

**BY-LAWS**

**CANADIAN CONNEMARA PONY SOCIETY**

**Approved January 25, 2007**

**CANADIAN CONNEMARA PONY SOCIETY**

**Incorporated January 12, 2006**

**By-laws Approved January 25, 2007**

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## BYLAWS

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## **ARTICLE 1 – NAME**

The society shall be known as the Canadian Connemara Pony Society, operating as an association under the *Animal Pedigree Act* and shall be hereinafter referred to as the Society.

## **ARTICLE 2 – OBJECTS AND PURPOSES**

The Society shall have for its objective the encouragement, development and regulation of the Connemara pony in Canada by:

- 2.1.** keeping a record of breeding and registration of Connemara ponies;
- 2.2.** promoting awareness and use of the breed while maintaining true Connemara pony type through education and inspections;
- 2.3.** promoting and improving the breed through various means which may include advertising, showing and exhibitions and promoting communications through various means which may include newsletters, a web page, breeders' directory and meetings; and
- 2.4.** encouraging use of the ponies through an awards program for pure and partbred ponies competing in open and Society competitions.

## **ARTICLE 3 – MEMBERS**

**3.1.** There will be five classes of members in the Society:

**3.1.1.** Honorary Members – The Board of Directors, confirmed by a majority vote of the Members at an Annual General Meeting (AGM), may recognize Honorary Members. Honorary Members are not required to pay Membership dues and shall not have the right to hold office in the Society nor to vote at any general meeting of Members.

**3.1.2.** Annual Members – shall be those individuals accepted as Members who have attained the age of 18 years as of January 1<sup>st</sup> of the current year and who have paid the prescribed annual Membership dues. Annual Members have the right to hold office in the Society and to vote at all general meetings of Members.

**3.1.3.** Junior Members – shall be those individuals accepted as Members who have not attained the age of 18 as of January 1<sup>st</sup> of the current year and who have paid the prescribed annual Membership dues. Junior Members shall not have the right to hold office in the Society nor to vote at any general meetings of Members.

**3.1.4.** Associate Members – shall be Members who have paid the prescribed annual Membership dues. Associate Members may take part in the Awards

Program but do not have the right to hold office in the Society or vote at any general meetings of Members.

**3.1.5.** Non-Resident Members – shall be those individuals who would be accepted as a member of any other class of Members but who do not ordinarily reside in Canada and have paid the prescribed annual Membership dues. Non-Resident Members shall not hold office in the Society nor vote at any general meetings of Members.

**3.2.** The Board of Directors may recommend changes in criteria for membership which shall be brought to the Membership at the next Annual General Meeting. If approved by the Members, the criteria will take effect retroactively as of the date they were established by the Board of Directors. Applications for membership shall be in writing in the form prescribed by the Board of Directors. Each applicant on being accepted as a Member shall agree to be bound by the *Animal Pedigree Act*, Articles of Incorporation, Bylaws and Rules of the Society.

**3.3.** A Member in good standing is a Member who is in compliance with the *Animal Pedigree Act*, Articles of Incorporation, Bylaws and Rules of the Society and who has not been suspended and is not in arrears of any dues or fees prescribed by the Society.

**3.4.** The financial liability of a Member to the Society shall be limited to the amount due from him in respect to his membership dues and other applicable fees in the Society.

**3.5.** The Membership year in the Society shall correspond with the calendar year. A Membership in the Society granted after November 1<sup>st</sup> of any year is considered in effect for the remainder of that year as well as the full year following.

**3.6.** No individual shall be entitled to any of the rights and privileges of the Society during any year until his annual Membership dues for that year are paid. On March 31<sup>st</sup> in each year the name of every individual who has paid Membership dues for the preceding year but who has not paid the prescribed Membership dues for the then current year shall be removed from the membership roll until the Membership dues are paid.

## **ARTICLE 4 – NOMINATIONS, VOTING AND ELECTIONS**

### **4.1. Nominations**

**4.1.1.** A Nominating Committee shall be appointed at every Annual General Meeting for the purpose of overseeing the elections of Directors for the next year. The Committee shall include at least one Member of the Board of Directors.

**4.1.2.** The Nominating Committee shall be responsible for:

- (i) encouraging Members to stand for the position of Director;

(ii) overseeing the nominating procedure in accordance with the Bylaws.

**4.1.3.** The Chair of the Nominating Committee shall collect all nominations on the form approved by the Board of Directors and signed by the nominator, one seconder and the nominee, all of whom shall be Members in good standing of the Society. The nominator and seconder shall not be members of the immediate family of the nominee. The forms shall be available on line or mailed to Members.

**4.1.4.** The Chair of the Nominating Committee shall give the list of nominees to the Secretary.

**4.1.5.** The Chair of the Nominating Committee shall be responsible for counting all ballots at the Annual General Meeting.

## **4.2. Voting Procedures**

**4.2.1.** All annual Members in good standing are eligible to vote at a general meeting of the Society and each Member shall have one vote.

**4.2.2.** No Member may vote by proxy for the election of Directors, amendments to the Bylaws or in respect of any other business of the Society.

**4.2.4.** Nominations for Directors must be received by the Chair of the Nominating Committee no later than sixty (60) days prior to the Annual General Meeting.

**4.2.5.** The Secretary shall, on receiving the nominations from the Nominating Committee, mail to the last-known address of every eligible voter, no less than fifty (50) days prior to the Annual General Meeting at which the election is to be held:

(i) a list of nominees for the position of Directors;

(ii) ballots for the election of Directors;

(iii) authorized voting forms for voting on amendments to the Bylaws.

**4.2.6.** To be counted, ballots for the election of Directors must be received by the Secretary by the time of the Annual General Meeting at which time the ballots will be counted by the Chair of the Nominating Committee.

