

LEGISLATIVE ASSEMBLY

Prevention of Cruelty to Animals Amendment Bill 2021

First print

Proposed amendment of Council amendments to Assembly Bill

Note—It is proposed that the Assembly resolve to disagree with amendments 2, 3 and 4 of the amendments proposed, for the reasons to be stated, and that the Assembly propose instead the following amendments.

No. 1 **Prohibiting persons convicted of certain offences**

Page 5, Schedule 1. Insert after line 2—

[13A] Section 31AB

Insert after section 31AA—

31AB Prohibitions for persons convicted of certain offences

If a person is convicted of an offence against the *Crimes Act 1900*, section 79, 80, 530 or 531, the person must not—

- (a) purchase or own an animal, or
- (b) engage in work, whether paid or unpaid, involving direct contact with, or care of, an animal.

Maximum penalty—400 penalty units or imprisonment for 1 year, or both.

No. 2 **Prosecution of offences**

Page 5, Schedule 1. Insert after line 4—

[14A] Section 34(4)

Omit “12 months”. Insert instead “3 years”.

[14B] Section 34(4)

Omit “alleged to be the date on which the offence was committed”.

Insert instead “evidence of the alleged offence first came to the attention of an officer”.

No. 3

Adoption of Code of Practice

Page 5, Schedule 1. Insert after line 4—

[14D] Section 34AB

Insert after section 34A—

34AB Code of practice for breeding dogs and cats

- (1) The Minister must, before 31 August 2021, cause a revised version of *Animal Welfare Code of Practice – Breeding dogs and cats*, ISBN 978 0 7347 1945 4 (the *current code of practice*), to be published.
- (2) A reference in any Act or instrument to the current code of practice is taken, on the publication of the revised version of the current code of practice, to be a reference to the revised version.