

# **BY-LAW #2**

**IT IS HEREBY RESOLVED AND ENACTED** as **By-Law #2** of Standardbred Canada.

## **ARTICLE 1 - REGISTRATION OF PEDIGREES**

- 1.1 A register shall be kept at the head office of the Association. This register shall be known as the Canadian Standardbred Stud Book, in which shall be recorded the names of all horses registered as Standardbred by the Association together with their sires and dams.
- 1.2 Upon registration of a horse by the Association, a certificate of registration shall be issued in a form approved by the Board.
- 1.3 The Association shall also provide an electronic system for recording of registration information about a horse. A horse will be placed on the electronic registration system if a request in writing is received from the registered owner or purchaser along with the certificate of registration. A certificate of registration will be re-issued on request by the registered owner or purchaser, in which case the horse shall be removed from the electronic registration system.

## **ARTICLE 2 - RULES OF ELIGIBILITY**

- 2.1 Horses may be registered as Standard or Non-Standard. The certificate of registration shall specify whether the horse is Standard or Non-Standard.
- 2.2 Reciprocity of registration between the Association and the United States Trotting Association is subject to the requirement that application for original registration of a horse shall be made to the registry in the jurisdiction in which the owner resides.
- 2.3 A horse may be registered Standard provided that:
  - (a) the sire and dam of the horse are registered as Standard, the dam is registered with the Association or the United States Trotting Association, and all transfers of ownership of the dam are duly recorded; or
  - (b) the horse is registered Standard in a foreign country other than the United States of America, the registry of which has been approved by resolution of the Breeders Committee; or
  - (c) the horse is registered with the Association as Non-Standard and the dam of the horse has produced two foals that have achieved Standard records. A Standard record shall be a winning race record or time trial of 2:05 or faster for two-year-olds and 2:00 or faster for all other ages.
- 2.4 A horse may be registered as Non-Standard provided that:
  - (a) the sire of the horse is registered as Standard, the dam is registered as Non-Standard with the Association or the United States Trotting Association, and all transfers of ownership of the dam are duly recorded; or
  - (b) the horse is registered as Non-Standard in a foreign country other than the United States of America, the registry of which has been approved by the resolution of the Breeders Committee; or
  - (c) the horse is registered as Standard in a foreign registry that has been approved by resolution of the Breeders Committee, subject to the condition that horses from that registry be registered with the Association as Non-Standard.
- 2.5 Embryo/Ovum Transfer: The Board of Directors shall enact regulations prescribing a procedure for embryo/ovum transfer. Foals resulting from embryo/ovum transfer shall only be eligible for registration under the current conditions:
  - (a) Only one foal resulting from an embryo/ovum transfer from a given donor mare, is eligible for registration in each year.
  - (b) If more than one foal results from embryo/ovum transfers from a donor mare in a given year, the first born foal shall be the one to be registered.
  - (c) The donor mare is at least two (2) years of age or older at the time of embryo/ovum transfer.
  - (d) A donor mare is not eligible to race in claiming races during the gestation period of the recipient mare.
- 2.6 No horse foaled in a year prior to 1990 shall be eligible for registration unless a properly completed application for registration, including original certificate of service, is received by the Association on or before December 31st of its yearling year. No horse foaled in or after 1990 shall be eligible for registration unless a properly completed application for registration, including original certificate of service, is received by the Association on or before June 30<sup>th</sup> of its yearling year. No horse foaled in or after 2001 shall be eligible for registration unless a properly completed application for registration, including original certificate of service, is received by the Association on or before December 31<sup>st</sup> of its year of foaling. This requirement shall not apply to the registration by the Association of eligible horses previously registered in a country other than Canada. Notwithstanding the foregoing, the Board of Directors or the Breeders Committee as set out in Article 4.11 of By-Law #1 or designated sub-committee may approve an application for registration which does not comply with the provisions of this sub-article, subject to such conditions or the imposition of such costs as the Breeders Committee shall determine to be appropriate.
- 2.7 No horse which is the product of genetic cloning is eligible for registration.

2.8 The Registrar may refer to the Breeders Committee any question regarding the eligibility of a horse for registration.

