

# **CONSTITUTION**

## **CANADIAN FJORD HORSE ASSOCIATION**

Amended to April 1, 2004

**CANADIAN FJORD HORSE ASSOCIATION  
AFFILIATED JUNE 7TH, 1982  
APPROVED NOVEMBER 24TH, 1982**

**A M E N D M E N T S**

Amended Articles 3, 4, 5, 6, 7, 16, 19, 20, 23, and 27	June 13, 1985
Amended Articles 19 & 23	December 31, 1986
Amended Article 27	May 27, 1986
Amended Articles 6 & 15	May 26, 1987
Amended Article 23	June 16, 1988
Amended Articles 7 & 27	December 20, 1989
Amended Article 23	March 21, 1990
Amended Articles 12, 19 & 20	July 10, 1991
Amended Articles 2,3,6,11,12,14,23 and 27	June 10, 1993
Amended Article 19	July 4, 1994
Amended Article 6	October 21, 1997
Amended Article 19	May 25, 1999
Amended Article 6	January 10, 2001
Amended Article 19	January 10, 2001
Amended Article 23	January 16, 2003
Amended Article 19	April 1, 2004

## **THE FJORD HORSE**

The Fjord horse, stout and strong and Norwegian in ancestry, is our Lord's masterpiece amongst domestic animals.

### **CHARACTERISTICS**

The Fjord is a well muscled, compact animal with great strength. They have a neat, well shaped concave head, large, gentle, wide set eyes with small alert ears and broad forehead. The neck is short and powerful and merges into heavy shoulders with little withers. The girth is deep and the legs have lots of bone set on strong black hooves making them sure footed and hard to blemish. The height of the modern day Fjord is 14 - 14.1 hands high and weigh between 1,000 - 1,300 lbs., although some may be larger or smaller.

### **COLOUR AND MARKINGS**

The Fjord is the only one of the domestic breeds which has maintained its original colour, "the wild colour", which is dun (or buckskin). The real "wild colours" are: brown dun, red dun and grey. The other two Fjord horse colours, white dun and yellow, are brought out by a combination of the wild colour and the basic dun colour. All these main colours will appear in lighter and darker shades.

Along with the dun colour, one finds the so-called primitive markings or off colours. These are the dark colours in the forelock, mane, and tail, dark dorsal stripe along the back, and "zebra stripe" on the legs. Occasionally stripes are to be found across the neck as well.

The most common Fjord horse colour is brown dun. In recent years, more than 90% of the registered horses have been of this colour. The markings or off colours of this type are black or dark brown.

Red dun horses have reddish-brown off colours, never black. In some cases they can also have a completely white forelock, mane and tail.

Grey horses have black or dark grey off colours.

White dun horses have very light body colour and black or grey off colours. Also, the legs can be dark up to the knees.

Yellow dun horses can have darker yellow off colours, never black. Forelock, mane and tail can be completely white. Off colours on this type are usually indistinct.

All Fjords with small white markings on the forehead and feet should be discriminated against by the breeder. All stud colts with white markings should be gelded and only the very best fillies carrying white markings should be bred. Under no circumstances will Fjords with a stripe on the face, bald faces, socks, stockings or white patches on the body be allowed for registration.

# **CANADIAN FJORD HORSE ASSOCIATION CONSTITUTION**

## **1. NAME**

The Association shall be the "Canadian Fjord Horse Association".

## **2. OBJECTS**

The Association shall have for its objects the encouragement, development and regulation of the breeding of pure-bred Fjord Horses in Canada.

1. By keeping a record of the breeding and origin of Fjord Horses 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 Canadian Livestock Records Corporation system.
3. By adopting means from time to time to protect and assist breeders engaged in propagation and breeding of pure-bred Fjord Horse in compliance with the Animal Pedigree Act or any regulation made thereunder.
4. By maintaining an efficient supervision of breeders of Fjord Horses to prevent, detect and punish fraud.
5. By compiling statistics of the industry of same, furnishing official and authentic information in regard thereto.
5. 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.

## **3. MEMBERS**

1. There will be three classes of members:

(a) **HONORARY MEMBERS** - The Association may appoint honorary life member 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) **ANNUAL MEMBERS** - Annual members shall be those individuals, partnerships or companies, incorporated under Federal or Provincial charter, resident in Canada who pay the

prescribed annual membership fee, due the first day of January of each year. Members must be at least 18 years of age to vote or hold office.

