# TOWN OF SUSSEX POLICY

| Subject | | Number |
|---|---|---|
| LIVE ANIMAL CAGE | | PD-9 |
| *Date* AUGUST 26, 2008 | *Approved by* COUNCIL [X] OTHER(S) [ ] | *Date* MAY 19, 1998 |
| *Signature* | *Date of Revision* AUGUST 25, 2008 | PAGE 1/2 |

A live animal cage may be provided to a complainant **provided that**:

- a written complaint is provided by the complainant to the Animal Control Officer;
- the complainant identifies the property upon which the cage is to be placed. Under no circumstance will a cage be placed upon property without the owners specific consent in writing, as evidence by a receipted copy of this policy delivered to the Animal Control Officer;
- the complainant agrees to place a sign, as provided by the Animal Control Officer, on the property which indicates that a live animal cage is located on the property, the sign placement is to be conspicuous and easily observable to passersby. The placement must be approved by the Animal Control Officer;
- the complainant must inspect the cage on a regular basis and, should a live animal be trapped or captured, the complainant must notify the Animal Control Officer and water and feed the animal until released to the Animal Control Officer;
- if the animal is injured the complainant must transport the animal to a veterinarian and notify the Animal Control Officer at once;
- the live animal cage cannot be set in the rain or hot sun at anytime and is the responsibility of the complainant to properly shelter the captured animal until received by the Animal Control Officer;
- the complainant agrees to return the live animal cage in the same condition as when received from the Animal Control Officer;
- the complainant shall have the control and use of the cage for a period not to exceed five days;
- the complainant is responsible for the release of any wildlife captured;

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- in the event that the complainant is not the owner of the property upon which the cage and sign are to be placed, the consent for both the placement of both the cage and the sign upon the property, must be obtained from the owner of the property and any obligations or responsibilities herein above specified as being the complainant's shall be that of the property owner. A copy of this policy will be provided to the complainant and, to the property owner (if the property owner is not the complainant) and receipted by them prior to the delivery and placement of the cage; and

- in signing the copy of this policy the complainant and property owner acknowledge that the law of occupiers liability applies to the owner of any property upon which is placed any inherently dangerous apparatus which they acknowledge a cage to be and agree that they shall be solely and exclusively responsible for any physical injury or property damage arising whether directly or indirectly, from any accident and for any injury to any person, animal or property, arising from the use or placement of the cage. Further, they acknowledge, that no representations have been made by the Animal Control Officer of the Town of Sussex as to the safety of the apparatus nor to it's suitability for any intended purpose. They agree to indemnify and save harmless the Animal Control Officer and the Town of Sussex with respect to any claims advanced arising either directly or indirectly from the placement or use of the cage upon the property.

Signature: _____ Date: _____
Property Owner

Signature: _____ Date: _____
Complainant