

# **BY – LAWS**

## **CANADIAN SWINE BREEDERS ASSOCIATION**

**Amended to March 22, 2006**

# CANADIAN SWINE BREEDERS ASSOCIATION

## AMENDMENTS

Amended Section 6, Subsection 1 Section 15, Subsection 13	February 4, 1918
Amended Section 15, Subsection 8	February 3, 1919
Amended Section 15, Subsection 13	March 6, 1920
Amended Section 22	February 13, 1923
Amended Article 3, Section 1, 6 & 7 Article 6, Section 1 Article 7, Section 1	March 19, 1926
Amended Article 6, Section (b)	February 13, 1929
Amended Article 15	February 2, 1932
Revised	February 16, 1933
Amended Article 25	February 6, 1934
Amended Article 3, Section 11 Article 15, Section 6 Article 16 Article 17 Article 22 Article 23 Article 26	February 5, 1935
Amended Article 22, Section 1	February 4, 1935
Amended Article 16	February 2, 1937
Amended Article 25	March 8, 1949
Revised	June 6, 1950
Amended Section 3, Subsection 7 Section 6, Subsection 1 (a) Section 22 Section 26	June 30, 1950
Amended Article 16	April 6, 1954

Amended Article 6	April 20, 1955
Amended Article 25	July 18, 1955
Amended Article 25	July 15, 1956
Amended Article 25	March 6, 1957
Amended Article 25	August 30, 1957
Amended Article 22	June 4, 1958
Amended Article 17	
Article 21	
Article 22	
Article 16	May 12, 1961
Article 6	
Article 22	
Amended Article 6	
Article 25	April 22, 1968
Revised	February, 1969
Amended Article 6	
Article 22	March 19, 1969
Revised	January 16, 1970
Amended Article 22	December 18, 1972
Amended Article 26	April 16, 1974
Amended Articles 7, 18, 22	August 21, 1978
Amended Article 22	September 5, 1979
Amended Article 19	June 17, 1981
Amended Articles 6 & 26	May 18, 1983
Article 22 & 26	June 22, 1984
Amended Article 13, 18, 19 & all references to Canadian National Live Stock Records be replaced with "the Association".	June 13, 1985
Constitution Revised	July 25, 1989
Constitution Revised (Article XXVI only)	June 20, 1990

Constitution Revised re: New Association Name	November 15, 1990
Amended Article 23	July 7, 1992
Amended Article 7	September 15, 1993
Change of Name of Association	November 23, 1993
Amended Article 24	December 24, 1997
Amended Article 23	December 29, 1997
Amended Articles 7 & 23	March 22, 2006 (passed at 2003 AGM)
Amended Article 17	March 22, 2006 (passed at 2004 AGM)
Amended Articles 8 & 23	March 22, 2006 (passed at 2005 AGM)

# CANADIAN SWINE BREEDERS ASSOCIATION BY-LAWS

## I. NAME

This organization shall be called "CANADIAN SWINE BREEDERS' ASSOCIATION" and hereinafter is referred to as "Association".

## II. RECORDING BODY

The pedigree recording body shall be Canadian Livestock Records Corporation, or any other body which performs the duty of receiving, recording and processing all pedigree related work; and hereafter is referred to as the "Corporation".

## III. OBJECTS

The Association shall have for its object the encouragement, development and regulation of the breeding of swine in Canada.

1. By keeping a record of the breeding and origin of swine; and by collecting, preserving and publishing data and documents relating to same.
2. By establishing standards of breeding and by carrying out a system of registration under the Corporation's system.
3. By adopting means from time to time to protect and assist breeders engaged in propagation and breeding of purebred swine in compliance with the Animal Pedigree Act and/or any regulation made thereunder.
4. By maintaining an efficient supervision of breeders of swine to prevent, detect and punish fraud.
5. By compiling statistics of the industry and furnishing official and authentic information in regard thereto.
6. And for these purposes to have power to make all needful contracts and agreements; and to make, alter and repeal regulations subject to the provisions hereinafter set forth.

## IV. MEMBERS

1. There shall be four classes of members:

a. HONORARY MEMBERS: The Association may appoint honorary life members at a general meeting if the Board of Directors have, by resolution, named the proposed member or members and recommended that such appointment be made, but such honorary member shall take no part in the management of the Association's affairs. Their position shall be purely honorary.

b. LIFE MEMBERS: Life members shall be those individuals resident in Canada who have paid a life membership fee of the prescribed amount as set by the Board of Directors, and shall have the same rights and privileges as annual members. Life membership shall also include those individuals that had life membership in one or more of the amalgamated associations. Life membership is not transferable.

c. ANNUAL MEMBERS: Annual members shall be those individuals, partnerships, or companies incorporated under Federal or Provincial charter, resident in Canada who paid the prescribed annual membership fee, due the first day of January of each year.

d. NON-RESIDENT MEMBERSHIP: Individuals resident outside Canada may become annual members on the approval of the Board of Directors, and shall have the same fees for registration work as regular annual members, but shall not hold office or be entitled to vote at any meeting.

2. Original application for annual or life membership shall be in writing; and in becoming a member each applicant shall agree to be bound by the constitution and amendments thereto, and all rules of the Association; but the Association shall have power to reject any application for membership.

Application for partnership or incorporated company membership shall specify the person authorized to vote, act or sign for the partnership or company. A member of a partnership or company other than the person mentioned in the application may be authorized by the partnership or company to act or vote at any meeting of the Association.

