

RURAL MUNICIPALITY OF ORKNEY NO. 244

BYLAW NO. 11-2018

A BYLAW FOR THE PREVENTION AND CONTROL OF CLUBROOT DISEASE OF CRUCIFERS

The Council of the Rural Municipality of Orkney No. 244, in the Province of Saskatchewan, enacts as follows:

1. This Bylaw may be referenced as the "Clubroot Bylaw."

**PART 1
PURPOSE AND DEFINITIONS**

Purpose and Scope

2. The Purpose of this Bylaw is to:
 - a) Establish the requirements for clubroot reporting and notification
 - b) Establish the requirements for clubroot management
3. The Pest Control Act authorizes municipalities and offices to act in relation to clubroot.
 - a) Section 4 of *The Pest Control Act* states that "every person shall take measures to destroy, control and prevent the spread of all pests on any land or other premises owned, occupied or controlled by him"

Definitions

4. In this Bylaw:
 - a) "Officer" means an officer within the meaning of *The Pest Control Act*;
 - b) Owner and occupant are as defined in *The Municipalities Act*
 - c) "Municipality" means the Rural Municipality of Orkney No. 244

**PART 11
CLUBROOT REPORTING AND NOTIFICATION**

5. Every owner(s) and/or occupant of any land in the Municipality shall notify the Municipality in which the land is located of the presence of clubroot, within 30 business days of becoming aware of the same.
6. Notifications of the presence of clubroot shall be in writing (email or postal mail) and submitted to the office of the Rural Municipality of Orkney No. 244.
7. Where the officer believes that a person has contravened any provision of this Bylaw, a Bylaw Violation Notice may be served either personally or by mailing or leaving same at the last known address.
8. The Bylaw Violation Notice shall be in Schedule "1", attached to and forming part of this Bylaw.
9. The Bylaw Violation Notice shall be deemed to have been served:
 - a) on the expiration of 24 hours after it is posted, if the notice is mailed;
 - b) on the day of actual delivery, if the notice is served personally; or
 - c) on the business day following the transmission, if given by facsimile.
10. Any person guilty of any infraction to any of the provisions of this bylaw shall upon summary conviction, be liable to a fine as per the General Penalty Bylaw.

**PART 111
CLUBROOT MANAGEMENT**

11. Every owner(s) and/or occupant(s) of any land where clubroot has been identified through notification within the Municipality as per Part 11 or by any other means shall take measures to manage and prevent the spread of clubroot.
12. As required by the officer, the owner(s) and/or Occupant(s) of any clubroot infested land shall develop a Clubroot Management Agreement with the assistance of an agrologist currently practicing with the Saskatchewan Institute of Agrologists in accordance with the Clubroot Policy.
13. The owner(s) and/or Occupant(s) of any clubroot infested land within the Municipality shall provide the officer with the Clubroot Management Agreement within 30 days business days. The Officer will ensure that the Clubroot Management Agreement meets

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the minimum requirements of *The Saskatchewan Clubroot Management Plan* and will execute the agreement with the owner(s) and/or occupant(s).

14. When a formal agreement between the owner(s) and/or occupant(s) and the offices cannot be reached, the officer shall write an order as per Section 19 of *The Pest Control Act*.



Reeve – Randy Trost



Administrator – Clinton Mauthe



Read a third time and adopted
this 9th day of August, 2018

Certified a true copy of Bylaw No.11-2018 adopted by the
Council of the Council of the R.M. of Orkney No. 244 on the
9th day of August, 2018.



