

Animal Protection Zones

Frequently Asked Questions

The *Security from Trespass and Protecting Food Safety Act, 2020* protects Ontario farm animals, farms, farmers and their families, agri-food employees, and the safety of the entire food supply by addressing the ongoing threat of unwanted trespassing and from unauthorized interactions with farm animals. O. Reg. 701/20: General includes definitions and provisions which support the Act.



WHAT IS AN ANIMAL PROTECTION ZONE?

An **animal protection zone**, with respect to a farm, animal processing facility or prescribed premises*, means an area on the farm, facility or premises on which farm animals may be kept or located. There are three types of animal protection zones established under the Act:

- **Category A:** An enclosure for farm animals,
- **Category B:** Areas signed as animal protection zones by the owner or occupier, which meet prescribed requirements in accordance with the regulations, or
- **Category C:** Other areas prescribed by the regulations as an animal protection zone.

Category C animal protection zones are prescribed in regulations as:

- Land where farm animals are gathered to be transported from the farm to another place,
- An area of one-metre from the outside wall of any buildings where farm animals are kept if,
 - There is an entrance, exit or other opening into the building located on the wall, and
 - The one-metre area is located within the boundaries of the farm, animal processing facility or prescribed premises*.
- With respect to prescribed premises*,
 - Pens within the premises where farm animals are kept,
 - Any rings or other areas where farm animals are displayed or shown, and
 - Any areas for loading or unloading farm animals at the premises.

*Prescribed premises are defined in regulation as:

1. Premises at which farm animals are ordinarily bought or sold and in respect of which a licence has been issued under the *Livestock Community Sales Act*.
2. Premises at which farm animals are displayed for public viewing.
3. Premises at which farm animals lawfully compete against one another.



ARE AREAS PROTECTED WHEN NO ANIMALS ARE PRESENT?

Category B and Category C animal protection zones are deemed not to be animal protection zones at any time when farm animals are not present in the area.



WHAT IS AN ANIMAL PROTECTION ZONE SIGN?

An animal protection zone sign is an orange sign which serves as a warning to any person that the marked area is an animal protection zone, and that entering is prohibited under the Act unless the person:

- Has prior consent of the owner or occupier of the farm, animal processing facility or prescribed premises to enter the animal protection zone, or
- Is a person authorized to carry out a duty under or exercise a power under any Act of Ontario or of Canada, including the *Provincial Animal Welfare Services Act, 2019*,
- Is a person lawfully exercising an existing Aboriginal or Treaty Right, or
- Is any other person exempted under the Act.



WHEN IS AN ANIMAL PROTECTION ZONE SIGN NEEDED?

Signage is only **required** for **Category B** animal protection zones. Category A and Category C Animal Protection Zones do not require signage to be protected under the Act, although signage can be used if wanted. If signs are used on Category A or C animal protection zones, it is advised to follow the same requirements outlined below.



HOW DO I DESIGNATE A CATEGORY B ANIMAL PROTECTION ZONE?

As every farm, animal processing facility, and prescribed premises are unique, legislation cannot list every potential area on a property which could be considered an animal protection zone. The regulations allow an owner or occupier to create a Category B animal protection zone on their property, subject to conditions outlined in the regulations.

To designate an area as a Category B animal protection zone, the area must meet the following requirements:

- It does not include the entire property,
- It can only include lands on which farm animals are reasonably likely to be kept or located,
- It is located within the legal boundaries of the property, and
- It does not impede access to the front door of any residence found on the property.



WHAT ARE THE REQUIREMENTS FOR ANIMAL PROTECTION ZONE SIGNS?

If the area meets the above requirements, it is eligible to be marked as a Category B animal protection zone. The owner or occupier must mark the area in accordance with the following requirements:

- Area: The boundaries of the animal protection zone are clearly marked or outlined,
- Colour: An orange sign, located at each ordinary access point to the area,
- Size: The sign must be large enough to include a circle of 30 cm in diameter within it,
- Language: Wording must clearly state that it is an Animal Protection Zone, and
- Visibility: The sign and any markings must be clearly visible in daylight.

Category B animal protection zones will be deemed animal protection zones only when farm animals are present. Otherwise, the *Trespass to Property Act* applies.



DOES THE ANIMAL PROTECTION ZONE SIGN NEED TO HAVE A CIRCLE?

No. There is no requirement for a circle to be on the sign or for the sign to be in the shape of a circle. The orange part of the sign must be a minimum size of 30cm x 30cm: Large enough to include a circle of 30cm in diameter within it.

For a free downloadable version of an animal protection zone sign, please visit: www.aboutbill156.com/order



ARE SIGNS REQUIRED FOR THESE AREAS?

Barns containing farm animals?

- NO- Category A animal protection zone.

Fenced Pasture?

- NO- Category A animal protection zone

Fall fairs?

- *If animals are in a pen, show ring/area, or unloading area:* NO- Category C animal protection zone.

Areas at which farm animals lawfully compete against one another?

- *If animals are in a pen, show ring/area, or unloading area:* NO- Category C animal protection zone.

An area where farm animals are ordinarily bought or sold, licenced under the *Livestock Community Sales Act*?

- *If animals are in a pen, show ring/area, or unloading area:* NO- Category C animal protection zone.

Areas where farm animals are displayed for public viewing?

- *If animals are in a pen, show ring/area, or unloading area:* NO- Category C animal protection

zone.

Community Pasture?

- If there is an enclosure containing the animals: NO- Category A animal protection zone.
- If no enclosure (i.e.- using guardian animals to contain flock): YES- Category B animal protection zone.

Please visit www.aboutbill156.com/order for a decision tree which will help determine where an animal protection zone sign is needed.



EXAMPLES OF CATEGORIES OF ANIMAL PROTECTION ZONES

Category A:

No sign required

- Barns
- Enclosed pastures
- Pens near barns

Category B:

Sign required

- Community pastures with no enclosure for farm animals
- Raceway

Category C:

No sign required

- Livestock loading zones
- Rings where farm animals are being displayed or shown
- Pens in auction houses
- Rings at sales yards



WHAT HAPPENS IF MY SIGN IS DAMAGED OR VANDALIZED?

It is an offence under the Act for a person to deface, alter, damage or remove any animal protection zone signs which have been posted on a farm, animal processing facility or prescribed premises.

Owners and occupiers should replace signs which do not meet the requirements for animal protection zone signs.



ARE LIVESTOCK TRANSPORT VEHICLES ANIMAL PROTECTION ZONES?

Motorized vehicles transporting livestock are not considered animal protection zones. However, they are protected under the Act from being stopped, hindered, obstructed or otherwise interfered with when transporting farm animals. Interactions and interferences with farm animals on motor vehicles is also prohibited without prior consent of the driver.

For more information, please visit:

www.aboutbill156.com

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