3. All members in good standing shall as a matter of contract and except as hereinafter provided, enjoy the same rights and privileges and be subject to the same liabilities as the original incorporators of the Association. No member who is in arrears of membership or other fees or dues shall enjoy such rights and privileges.

4. A member in good standing is a member who has complied with the regulations as hereinafter set forth, and who is not in arrears of membership or other fees or dues, or is suspended.

5. The financial liability of the member to the Association shall be limited to the amount due from him in respect to his membership and registration fees.

6. A member may, provided he is not in arrears for membership or other fees or dues, at any time resign from membership in the Association by giving the General Manager of the Corporation notice in writing of his intention to do so; but membership shall not terminate until the end of the then current membership year.

7. No member shall be entitled to any of the rights and privileges of the Association during any year until his annual fee for that year is paid.

8. No member shall hold office or be entitled to vote at a meeting, or to give notice to amend this constitution, if at the time he is in arrears of membership or other fees or dues, and no applicant shall be entitled to vote until membership has been accepted.

9. A member may at the discretion of the Board of Directors, receive free of charge, publications which are issued during each year of his membership for which he has paid a membership fee.

10. The Board of Directors shall have the power to suspend or expel any member who fails to observe any rule or regulation set forth in this constitution or whose conduct in the opinion of the Board is prejudicial to the interests of the Association. A member so suspended or expelled shall after the expiration of twenty-one days have the right to apply to the Board of Directors for reinstatement, and shall on application be reinstated at the next meeting of the Board, provided two-thirds of the members of the Board present thereat vote in the affirmative. If the Board of Directors refuses to reinstate a person suspended or expelled from membership, such person shall have the right to apply for reinstatement by the next succeeding general meeting; but reinstatement by a general meeting shall be only by a favourable vote of at least two-thirds of the members present.

11. The membership year of the Association shall correspond with the calendar year.

#### V. OFFICES

The head office of the Association shall be at such place as the Board of Directors may determine and the office for the registration of pedigrees shall be the office of the Corporation, under the supervision of the Board of Directors of the Corporation.

#### VI. FISCAL YEAR

The fiscal year of the Association shall correspond with the calendar year.

#### VII. OFFICERS

1. DIRECTORS: The affairs of the Association shall be conducted by a Board of Directors, who shall be elected as herein provided. For the purpose of election of directors and of effecting proportional representation of the different regions, the membership shall be divided into regions and each region shall be entitled to representation on the Board of Directors as follows:

a)	Atlantic Region	One Director
b)	Quebec	One Director
c)	Ontario	One Director
d)	Mid-West Region	One Director
e)	Western Region	One Director

Further, any region having 25 or more members, or 7,000 or more animal registrations per year, may elect a second director to the board for the following year.

And furthermore, any region having 30 or more members and 20,000 or more animal registrations per year may elect a third director to the board for the following year.

(For this purpose, Newfoundland, New Brunswick, Nova Scotia and Prince Edward Island shall be known as the ATLANTIC REGION, Manitoba and Saskatchewan shall be known as the MID-WEST REGION, and Alberta, British Columbia, Northwest Territories, and Yukon shall be known as the WESTERN REGION.)

- (i) In order to be eligible to be a director on the board, the member must be in good standing, which is having paid up membership to the Association and be an active producer of swine.
- (ii) Each Provincial or Regional Group shall elect their director(s) to the directorate of the Association and such election shall be at the annual meeting of the Provincial or Regional organization, or by mail ballot where there is not a Provincial or Regional organization that represents all members in that Province or Region. It is suggested that each group should also elect an alternate.
- (iii) Where election of directors is made at the Provincial annual meeting, the Provincial organization must serve notice by mail to the last known address of all resident members of the Association in good standing at least thirty days prior to the annual meeting of the Province, and permit voting privileges on national funding and directorate. At the same time, a copy of such notice shall be sent to the Manager of the national Association. This shall be done annually, and the director(s) so elected shall take office at the time of the national Association's annual meeting the following calendar year.

- (iv) Directors shall be elected by mail ballot where there is not a Provincial or Regional organization that represents all the members of the Association in that Province or Region.

At any time between July 1st and September 30th of each year, nominations may be made for their respective organization's directors to the Purebred Swine Breeders' Association of Canada, and shall contain the nominee's signature stating that he is willing to let his name stand for election.

By October 15th the manager shall mail the list of director candidates to all their paid up members in good standing as of September 30th of that year. Such ballots shall be mailed by first class mail to all their members within their provinces group to the last known address as shown on the membership rolls of the Association.

Each ballot shall be returned to the manager by post or by hand by November 8th. Ballots shall be counted within the first 8 days of December in the presence of at least 2 people; and one shall be government, university staff, or notary and one may be a non-candidate swine breeder. In the event of tie results, ballots with late postmarks may be used. If this does not break the tie, a draw made by the government or university personnel will decide. The runner-up candidate shall be the alternate.