## **ARTICLE 5 – HEAD OFFICE AND LOCATION OF RECORDS**

**5.1.** The Head Office of the Society shall be the address of the residence of the current Secretary of the Society.

**5.2.** The office for registration of pedigrees shall be at the office of the Canadian Livestock Records Corporation in the city of Ottawa, Ontario, Canada.

**5.3.** The Articles of Incorporation, Bylaws, Rules and business records and books of account of the Society will be kept on file at the Society's Head Office or on file in Canada with the Secretary or Secretary-Treasurer of the Society. A copy of the Articles of Incorporation and Bylaws shall also be kept on file at the office of the Canadian Livestock Records Corporation.

## **ARTICLE 6 – FISCAL YEAR**

**6.1.** The fiscal year of the Society shall correspond with the calendar year.

## **ARTICLE 7 – STRUCTURE OF SOCIETY**

**7.1.** The Society shall be national in scope but shall have four Regions:

- Region 1 - Pacific (British Columbia and the Yukon);
- Region 2 - Prairies (Alberta, Saskatchewan, Manitoba, Northwest Territories and Ontario west of 88 degrees longitude);
- Region 3 - Central (Ontario east of 88 degrees longitude, Quebec and Nunavut);
- Region 4 – Atlantic (New Brunswick, Nova Scotia, Prince Edward Island and Newfoundland and Labrador).

**7.2.** To be active, a Region must have a minimum of five voting Members, otherwise Members who ordinarily reside in the territory covered by that Region will belong to the nearest active Region. When numbers warrant, the Board of Directors may, subject to a subsequent ratification in the form of an amendment to this section, with the approval of a majority of the Members at the next Annual General Meeting, divide a Region. If approved by the Members, the division will take effect retroactively as of the date it was approved by the Board of Directors.

**7.3.** Every five (5) years the Board of Directors shall review the demographics and recommend changes if necessary to the division of the Regions.

**7.4.** Every Region shall support the objective of the Society set out in Article 1. All Members of a Region must be Members of the Society. Every Region shall adopt and follow as closely as practicable the rules for governance set out in Articles 4, 5, 6, 8, 9, 10, 11, 12 and 13 of this Bylaw. The Regional Chair and other officers of each Region shall be elected by the members in that Region. The Regional Chair shall be a Member of the Board of Directors of the Society and the term of the Regional Chair shall be two years.

## **ARTICLE 8 - DIRECTORS**

**8.1.** The affairs of the Society shall be managed by a Board of twelve Directors, depending on the number of active Regions as follows:

- (i) the Regional Chair from each active Region;

(ii) two Directors from each active Region who shall be elected by all the Members of the Society;

(iii) if there are not sufficient nominees from any active Region, the nominee from any other active region who has the next highest number of votes may be elected.

**8.2.** No two Directors shall be from any one immediate family in any one province or Region or from amongst the employees, shareholders or partners of any single business, partnership, joint venture or corporation which has registered a pony on the registry records of the Society.

**8.3.** No more than two Directors shall be elected from any province or Region unless there are not otherwise sufficient nominations to fill the vacant positions.

**8.4.** The term for a Director shall be two years. To provide continuity for the Board, half of the Directors shall be elected in the initial election for two years and the remainder of the Directors shall be elected for one year. The Director in an active Region with the highest number of votes shall be elected for two years.

**8.5.** Directors may stand for re-election for a maximum of three consecutive terms. After the elapse of one term following the third such term, a Director may then stand for office again.

**8.6.** The Board of Directors shall have the authority to appoint a qualified Member to fill any vacancy that may occur among their number for the balance of the term of the vacancy. The partial term will not count towards the appointed Director's limit of three consecutive terms.

**8.7.** The term of office for the Directors shall commence at the close of the Annual General Meeting at which they were elected.

**8.8.** A Director shall cease to be a Director if:

(i) he ceases to be a Member of the Society;

(ii) if he resigns by notice in writing to the Society; or

(iii) if he is removed by a vote of at least two thirds of the Members at a general meeting of Members.

## **ARTICLE 9 – OFFICERS**

### **9.1. President**

**9.1.1.** A President shall be elected for a term of two years by the Board of Directors from among their number at the first meeting of the Board which shall be held immediately following the Annual General Meeting. The President shall be eligible for re-election for one subsequent two-year term.

**9.1.2.** The President or another designated Member of the Board shall be a member of all committees.

**9.1.3.** The Board of Directors shall make every effort to ensure that the office of President is held, in consecutive terms, by Members from every Region of the Society.

**9.1.4.** The duties of the President shall be:

- (i) to preside at all meetings of the Society, the Board of Directors and the Executive Committee;
- (ii) to exercise a general supervision over the affairs of the Society;
- (iii) to represent the Society in all matters related to the purposes of the Society;
- (iv) to represent the Society at international meetings and correspond with international societies;
- (v) to sign all contracts and obligations, and perform such other duties as may be assigned by vote of the Board of Directors from time to time; and
- (vi) to be responsible for calling meetings of the Society and the Board.

### **9.2. Vice-President**

**9.2.1.** A Vice-President shall be elected for a term of two years by the Board of Directors from among their number at the first meeting of the Board of Directors immediately following the Annual General Meeting. The Vice-President shall be eligible for re-election for one subsequent two-year term

**9.2.2.** The Vice-President shall perform the duties and exercise the powers of the President if the President is unable to act on account of absence, illness or other incapacity.

**9.2.3.** The Board of Directors shall make every effort to elect the Vice-President from a Region of the Society not represented by the President.

### **9.3. Secretary and Treasurer**

**9.3.1.** A Secretary and a Treasurer or a Secretary/Treasurer shall be elected for a term of two years by the Board of Directors from among their number at the first meeting of the Board of Directors immediately following the Annual General Meeting. The Secretary and Treasurer or Secretary/Treasurer shall act only under the control and with the approval of the Board of Directors.

