming part of this Bylaw.
 6. 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.
 7. That Bylaw Violation Notice shall be in Schedule "1", attached to and forming part of this Bylaw.
 8. 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.
 9. In lieu of prosecution, the person who has contravened the provisions of this Bylaw shall pay a fine in the amount of \$500 which shall be indicated on the Bylaw Violation Notice.
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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 a clubroot infested land shall develop a Clubroot Management Agreement with the assistance of an agrologist currently practicing with the Saskatchewan Institute of Agrologists.
12. The owner(s) and/or occupant(s) of any clubroot infested 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*.




Reeve


Chief Administrative Officer

I certify this to be a true copy
of the original document

Date October 9, 2020
Janet Hollingshead, CAO
Name/Position


Signature

Schedule # 1 to Bylaw No. 7/2020



RURAL MUNICIPALITY
OF HILLSDALE NO. 440

BYLAW VIOLATION NOTICE

Name: _____

Address: _____

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. _____

Section # _____

Offense: _____

Voluntary Payment: _____

DETAILS OF ALLEGED BREACH OF VIOLATION

Date and time of violation: _____

Location of violation: _____

PENALTY

Take notice that you may remit a voluntary payment to the Municipality in the amount stipulated above to avoid prosecution for this offence.

Payment may be made in person at the municipal office or by mail to R.M. of Hillsdale No. 440, Box 280, Neilburg, SK S0M 2C0.

If the voluntary payment indicated above is not received by _____, a summons requiring your appearance in provincial court will be issued.

Issued this ____ day of _____, 20__ by _____.

Signature



**RURAL MUNICIPALITY
OF HILLSDALE NO. 440
CLUBROOT SURVEY FORM**

FORM A (page 1 of 3)

_____ ¼ S _____ T _____ R _____ West of the _____ Meridian

and/or GPS Coordinates N _____ and W _____
as shown on the diagram attached,

Pest Control Officer: _____

Surveyor Name (if different than above): _____

Address: _____

Phone: _____ **E-mail:** _____

Landowner Name: _____

Farmer Name: _____

Date Surveyed: _____

Is this survey part of an agreement with the landowner or an order? _____

TILLAGE INFORMATION (if applicable/known):

Fall 20____: No tillage _____ Cultivation (# times) _____ Discing (# times) _____

Other: (Please specify/# times) _____

Spring 20____: No tillage _____ Cultivation (# times) _____ Discing (# times) _____

Other: (Please specify/# times) _____

SEEDING INFORMATION (if applicable/known):

Crop: _____ Variety _____ Source: Certified _____ Common _____

Seeding date: (if available) _____ Seeding rate: (lbs./ac. or kg/ha) _____

Total rainfall: (if available) June _____ July _____ Irrigated: Yes _____ No _____



**RURAL MUNICIPALITY
OF HILLSDALE NO. 440
CLUBROOT SURVEY FORM**

FORM A (page 2 of 3)

ROTATION INFORMATION (if applicable/known):

(please list canola variety used in previous years if know): _____

Wheat _____ Barley _____ Canola _____ Field Pea, Lentil, Dry Bean _____

Oats _____ Rye _____ Potato _____ Forage grasses _____

Forage legumes _____ Other (please specify) _____

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 (ATVs), etc.

Comments: (please attach additional sheets if required): _____

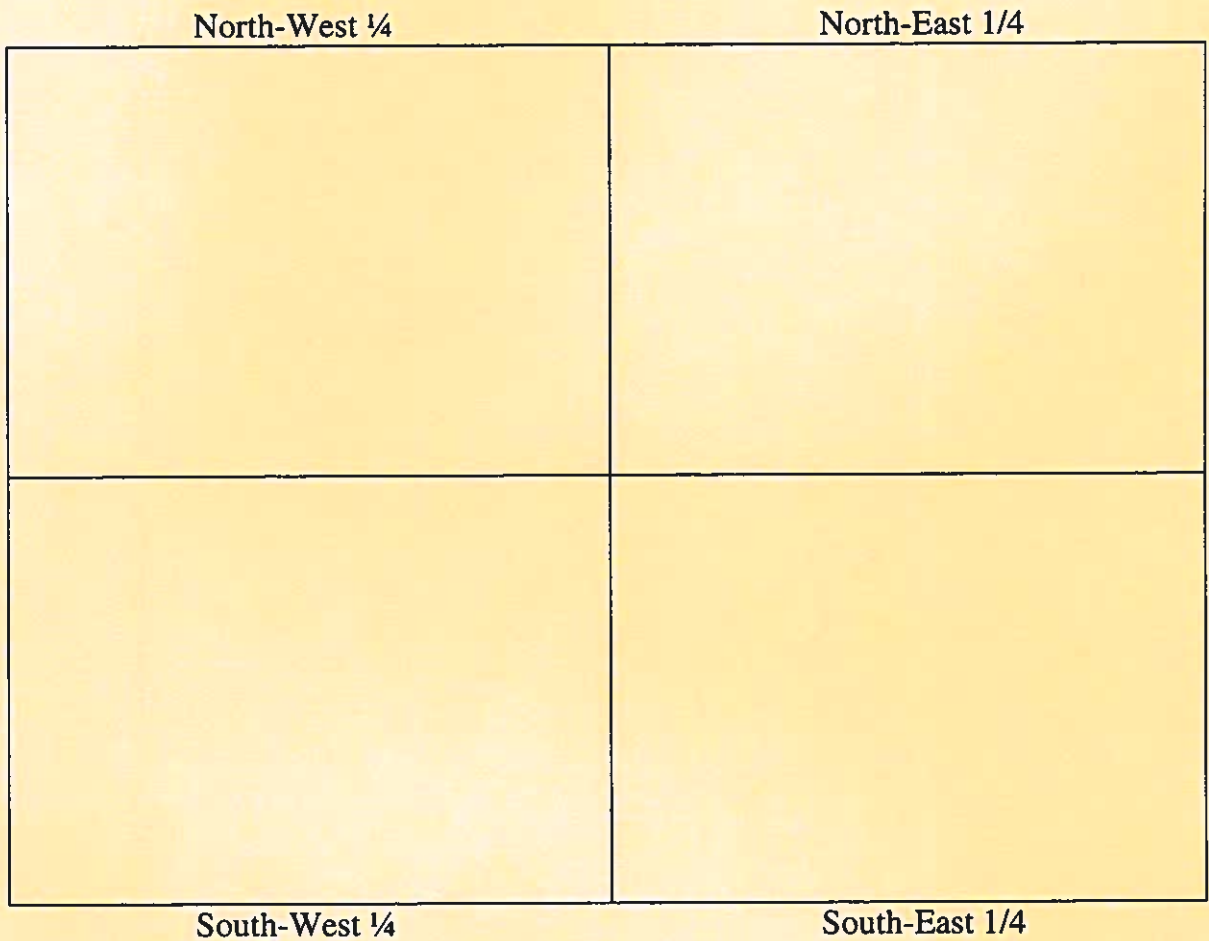
TYPE OF SAMPLE(S) COLLECTED (circle one or both)

SOIL		PLANTS	
Number of Samples		Number of Samples	



**RURAL MUNICIPALITY
OF HILLSDALE NO. 440
CLUBROOT SURVEY FORM
FORM A (page 3 of 3)**

**Diagram showing location of FIELD ENTRANCE
and where SAMPLES taken:**
(may be supplemented with map printed from GIS software)



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.