Clinton Mauthe – Chief Administrative Officer



**RURAL MUNICIPALITY OF ORKNEY No. 244 POLICY REGARDING THE
PREVENTION AND CONTROL OF CLUBROOT**

**PART 1
DEFINITIONS**

1. In this policy:
 - a) Clubroot confirmation means that clubroot disease symptoms were observed in a susceptible crop. Detection of the clubroot pathogen's DNA in a plant or soil sample, obtained by laboratory testing, may be conducted as needed to confirm clubroot diagnosis.
 - i) Detection of the clubroot pathogen's DNA on a plant or soil sample in the absence of visible symptoms is not sufficient for clubroot confirmation. When this occurs the landowner(s) and/or occupant(s) will be encouraged to implement proactive management strategies to prevent the spread of the clubroot pathogen and to keep pathogen low. Fields may be monitored in subsequent years for the development of clubroot symptoms to enable clubroot confirmation.
 - b) "Council" means the Council of the Rural Municipality of Orkney No. 244;
 - c) "Officer" means an officer within the meaning of *The Pest Control Act*;
 - d) Owner and occupant are as defined in *The Municipalities Act*;
 - e) "Municipality" means the Rural Municipality of Orkney No. 244;

**PART 11
POLICY STATEMENTS**

2. The Municipality recognizes that clubroot is a serious problem of cruciferous plants such as canola, mustard, camelina, oilseed radish, taramira and cruciferous vegetables such as arugula, broccoli, Brussels sprouts, cabbage, cauliflower, Chinese cabbage, kale, kohlrabi, radish, rutabaga, turnip and cruciferous weeds (e.g. stinkweed, shepherd's purse, wild mustard, volunteer canola).
3. The Municipality recognizes that the clubroot pathogen is soil-borne and therefore can be spread by soil movement on equipment vehicles, tires shoes, earth tag on seed and tubers grown in clubroot infested soil or any other activity or event that results in the movement of soil.
4. The Municipality supports the principle to control the spread of clubroot, which has been declared a pest under *The Pest Control Act*.
5. *The Pest Control Act* authorizes municipalities and officers to act in relation to clubroot.

**PART 111
CLUBROOT NOTIFICATION AND CONFIRMATION**

6. By way of the Municipalities Clubroot Bylaw (Bylaw Number 11-2018) every owner and/or occupant of land shall notify the Municipality or officer of the Municipality in which the land is located in writing (email or posted mail), within 30 business days of confirmation of the presence of clubroot and provide the exact location of the disease. Form A may be used as a template for notification and documentation of the location of the clubroot within the field.
7. Personal survey protocol and details of self-reporting clubroot findings is to be considered confidential and kept on file in the office of the Municipality and released only to authorized municipal or provincial government personnel and the person(s) owning, occupying or controlling the land. Disclosure is subject to agreement reached with the landowner(s) and/or occupant(s), in the best interests of the community in accordance with *The Saskatchewan Clubroot Management Plan*.
8. Clubroot field inspections shall be conducted by officer(s) to monitor for clubroot and/or enforce *The Pest Control Act* within the municipality.
9. Clubroot survey procedures and the reporting form will follow standard protocols as recommended by the Saskatchewan Clubroot Initiative and the Saskatchewan Ministry of Agriculture (see Schedule A).

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Municipality of Orkney No. 244 Clubroot Bylaw

Schedule 1 to Bylaw No. 11-2018

BYLAW VIOLATION NOTICE

RURAL MUNICIPALITY OF ORKNEY No. 244
BYLAW VIOLATION NOTICE

Name: _____

ADDRESS: _____

This official notice is issued for alleged breach of the following Bylaw:

Bylaw No. 11-2018

Section#: _____

Offence:

Voluntary Payment: _____

DETAILS OF ALLEGED BREACH OF VIOLATION

Date and time of Violation: _____

Location of Violation: _____

PENALTY

Take notice that you may remit a voluntary payment to the Municipality in the amount stipulated above to avoid prosecution for this offence.

Payment may be made in person at the municipal office or by mailing to: R.M. of Orkney NO. 244, 26 Fifth Avenue North, Yorkton, SK. S3N 0Y8.

If voluntary payment indicated above is not received by _____ (specify date), a summons requiring your appearance in provincial court will be issued.