(c) NON-RESIDENT MEMBERS - Individuals resident outside of Canada may become annual members on the approval of the Board of Directors, but shall not hold office or be entitled to vote at any meeting.

2. Applications for annual membership shall be in writing and each applicant on becoming a member 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. Any applicant so rejected shall not be allowed to register or transfer as a non-member.

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 this 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 suspended.

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

6. 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. On March 31st in each year all members who paid for the preceding year, but who have not paid for the then current year shall be removed from the membership roll. They may, however, elect to register or transfer at non-members' rate during this three month period. They may, nevertheless, again become members in the manner prescribed by this Constitution.

7. No member shall hold office or be entitled to vote at a meeting or to give notice to amend this Constitution if at any time in arrears of membership or other fees or dues. A person not a member, may at an annual general meeting pay the prescribed fees, but he shall not be entitled to vote unless his application for membership is accepted by a two-thirds vote of the members present.

8. The Board of Directors shall have the power to suspend or expel any person who fails to observe any rule or regulation set forth in this Constitution or whose conduct is in the opinion

of the Board prejudicial to the interests of the Association. A person so suspended or expelled shall after the expiration of sixty 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 so suspended or expelled, such person shall have the right to apply for reinstatement by the next succeeding general meeting, but reinstatement by a general meeting shall require a majority vote of two-thirds of the members present thereat.

A person who automatically suspends himself under any rule or regulation of this Association shall after the expiration of ten 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 automatically suspended 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 require a majority vote of two-thirds of the members present thereat.

9. Any person expelled from membership by any other organization incorporated under the Animal Pedigree Act shall not be eligible for membership in this Association and if he is a member of this Association at the time of such expulsion, his membership shall thereupon forthwith terminate automatically.

Any person so suspended or expelled shall have no claim against this Association or any interest in the property or assets of this Association.

#### **4. 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 Canadian Livestock Records Corporation, in the City of Ottawa, Ontario, under the supervision of the Record Committee of the Canadian Livestock Records Corporation Board.

#### **5. FISCAL YEAR**

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

#### **6. DIRECTORS, OFFICERS AND COMMITTEES**

1. **DIRECTORS:** The affairs of the Association shall be conducted by a Board of six Directors, from whom have been elected by their number, a President and Vice-President. The Directors shall be elected in each even numbered year previous to the Annual General Meeting of this Association by ballot by the members in good standing in the manner hereinafter mentioned, and all shall hold office until the conclusion of the Annual General Meeting in the

year in which their successors are elected. The six Directors shall be elected from the members of the Association resident in each Province or Territory or group of Provinces and Territories as follows:

British Columbia	1
Alberta, N.W.T. and Yukon	2
Saskatchewan	1
Manitoba	1
Ontario	1
Quebec	1
Maritimes - N.B., N.S., P.E.I., and Nfld	1

### HOW ELECTIONS ARE MADE

On or before the first day of December in every odd numbered year, the Secretary shall send by post prepaid to each member of the Association in good standing at the first day of April in that year, a complete list of members in good standing together with a voting paper addressed to the members last known post office address, as on record at the time on the books of the Association in the following form:

### VOTING PAPER CANADIAN FJORD HORSE ASSOCIATION

I vote for the following for Directors for the ensuing term.

British Columbia	1.....
Alberta, N.W.T. and Yukon	2.....
Saskatchewan	1.....
Manitoba	1.....
Ontario, Quebec, N.B., N.S., P.E.I. & Nfld	1.....

Each voting paper shall be endorsed on the back thereof by the seal of the Association before being sent out.

A member desiring to vote shall upon receipt of a voting paper, properly fill in the name or names of the member or members resident in each Province or Territory for whom he votes, and return same in an envelope bearing on the outside thereof his signature, to a Notary Public, Commissioner or Qualified Accountant as the case may be, who shall be named by the Executive Committee of this Association. Only those voting papers bearing the seal of the Association as aforesaid and which shall be received by the Notary Public, Commissioner or Qualified Accountant at his post office POSTMARKED on or before the tenth day of January next after the mailing of the same by the Secretary to the members, shall be counted. If through mistake, inadvertence, accident or other cause, the voting papers are not sent by the Secretary

on or before the fifteenth day of December in any year, he shall send same as aforesaid as soon as possible thereafter and the time for receiving the same shall be extended so that at least thirty-one days shall elapse between the day on which they are sent out and the time for receiving same. If a member votes for more than the number of Directors to which he is entitled to vote, this shall not spoil his vote but his vote shall be counted for the one or those first named on the voting paper, as the case may be.