### **ARTICLE 3- REGISTRATION**

- 3.1 Effective with foals of 2008 and thereafter, the following must be received by the Association before a horse will be granted registration:
- (a) An application on the prescribed form completed by the owner or authorized agent with the registration fee
  - (b) The original certificate of service provided by the stallion owner/lessee
  - (c) A freeze brand report from an identification technician approved by the Association
  - (d) Confirmation of parentage verification from the testing facility approved by the Association
- 3.2 The technician who freeze brands the horse shall, at that time, draw the sample required for DNA testing and shall submit that sample to the approved testing facility for parentage verification.
- 3.3 Where compliance with requirements 3.1 and 3.2 would involve particular hardship to an owner, the Registrar may allow an exemption on such terms as the Registrar may consider to be reasonable. However, under no circumstance shall a horse be used for breeding or racing prior to the Association confirming parentage verification based on a sample obtained from the horse at the same time as the freeze brand is applied by an approved identification technician.
- 3.4 Application for registration of a horse shall be made on a form provided by the Association. The application must be accurately and legibly completed and signed by the owner or agent as defined by the By-Laws. No application for registration will be processed unless the original certificate of service is on file with the Association. Only original certificates of service provided by the Association or by a registry approved by the Board will be accepted.
- 3.5 The names of all owners must be shown on the certificate of registration. If the number of owners exceeds four, they must together become a stable and the horse will be registered in the name of the stable.
- 3.6 The Registrar may require a member applying for registration of a horse to provide such photographs of the horse that the Registrar deems necessary to properly identify the horse.
- 3.7 In cases where the Registrar has reasonable grounds to question the pedigree of a horse, the Registrar may direct, upon prior reasonable notice to the owner of the horse, that a licensed veterinarian draw a sample of blood suitable for blood typing or pull hair samples for DNA testing, from any horse registered with the Association.
- 3.8 Live twin foals must be registered at the same time. If one twin has died, a statement to that effect must be made in the application to register the live foal.
- 3.9 A horse from a country other than Canada or the United States of America shall not be registered with the Association unless it can be identified in a manner approved by regulation of the Breeders Committee and the application includes a properly endorsed export certificate from that country certifying the identify of the horse.
- 3.10 If the registered owner of a horse that is on the electronic registration system requests in writing that the registration of that horse be cancelled, the Registrar shall cancel it. If the registered owner of a horse that is not on the electronic registration system requests in writing that the registration be cancelled and presents the certificate of registration to the Association for cancellation, the Registrar shall cancel it.

### **ARTICLE 4 - REGISTRATION OF NAMES**

- 4.1 The name of a horse registered with the Association shall not be:
- (a) comprised of more than four words or the total of letters and spaces in the name exceeds 18;
  - (b) the same as the name of a horse previously registered and active in racing or breeding unless 15 years have elapsed since any racing or breeding activity, except further where the applicant is able to establish to the satisfaction of the Registrar that one of the following circumstances has occurred:
    - (i) the horse died or had its name changed prior to becoming two years of age, or
    - (ii) the horse died or had its name changed before racing or being used for breeding purposes;
  - (c) misleading as to family, origin, relationship or sex;
  - (d) offensive or vulgar;
  - (e) in whole or in part the name of a famous or outstanding horse unless the famous or outstanding horse is the sire or dam of the horse to be registered;
  - (f) in whole or in part the name of a living person unless that person consents in writing to the use of his name;
  - (g) similar in spelling or pronunciation to a name already in use;
  - (h) the name of a famous or notorious person;
  - (i) a trade name or a name claimed for advertising purposes, except a name or part of a name approved by the Breeders Committee pursuant to Article 4.2(a), unless the use of the name is authorized in writing by the owner thereof.
- 4.2 Upon approval of the Breeders Committee:
- (a) a member may register for his exclusive use a distinctive name to be used as a prefix or suffix in naming his horses;

- (b) an approved prefix or suffix may be transferred to another member on application of the member in whose name it is registered.
  - (c) the registration of an approved prefix or suffix may be cancelled if the name has not been used in registering a horse for a period of five years.
- 4.3 An approved prefix or suffix shall only be used by the member to whom exclusive use was granted for the purpose of naming horses of which that member was the breeder.
- 4.4 The Registrar may permit a name to be changed unless:
- (a) the horse has raced;
  - (b) the horse has serviced a mare, or;
  - (c) the mare has been bred.

#### **ARTICLE 5- IDENTIFICATION**

- 5.1 The Breeders Committee shall establish regulations for the identification of a horse by physical identification and/or genetic identification.
- (a) In the case of physical identification, the Committee shall have regard to lip tattooing, freeze branding and distinguishing marks, as well as such other physical characteristics that are consistent with positive identification.
  - (b) In the case of genetic identification, the Committee shall have regard to blood typing, DNA segregation and other proven genetic tests that are consistent with positive identification.
- 5.2 No person, other than a technician authorized by the Association, shall place or attempt to place a permanent identification for the purposes of registration on a horse to be registered by the Association without the written consent of the Association.
- 5.3 In the event that a horse is physically identified improperly, the horse shall not be permitted to race at a meet sanctioned by the Association and its progeny shall not be registered by the Association.

