Winnipeg

Legal Services Department • Services juridiques

INTER-OFFICE MEMORANDUM

TO:	**Marc Lemoine** City Clerks	**FROM:**	**Angela Czarnecki** Legal Services
FILE:	G.1/2023(24)	**DATE:**	January 6, 2023

RE: Responsible Pet Ownership By-law No. 92/2013 – Technical Amendment

Please find attached the above-referenced By-law amendment. A report was approved by Council on January 27, 2022 (Minute No. 184), which amended the Responsible Pet Ownership By-law No. 92/2013 (the "By-law"), as follows:

> 1. That the proposed Responsible Pet Ownership By-law changes outlined in Appendix B be approved. …
>
> 4. That subject to the approval of Recommendations 1 and 2, that the City Solicitor and Director of Legal Services be instructed to prepare a by-law to amend the Responsible Pet Ownership By-law No. 92/2013 and the Municipal By-law Enforcement Act (MBEA) Enabling By-Law No. 59/2016, in accordance with this report and bring same directly to Council for enactment by July 1, 2022.

Schedule "B" of the Council Minutes listed the amendments to be made to the By-law which included:

- "That animal shelters be authorized to spay/neuter impounded unlicensed stray dogs and cats prior to release to an owner."

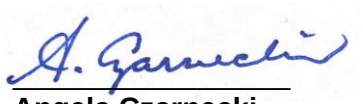
The word "stray" was inadvertently left out of subclauses 11.1(1)(a) and 23.1(1)(a) of the By-law, so we request that it now be added as follows, in accordance with Council Minutes dated January 27, 2022:

> **Definitions and interpretation**
> *"**stray**" means running at large, homeless or abandoned;*
>
> **Sterilization of impounded dogs**
> 11.1(1) A designated employee, the Winnipeg Humane Society, an animal rescue organization or some other agent of the City of Winnipeg is authorized to sterilize a dog that has been impounded or sheltered prior to its release to an owner where the dog
> (a) was not licenced *and appeared to be stray* when impounded or sheltered; or
>
> **Sterilization of impounded cats**
> 23.1(1) A designated employee, the Winnipeg Humane Society, an animal rescue organization or some other agent of the City of Winnipeg is authorized to sterilize a cat that has been impounded or sheltered pursuant to this By-law prior to its release to an owner where the cat

(a) was not licenced *and appeared to be stray* when impounded or sheltered; or

As a result, we believe that it would be appropriate for this matter to be corrected by way of technical amendment. Please place the within By-law before Council for reading at its meeting scheduled for February 23, 2023. An electronic copy of the By-law has been provided by my assistant to Jennifer Ridge and Lorraine King via email.

If you have any questions, feel free to contact me.



Angela Czarnecki
Solicitor

AC/mr

Enclosure