The Notary Public, Commissioner or Qualified Accountant shall forthwith after the last day for receiving voting papers, in the presence of the Secretary of this Association open the same and proceed to count the votes and the Notary Public, Commissioner or Qualified Accountant shall give his certificate authenticated by his signature and official seal declaring the result of the election which shall be final and conclusive.

If two or more members should receive the same number of votes - one ballot shall be cast by the Secretary for each member receiving such equal number of votes and the ballots so cast shall be drawn by the Notary Public, Commissioner or Qualified Accountant and the member or members whose names are drawn shall be declared elected in the order in which their names are drawn.

The Secretary shall forthwith after the receipt by him of the said certificate, notify by post prepaid each member elected to the Board of his election. He shall also at the same time notify those Directors whose term will expire at the conclusion of the next Annual General Meeting.

Default other than willful default by the Secretary of this Association in supplying a voting paper to any member, or the non receipt of such voting paper by any member within the prescribed time, shall not invalidate any elections held in the manner herein provided.

The Board shall have the power to fill any vacancies which may occur among their number, officers or committees, providing, however, that any Director so appointed shall hold office only until the next annual meeting of the Association, but shall be then eligible for re-election. The Board of Directors may delegate any of their power to the Executive Committee.

2. EXECUTIVE COMMITTEE: The Directors shall at their first meeting after each annual meeting elect by ballot two of their number to act on the Executive Committee who together with the President, vice-president and Secretary shall constitute the Executive Committee, however, the Secretary shall have no voting power. A copy of the minutes of each Executive meeting shall be forwarded to each Director and the Director, Canadian Livestock Records Corporation within ten days after a meeting.

Any member of the Executive Committee failing to attend three meetings without having due notification through the Secretary, shall automatically cease to be a member of the Committee; his successor shall be appointed at the next meeting thereafter. Nor shall any

member be recorded as present at any meeting if not in attendance for the full duration of the meeting, unless he is permitted by a two-thirds vote of the members present thereat and voting, to withdraw.

A copy of the minutes of all Executive and Directors' meetings and of each annual general meeting including the recommendation of the judges and representatives to the various fairs, exhibitions and other organizations to which this Association names representatives, shall be forwarded within twenty days of the date of holding such meetings to the Secretary of each affiliated Provincial Club.

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: Honorary president and honorary vice-president may be appointed at any annual general meeting of this Association, but their position shall be purely honorary.

5. PRESIDENT: The president shall be elected annually from among their number by the Directors at their first meeting after the annual meeting. He shall hold office for one year or until his successor is elected. The duties of the President shall be to preside at all meetings of the Association and the Board of Director and of the Executive Committee, 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 the President of similar organizations. He shall be a member of all committees. He shall vote only in the event of a tie except when a vote is by secret ballot.

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

7. SECRETARY-TREASURER: The Board of Directors shall from time to time as occasion may require, appoint a Secretary and a Treasurer, or a Secretary-Treasurer who shall act under the control and with the approval of the Board of Directors. The duties of the Secretary shall be to attend all meetings of the Association and the Board of Directors and of the Executive Committee and to keep exact minutes of the proceedings of same, and to do such other things as may be delegated to him by this Constitution, the Board of Directors or the Executive Committee. The Treasurer shall deposit all monies received by him in a chartered bank, to the credit of this Association, and shall pay same out again by cheque only, countersigned by the President or other officer appointed for that purpose by the Board of Directors or forward same to the Accountant, Canadian Livestock Records Corporation as hereinafter provided. He shall

deposit all securities owned by this Association in a safety deposit vault as may be approved by the Board of Directors, and shall withdraw the same only in the presence of the President or other officer named 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 account containing entries of all such matters or things as are usually entered in books of account, 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.

8. REGISTRAR: The Canadian Livestock Records Corporation Committee shall assign to this 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 Canadian Livestock Records Corporation.

9. PEDIGREE COMMITTEE: The Secretary, the Registrar and the Director, Canadian Livestock Records Corporation shall be a committee with authority to authorize change of ownership and registration of pedigree where signatures or other information are for any reason unobtainable. The decision of the committee, shall if unanimous, be final. If the committee is not unanimous the matter in question shall be submitted to the Board of Directors for decision. This committee or the Board of Directors shall have no power to authorize the registration of any animal unless the pedigree of breeding submitted complies in all particulars with the rules of eligibility for registration 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.