Issued this _____ day by _____ (name of Officer)

(Signature of Officer)

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**PART IV
CLUBROOT MANAGEMENT**

10. By way of the Municipality's Clubroot Bylaw (Bylaw No. 11-2018) the owner(s) and/or occupants of land where clubroot has been confirmed shall develop a Clubroot Management Agreement (using form B) with the assistance of an agrologist currently practicing with the Saskatchewan Institute of Agrologists.
11. The Saskatchewan Clubroot Management Plan shall be referred to and used as a guide for any control/prevention measures. An updated copy of this document can be obtained by calling the Saskatchewan Agriculture Knowledge Center at 1-866-457-2377.
12. The Clubroot Management Agreement (Form B) agreed upon between the owner(s) and/or occupant(s) and the officer shall:
 - a) Meet the minimum standards as identified within *The Saskatchewan Clubroot Management Plan*.
 - b) Include actions to manage and prevent the spread of clubroot
 - c) Require the owner(s) and/or occupant to disclose that clubroot has been confirmed if the land is sold or rented to another owner(s) and/or occupant(s)
 - d) Require notification of occupants and easement holders who have access to the land to enable biosecurity actions to prevent the spread of clubroot.
 - e) Be returned to the officer within 30 business days.
 - f) Shall be signed by the landowner(s) and/or occupant(s) of the land and the officer.
13. When a formal agreement cannot be reached or the landowner(s) and/or occupant(s) fail to carry out measures outlined in the Clubroot Management Agreement entered into 11, the offices may write an order as per Section 19 of *The Pest Control Act* using Form C.
14. The owner(s) and/or occupant(s) shall take all actions as ordered by the officer.

ADOPTION

15. This Policy is hereby authorized and in place upon signing



Reeve – Randy Trost



Chief Administrative Officer-Clinton Mauthe



Adopted this 9th day of August, 2018.



Chief Administrative Officer, Clinton Mauthe

CLUBROOT SURVEY FORM – FORM A

_____ 1/4S _____ T _____ R _____ West of the 2nd Meridian

And/or GPS Coordinates N _____ and W _____

As shown on the diagram attached,

-or- Number, Street: _____ Town/City: _____

Pest Control Officer: _____

Surveyor Name (if different than above): _____

Address: _____

Phone: _____ Email: _____

Landowner Name: _____

Farmer/Producer Name: _____

Date surveyed: _____

Is this survey part of an agreement with the landowner or an order? _____

Tillage Information (if applicable/known):

Fall 20 ____ : No tillage _____ Cultivation(#of times) _____ Discing(#of times) _____

Other: ((Please Specify) # of times) _____

Spring 20 ____ : No tillage _____ Cultivation(# of times) _____ Discing(#of times) _____

Other: ((Please Specify) and # of times): _____

Seeding Information (if applicable/known):

Crop: _____ Variety: _____ Source: Certified _____ Common _____

Seeding date (if available): _____ Seeding Rate(lbs./ac/ or kg/ha) _____

Total rainfall (if available): June _____ July _____ Irrigated: YES _____ No _____

Rotation Information (if applicable/known):

(please list canola variety used in previous years if known): _____

20 ____ : Wheat _____ Barley _____ Canola _____ Field pea, lentil, dry bean _____

Oats _____ Rye _____ Potato _____ Forage grasses _____ Forage Legumes _____

Other _____ (please specify) _____

20 ____ : Wheat _____ Barley _____ Canola _____ Field pea, lentil, dry bean _____

Oats _____ Rye _____ Potato _____ Forage grasses _____ Forage Legumes _____

Other _____ (please specify) _____

History of crucifer vegetables of crucifer (brassica) crops other than canola grown on the field:

(could include indication of a previous home garden)

All survey information is considered **confidential** and is to be kept on file in the office of the municipality and released only to authorized municipal or provincial government personnel and the person owning, occupying or controlling the land surveyed. Disclosure is subject to the agreement reached or orders issued in the even of a positive clubroot finding, as outlined in the clubroot policy of the municipality.

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Municipality of Orkney No. 244 Clubroot Policy

Field Traffic: Is there occasional traffic on to the field, i.e. oil pumping rigs, power installations, research plots, recreational vehicles (ATV's), etc.