- (v) Results of provincial elections must be sent to the Association's Manager within three days of the meeting, and shall include names of elected directors and alternates.
- (vi) Any Province failing to hold a duly called annual meeting and election by December 31 will elect their directorate by mail ballot conducted by the Association's Manager.
- (vii) Such ballots shall be mailed by first class mail to all members in good standing within that Province to the last known address as shown on the membership rolls of the Association. Ballots must be returned to the Association's Manager as the notice indicates, and in no event later than thirty days prior to the annual meeting of the Association.
- (viii) Each director shall be elected annually.
- (ix) If the province has not elected an alternate, then the Board of Directors shall have the power to fill vacancies which may occur among the directors; and to change officers as required as a result of resignation, disqualification or death, until the next annual meeting.
- (x) The Directors may delegate any of their powers to the Executive Committee.
- (xi) Immediately following the Annual Meeting the directors each year shall elect the Executive Committee from among themselves and the Manager.

2. EXECUTIVE COMMITTEE: The Executive Committee shall consist of the President, 1st Vice-President, 2nd Vice-President, Manager and one Director as heretofore provided. A copy of the minutes of each Executive meeting shall be forwarded to each Director and the General Manager of the Corporation within twenty-one days after a meeting.

3. SPECIAL COMMITTEES: The Board of Directors may appoint from their number or from the other members of the Association, special committees; but must in all cases name one of their number a member who shall be the presiding officer. The action of any special committee is subject to the approval of the Board of Directors.

Any committee except the Executive Committee shall have power to add to its number.

4. HONORARY PRESIDENT: The Board of Directors may appoint honorary presidents. They shall hold office during the pleasure of the Board.

5. PRESIDENT: The president shall be elected annually from among their number by the Board of Directors at their first meeting after the annual meeting. He shall hold office for one year or until his successor is elected and shall be eligible for re-election. The number of successive annual terms of the President shall not exceed two. The duties of the President shall be to preside at all meetings of the Association and the Board of Directors, and of the Executive Committee; and to exercise a general supervision over the affairs of the Association and generally to do all matters, acts and things as are usually done by Presidents of similar organizations, and shall be a member of all committees.

6. FIRST VICE-PRESIDENT: A Vice-President shall be elected in a like manner to and at the same time as the election of the President, hold office for a similar term, and in case the President is unable to act on account of illness or absence, or at the request of the President, perform all duties of the President.

7. SECOND VICE-PRESIDENT: A second Vice-President shall be elected in the same manner, hold office for a similar term, and if the President and Vice-President are unable to act on account of illness, absence, or otherwise, shall perform all the duties of the President.

8. MANAGER: The Board of Directors shall from time to time as occasion may require, appoint a Manager who shall have the power of manager, acting under the control and with the approval of the Board of Directors. The Manager's duties shall also serve the offices of (i) Secretary, (ii) Treasurer, and (iii) Director. His duties shall be to attend all meetings of the Association, and of the Board of Directors, and of the Executive Committee, and to keep exact minutes of the proceedings of the same; to carry on all head office correspondence; to prepare all annual and other reports; to give notice of all meetings of the Association and of the Board of Directors or of the Executive Committee when so directed by the proper authority under the constitution; to deposit all monies received by him in a chartered financial institution to the credit of the Association, and shall pay same out again by cheque only. He shall deposit, for safekeeping, all securities owned by the Association, in a safety deposit vault as may be approved of by the Board of Directors. He shall be bonded in such amount as may be required from time to time by the Board of Directors. He shall keep proper books of accounts, containing entries of all matter of things as are usually entered in books of accounts; and shall furnish from time to time such statements in detail of the affairs of the Association, or such other matters as may be directed by the Board of Directors or the Executive Committee. The manager's duties shall include the functions normally done by (a) the Manager, (b) the Secretary, (c) the Treasurer, (d) an Executive Director.

9. REGISTRAR: The Corporation shall assign to the Association a person to act as Registrar. The duties of the Registrar shall be similar to the duties of other Registrars in the employ of the Corporation.

10. PEDIGREE COMMITTEE: The Manager, the Registrar and the General Manager of the Corporation, shall be a Committee with authority to authorize change of ownership, and issue registration pedigree for swine where signatures or other information are for any reason unobtainable. If the decision of the Committee is unanimous it shall be final. If the Committee is not unanimous in the matter in question, it has no power to authorize the registration and/or change of ownership of any animal unless the information submitted complies in all particulars with the rules of eligibility as outlined elsewhere in this constitution. All decisions of the Committee shall be submitted to the Board of Directors and shall be incorporated in the minutes of their next meeting.

11. No director or servant of the Association shall receive monetary gain for his services pertaining to investments, or the sale of investments of the Association, other than the nominal fees agreed upon for ordinary services rendered to the Association.

12. Should the decision of the annual meeting not be attainable, the Board of Directors shall make the necessary decision until the next annual meeting. Their actions are to be fully reported at such meeting.

13. AUDITOR: The Association, at each annual general meeting, shall appoint an Auditor or Auditors, and fix their remuneration. His duty shall be to examine the books of accounts of the Association, vouchers for all payments and certify the usual statements of receipts and expenditures, and assets and liabilities for the year, for presentation to the next annual general meeting.

14. REPRESENTATIVES: Representatives, to organizations asking that such be appointed, shall be appointed at the annual general meeting; or the annual meeting can delegate such appointments to the board of directors. If for any reason any of these are not so appointed, the Board of Directors shall have power to appoint the same. Representatives to the Corporation shall be appointed by the Board of Directors.