10. AUDITOR: The Association at each annual general meeting shall appoint a Chartered Accountant, Certified General Accountant or a Certified Management Accountant as Auditor. His duty shall be to examine all books and records of the head office 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.

11. REPRESENTATIVES: Representatives to organizations asking that such be appointed shall be appointed at the annual general meeting, but 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 Canadian Livestock Records Corporation Board shall be appointed by the Board of Directors.

12. PROVINCIAL CLUBS: Members of this Association in good standing may organize Provincial Associations under a constitution prepared by this Association. 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 this Association. Not more than one provincial Association in each Province shall be organized under this Constitution. It shall be the duty of each Provincial Club Secretary to submit a completed report of the activities of the Club on or before January 31st, of each year.

## 7. 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 thirty days in advance shall be given by post indicating the time and place of meeting. This notice shall be given by a circular letter, postage prepaid, to each of the members at his last known post office address appearing on the books of the Association. In the event of the Association publishing an official program, a notice published therein shall be deemed to be sufficient.

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

2. Notice of meetings of the Board of Directors other than the one immediately following the Annual General Meeting shall be mailed, postage prepaid, to each one of them seven days at least before the date of meeting to his last known post office address appearing on the books of the Association, or by telegraph at least five days before the date of the meeting.

3. A meeting of the Board of Directors may be held on shorter notice or without written notice providing all Directors have given their consent to the meeting being held. A minute of such consent shall be entered in the Minutes.

4. Notice of meetings of the Executive Committee meetings shall be mailed postage prepaid to each member thereof seven days at least before the date of the meeting to his last known post office address appearing on the books of the Association.

5. Meetings of the Executive Committee may be held on shorter notice or without written notice providing all 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 ten; at a meeting of the Board of Directors a quorum shall be four; at a meeting of the Executive Committee a quorum shall be three.

7. At the written request of twenty members, the Secretary shall call 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 this 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 shall be mailed within twenty days following such meeting, to each Director and to the Director, Canadian Livestock

Records Corporation and Agriculture Canada. A copy of the minutes of all General Meetings of the membership shall be mailed within twenty days following such meeting to each paid member.

## **8. ORDER OF BUSINESS**

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. Report of officers, directors and committees.
4. Correspondence.
5. Unfinished business.
6. If annual meeting, report of election of Directors and other officers and appointment of representatives.
7. New business.
8. Adjournment.

The above order with the exception of "1" Identification of members may be changed at the pleasure of the meeting assembled.

## **9. AUDIT AND ANNUAL REPORT**

The Board of Directors at each annual general meeting shall submit a complete report 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 officers elected and the representatives to the Canadian Livestock Records Corporation Board, also general information on the affairs of the Association shall be sent to the Minister of Agriculture for Canada and to the Director, Canadian Livestock Records Corporation within twenty days after the annual meeting. The copy of the annual report may be mailed to each member in good standing.

## **10. 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 of remuneration of any secretary, treasurer, registrar, officer, clerk or servant, or other person or persons for services actually rendered the Association whether such are members of the Association or not, and the expenses of the Directors or their officers incurred in doing the business of the Association.

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

## **11. BOOKS**

1. A register shall be kept at the office of the Canadian Livestock Records Corporation. This register shall be known as the Canadian Fjord Horse Stud Book and shall be published by the Canadian Livestock Records Corporation at such time and in such form as decided by the Board of Directors of this Association as the information on office duplicates of certificates of registration issued warrants.
2. A copy of the Canadian Fjord Horse Stud Book published during any year shall be supplied to members of the Association in good standing at the time the volume was issued, free of charge or at a price set by the Board of Directors.
3. Articles of Incorporation - Articles of Incorporation of the Association are to be kept on file by the Secretary/Secretary-Treasurer of the Association and by the office of the Canadian Livestock Records Corporation.

## **12. AMENDMENTS**

This Constitution may be amended at any Annual Meeting of the Association, 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 and filed at the Department of Agriculture for Canada. Notice of all proposed amendments shall be in writing and signed by two members in good standing and given to the Secretary sixty days in advance of an Annual Meeting and they shall be included in the notice calling such meeting, otherwise they shall have no power to deal with same.

### **(a) Amendments of Articles of Incorporation (as per Animal Pedigree Act Section 20,2,C.,2D)**

To amend articles of Incorporation, the Association must make an application for that purpose by submitting Articles of Amendment to the Minister.

Articles of Amendment must contain a statutory declaration attesting that the members of the Association have been consulted in writing in the prescribed manner in the relation to the proposed amendment, the twenty-five per cent or more of the members have responded in writing to the consultation and that at least two-thirds of the members who responded have approved the proposed amendment and be submitted in triplicate in the prescribed manner.

