

No. 5 of 1993.

*The Protection of Animals
(Amendment) Act, 1993.*

ANTIGUA
AND
BARBUDA

[L.S]

I Assent,

Wilfred Jacobs,
Governor-General.

17th February, 1993.

ANTIGUA AND BARBUDA

No. 5 of 1993.

AN ACT to amend the Protection of Animals Act (Cap. 113).

[18th February, 1993.1

ENACTED by the Parliament of Antigua and Barbuda as follows-

1. This Act may be cited as the Protection of Animals (Amendment) Act, 1993. Short title.

2. The Protection of Animals, in this Act referred to as the principal Act, is amended in section 2 by the insertion after the definition of "cruelty" of the following- Amendment of section 2 of Cap. 113.

"Minister" means the Minister responsible for Agriculture.

3. The principal Act is amended by the insertion after section 5 of the following section- Insertion of section 5A in the principal Act.

"Seizure of animal subject to cruelty.

5A (1) Notwithstanding the provisions of section 5, where any animal is being subjected to cruelty, the Minister may authorise the Commissioner of Police to cause the animal to be seized and place it in the care of any person or authority as the Minister may direct.

(2) Immediately after authorising the seizure of an animal under subsection (1), the Minister shall by notice in the *Gazette*, notify the owner or any person in charge of the animal of its seizure and require the owner or the person in charge of the animal to claim the animal and give reasons why he has caused the animal to suffer.

(3) If the owner of the animal seized does not make a claim of the animal within 14 days of the notice given under subsection (2) or fails to give satisfactory reason to the Minister why he has failed to take good care of the animal, the animal shall be considered to be forfeited to the Crown from the date of the seizure.

(4) In making an order for the seizure of an animal under this section, the Minister may give any other order that is necessary for the proper maintenance or disposal of the animal.

(5) No person may reclaim an animal seized under the provisions of this section unless—

- (a) he gives satisfactory proof to the Minister, that he is in a position to provide proper maintenance and care to the animal;
- (b) he pays the cost incurred in the maintenance of the animal during its seizure;
- (c) he gives an undertaking to report to the Minister at times to be specified by the Minister on the maintenance of the animal; and
- (d) where necessary he allows any person authorised by the Minister to supervise the maintenance of the animal.

(6) An order made under this section shall not be a bar to the prosecution of any person who contravenes the provisions of this Act."

4. The principal Act is amended by the insertion after section 9 of the following section-

Insertion of section 10 in the principal Act.

"Regulations.

10. (1) The Minister may make Regulations prescribing anything which is required or authorised by this Act to be prescribed and generally for the better carrying out of the provisions of this Act.

(2) Regulations made under this section may prescribe—

(a) the method of disposal or sale of any animal seized under this Act;

(b) the costs that may be paid by any person whose animal is seized under this Act;

(c) the fines which may be charged for any purpose under this Act and the regulations."

Passed the House of Representatives
this 25th day of January, 1993.

Passed the Senate this
11th day of February, 1993.

C. L. Murray,
Speaker.

B. T. Carrott,
President.

L. A. Dowe,
Clerk to the House of Representatives.

L. A. Dowe,
Clerk to the Senate.

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