15. PROVINCIAL ASSOCIATIONS: Members of the Association in good standing may organize Provincial Associations under a constitution approved by the Board of Directors. The activities of any such Provincial Association shall be confined solely to its own provincial interests and shall not conflict in any way with the activities of the Association. At no time may their constitution take precedence over this constitution.

16. VOTING PRIVILEGES: Where a director of the Association finds it impossible to attend an annual meeting, an alternate may be appointed from that Province. Said alternate to be confirmed by the Secretary of that Province. The alternate is to have full voting privileges. If an alternate has been previously named no additional confirmation is required.

## VIII. MEETINGS

1. The annual general meeting of the Association shall be held at such time and place as decided upon by the Executive Committee of the Association. Other general meetings shall be held at the time and place fixed by the Board of Directors. A notice of at least twenty-one days in advance shall be given by post, indicating the time and place of meeting. This notice shall be given by a circular letter, or by notice inserted in a publication of the Association and be forwarded to each member postage prepaid to his last known post office address appearing on the books of the Association.

A copy of the notice calling an annual or general meeting shall be forwarded to the Minister of Agriculture for Canada, and to the General Manager of the Corporation, in a like manner as to the members of the Association.

2. Notice of meeting of the Board of Directors, other than the one immediately following the annual general meeting, shall be mailed, postage prepaid to his last known postal address as appearing on the books of the Association, to each one of them at least ten days before the date of meeting; or by telephone at least five days before the date of meeting.

3. A meeting of the Board of Directors may be held on shorter notice and/or without written notice providing all have given their consent for the meeting to be held. A minute of such consent shall be entered in the minutes of the meeting when held. A minute of such consent shall be entered in the minutes of the meeting when held. Meetings of the Board of Directors and of the Executive Committee (other than those immediately pre and post annual and general meetings) may be conducted as a telephone conference at the President's pleasure.

4. Notice of meetings of the Executive Committee shall be mailed to each member thereof, to his last known postal address as appearing on the books of the Association, at least twenty-one days before the meeting.

5. Meetings of the Executive Committee may be held on shorter notice or without written notice, providing all members have given their consent to the meeting being held. A minute of such consent shall be entered in the minutes.

6. For the transaction of the business of the Association at an annual or other general meeting a quorum shall be the lesser of fifteen or 10% of the members in good standing on the date of the meeting; and at a meeting of the Board of Directors shall be more than 50 percent of the Directors; and at a meeting of the Executive Committee a quorum shall be three. Each Director may carry a maximum of 1 proxy vote to an annual or other general meeting.

7. At the written request of twenty members, the Manager shall call and chair a special general meeting of the Association; which meeting shall have the same status as if it had been called in the regular way by the Board of Directors of the Association, but such meeting shall have no power to amend this constitution.

8. A copy of the minutes of all meetings of the Board of Directors and of the Executive Committee, shall within twenty-one days following the meeting, be mailed to each of the Directors and to the General Manager of the Corporation.

#### IX. ORDER OF BUSINESS

It is suggested that the order of business at all annual and general meetings shall be as follows:

1. Identification of members
2. Reading minutes of previous meeting
3. Business arising out of the minutes.
4. Correspondence
5. President's address.
6. Financial and auditor's report
7. Manager's Report
8. Report of officers, directors and committees
9. Unfinished business
10. If annual meeting, approval of directors and other representatives.
11. New business
12. Adjournment

The above order may be changed at the pleasure of the meeting assembled.

#### X. AUDIT AND ANNUAL REPORT

The Board of Directors at each annual general meeting shall submit a complete record of its acts and of the affairs of the Association. It shall present a detailed statement duly audited of the receipts and expenditures of the preceding year, and of the assets and liabilities of the Association. A copy of this report, a list of the members, the officers elected, and the representatives to the Corporation, and general information on the affairs of the Association shall be sent to the Minister of Agriculture for Canada and to the General Manager of the Corporation within 30 days after the annual meeting. A copy of the annual report may be mailed to each member in good standing.

#### XI. EXPENSES, INCOME AND PROPERTY

The income and property of the Association, from whatever source derived, shall be applied solely towards the promotion and furtherance of the objects of the Association, and no part thereof shall be paid or transferred directly or indirectly by way of bonus or otherwise as profit or gain to members of the Association, (past, present or future), or to any person claiming through any member; provided however, that nothing herein contained shall prevent the bona fide payment or remuneration to the Manager, secretary, treasurer, registrar, officer, clerk or servant or other person or persons for service actually rendered the Association, whether such are members of the Association or not, and the expenses of the directors or other officers incurred in doing the business of the Association.

The Association shall, with other organizations comprising the Corporation pay to the Record Committee of the Corporation a proportionate amount of the expense of conducting the Corporation office.

## XII. BOOKS

The Association shall cause a book to be kept by the Manager, and by the Secretary of each branch of the Association, if any, wherein shall be contained a copy of the constitution, so that persons becoming members of this association may examine the same at all reasonable time.

## XIII. AMENDMENTS

This constitution may be amended at any general meeting of the Association, with the exception of a meeting called under Article VIII, section 7, of this constitution, by the affirmative vote of two-thirds of the members present; but no amendment shall be valid until approved by the Minister of Agriculture for Canada. Notice of all proposed amendments shall be given to the Manager at least 90 days in advance of a general meeting and they shall be included in the notice calling such meeting; otherwise the meeting shall have no power to deal with same.