**(b) Amalgamations (As per Animal Pedigree Act Section 25.2d,2e.)**

Two or more Associations that desire to amalgamate and continue as one Association may make an application for that purpose by submitting articles of amalgamation to the Minister.

Articles of Amalgamation must contain a statutory declaration attesting that the members of each of the Associations that desire to amalgamate have been consulted in writing in the prescribed manner in relation to the proposed amalgamation and that, with respect to each association, twenty-five per cent or more of the members have responded in writing to the consultation and that at least two-thirds of the members who responded have approved the proposed amalgamation and be submitted in triplicate in the prescribed manner.

**(c) Dissolution (as per Animal Pedigree Act, Section 58.1e, and 58.3)**

The Minister may, by order declare the corporate powers of any association to be terminated, on petition therefore by the Association supported by a resolution to that effect passed by at least two-thirds of the members of the Association.

Where an Association is dissolved, any property of the association that remains after the payment of the association's debts and liabilities shall be transferred to such other association with a similar purpose, or such charity, as the Minister may specify in writing.

**13. CORPORATE SEAL**

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

**14. REGISTRATION OF PEDIGREES**

1. There shall be furnished by the Canadian Livestock Records Corporation for all living animals registered a certificate of registration on the form adopted by the Canadian Livestock Records Corporation Record Committee. The pedigree shall be in such form as decided on by the Board of Directors.
2. Any person suspended or expelled from membership shall not be allowed the privilege of recording pedigrees in the record of the Association.
3. Any person prohibited from recording pedigrees by any other organization incorporated under the Animal Pedigree Act shall not be allowed to record pedigrees in the Canadian Fjord Horse Stud Book.

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

## **15. IDENTIFICATION**

The system of identification of horses be by a means of micro-chip implant.

### **RULES**

- A. All foals born in 1987 and thereafter receive the micro-chip implant.
- B. All horses sold after January 1, 1988 be micro-chip implanted prior to sale.
- C. The micro-chip implant must be done by a veterinarian or by a qualified technician, and a certificate be signed by him/her to state same.
- D. That a fee of \$5.00 be charged to have the number of the micro-chip implant added to the existing Registration Certificate of the horse.
- E. All micro-chips must be ordered from the Canadian Fjord Horses Association prepaid.

## **16. REGISTRATION OF NAMES**

A breeder may register for his exclusive use a name to be used as a prefix (or suffix) in naming animals born his property. A particular name will be allowed to one person or partnership only, and in registering such names priority in use and in application for registration shall be considered. Letters shall not be used as a prefix to a name. Names shall not contain more than thirty letter spaces or characters, including numeral affix. It shall not be permissible to change the name of an animal after it has been registered thirty days. In the event of a change in the name of a partnership or company or if any party is taken into partnership, the name may be transferred upon application to the Canadian Livestock Records Corporation of the registered owner or his authorized representative. Likewise the transfer may be made from a deceased owner to his heir.

A registered name may be transferred to another person or persons on application of the person in whose name it is registered. After the expiration of five years a registered name will be forfeited if it has not been used in registering animals by the registered owner or has been reapplied for during that period.

Animals from other countries shall be registered with the same name they had in the country from which they came.

## **17. PRIVATE BREEDING RECORDS**

There shall be kept by each breeder a private record which shall contain full particulars of his breeding operations. This record shall at all times be open to the inspection of officials of this Association, officials of the Department of Agriculture for Canada and officials of the Canadian Livestock Records Corporation. Such records shall be kept in an official book compiled and published by the Canadian Fjord Horse Association, and will be held for sale by the Accountant, Canadian Livestock Records Corporation.

## **18. STANDARDS OF REGISTRATION**

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

## **19. RULES OF ELIGIBILITY**

The following shall be eligible for registration:

- a. An animal registered in any government controlled Stud Book recognized by the Canadian Fjord Horse Association.
- b. An animal not born in Canada and registered in any other Stud Book must have documented pedigrees leading back to Canada or a government controlled Stud Book, recognized by the Canadian Fjord Horse Association, within three generations.
- c. All animals recorded in the Foundation Stud book kept by the Secretary of the Canadian Fjord Horse Association up to the time of affiliation with the Canadian Livestock Records Corporation.
- d. An animal born the progeny of animals registered in the Canadian Fjord Horse Stud book whether born in Canada or elsewhere.
- e. Rules of Artificial Insemination

### Rule 1      Ownership

The breeder (owner of record of the dam at time of service) of a foal which is the product of Artificial Insemination with frozen or liquid semen must also be the owner of record of the sire at the time of service, or co-owner of the sire in order for the foal to be eligible for registration excepting that:

(a) Foals which are the result of Artificial Insemination as provided for under the "Out of Herd" A.I. Rules.