#### **ARTICLE 6 - STALLIONS AND BREEDING RECORDS**

- 6.1 Prior to servicing a mare, a stallion standing for public or private service in Canada shall be:
- (a) registered with the Association or the United States Trotting Association, and;
  - (b) blood typed or DNA tested by a laboratory approved by the Association.
- 6.2 All owners, lessees and authorized agents for owners who stand a stallion for public or private service in Canada (hereinafter in this Article referred to as "owner") shall be members of the Association and shall be responsible for keeping accurate breeding records including the names of mares bred and all breeding dates. Such records shall also include sire, dam, colour, sex, and foaling date of any foals born on the owner's premises. For the purpose of this article, breeding shall include artificial insemination and natural breeding.
- 6.3 An owner shall file with the Association a report of all mares bred to each stallion together with the first and last dates each mare was bred. The report, accompanied by payment of the stallion report fee, shall be filed no later than November 1st of the year of breeding. The Registrar may accept reports filed after November 1st, but an additional stallion report fee may be charged.
- 6.4 Upon receipt of the report of mares bred, the Association will provide the owner with preprinted certificates of service. Upon completion of the financial or contractual arrangements between the owner and the breeder, the original of the certificate of service shall be signed and promptly returned to the Association by the owner.
- 6.5 Any person who owns a mare that does not produce a foal after a breeding shall report the reason to the Association in writing no later than December 31st of the year the mare was due to foal.
- 6.6 All records referred to in this Article shall be made available for inspection by the Association or Agriculture Canada.
- 6.7 In the event of failure to comply with any of the requirements of this Article, the Registrar may refuse to register a foal and, in addition, penalties may be imposed pursuant to Article 9.3.

#### **ARTICLE 7 - TRANSFERS AND DUPLICATE CERTIFICATES**

- 7.1 Except where ownership is transferred by legal compulsion or operation of law, the transferor of a horse shall complete an executed transfer of ownership which shall include the date of sale of the horse and the name of the purchaser. In the event that the horse is not electronically registered, the transfer shall be accompanied by the certificate of registration.
- 7.2 If the vendor of a Standardbred horse fails to comply with Article 7.1, the Breeders Committee may direct that a certificate of registration be issued in the purchaser's name with such conditions as the Breeders Committee deem appropriate.

#### **ARTICLE 8 - GENERAL MATTERS**

- 8.1 For the purposes of Article 6 and this Article, the Association may acknowledge and give effect to written lease agreements.
- 8.2 Subject to the terms of a lease agreement, the breeder of a horse is the registered owner of the dam at the time she conceived.
- 8.3 Subject to the terms of a lease agreement, the first owner of a foal is the registered owner of the dam at the time the foal was born.
- 8.4 The age of a horse shall be reckoned from the first day of January of the year of birth.
- 8.5 It shall be the responsibility of the owner of a horse to advise the Association if the horse is castrated or spayed and, in the case of a horse that is not on the electronic registration system, to forward the certificate of registration to the Association for amendment. At the discretion of the Registrar, a veterinary certificate may be required.
- 8.6 It shall be the responsibility of the owner of a horse to advise the Association if the horse is a ridgeling, or has ceased to be a ridgeling, and, in the case of a horse that is not on the electronic registration system, to forward the certificate of registration to the Association for amendment. At the discretion of the Registrar, a veterinary certificate may be required.

### **ARTICLE 9 – PENALTIES**

- 9.1 The person applying to register a horse or transfer ownership is responsible for providing accurate particulars about the horse. The Registrar may at any time cancel a certificate of registration if particulars stated on the application for registration or transfer are not accurate.
- 9.2 Where it is determined that a pedigree has been recorded incorrectly, the Registrar may cancel the certificate of registration or re-record the pedigree and re-issue a certificate of registration at the expense of the original applicant for registration of the horse. The Association shall not be responsible for any loss or damage that may be sustained through cancellation or correction of any certificate or registration.
- 9.3 The Registrar may suspend or cancel the membership of any member who:
- (i) has contravened a by-law of the Association relating to the eligibility for registration, the individual identification of animals, or the keeping of breeding records;
  - (ii) has contravened a regulation made pursuant to a by-law referred to in sub-paragraph (i) above;
  - (iii) has contravened any provision of the Animal Pedigree Act or regulations made pursuant thereto; or
  - (iv) has contravened any provision of the Health of Animals Act and its regulations relating to the identification or testing of animals.