## XIV. REGISTRATION, MEMBERSHIP AND OTHER FEES

1. All fees shall be paid to the Treasurer of the Corporation or its appointee, and may be sent by money order or certified cheque payable to the Corporation; and they shall forthwith be deposited by him to the credit of the Association in a Canadian chartered financial institution selected by the Record Committee of the Corporation.

2. In case membership fees to the Association are received by the Manager of the Association they shall be immediately forwarded to the Treasurer of the Corporation or its appointee for deposit.

## XV. CORPORATE SEAL

The seal as stamped on the margin hereof, shall be the corporate seal of the Association.

## XVI. REGISTRATION OF PEDIGREES

1. A register shall be kept at the office of the Corporation. This register shall be known as the Canadian National Record for Swine, and shall be published by the Corporation at such time as decided by the Board of Directors and in such form as agreed upon by the Corporation and the Association.

2. There shall be a certificate or registration issued by the Corporation for all animals registered, on the form adopted by the Corporation. The pedigree shall be in such form as decided on by the Board of Directors.

3. The Board of Directors of the Corporation shall have power, for any cause which in the opinion of the Board seems proper to suspend any member; or to refuse applications for registration or transfer from any person, whether a member or not. Any such action taken by the Board under this provision shall be immediately reported to the Association. The Board of Directors of the Corporation may refuse to accept the signature of any person, or an application for registration or transfer whether by a member or not, pending action by the Directors or a general meeting of the Association.

4. Any person while suspended or expelled from the Association, or suspended or expelled from any other Association, which operates under the Animal Pedigree Act, shall not be able to have any of the privileges of membership.

## XVII. IDENTIFICATION

All swine, born in Canada, shall be identified by tattoo or electronic implant, while under 8 weeks of age, before weaning and before making application for registration, to be eligible for registration by the Corporation.

If the system of tattoo marking is employed by the breeder, then he shall tattoo either in the right ear the letters allotted to him by the Corporation, and the herd number followed by the designated year letter in the left ear, or, in one or the other ear on two rows such that the herd letters are in the top row and the herd number and year letter are in the bottom row.

If a system of electronic implants is employed by the breeder the implant shall be placed in the left ear as instructed. A dual identification system using electronic implant and tattoo is acceptable and encouraged.

If a system of tagging is employed, tags must be ordered through the Corporation. The tags will show the breeder's letters allotted to him by the Corporation, and within herd number, followed by the designating year letter. If tags are used, a dual system also using either tattoo or electronic implant is required.

As soon as each hog is identified by tattooing, implant and/or tagging, a record of the identification must be entered in the breeder's private breeding record.

All white-eared and red-eared swine must be identified by tattoo and/or electronic implant. All black-eared swine must be identified by tattoo and/or electronic implant, and a secondary form of ID such as ear tagging is encouraged.

**IMPORTED ANIMALS:** In the case of imported animals, they shall be individually identified by tattoo or implant before applying for registration. All imported animals not ear tattooed as required by the Association shall be properly tattooed using the importer's herd letters and the appropriate year letter, preceded by an unduplicated number; or by electronic implant.

## XVIII. REGISTRATION OF IDENTIFICATION LETTERS

1. A breeder shall apply to the Corporation for, and be allotted letters for his exclusive use with which to identify swine farrowed on his property. If identifying by tattoo marking, the letters allotted the breeder must be shown on the right ear as designated by the Corporation. In addition to the herd identification letters, there must also be tattooed in the left ear, the within herd number of the animal, followed by the designated year letter to signify the year of birth.

(Example) The letter "A" will signify an animal born in 1969 or 1991, the letter "B" will signify an animal born in 1970 or 1992, and "C" in 1971 and 1993, and so on.

The letters "I", "O", "Q" and "V" are not used as year letters; while all other letters are used in alphabetical order.

2. Electronic implants shall be put in the left ear and be read by an appropriate scanner.

3. If identification is by tagging, the tag will show the letters allotted to the breeder, a within herd number, and the designated year letter. The tag shall be acquired through the Corporation and placed in the right ear of the hog so identified.

4. In the event of a change in the name of a partnership or company, or if a member of the same family is taken into partnership or becomes the owner of the swine enterprise, the tattoo letters may be transferred upon application to the Corporation by the registered owner or his authorized representatives. Likewise transfer can be made from a deceased owner to his heir.

### XIX. REGISTRATION OF NAMES

A breeder may register, for his exclusive use, a name to be used as a prefix in naming his swine. The use of such prefix is strongly encouraged. One particular prefix name only will be allowed to one person or partnership; and in registering such name, priority in application for registration shall be considered. Letters may be used as a prefix to a name. In total, names shall not contain more than thirty letters, spaces and characters, including numerical affix. A change of name of an animal shall be allowed up until the animal has progeny registered. In the event of a change in the name of a partnership or company, or if another party is taken into partnership, the name may be transferred by the registered owner or his authorized representative by making application to the Corporation. Likewise, the transfer may be made from a deceased owner to his heir.

Registration papers shall include all tattoo numbers, implant numbers, and/or ear tag numbers.

A registered name may be transferred to another person or persons upon application of the person in whose name it is registered. If a registered name has not been used by its registered owner for the purpose of registering purebred swine for a period of five consecutive years, such name shall be forfeited, but can be re-issued if not already otherwise assigned. Discretion shall be used in issuing new breeders name prefixes of very prominent herds.