Comments (please attach additional sheets if required):

TYPE OF SAMPLE(S) COLLECTED (circle one or both):

SOIL		PLANTS	
Number of samples:		Number of samples:	

DIAGRAM SHOWING LOCATION OF FIELD ENTRANCE and/or SAMPLES:
(may be supplemented with map printed from GIS software)

A diagram of a 1/4 section grid, divided into four quadrants by a horizontal and a vertical line. The quadrants are labeled as follows:

- North-West 1/4
- North-East 1/4
- South-West 1/4
- South-East 1/4

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CLUBROOT SURVEY PROTOCOL – SCHEDULE A

Introduction: Clubroot is a soil-borne disease caused by a microbe, *Plasmodiophora brassicae*. Clubroot affects the roots of cruciferous field crops such as canola, mustard, camelina, oilseed radish and taramir. It also affects cruciferous field crops such as canola, mustard, camelina, oilseed radish and taramira. It also affects cruciferous vegetables such as arugula, broccoli, Brussels sprouts, cabbage, cauliflower, Chinese cabbage, kale, kohlrabi, radish, rutabaga and turnip, as well as cruciferous weeds (e.g. stinkweed, shepherd’s purse, wild mustard, volunteer canola).

Symptoms: Invasion of host roots leads to the formation of clubroot galls. These deformed roots have a reduced ability to absorb water and nutrients leading to stunting, wilting, yellowing, premature ripening and shriveling of seeds. The cause of these above-ground symptoms can be confirmed by digging up suspect plants to check roots for gall formation. Clubroot affects canola yield and quality to a similar degree as other diseases affecting water and nutrient uptake, and its impact depends on soil conditions and the growth stage of the crop when infection occurs and the level of the pathogen in the soil. Early infection of seedlings can result in significant yield losses. Spore germination of *Plasmodiophora*, infection of seedlings can result in significant yield losses. Spores germination of *Plasmodiophora*, infection and disease development are favoured by warm soils, high soil moisture and low soil pH.

Equipment and Materials Needed:

Clubroot survey sheets (FormA)	Hand trowel	Disposable booties and gloves
Clipboard and pen	Pocket knife	Garbage bags
GPS unit or maps	Pail of two per cent bleach for soaking/cleaning tools	Two per cent bleach solution in misting bottle
Paper bags or boxes		

Plant Sample Survey Procedure:

1. As clubroot may take six to eight weeks to develop, symptoms are most detectable later in the growing season (late July or August).
2. Records must be kept for all fields visiting using *Form A* clubroot survey sheets.
3. Do not drive into field access, but park on the road whenever possible. Surveyors can walk into infested fields but must follow human sanitation procedures.
4. If survey personnel enter a field in any potentially infested regions, whether it is known to have clubroot or not, they are to follow these procedures:
 - Wear disposable footwear that can be removed immediately after leaving the field. Another option is to use rubber boots or other footwear that can be sterilized (misted) with a disinfectant solution (two percent bleach) upon leaving the field.
 - Dispose of the disposable footwear in a sterile fashion. Sealing in a garbage bag and incinerating is preferred. Do not reuse disposable footwear.
 - Clean and disinfect any tools that may have been in contact with soil in the field.
5. Observe 20 plants at the field entrance and at each five additional sites in the field, for a total of 100 plants. Keep each of these five sites at least 20 metres from each other and at least 20 metres from the field edge.
6. If patches of premature ripening are observed, particularly in field entrance or corners of field, dig or pull up plants, shake off excess soil and inspect roots for the presence of galls. If clubroot is suspected, cut off stems and collect root samples.
7. Air-dry root samples in paper envelopes/boxes/bags and send them to the Ministry of Agriculture’s Crop Protection Laboratory at 346 McDonald Street, Regina, SKS4N 6P6, telephone (306) 787-8130. You may mail, courier or drop off samples in person. There is a \$20 fee for a visual inspection.
8. If the visual diagnosis is positive, root samples will be forwarded to a laboratory on behalf of the municipality for DNA testing. Cost of the DNA testing will depend on the current fee set by the credited laboratory (approximately \$100).