**9.3.2.** The duties of the Secretary shall be:

(i) to attend all general meetings of the Society, the Board of Directors and the Executive Committee, and to keep accurate minutes of the proceedings. The President may designate a Member to perform these duties at a meeting;

(ii) to conduct correspondence for the Society as directed by the Board of Directors, Executive Committee or President;

(iii) to issue notices of meetings and send out ballot and voting forms to all members as directed by the Board of Directors, Executive Committee or President;

(iv) to keep the Articles of Incorporation, Bylaws, Rules, correspondence, books of account and business records of the Society if so directed by the Board of Directors; and

(v) to do such other things as may be delegated to him under these Bylaws, by the Board of Directors, the Executive Committee or the President.

**9.3.3.** The duties of the Treasurer shall be:

(i) to deposit all monies received by him into a Chartered Bank account to the credit of the Society and pay out again by cheque only, countersigned by the President or Vice-President; and

(ii) to keep proper books of account and furnish statements in detail of the financial affairs of the Society and other matters as directed by the Board of Directors, the Executive Committee or the President.

**9.3.4.** The Treasurer shall be bonded in such an amount as required by the Board of Directors.

#### **9.4. Executive Director**

**9.4.1.** The Board of Directors may appoint an Executive Director to manage the day-to-day affairs of the Society at the direction of, and under the supervision of, the Board and/or the Executive Committee.

#### **9.5. Executive Committee**

**9.5.1.** The members of the Executive Committee shall be five Directors which shall include the President and Vice-President and three other Directors. The Executive Committee shall perform such duties and have such authority as are assigned to it from time by the Board of Directors.

**9.5.2.** The Secretary, or another person from the Executive Committee designated to fulfill these duties, shall attend Executive Committee meetings to take minutes but the Secretary shall not vote.

**9.5.3.** The Board of Directors shall make every effort to ensure, as far as possible, that the Executive Committee members represent all Regions.

**9.5.4.** The Secretary, or designated alternate, shall send a copy of the minutes of every Executive Committee meeting to all Directors within ten days of the meeting

**9.5.5.** Any member of the Executive Committee failing to attend three consecutive meetings, in person or by teleconferencing, without giving advance notice to the Secretary shall automatically cease to be a member of the Committee. The Board of Directors shall then elect a replacement from among the Directors.

#### **9.6. Committees**

**9.6.1.** The Board of Directors may, from time to time, appoint committees of Members for specified purposes. At least one Member of the Board shall sit on every committee. The actions of every such committee are subject to the approval of the Board of Directors.

#### **9.7. Registrar**

**9.7.1.** Canadian Livestock Records Corporation shall assign to the Society a person from the corporation to act as Registrar. Henceforward, Canadian Livestock Records Corporation will be referred to as the Registrar.

**9.7.2.** The Society shall appoint from the Board of Directors a Society Registrar to liaise with the Registrar appointed by the Canadian Livestock Records Corporation in maintaining Society registrations.

## **9.8. Auditor**

**9.9.1.** The Members at each Annual General Meeting shall appoint an auditor based on recommendations of the Board of Directors. The auditor's compensation will be agreed to by the Board of Directors.

**9.9.2.** The duties of the auditor shall be to examine the books of account of the Society and vouchers for all payments and to certify the usual statements of receipts and expenditures, assets and liabilities, for the year for presentation to the next Annual General Meeting.

## **9.9. Representatives**

**9.9.1.** Representatives of the Society to other organizations shall be appointed by the Board of Directors from among the Directors or the Members at large.

# **ARTICLE 10 – MEETINGS**

**10.1.** The Annual General Meeting of the Society shall be held at such time and place as designated by the President. The time shall be no later than fourteen months after the preceding Annual General Meeting. The place shall be in Canada and as far as possible shall alternate between Eastern and Western Canada.

**10.2.** Special general meetings of Members may be held at a time and place fixed by the Board of Directors or by those Members calling the meeting. These meetings may be held by conference call or video at multiple sites. The Secretary shall give notice of the Annual General Meeting and every other meeting of Members at least sixty (60) days before the meeting by postal mail, fax or email to each Member at his last known address or fax number and to the Minister for Agriculture and Agri-Food Canada or his delegated representative.

**10.3.** The Secretary shall give notice of every meeting of the Board of Directors, other than that immediately following the Annual General Meeting, at least twenty-one (21) days before the meeting by postal mail, fax or email to each Director at his last known address or fax number.

**10.4.** The Secretary or President shall give notice of every meeting of the Executive at least ten (10) days before the date of the meeting by postal mail, fax or email to each member of the Committee at his last known address or fax number.

**10.5.** A meeting of the Board of Directors or the Executive Committee may be held on shorter notice, or without written notice, provided all Directors or Committee members

have given their verbal or emailed consent to the meeting being held. This consent shall be recorded in the minutes of the meeting.

**10.6.** Meetings of the Board of Directors and the Executive Committee may be held in person or, with the consent of the Directors, or members of the Executive Committee, respectively by conference telephone call.

**10.7.** For the transaction of the business of the Society, the quorum:

(i) at a general meeting of the Society, shall be fifteen (15) voting Members or 15% of voting membership, whichever is lower, but shall not be less than the size of the Board;

(ii) at a meeting of the Board of Directors, shall be one more than half the number of Directors; and

(iii) at a meeting of the Executive Committee, shall be three (3).

**10.8.** At the written request of at least twenty (20) Members, the Secretary shall call a Special General Meeting of the Society to conduct any business related to the Society and within the power of Members, other than the amendment of the Bylaws.

**10.9.** A copy of the minutes of all meetings of the Board of Directors shall be mailed, faxed or emailed within ten (10) days following the meeting to each Director.