### XX. PRIVATE BREEDING RECORDS

There shall be kept by each breeder, a private record which shall contain full particulars of his breeding operations. Each sow shall have her own sow and litter record completed as soon as each litter is tattooed; this is to be done on a standard record supplied by the Association; or on a record comparable to those supplied. Similar records held in a computer will be equally acceptable. This record shall at all times be open to the inspection of officials of the Association, officials of the Department of Agriculture for Canada, and officials of the Corporation.

### XXI. STANDARDS FOR REGISTRATION

Standards for registration and Record of Performance shall, from time to time, and as occasion may require; be made in a manner determined by the Board of Directors of the Association.

### XXII. DEFINITIONS

1. **SUSPENDED MEMBER:** A suspended member is a member who has been suspended by the Board of Directors, or who automatically suspends himself because he has not conformed to the rules and regulations

of the Association; or who, as a member has been placed on probation by the Record Committee of the Corporation.

2. **SUSPENDED REGISTRATION:** A suspended registration is a registration of pedigree or transfer that has been placed under suspension by the Board of Directors or by the Corporation on account of some irregularity; and such suspension to remain until same has been lifted by the resolution of the Directors of the Association.

3. **EXPULSION:** Expulsion means depriving a person of all membership privileges of the Association indefinitely, or for such time as may be determined by the Animal Pedigree Act.

### XXIII. RULES OF ELIGIBILITY

1. The following shall be eligible for registration:

#### BERKSHIRE

(a) An animal born in Canada whose sire and dam are registered in the Berkshire section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

#### BRITISH SADDLEBACK

(a) An animal born in Canada whose sire and dam are registered in the British Saddleback section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) An animal having a white nose, white above the fetlock on either hind leg, or having a wholly white tassel; shall not be eligible for registration.

(d) To be registered, any animal has to have no fewer than six well placed teats on each side

#### CHESTER WHITE

(a) An animal born in Canada whose sire and dam are registered in the Chester White section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

## DUROC

(a) An animal born in Canada whose sire and dam are registered in the Duroc section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) A Duroc pig with white hair and/or colour spots shall be ineligible for registration.

(d) A Duroc pig with less than six teats to a side will be ineligible for registration.

## HAMPSHIRE

(a) An animal born in Canada whose sire and dam are registered in the Hampshire section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) 1. The colour shall be black; with a white belt encircling the body, including front legs and feet.

2. Disqualifications:

(i) An animal, other than a barrow, more than two thirds white; where white extends from hind feet to the belt; white on the head other than on the front of the snout; white on the hind legs extending above the bottom of the ham; or swirls on the upper half of the body or neck.

(ii) An animal, other than a barrow, having less than twelve teats.

(iii) The pedigree of any animal, other than a barrow, shall be subject to cancellation if it is subsequently discovered that the animal does not conform to clause 1, 2(i), and 2(ii) above.

(d) To be registered, any animal has to have no fewer than six well placed teats on each side.

## LACOMBE

(a) An animal born in Canada whose sire and dam are registered in the Lacombe section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) An animal to be certifiable sound and representative of the breed, as outlined in "description of breed" as it may be updated from time to time: and shall have a minimum of seven well placed teats on each side.

(d) An animal who as an individual, or whose sire, obtained an official probe on a home test or at an R.O.P. test station of not more than 18.0 mm. backfat, and a maximum of 180 days to maturity of 100 kgs. or as set forth by the Lacombe Breed club.

## LANDRACE

(a) An animal born in Canada whose sire and dam are registered in the Landrace section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to be completely free of any coloured hairs and/or coloured spots, have flop ears, and have no fewer than six well placed teats on each side.

## LARGE BLACK

(a) An animal born in Canada whose sire and dam are registered in the Large Black section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

## PIETRAIN

(a) An animal born in Canada whose sire and dam are registered in the Pietrain section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

## POLAND CHINA

(a) An animal born in Canada whose sire and dam are registered in the Poland China section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

## RED WATTLE

(a) An animal born in Canada whose sire and dam are registered in the Red Wattle section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, every animal has to have two wattles at the time of registry, have no white hair and no white skin, have no fewer than six well placed teats on each side.

#### SPOTTED

(a) An animal born in Canada whose sire and dam are registered in the Spotted section of the Canadian Record for Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

#### TAMWORTH

(c) An animal born in Canada whose sire and dam are registered in the Tamworth section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

#### WELSH

(a) An animal born in Canada whose sire and dam are registered in the Welsh section of the Canadian Record for Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) To be registered, any animal has to have no fewer than six well placed teats on each side.

#### YORKSHIRE

(a) An animal born in Canada whose sire and dam are registered in the Yorkshire section of the Canadian Record of Swine.

(b) An animal born in any other country, providing that the country of origin has a herd book satisfactory to the Association and the Animal Pedigree Act; and providing such animal is registered in that herd book in the country of origin.

Addition of other herd books that will be recognized by the Association will be by a two-thirds affirmative vote of those present at any general meeting or Directors meeting.

(c) An animal having coloured hairs and/or coloured spots is not eligible for registration.

(d) To be registered, any animal has to have no fewer than six well placed teats on each side.

2. Any other breed of Swine which may be recommended by the Pedigree Committee and approved by the members of the Association and according to Section 20 of the Animal Pedigree Act, is to be admitted for registry in the Canadian Record of Swine; and sub-section a) and b) relative to each breed named in this constitution, shall automatically apply to any such breed admitted.