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Municipality of Orkney No. 244 Clubroot Policy

Soil Sample Survey Procedure:

1. Soil samples can be collected at any time but soil should be dried after collection.
2. Records must be kept for all fields visited using *Form A clubroot survey sheets*.
3. Do not drive into field or access, but park on the road whenever possible. Surveyors can walk into infested fields but must follow human sanitation procedures.
4. If survey personnel enter a field in any potentially infested regions, whether it is known to have clubroot or not, they are to follow these procedures:
 - Wear disposable footwear that can be removed immediately after leaving the field. Another option is to use rubber boots or other footwear that can be sterilized (misted) with a disinfectant solution (two percent bleach) upon leaving the field.
 - Dispose of the disposable footwear in a sterile fashion. Sealing in a garbage bag and incinerating is preferred. Do not reuse disposable footwear.
 - Clean and disinfect any tools that may have been in contact with soil in the field.
5. Soil samples should be comprised of a mixture of small scoops (approximately one cup each) of soil taken at each of the 5 sites visited in one field. Because clubroot is most likely to arrive on soil attached to vehicles and field equipment, IF the entrance to the field is evident, these 5 sites should be located in the vicinity of this approach. Clear away residue from the soil surface, and scoop approximately 1 cup of the top 5 – 10 cm of soil at each site (total 1 litre from all 5 sites combined). Keep each of these five sites at least 20 metres from each other and at least 20 metres from the field edge.
6. Air-dry soil samples on paper boxes and send them to laboratory for DNA testing. Cost of the DNA testing will depend on the current fee set by the credited laboratory (approximately \$100).
 - For a list of laboratories providing clubroot testing, please visit: www.clubroot.ca (click on Identify Clubroot) or contact the Crop Protection Laboratory in Regina.

CLUBROOT MANAGEMENT AGREEMENT – FORM B

Agreement No. _____

Date of Agreement _____, 20____

Agreement between

Owner, Occupant or Operator -and- Pest Control Officer

(Name)

(Name)

(Address)

(Address)

(Municipality) No. _____

I, the above-mentioned owner or occupant, having this day confirmed with the above-mentioned pest control officer, hereby acknowledge the presence of clubroot, on the land located at (if different from above):