**10.10.** A copy of the draft minutes of every meeting of Members including the Annual General Meeting shall be communicated to all Society members through the Society magazine, web page or email within sixty (60) days of the meeting.

**10.11.** The Board of Directors may permit any meeting of Members, including the Annual General Meeting, to be held by teleconferencing and video conferencing arrangements as well as in person.

## **ARTICLE 11 – AUDIT AND ANNUAL REPORT**

**11.1.** The Board of Directors shall present an Annual Report, consisting of a complete report of its actions during the preceding fiscal year and of the affairs of the Society at every Annual General Meeting. The Annual Report shall also include detailed statements, duly audited, of the receipts and expenditures of the Society for the preceding year, and of the assets and liabilities of the Society. The Secretary shall send a copy of the Annual Report, a list of the current Officers of the Society and a list of the Society's representative(s) to the Canadian Livestock Records Corporation, to each Member in good standing, to the Minister, Agriculture and Agri-Food Canada, and to the General Manager, Canadian Livestock Records Corporation in advance of every Annual General Meeting.

## **ARTICLE 12 – AMENDMENTS AND RULES OF ORDER**

**12.1.** The Bylaws may be amended at any meeting of the Members of the Society, with the exception of a meeting called under Article 10, Sec. 8, by the affirmative vote of two-thirds of the Members voting. All proposed amendments shall be in writing, signed by the proposer and signed by a seconder, both of whom shall be Members in good standing.

**12.2.** All proposed amendments must be received by the Secretary at least seventy-five (75) days prior to the meeting at which they are to be considered. The proposed amendments shall be included in the Notice of the Meeting which the Secretary shall give no less than fifty (50) days before the meeting at which the amendments will be considered, by postal mail, fax or email to the last known address of each Member in good standing, otherwise the meeting shall have no power to deal with them. No amendment shall be valid until approved by the Minister, Agriculture and Agri-Food Canada.

**12.3.** In all cases not covered by these Bylaws, the most recent edition of *Robert's Rules of Order* shall prevail.

**12.4.** In the case of a tie at any meeting of the Board of Directors, the Executive Committee and the Members, the President shall cast the deciding vote, except on amendments to the Bylaws.

## **ARTICLE 13 – DUES AND FEES**

**13.1.** Membership dues and fees for registrations and transfers will be determined from time to time by the Board of Directors and approved at the next Annual General Meeting by a majority of the Members voting at the meeting. Dues and fees will be effective as of January 1 the next year.

**13.2.** Membership dues shall be payable on or before January 1 of each year.

## **ARTICLE 14 – REGISTRATION OF PEDIGREES**

**14.1.** A pedigree registry shall be kept by the Society at the office of the Canadian Livestock Records Corporation. This registry shall be known as the Canadian Connemara Pony Society Registry and Stud Book, and shall be published by the Canadian Livestock Records Corporation at such time as decided by the Society's Board of Directors.

**14.2.** There shall be furnished by Canadian Livestock Records Corporation for all living animals registered, a Certificate of Registration on the form approved by the Canadian Livestock Records Corporation. The certificate shall be in such a form as decided on by the Canadian Connemara Pony Society's Board of Directors.

**14.3.** Any person suspended or expelled from membership in the Society shall not be allowed the privilege of recording pedigrees in the Registry or Stud Book of the Society during the period of suspension or expulsion.

**14.4.** No person shall be denied the right to register or transfer ownership of a pony unless that person:

(i) is in arrears of any fees or dues owing to the Society;

(ii) has contravened the Bylaws of the Society relating to the eligibility for registration of ponies, the individual identification of ponies, or the keeping of private breeding records.

**14.5.** Canadian Livestock Records Corporation or the Board of Directors of the Canadian Connemara Pony Society shall have the power, for any cause which in the opinion of either seems proper, to refuse applications for registration or transfer from any person, whether a Member or not. Any such action taken by Canadian Livestock Records Corporation under this provision shall be immediately reported to the Society.

## **ARTICLE 15 – REGISTRATION OF NAMES, FARM NAMES AND HERD NAMES**

**15.1.** A breeder may, at a fee set by the Society, register for his exclusive use a farm name and herd name to be used as a prefix in naming his animals.

**15.2.** Any such farm name and herd name must be original and registration of that name will be allowed to only one breeder and in registering such names, prior use and priority in application for registration will be considered.

**15.3.** Registered names for ponies, including farm prefix, shall not in total exceed 30 letter spaces or characters.

**15.4.** No name shall be duplicated on the Registry unless used with a different farm prefix.

**15.5.** A registered name, including farm prefix, may not be reused.

**15.6.** In the event of a change in the name of a partnership, company or business, the authorized representative of the partnership, company or business may change the name to the new name upon written application to the Registrar and payment of the prescribed fee. If an owner dies, the authorized representative of the owner's estate may change the name of the owner to the name of the estate or the owner's heir upon written application to the Registrar and payment of the prescribed fee.

**15.7.** A registered prefix may be transferred to another person or persons upon written application of the person in whose name it is registered.

**15.8.** After the expiration of ten (10) years a registered prefix will be forfeited if it has not been used in registering an animal.

**15.9.** The registered owner or his authorized representative may change the given name of an animal upon written application to the Registrar and payment of the prescribed fee before that animal has produced any registrable progeny, but the registered farm prefix shall never be changed.

**15.10.** A registered name shall not include more than one farm prefix or use a farm prefix as a suffix.

**15.11.** Imported ponies shall retain their original registered name, but country of birth shall be indicated by appropriate abbreviation following the name, e.g. [UK], [IRE], [US].

**15.12.** A registered farm prefix can only be used for foals born on the farm of the owner or lessee of the mare at the time of foaling. A foal from a mare leased or purchased in foal shall have the prefix of the owner or lessee of the farm on which the foal is born and weanlings purchased before they have a registered name shall use the prefix of the farm on which they were born.