3. Swine from countries other than Canada must have ownership registered in the name of the Canadian Importer in their respective records in the country from which they come.

4. IMPORTED IN DAM ANIMALS: Animals of the breeds of swine mentioned previously in this section which are imported in dam, shall be eligible for registration provided the dam is registered in the appropriate section of the Canadian Record of Swine and the sire is registered in the recognized book of records in the country from which the dam was imported.

5. Animals resulting from artificial insemination may be registered under rules approved by the Board of Directors of the Association, and the Canadian Department of Agriculture.

Imported boar semen and embryos from all countries with a herd book officially recognized by this Association shall be acceptable, and resulting animals may be registered according to this Association's constitution; providing

- i. the donor animals are recorded and registered in the country of origin's herd book; and are in good standing.
- ii. necessary precautions are taken to assure accuracy.

6. EMBRYO TRANSPLANTS:

a) Each farrowing of pigs within a breed from one surrogate mother shall be deemed one litter.

b) All surrogate mothers, if not tattooed and registered, shall be tattooed according to the Canadian Department of Agriculture's direction for commercial pigs.

c) Embryos from a single flush may be used as transplants into one or many surrogate mothers.

d) Embryos being transplanted into a surrogate mother from more than one donor, must be from different breeds with distinctive different colours and/or colour patterns (i.e.) Chester White, Lacombe, Landrace, and/or Yorkshires may not be mixed in any surrogate mother.

e) Flushing and/or transplanting embryos shall be done by approved technicians; and who shall be deemed as approved technicians shall be decided upon by the Directors of the Association, and may be adjusted from time to time as they see fit.

f) Service forms approved by the Association shall be used; and appropriate functions shall be carried out as such forms indicate.

g) Embryos shall be from parentage recorded in herd books recognized by the Association.

7. THE ALTERNATE HERD BOOK

The Alternate Herd Book will exist separately from the regular herd book, (Canadian National Record for Swine), which is used to register purebred animals. The Alternate Herd Book will permit grading-up of animals in percentages to a recorded maximum of 94%.

- (1) A parent contributing to the make-up percentage of grading-up animals must be purebred registered stock, and officially recorded as such in the appropriate herd book or books.
- (2) An animal shall be able to achieve recorded purity to 94% (15/16) but never recorded as purebred.
- (3) The animals shall be registered in the Alternate Herd Book but not in the regular registry, and the two herd books shall remain separate.
- (4) The animals shall have a registration paper, being of a different colour than the registration paper for purebred animals; and such a paper will state their recorded percentage in the alternate herd book.
- (5) Once the animal has reached the 94% level it must exhibit the specific breed characteristics.
- (6) The Alternate Herd Book shall always operate under the same structure as the regular Herd Book pertaining to: Memberships, records, identification, applications and fees.

#### 8. Facilitate other countries by creating a Herd Book

- (a) In the event of pigs from Canada being purchased by a purchaser in a country not having a swine herd book for the breed or breeds involved, Canadian Swine Breeders Association will offer to create and maintain a herd book for that country.
- (b) The swine breeder using this service will become a member, and be subject of all the responsibilities specified in this constitution.
- (c) Such non resident member may attend any annual and/or general meeting and enter into discussion, but will have no vote.
- (d) Any additional costs above normal shall be borne by the customer should such arise as a result of out of country expenses (i.e. air mail, duty).

### XXIV. APPLICATION FOR REGISTRATION

1. Application for registration of swine from a country other than Canada must be made on a form supplied by the Corporation and must be filled in, in ink, typewritten, or printed by computer; and signed by the Canadian importer, showing date of sale and importation, and be accompanied by a certificate of registration showing that it was registered in the record of the country from which it came, and is owned in the name of the Canadian importer, and shall include a service certificate if a female is bred.

2. Application for registration of an animal born in Canada, whose sire and dam are both registered in the Canadian Record of Swine, must be made on a form supplied by the Corporation, or on computer forms acceptable to the Corporation. All blank forms must be filled in, in ink, or machine printed and the form must be signed by the owner of the animal at the time of birth, and by the breeder of the animal, and by the owner of the sire at the time the dam was served; or their authorized designate. The dam must be registered in the Canadian Record of Swine, in the name of the owner at time of birth of litter, with certificate of breeding.

3. The breeder of an animal is deemed as being the owner or lessee of the dam at the time she was served. The first owner is the owner of the dam at the time the animal was born.

4. No two animals of one breed or colour shall have identical names if born within twenty years of each other. Letters may be used as a prefix to a name. Names shall not contain more than thirty letters, spaces, or characters including numerical affix.

5. Alternatively applications for registration can be made electronically by means approved by the board of directors.

## XXV. TRANSFERS AND DUPLICATE CERTIFICATES

1. In the case of the sale of an animal, the seller must furnish a certificate of registration in the Canadian Record of Swine, showing the purchaser's ownership. Refusal to do so on any pretext whatever except under written contract, can be ground for his expulsion from the Association, if a member; and if not a member, further applications for registration or transfer shall be refused. For the purpose of this regulation, it can be deemed that a sale has not been made until full and final payment has been satisfied.