_____ 1/4S _____ T _____ R _____ West of the 2nd Meridian

And/or GPS Coordinates N _____ and W _____
As shown on the diagram attached,

OR Number, Street: _____ Town/City: _____

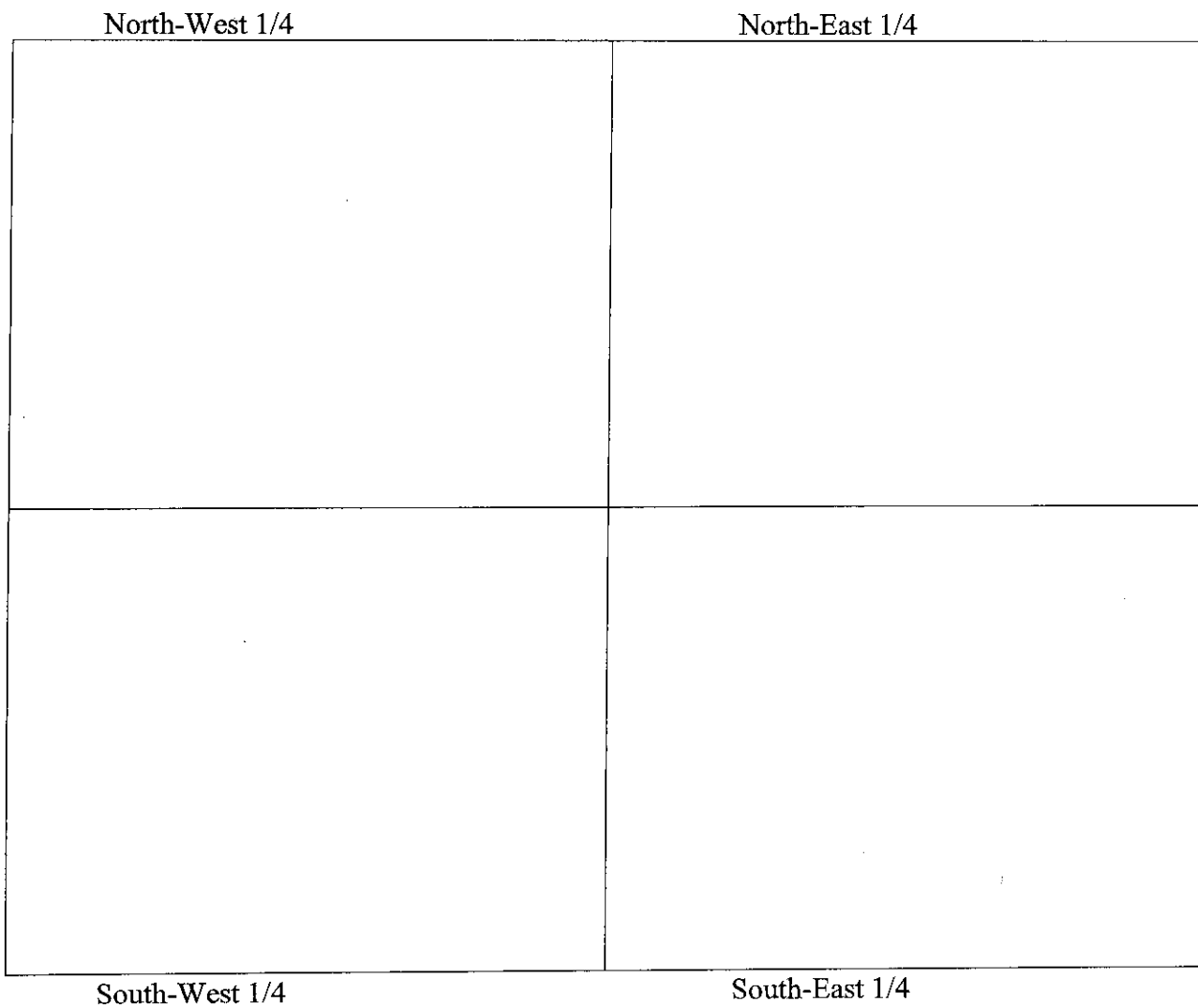
And hereby agree to do the following work (specify details of the Clubroot Management Agreement including actions to be taken to control and prevent the spread of clubroot):

Signed _____
(Owner and Occupant)

Signed _____
(Pest Control Officer)

Municipality of Orkney No. 244 Clubroot Policy

DIAGRAM SHOWING LOCATION OF CLUBROOT
(may be supplemented with map printed from GIS software)



Section _____ Township _____ Range _____ west of 2nd Meridian

GPS coordinates: N _____ W _____

(These locations are approximations only and do not necessarily indicate all clubroot present.)

Note: This agreement to be made in triplicate. The original copy is for the owner/occupant, and copies 2 and 3 are to be submitted to the municipality.

Copy 1: Owner Copy 2: Municipality Copy 3: Government of Saskatchewan

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CLUBROOT ORDER

Order No. _____

Date of Issue: _____, 20__

To: _____ Address: _____

Telephone: _____

It has come to my attention that clubroot, a declared pest under *The Pest Control Act*:
(please check one box)

Has been confirmed on your land described as (if different from above):

_____ 1/4S _____ T _____ R _____ West of the 2nd Meridian

OR

Number, Street: _____ Town/City: _____

And/or GPS Coordinates N _____ W _____

And as shown on the diagram attached.

-or-

Are present in soil adhering to your machine described as:

(description of machine, including serial number and, if applicable, licence plate)

In accordance with the Clubroot Bylaw for the municipality, you are hereby notified:

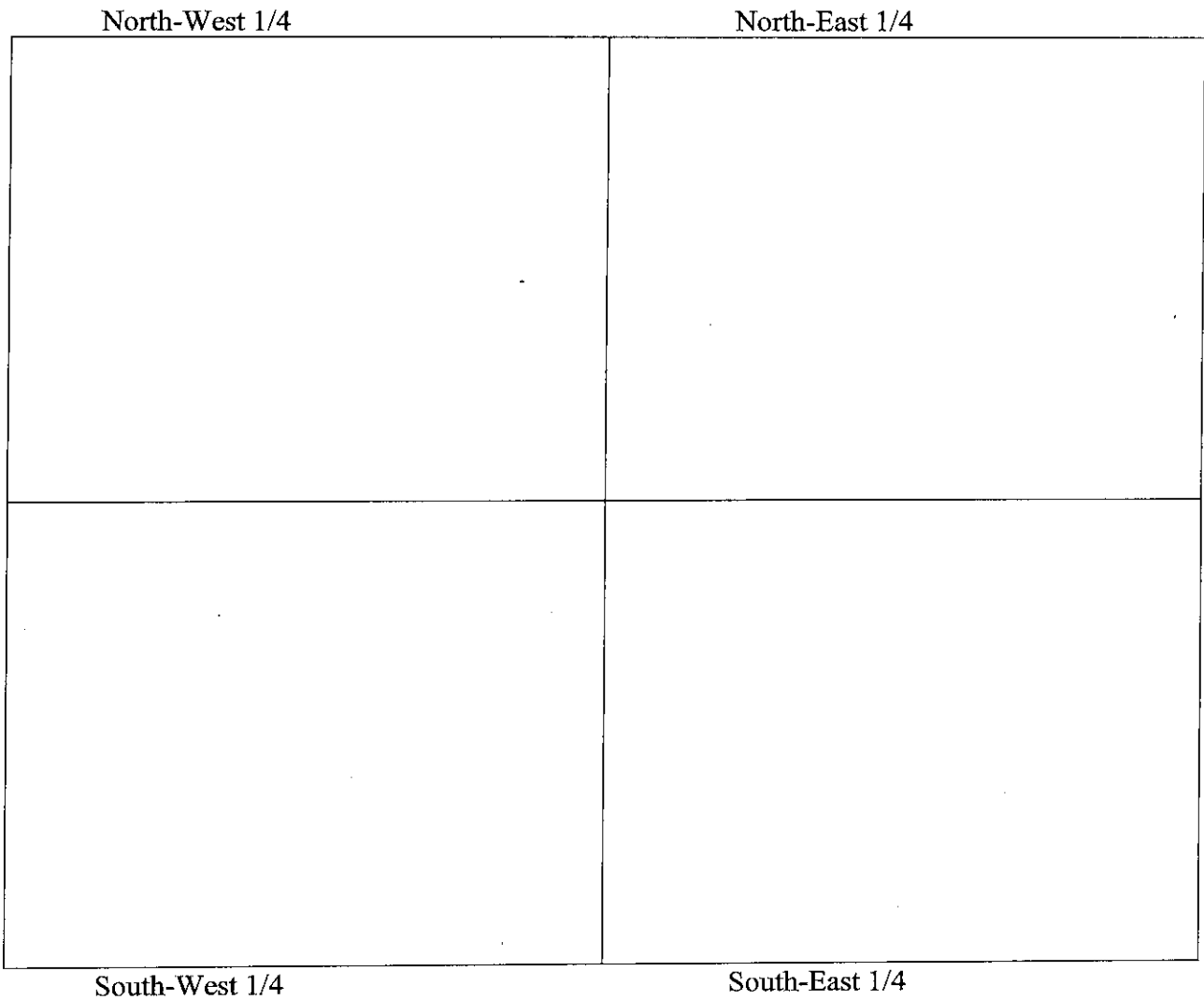
(Detail instructions including methods to be used to control clubroot or sanitize machine and setting out any prohibitions or other measures the Pest Control Office considers necessary or appropriate).

(Pest Control Officer)
Municipality of Orkney No. 244

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Municipality of Orkney No. 244 Clubroot Policy

DIAGRAM SHOWING LOCATION OF CLUBROOT
(may be supplemented with map printed from GIS software)



Section _____ Township _____ Range _____ west of 2nd Meridian

GPS coordinates: N _____ W _____

(These locations are approximations only and do not necessarily indicate all clubroot present.)

Note: This order to be made in triplicate. The original copy is for the owner/occupant, and copies 2 and 3 are to be submitted to the municipality.

Copy 1: Owner/Occupant/Person in charge of machine Copy 2: Municipality Copy 3: Government of Saskatchewan

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