## **ARTICLE 16 – SUSPENSIONS**

### **16.1. Suspended Member**

**16.1.1.** A suspended member is a member who:

- (i) has been suspended by the Board of Directors for non-compliance with these Bylaws;
- (ii) who has been placed on probation by the Registrar.

**16.1.2.** A Member can be suspended or expelled from membership in the Society if, in the opinion of the Board of Directors, he:

- (i) refuses or neglects to comply with the Articles of Incorporation or Bylaws of this Society;
- (ii) is guilty of conduct considered prejudicial to the interests of the Society; or violates Sections 63, 64, or 65 of the *Animal Pedigree Act*;

**16.1.3.** No Member shall be suspended unless:

- (i) he has been sent notice at his last known address informing him of the charge or complaint against him and given opportunity to meet with the

Board or communicate with them by means of postal letter, email or telephone to defend his position.

(ii) if the Member does not respond to the notice within thirty (30) days, the Board may proceed without further consultation with the Member.

**16.2** A Member so suspended or expelled, after sixty (60) days has the right to appeal for reinstatement by vote of two-thirds of the Members at the next Annual General Meeting.

### **16.3. Suspended Registration**

**16.3.1.** Each registration or transfer of ownership is made on the applicant's or transferor's declaration that the particulars on the application are correct. If those particulars are subsequently found to be incorrect or fraudulent, the registration or transfer shall be placed under suspension by the Board of Directors or by the Registrar.

**16.3.2.** For fraudulent misrepresentations the registration or transfer shall be cancelled. Registrations or transfers in which the misinformation was mistakenly given shall only be cancelled if the applicant is unable or unwilling to supply the correct information within a reasonable time, as determined by the Board of Directors.

**16.3.3.** Pedigrees that are registered or recorded incorrectly may be corrected and re-registered at the expense of the original applicant if possible.

**16.3.4.** Suspensions are to remain in force until lifted by a resolution of the Directors of the Canadian Connemara Pony Society.

**16.3.5.** Suspension, either of a Member or of a registration, shall not in any way derogate from the liability incurred by the Member or person.

## **ARTICLE 17 – STRUCTURE OF PEDIGREE RECORDS**

The Canadian pedigree records of the Canadian Connemara Pony Society shall consist of a Registry of all ponies that have two correctly registered parents and an International Stud Book that will record all ponies that have successfully passed inspections at two years of age or older, under Connemara Pony Breeders' Society (CPBS) rules of inspection, and their Permanent Registration Document will be so identified. Ponies that have not yet achieved inspected status or failed inspection will remain in the Registry. There will be a section for halfbred ponies that have one registered purebred Connemara parent. The rules for registration, transfers and entry into the Stud Book shall comply with the requirements of the Connemara Pony Breeders' Society (CPBS) for a recognized Connemara pony society. Only ponies with both parents registered in any society recognized by the CPBS shall be eligible for registration in the purebred Registry or Stud Book.

Registration fees for foals, stallions, mares, geldings and halfbreds will be set by the Board of Directors and must be paid in full for registration of the pony.

### **Section 17.1. Purebred Foals**

**17.1.1.** A foal with both parents registered with the Canadian Connemara Pony Society under Sections 17.2.1, 17.2.2a, 17.2.2b, 17.3.1, or 17.3.2, or other Connemara Pony society approved by the CPBS, is eligible for a Foal Identity Document and registration in Section 17.1.

**17.1.2.** All filly foal registrations must be accompanied by DNA genotyping documentation.

**17.1.3.** Colt foals registered with documentation of gelding signed by a veterinarian will be issued permanent registration papers in Section 17.2.3 and will not require DNA genotyping. These foals can be registered up to June 30 of the year after their birth with no penalty fees. Upon passing inspection at two years of age or above, geldings will be moved into Section 17.3.3.

**17.1.4.** Colt foals with no proof of gelding will require DNA genotyping and will be issued a Foal Identity Document.

**17.1.5.** All foals must be registered with the society that has jurisdiction over the country in which the foal was born, as recognized by the CPBS. All foals born within Canada can only be initially registered with the Canadian Connemara Pony Society.

**17.1.6.** The progeny of mares and stallions not yet correctly registered will not be eligible for entry into the Canadian Registry or Stud Book. There will be no retroactive registrations for ponies from such mares or stallions.

### **Section 17.2 Canadian Registry**

#### ***17.2.1. Stallions***

**17.2.1.1.** To be eligible for registration in Section 17.2.1, purebred colts must be a minimum of two years of age, with a Foal Identity Document, and have paid the Society's stallion registration fee.

**17.2.1.2.** Stallions must have passed the mandatory veterinary inspection for stallions required by the CPBS inspection program even if they have not yet been inspected.

**17.2.1.3.** Stallions in this section have not yet passed inspection but will become eligible for entry into Section 17.3.1 upon passing inspection and

are 147cm (14.2hh) at inspection or have a document signed by a veterinarian that the colt was under 147cm (14.2hh) during his two-year-old year.

**17.3.1.4.** Stallions registered in this section must be blood typed or, those born in and after 2005, DNA genotyped.

#### ***17.2.2a. Section A Mares***

**17.2.2a.1.** To be eligible for registration in Section 17.2.2a, purebred fillies must be at least two years of age, with a Foal Identity Document and have paid the Society's registration fee.

**17.2.2a.2.** Mares in this section have not yet passed inspection but will become eligible for entry into Section 17.3.2 upon passing inspection.

**17.2.2a.3.** Mares in this section must have a certificate signed by a veterinarian that they are under 147cm (14.2hh) during their two-year-old year.