Rule 2            DNA Testing

A. All stallions which are the source of semen used for the purpose of Artificial Insemination must be registered with Canadian Livestock Records Corporation and DNA tested. A record of their DNA results must be filed with the Canadian Livestock Records Corporation, before foals which are sired artificially by such stallions shall be eligible for registration or before "Out of Herd" A.I. Service Certificates may be obtained from the Canadian Livestock Records Corporation.

B. DNA Testing may be a requirement prior to registration of a foal(s) which are a product of artificial insemination with frozen or liquid semen, if a question of parentage is suspected. The DNA Test Results of the foal(s) must not indicate paternal incompatibility.

C. The Serology Laboratory of the Canadian Department of Agriculture, Ottawa, or any other recognized Serology Laboratory, will be the official agency for performance of blood typing for the Association.

Rule 3            Out of Herd A.I. Service Certificates

The following requirements shall apply to registration of foals conceived artificially when the owner of record of the females is not the owner of the record, or one of the owners of record, of the sire at the time of conception.

(a) Each A.I. Service Certificate must be properly executed by the owner of record of the sire who supplied the semen, endorsed by each intermediate owner(s) of the semen, if any, and signed by the inseminator who performed the insemination. The inseminator must be a veterinarian or a technician who has taken a recognized course in semen handling techniques. The date of conception must be certified to by the owner of the female. The original copy of A.I. Service Certificate form must accompany the application for registration of the offspring.

(b) The issuance of an A.I. Service Certificate by Canadian Livestock Records Corporation shall in no way be construed as guaranteeing conception, or if a foal results from such service, that it shall be eligible for registration. There shall be no refunding of fees paid to Canadian Livestock Records Corporation for A.I. Service Certificate.

(c) The Registry must be notified in writing who has authority to sign breeder certificates on foals conceived of frozen or liquid semen, prior to change of stallion ownership. If no letter is submitted to the Registry only the stallion owner has the right to sign the breeder certificates.

Rule 4                      Labeling of Semen

It shall be the responsibility of the owner of record or each individual co-owner of record of a stallion used artificially to require each person or organization 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. The same labeling process would apply to liquid semen when it is shipped.

Rule 5                      Maintaining Record of Semen  
Collections and Transfer of Semen

It shall be the responsibility of the owner of record or each individual co-owner of record of a stallion to maintain, or require representatives to maintain, an accurate record of each semen collection and a complete and accurate record of each semen sale or transfer of semen to another person or firm, either from liquid or frozen storage of a semen processing business or from liquid or frozen storage of an owner of record of the stallion. Such records shall be held for inspection by representative of the Association upon request for a period of seven (7) years.

Rule 6                      Death of Stallions Used Artificially

Foals conceived after the death 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 of said stallion with the following additional requirements.

(a) Upon death of a stallion used artificially, the owner of record or one of the co-owners of record, if more than one, shall report within 90 days in writing to the Registry the date of death and the number of insemination units in storage from the stallion at the time of death and the location where such semen is stored. The number of units of frozen or liquid semen on hand may be reported collectively or individually when there is more than one owner of record at the time of the stallions death. No time limit is imposed on the use of semen after the stallions death, providing the stallion met the regulation for registration of foals via frozen or liquid semen.

(b) Failure on the part of the owner of record or one of the co-owners of record, if more than one, to notify the Registry in writing within 90 days of a stallion's death shall disqualify for registration foals conceived after the death of said stallion.

f. An animal conceived in a foreign country and imported in utero whose sire is registered in a recognized foreign Stud Book and whose dam is registered in Canada.

g. Rule 1

All breeding stallions registered with Canadian Livestock Records Corporation (CLRC) must be DNA tested and a record of this DNA test result filed with CLRC before their offspring can be registered.

