



ONTARIO
SUPERIOR COURT OF JUSTICE

WEDNESDAY
~~FRI~~, THE ~~17th~~ 2nd
DAY OF ~~MARCH~~, 2019
JANUARY

THE HONOURABLE
JUSTICE TIMOTHY MINNEMA

BETWEEN:

JEFFREY BOGAERTS

Applicant

-and-

ATTORNEY GENERAL OF ONTARIO

Respondent

ORDER

THIS APPLICATION, made by the Applicant, Jeffrey Bogaerts, was heard on May 16, 2018 at Perth, Ontario.

ON READING the materials filed by the parties and the intervenor, Animal Justice Canada, and on hearing the submissions of the lawyers for the parties and intervenor.

THIS COURT ORDERS that:

1. Sections 11, 12, and 12.1 of the *Ontario Society for the Prevention of Cruelty to Animals Act*, RSO 1990, c O.36, as amended, violate section 7 of the *Canadian Charter of Rights and Freedoms* and therefore are of no force or effect pursuant to section 97 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43 and section 52(1) of the *Constitution Act, 1982*; and
2. The aforementioned declaration shall be suspended for a period of one year, commencing on January 2, 2019.

SIGNED: MARCH 18 2019

JUSTICE MINNEMA

JEFFREY BOGAERTS
Applicant

-and-

ATTORNEY GENERAL OF ONTARIO
Respondent

Court File No. 749/13

ONTARIO
SUPERIOR COURT OF JUSTICE

PROCEEDING COMMENCED AT
PERTH, ONTARIO

ORDER

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