**17.2.2a.4.** Mares registered after 2007 must be DNA genotyped.

#### ***17.2.2b. Section B Mares over 147cm***

**17.2.2b.1.** To be eligible for registration in Section 17.2.2b, purebred fillies must be at least two years of age, with a Foal Identity Document and have paid the Society's registration fee.

**17.2.2b.2.** Mares in this section have not yet passed inspection and measured over 147cm (14.2hh) during their two-year-old year.

**17.2.2b.3.** These mares will not be eligible for entry into the International Stud Book, Section 17.3.2, but their progeny will be eligible if under 147 cm (14.2hh) during their two-year-old year and upon passing inspection.

**17.2.2b.4.** Mares registered after 2007 must be DNA genotyped.

#### ***17.2.3. Geldings***

**17.2.3.1.** Geldings registered in Section 17.1.3 as foals will have permanent registration in this section.

**17.2.3.2.** Geldings in this section have not yet passed inspection but will be eligible for entry into Section 17.3.3 upon passing inspection if they measure under 147cm (14.2hh) during their two-year-old year.

**17.2.3.4.** Geldings in this section are not required to have DNA genotyping.

**17.2.3.5.** Stallions that have been gelded will be transferred to this section if they have not passed inspection.

## **Section 17.3 International Stud Book**

### ***17.3.1. Stallions***

**17.3.1.1.** To be eligible for registration in Section 17.3.1, purebred colts must be a minimum of two years of age, with a Foal Identity Document and have paid the Society's stallion registration fee.

**17.3.1.2.** Stallions must have been inspected and approved under CPBS rules, being under 147cm (14.2hh) at inspection or with a document signed by a veterinarian that the colt was under 147cm (14.2hh) during his two-year-old year.

**17.3.1.3.** Stallions must have passed the mandatory veterinary inspection for stallions required by the CPBS inspection process.

**17.3.1.4.** All stallions must be blood typed or, those born in or after 2005, DNA genotyped.

### ***17.3.2. Mares***

**17.3.2.1.** To be eligible for registration in Section 17.3.2, purebred fillies must be a minimum of two years of age, with a Foal Identity Document and have paid the Society's registration fee.

**17.3.2.2.** Mares must have been inspected and approved under CPBS rules, being under 147cm (14.2hh) at inspection or with a document signed by a veterinarian that the filly was under 147cm (14.2hh) during her two-year-old year.

**17.3.2.3.** Mares registered after 2007 must be DNA genotyped.

### ***17.3.3. Geldings***

**17.3.3.1.** To be eligible for registration in Section 17.3.3, purebred geldings must be a minimum of two years of age, with correct registration papers and have paid the Society's registration fee.

**17.3.3.2.** Geldings must have been inspected and approved under CPBS rules, being under 147cm (14.2hh) at inspection or with a document signed

by a veterinarian that the gelding was under 147cm(14.2hh) during his two-year-old year.

**17.3.3.3.** Geldings must have a veterinary certificate as proof of gelding but are not required to be DNA genotyped.

**17.3.3.4.** Stallions that have been gelded will be transferred to this section if they have passed inspection.

#### **Section 17.4. Halfbred Registry**

**17.4.1.** To be eligible for registration in Section 17.4, horses and ponies must have one parent registered in Sections 17.2.1, 17.2.2a, 17.2.2b, 17.3.1, or 17.3.2 of the Canadian Connemara Pony Society Registry or Stud Book.

**17.4.2.** Ponies that are more than half Connemara but not a purebred Connemara can only be registered in Section 17.4 of the Registry.

**17.4.3.** Ponies that have both Connemara parents but only one is fully and correctly registered in a recognized Connemara Stud Book or Registry can **only** be registered in Section 17.4 of the Registry.

**17.4.4.** All colt registrations must be accompanied by proof of gelding, signed by a veterinarian.

**17.4.5.** No entire halfbred males are eligible for registration in the Society Registry or Stud Book.

#### **Section 17.5. Imported Ponies**

**17.5.1.** Ponies imported from CPBS recognized Connemara pony societies must be registered in the appropriate section of the Canadian Connemara Pony Society Registry and Stud Book on payment of the appropriate fee set by the Society.

**17.5.2.** Registrations must be accompanied by papers from the country of origin, signed by the registrar of that country.

**17.5.3.** The pony must be DNA genotyped according to the Canadian Society's requirements.

**17.5.4.** Ponies that have passed inspection according to CPBS rules in their country of origin will be eligible for inclusion in the International Stud Book.

## **Section 17.6. Ponies not Eligible for Registration**

**17.6.1.** Progeny resulting from the following breedings are only eligible for registration in Section 17.4 of the Registry.

- a) The progeny of father and daughter;
- b) The progeny of mother and son;
- c) The progeny of full brother and sister;
- d) The progeny of half-brother and half-sister; that is, brother and sister having the same sire or dam.

## **ARTICLE 18 – APPLICATION FOR REGISTRATION**

### **18.1. Foal Registration**

**18.1.1.** Applications for registration of all Connemara foals born in Canada shall be to the Registrar, Canadian Livestock Records Corporation, on the forms approved by the Society. The form must be signed by the owner of the foal at the time of birth and must be accompanied by a Certificate of Service signed by the owner of the stallion at the time the mare was served. All foal registrations must be accompanied by:

- (i) a written description of colour at birth, possible adult colour, and white markings;
- (ii) a diagrammatic outline of white markings and whorl patterns on the form approved by the Society.

**18.1.2.** Applications for registration for all filly foals and entire colt foals must be accompanied by DNA genotyping. These foals will be issued a Foal Identity Document that is valid until two years of age. These foals must be registered by six months of age. Late foal registrations will be accepted upon receipt of the additional fee prescribed under the fee schedule of the Society. After two years of age, ponies must be registered into the appropriate section of the full Registry.