Rule 2

Effective January 1, 2000 All breeding mares registered with the Canadian Livestock Records Corporation must be DNA tested and a record of this DNA test results filed with the Canadian Livestock Records Corporation before their offspring can be registered.

h. CLRC will request DNA testing to prove parentage of every 15th application received for registration. DNA Testing costs to be paid by the Canadian Fjord Horse Association.

i. Any horse not registered before reaching two years of age must be DNA tested to prove parentage before it can be registered.

j. Where circumstances warrant, the Board of Directors may at their discretion require DNA testing to prove parentage of any horse presented for registration.

k. The Canadian Fjord Horse Association has the right to DNA test any Canadian Livestock Records Corporation registered foal horse at the expense of the Association.

l. All imported animals must be DNA tested and a record of this DNA test must be attached to the applications for registration with the Canadian Livestock Records Corporation.

## 20. APPLICATION FOR REGISTRATION

1. Applications for registration of animals from countries other than Canada must be made to the Canadian Livestock Records Corporation on forms supplied by them and be signed by the importer, show date of importation and be accompanied by certificate of registration showing that they were registered in the Stud Book of the country from which they came, and a transfer in the name of the Canadian importer, and if an animal is in foal in order to register the produce, a certificate must be furnished, signed by the owner of the service sire and certified by the Stud Book authorities in which he is registered.
2. Application for registration of all animals born in Canada must be made to the Canadian Livestock Records Corporation on forms supplied by them. All blank spaces must be filled in, in ink, and the form must be signed by the owner of the animal at the time of birth, by the breeder of the animal and by the owner of the sire at the time the dam was served. The dam must be registered in the Canadian Fjord Horse Stud Book in the name of the owner signing and the sire must be registered in the Canadian Fjord Stud Book in the name of the owner certifying the service.
3. Registration of Canadian born animals in all cases will be made in the name of the registered owner of the dam at the time of birth of the foal. If change of ownership has taken place after birth, the usual transfer must be filed, for which the usual fee will be charged.
4. When an animal is a twin it shall be so stated when applying for registration, and the sex given of the animal with which it is a twin. Should a twin be entered upon the record without such statement, no subsequent application for the entry of an animal twin with the same shall be accepted without approval of the Board of Directors of this Association.
5. The breeder of an animal is the owner of the dam at the time she was served. The first owner is the owner of the dam at the time that foal was born.
6. Duplicate names must be avoided. The right is reserved to change any name when necessary, preserving, however, as far as possible, some characteristics of the name given in the application.
7. A name of an animal will not be accepted for registration if it contains more than thirty letters or characters, including numeral affix.
8. Application for registration may be refused where the private records or identification system as practiced by a breeder are in such state of confusion as to raise a doubt as to the identity of any animal.

## **21. TRANSFERS AND DUPLICATE CERTIFICATES**

1. In the case of the sale of an animal as a pure-bred, registered, or eligible for registration the seller must furnish a Certificate of Registration on the Canadian Fjord Horse Stud Book showing the purchaser's ownership. Refusal to do so in any pretext whatsoever, except under written contract, shall be ground for his expulsion, if a member, from the Association, if not a member, further applications for registration or transfers shall be refused.
2. Applications for registration of change of ownership must be made to the Canadian Livestock Records Corporation on forms supplied by them and must give date of sale and date of delivery and in the case of a female if bred, service certificate must be completed. Change of ownership will be endorsed on the Certificate of Registration which must be forwarded to the Canadian Livestock Records Corporation with the application for transfer.
3. In case a male or female is leased or loaned for breeding purposes the form of lease supplied by the Canadian Livestock Records Corporation must be filled in and signed by the lessor and forwarded together with the Certificate of Registration to the Canadian Livestock Records 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. A duplicate certificate may be issued if the registered owner or his authorized agent files a witnessed declaration on a form supplied by the Canadian Livestock Records Corporation showing in a satisfactory manner that the original is lost, destroyed or unobtainable.

## **22. REGISTRATION AND MEMBERSHIP FEE**

1. All fees shall be made payable to the Canadian Livestock Records Corporation and forwarded by money order or certified cheque payable at par on Ottawa, Canada, and they shall forthwith be deposited by him to the credit of the Association in a chartered bank selected by the Record Committee of the Canadian Livestock Records Corporation Board.
2. In case membership fees to the Association are received by the Treasurer of this Association, they shall immediately be forwarded to the Canadian Livestock Records Corporation, Ottawa, for deposit.

## **23. ANNUAL FEE SCHEDULE**

Annual Fee Schedules shall be set forth by the Board of Directors and approved by majority vote at the Annual Meeting of the Association.