2. Applications for registration of change of ownership must be made on forms supplied by the Corporation, or on acceptable computer format, and must give date of sale and date of delivery, and in the case of a bred female, the service certificate must be completed. Change of ownership will be endorsed on the original certificate of registration which must be forwarded to the Corporation with the application for transfer; or a new certificate of registration, with the change of ownership, may be issued.

3. In case a male or female is leased or loaned for breeding purposes, the form of lease supplied by the Corporation must be filled in and signed by the lessor; and forwarded, together with the certificate of registration, to the Corporation to be placed on record. The lessee will in all cases be considered the breeder of the progeny of leased or loaned females.

4. In the case of the sale of an animal, other than for breeding purposes, as prescribed by the regulations of this Association, the seller shall not furnish the purchaser with the certificate of registration, but may forward it, with full details of the sale to the Corporation, and it shall be retained there. The transfer of ownership of an animal so reported shall not be recorded on the records of the Association.

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

## XXVI. OFFENCES AND PENALTIES

1. Any member who fraudulently violates any rule or regulation of the Association automatically suspends his memberships and all benefits of his membership.

2. Any member or non-member who causes added expense to the Association through careless or wrongful doings may be assessed and shall pay a fee to the Association that is adequate to cover all such extra expense.

3. The Association is incorporated under the Animal Pedigree Act. All breeders of registered stock must comply with this Act. The following excerpts are of particular interest.

## SECTION 63.

Except as authorized by this Act, where an association is authorized by this Act to register or identify animals of a distinct breed or evolving breed, no person shall keep pedigrees in respect of animals of that distinct breed or evolving breed or issue any document purporting to evidence that a particular animal is of that distinct breed or evolving breed or so closely resembling a certificate of registration, or certificate of identification, as the case may be, that it would likely be mistaken for such a certificate.

No person shall issue in respect of any animal any document of any kind likely to deceive the public into believing that the document is a certificate of registration or certificate of identification in respect of the animal or that the animal is registered or identified under the authority of this Act.

SECTION 64. No person shall

- (a) knowingly sign or present, or cause or procure to be signed or presented, to a recording officer of an association or of the Corporation any declaration or any application in relation to the registration, identification or any transfer of ownership of any animal, semen or embryo that contains any material false statement or representation;
- (b) knowingly represent that a certificate of registration or certificate of identification applies to an animal other than the one in respect of which it was issued;
- (c) knowingly represent that semen certificate or embryo certificate applies to any semen or embryo other than the semen or embryo in respect of which it was issued;
- (d) falsify or alter a certificate of registration, certificate of identification, semen certificate or embryo certificate;
- (e) without an express statement that the animal's registration or identification is from a jurisdiction other than Canada, offer to sell, contract to sell, or sell, as registered or identified, or as eligible to be registered or identified, within or outside the meaning of this Act, any animal that is not registered or identified, or eligible to be registered or identified;
- (f) offer to sell, contract to sell, or sell, as recorded, or as eligible to be recorded, in the books of any association, or of the Corporation, any semen or embryo that is not recorded or eligible to be recorded in those books;
- (g) knowingly offer to sell, contract to sell or sell any animal in a manner that is likely to create an erroneous impression that the animal is registered or eligible to be recorded in those books;
- (h) offer to sell, contract to sell, or sell, as a purebred of a breed, any animal that is not registered or eligible to be registered as a purebred by the association authorized to register animals of that breed or by the Corporation;
- (i) without an express statement that the animal's registration, identification or status as a purebred is from a jurisdiction other than Canada, offer to sell, contract to sell or sell, as registered or identified, or as a purebred, any animal for which there is no individual identification in accordance with the by-laws of the association that has registered or identified the animal; and
- (j) without an express statement that the animal's registration, identification or status as a purebred is from a jurisdiction other than Canada and that the animal will not be registered or identified in Canada by the person, sell, as registered or identified, or as eligible to be registered or identified, or as a purebred, any animal without providing to the buyer thereof within six months after the sale the animal's duly transferred certificate of registration or certificate of identification.

65. No person shall, without authority, use the name of the Corporation or the name of any association or any name so clearly resembling the name of the Corporation or the name of an association in a manner that is likely to deceive the public.

66.1. Any person who contravenes any provision of this Act or the regulations

- (a) is guilty of an offence punishable on summary conviction and is liable to a fine not exceeding twenty-five thousand dollars; or
- (b) is guilty of an indictable offence and is liable to a fine not exceeding fifty thousand dollars.

2 In determining the fine in relation to an offence under any of sections 63 to 65, the judge making the determination shall take into account the value, of the animal, semen or embryo to which the offence relates.

#### XXVII. FEES

The Board of Directors has the right to set fees and these fees are to be published from time to time in the Association's official publication. There shall be separate fee schedules for members and non-members.

#### XXVIII. NON-MEMBERS

Any person not a member of the Association, registering and transferring swine on the records of the Association, shall be subject to the same rules and regulations as a member except as otherwise specifically provided for. Any service normally provided to a member for a fee, if provided to non-members, shall be at double the fee schedule for members at that time, plus a surcharge equal to the annual membership fee shall be levied extra on the first item of work done each year while not a member in good standing.

#### XXIX. GENDER AND NUMBER

Wherever the context in this Constitution permits, the singular shall include the plural; and the masculine shall include the feminine and the neuter.

#### XXX. PROCEDURES

All of the procedures and conduct of the Association that is not covered in this constitution shall be done in accordance with ROBERT'S RULES OF ORDER, if covered there.