**18.1.3.** Colt foals whose registration is accompanied by a certificate of castration signed by a veterinarian will receive a permanent registration certificate and do not need DNA genotyping. Applications for foal registration for gelded colts will be accepted up to June 30 of the year after their birth.

**18.1.4.** All foal registrations must be accompanied by the documentation required by Equine Canada to obtain an Unique Equine Lifetime Number when and if such a program is officially put in place.

**18.1.5.** Halfbred foals must be registered on the forms approved by the Society accompanied by a Certificate of Service if the sire is a registered Connemara. Halfbred ponies will be issued with a permanent registration certificate.

**18.1.6.** Twin foals must be registered at the same time, providing both are living. If one is dead, it must be so stated and the sex of the dead animal given.

**18.1.7.** The breeder of a foal is the owner or lessee of the dam at the time she was served by the stallion. The first owner of a foal is the owner or lessee of the dam at the time the foal was born. If a change of ownership has taken place after birth but before registration of a foal, the usual transfer must be filed with the appropriate fee.

## **18.2. Permanent Registration**

**18.2.1.** Applications for permanent registration for fillies and entire colts must be made before the pony's third birthday on the forms approved by the Society. The application must be accompanied by two colour photographs to identify the adult animal. These photographs shall be views of each side of the pony, showing the colour and white markings. The pony should be standing square, on a hard surface with all four hooves visible. These photographs will become part of the permanent registration papers.

**18.2.2.** Gelded colts and halfbred ponies do not need to re-apply for permanent registration certificates.

## **18.3. Further Rules of Registration**

**18.3.1.** Application for registration may be refused in cases where the private records or identification system of the breeder are so unsatisfactory as to raise doubts as to the pedigree of the animal. Any irregularities in information supplied or on file may constitute a basis for inspection of the private breeding records and/or for denial of registration or transfer.

**18.3.2.** A duplicate certificate may only be issued if the registered owner or his authorized agent files, on a form supplied by the Registrar, a statutory declaration that the original certificate is irretrievably lost or destroyed.

**18.3.3.** Applications for registration of imported ponies must be made to the Registrar on forms supplied by them and be signed by the importer, show date of importation, and be accompanied by a Certificate of Registration showing that they were registered in the Stud Book of the Connemara Pony Society of their country of origin, recognized by the Connemara Pony Breeders' Society. Any mare imported in foal must, in order for the progeny to be registered, also have a Certificate of Service signed by the owner of the stallion.

**18.3.4** Upon the death of a registered animal, its Certificate of Registration and a statement signed by the recorded owner, or his authorized representative, indicating date of death, shall be sent to the Registrar for recording and cancellation within 45 days of death. Upon request, the cancelled certificate will be returned to the recorded owner.

## **ARTICLE 19 – PRIVATE BREEDING RECORDS**

**19.1.** There shall be kept by each breeder a private record that shall contain full particulars of his breeding operations. This record shall at all times be open to inspection by officials of the Society, officials of the Department of Agriculture and Agri-Foods for Canada and officials of the Canadian Livestock Records Corporation.

## **ARTICLE 20 -TRANSFERS OF OWNERSHIP**

**20.1.** In the case of the sale of a purebred or partbred registered animal, the seller shall furnish the Certificate of Registration to the purchaser, showing the purchaser as owner, within six months of sale. Failure to do so, except under Article 20, Section 20.2., shall be grounds for suspension of membership or expulsion from the Society.

**20.2.** The recorded owner of any registered animal sold or disposed of without the Certificate of Registration (sold without papers) shall surrender the Certificate of Registration to the Registrar for cancellation within 45 days of the sale of the animal.

**20.3.** If any non-breeding agreement has been signed by the buyer and seller of a purebred animal, the original owner and the buyer must sign and submit the Certificate of Registration to the Registrar within 45 days of the sale.

**20.4.** Application for transfer of registration shall be made on forms supplied by the Registrar and shall give the date of sale and date of delivery and, in the case of a female, if bred, a Certificate of Service must be completed. Transfer of registration will be endorsed by the Registrar on the Certificate of Registration which must be forwarded to the Registrar with the application for transfer.

**20.5.** In the case a male or female is leased or loaned for breeding purposes, the form of lease supplied by the Registrar must be filled in and signed by the lessor and forwarded to the Registrar to be placed on record. The lessee will be considered the owner of the progeny of leased and loaned females. If the mare has been bred prior to leasing, the owner/lessee of the mare at time of breeding is the breeder.

**20.6.** A duplicate certificate may be issued if the registered owner or his authorized agent files a witnessed declaration on a form supplied by the Registrar showing in a satisfactory manner that the original is lost, destroyed or unobtainable.

## **ARTICLE 21 – INSPECTIONS**

**21.1.** Ponies shall be inspected according to the international rules as set out by the Connemara Pony Breeders' Society (CPBS) to be eligible for entry into the International Stud Book of the Canadian Connemara Pony Society Registry, Sections 17.3.1, 17.3.2 and 17.3.3.

**21.2.** Inspections shall be carried out by inspectors who have been approved under International rules by the Canadian Connemara Pony Society or inspectors from any Connemara pony society recognized and approved by the CPBS.

## **ARTICLE 22 – ARTIFICIAL INSEMINATION**

### **22.1. General Rules**

**22.1.1.** Foals produced as a result of artificial insemination (AI) are eligible for registration in the appropriate section of the Society Registry or Stud Book as long as the foal meets all rules for registration and the application is accompanied by the properly executed Artificial Insemination Service Certificate.

**22.1.2.** No mare may be covered by AI by more than one stallion in a single breeding season unless she undergoes an ultrasound, no less than 18 days after the last possible exposure to the first stallion, by a licensed veterinarian verifying that she is not in foal to that stallion.