MEMBERSHIP:

Annual Membership which includes subscription to the Canadian Fjord Horse Newsletter.....	\$35.00
Any additional membership <u>within</u> the same family.....	20.00

REGISTRATION OF ANIMALS:

To Members:

A male under 12 months of age.....	30.00
A male 12 months to 24 months of age.....	40.00
A female under 12 months of age.....	30.00
A female 12 months to 24 months of age.....	40.00

A MALE or FEMALE born in Canada and eligible for registration, but is not registered before reaching 24 months of age shall be charged \$70.00 for registration.

To Non-Members:

DOUBLE THE ABOVE FEES IN ALL CASES

To Members and Non-Members:

Transfer of ownership.....	30.00
If an animal is sold before being registered each change of ownership is charged for at regular rate of transfer.....	30.00
Transfer of A.I. Service Certificate.....	20.00
Notification of animal neutered.....	Nil
Notification of death of an animal..... (upon death of an animal, certificate of registration shall be canceled)	Nil
Registration of lease.....	30.00
Duplicate and new certificate.....	30.00
Registered stud or farm names.....	30.00
Transfer of stud or farm names.....	30.00
Tabulated pedigree to five crosses.....	35.00
Transfer of ownership to wind up an estate or where a father takes a son or sons into partnership or where a son enters into partnership with his father or from a father to one of his children, provided that in no case does any financial consideration pass.....	30.00

IMPORTED ANIMALS:

Males each registration to Members.....	30.00
to Non-Members.....	60.00

Females	each registration to Members.....	30.00
	to Non-Members.....	60.00

## **24. SUSPENSIONS - DEFINITIONS**

**a. SUSPENDED MEMBERS:**

A suspended member is one who has been deprived of the privileges of the Association automatically or by decision of the Board of Directors for a stated period or until such time as the requirements of the Board of Directors have been complied with or who has been placed on probation by the Record Committee.

**b. SUSPENDED REGISTRATIONS:**

A suspended registration is a registration of pedigree or transfer that has been placed under suspension by the Board of Directors or by the Canadian Livestock Records Corporation on account of some irregularity; such suspension to remain until same has been lifted by a resolution of the Directors of this Association.

## **25. EXPULSION - DEFINITION**

Expulsion means depriving a person of the privileges of the Association indefinitely or for such period of time as may be determined by the Board of Directors.

## **26. NON-MEMBERS**

Any person not a member of this Association registering or transferring horses on the record of the Association shall be subject to the same rules and regulations as a member except as otherwise specifically provided for.

## **27. OFFENSES AND PENALTIES**

1. Any member who violates any rule or regulation of this Constitution automatically suspends himself from making further registration or transfer.
2. Registration or transfer of ownership of an animal is made on the understanding that the particulars given on the application are correct. If it is subsequently discovered that the particulars given are incorrect or fraudulent, the registration or transfer shall be suspended by the Canadian Livestock Records Corporation and canceled by this Association. Pedigrees recorded incorrectly may be canceled and re-recorded by the owner or by the Canadian Livestock Records Corporation at the expense of the original applicant for registration or transfer, but it is understood that neither this Association nor the Canadian Livestock Records Corporation shall be held responsible for any loss or damage that may be sustained through suspension, cancellation or correction of any registration or transfer.

3. When as the result of an inspection of the manner in which private records are being kept and identification practiced by any breeder, it is shown that the regulations in that regard as laid down herein are not being observed, the Board of Directors may immediately suspend or expel such breeder, and further registrations and transfers may be refused, and if such inspection should indicate that the private records and identification system as practiced by such breeder are in such state of confusion as to raise a doubt as to the identity of any number or all of the animals in the herd, the Board of Directors may suspend the pedigrees any number or all livestock standing in the name of such breeder.

4. The following are extracts from the Animal Pedigree Act to which all breeders are subject:

(Corporation means "Canadian Livestock Records Corporation)

#### SECTION 63.

1. 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.

2. 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 authority of this Act.

#### SECTION 64.

No person shall

- a. knowingly sign or present, or cause or procure to be signed or presented, to the recording officer of any association or of the Corporation any declaration or application in relation to the registration, identification or 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 a 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 any 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 an 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 registered;
- 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.

## SECTION 65.

No person shall, without lawful 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.

## SECTION 66.

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

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

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

#### SECTION 67.

The provisions of the Criminal Code prescribing a time limit for making a complaint or laying an information in respect of offenses punishable on summary conviction do not apply to proceedings in respect to an offense under this Act.

#### **28.**

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

#### **29. REPEAL**

The Constitution of this Association and amendments thereto as heretofore in effect, is hereby repealed.