



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

DOG ACT COMMENCEMENT OF PROCEEDING FORM REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to April 26, 2014. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

If you find any errors or omissions in this consolidation, please contact:

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DOG ACT
Chapter D-13

COMMENCEMENT OF PROCEEDING FORM REGULATIONS

Pursuant to section 19 of the *Dog Act* R.S.P.E.I. 1988, Cap. D-13, Council made the following regulations:

1. Form

The Commencement of Proceeding Form, as set out in the Schedule to these regulations, is prescribed for the purposes of section 16 of the *Dog Act*. (EC352/05)

**SCHEDULE
FORM 1
COMMENCEMENT OF PROCEEDING**

	Court File Number:
<p align="center">PROVINCE OF PRINCE EDWARD ISLAND PROVINCIAL COURT</p> <hr/> <p>at: _____ Court office address</p>	<p>Form: To Commence a Proceeding pursuant to the <i>Dog Act</i> R.S.P.E.I. 1988, Cap. D-13.</p> <p>Date:</p>

Applicant

Full legal name & address for service—street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any)

Owner(s) of Dog(s)

Full legal name & address for service—street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any)

Applicant: My name is (full legal name).....

I live in (municipality & province).....

I am employed by
and I swear/affirm that the following is true:

1. I am the Applicant in this proceeding.
2. I attest, on reasonable grounds, to the existence of facts that would justify the order sought:
 - the dog(s) has bitten or attacked a person or a domestic animal; or
 - the dog(s) has behaved in a manner that poses a menace to the safety of persons or domestic animals.

3. Description of dog(s):
.....
.....

4. Description of activity committed by dog(s):
.....
.....

Date & Time of alleged activity:

Court File Number:

5. I am asking for the following order:

- that the dog(s) be destroyed in the manner specified in the order;
- that the dog(s) be neutered or spayed, as the case may be;
- that the owner of the dog take the measures specified in the order for the more effective control of the dog(s) for the purposes of public safety;
- that the dog(s) be confined to its owner's property;
- that the dog(s) be restrained by means of a leash;
- that the dog(s) be restrained by means of a muzzle;
- that warning signs be posted by the owner(s) of the dog(s);
- other.
(Applicant may indicate requested or suggested order)

OTHER ISSUES

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Sworn/Affirmed before me at: municipality	Signature of Applicant (This form is to be signed in the presence of a lawyer, justice of the peace, notary public or commissioner for taking affidavits)
In: province	
On: date Commissioner for taking affidavits (Type or print name below if signature is illegible.)	
NOTE: This document must be filed with the Clerk of the Court and a copy provided by the Applicant to other parties and any owner(s) of the dog(s)	

(EC352/05; 444/05; 239/14)

**FORM 2
NOTICE OF COMMENCEMENT OF PROCEEDING**

**C A N A D A
PROVINCE OF PRINCE EDWARD ISLAND
IN THE PROVINCIAL COURT**

TO:

A proceeding is being commenced by a peace officer for an Order pursuant to sections 16 and 16.1 of the *Dog Act* R.S.P.E.I. 1988, Cap. D-13.

A copy of the Commencement of Proceeding Form and peace officer's statement are attached to this Notice.

TAKE NOTICE that this Proceeding shall be heard by the Provincial Court located at _____ in _____ County, Prince Edward Island, on _____, the ____ day of ____, 200__ at ____ o'clock in the _____.

If you do not appear at the Hearing of this matter, the Court may proceed in your absence, and may make an Order pursuant to sections 16 and 16.1 of the *Dog Act*.

At the Proceeding, all relevant evidence may be presented by both parties. You may represent yourself or you may have a lawyer represent you.

DATED at _____, Prince Edward Island this _____ day of _____, A.D., 200__.

Provincial Court Judge

(EC444/05)