**22.1.3.** All stallions used for AI breedings shall be blood typed or, if born after 2005, DNA tested.

**22.1.4.** The issuance of an Artificial Insemination Service Certificate by the Society shall in no way be construed as guaranteeing conception, or if a foal(s) results from such service, that it/they shall be eligible for registration.

### **22.2. Chilled Semen**

**22.2.1.** Semen must be collected by a veterinarian or trained technician who must sign and date the Artificial Insemination Service Certificate provided by CLRC for each stallion used for artificial insemination.

**22.2.2.** The signed Artificial Insemination Service Certificate document must also be signed by the owner or agent of the stallion and must accompany the shipment of semen. The stallion owner must retain one copy of this document.

**22.2.3.** The mare to be bred by AI must be inseminated by a licensed veterinarian or trained technician who must sign and date the Artificial Insemination Service Certificate document. The owner or lessee of the mare must also sign the document.

**22.2.4.** A copy of the Artificial Insemination Service Certificate signed documentation must accompany the application for the foal's registration.

### **22.3. Frozen Semen**

**22.3.1.** An Artificial Insemination Service Certificate provided by CLRC must be completed as in Section 22.2 above.

**22.3.2.** All semen shall be frozen in a laboratory that has been approved by the Health of Animals Division, Canadian Food Inspection Agency.

**22.3.3.** It shall be the responsibility of each approved laboratory to permanently label semen before freezing and the responsibility of the registered owner or his representative of a stallion to require those collecting, processing and freezing semen to identify the semen and permanently label each ampoule, straw or container before freezing, reflecting the full registered name and number of the stallion and date of collections.

**22.3.4.** The owner of the stallion may retain ownership of frozen semen when a stallion is sold, providing the seller reports the number of vials retained to CLRC. Any further transfer of ownership of the semen must be recorded with CLRC.

### **22.4. Death or Castration of Stallion Used for Artificial Insemination**

**22.4.1.** Foals conceived after the death or castration of a stallion shall be eligible for registration under the same conditions and provisions governing the eligibility of foals conceived by Artificial Insemination prior to the death or castration of said stallion.

**22.4.2.** No time limit is imposed on the use of semen after the stallion's death or castration, providing the stallion met the requirements for registration of foals via frozen semen at the time of collection of the semen.

**22.4.3.** The death of the stallion must be reported to CLRC within 90 days and the number of units of frozen semen on hand must also be reported to CLRC.

## **ARTICLE 23 – EMBRYO TRANSFER**

**23.1.** Only one genetic offspring a year, by natural breeding or embryo transfer, shall be eligible for registration from any one mare.

**23.2.** In an embryo transfer, no foal will be registrable from a donor mare who has been inseminated or exposed to more than one stallion per flush.

**23.3.** The documentation of embryo recovery, transplant and freezing shall be on forms supplied by the Canadian Embryo Transfer Association (CETA).

**23.4.** The appropriate forms from the CETA must be filed with CLRC prior to application for transfer of ownership of an embryo or application for registration of a resultant foal.

**23.5.** An Embryo Certificate will be issued for each transplanted or frozen embryo registered with CLRC and transferred to a new owner.

**23.6.** To register a resultant foal from an owned donor dam, the owner must complete an application for registration and indicate that the foal was produced by embryo transplant.

**23.7.** To register a resultant foal from a purchased embryo, the owner must complete an application for registration, indicate that the foal was produced by embryo transplant and include a transferred Embryo Certificate.

**23.8.** Parentage verification through DNA testing, at the owner's expense, is required for all foals produced by embryo transplant.

**23.9.** The collection, freezing and storage of embryos shall be conducted by a person holding a certificate from the Canadian Embryo Transfer Association or an equivalent certificate.

**23.10.** It shall be the responsibility of the owner(s)/lessee(s) of the stallion and of the mare to maintain a record of each embryo collected, implanted, frozen, sold or transferred. These records shall be kept in compliance with Article 19 - Private Breeding Records.

## **ARTICLE 24 – NON-MEMBERS**

**24.1.** Any person not a member of this Society registering and transferring animals on the records of the Society shall be subject to the same rules and regulations as a member, except as otherwise specified, and shall be bound by the fees set for non-members.

## **ARTICLE 25 - AMALGAMATION AND DISSOLUTION OF THE SOCIETY**

### **25.1. Amalgamation**

Two or more societies that desire to amalgamate and continue as one society may make application to that end by submitting articles of amalgamation to the Minister, Agriculture and Agri-Food Canada. The Articles of Amalgamation must include a statutory declaration attesting that the members of each of the societies that desire to amalgamate have been consulted in writing, that at least twenty-five percent (25%) of the members of each society have responded in writing to the consultation and that at least

two-thirds (2/3) of the members of each society who responded have approved the proposed amalgamation.

## **25.2. Dissolution**

**25.2.1.** The Minister, Agriculture and Agri-Food Canada may, by order, declare the corporate powers of any association or society affiliated with Canadian Livestock Records Corporation to be terminated in any of the following circumstances:

(i) Where the Minister, Agriculture and Agri-Food Canada is satisfied that the association or society has failed for any period to conduct its business and affairs in accordance with the provisions of its Bylaws under the *Animal Pedigree Act*.

(ii) Where the Minister, Agriculture and Agri-Food Canada is satisfied that the association or society has failed for a period of twelve (12) months to carry on business.

(iii) On petition for dissolution to the Minister, Agriculture and Agri-Food Canada by the association or society supported by a resolution to that effect passed by at least two-thirds (2/3) of the members of the association or society.

## **ARTICLE 26 – INTERPRETATION SINGULAR/PLURAL; MASCULINE/FEMININE/NEUTER**

**26.1.** Wherever the context permits in the Bylaws, the singular shall include the plural, and the masculine, the feminine and the neuter.

**26.2.** Definitions of terms included in these Bylaws are given in Appendix 1.