

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 5 December, 1967.*

New South Wales



ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1967.

An Act to make further provisions relating to the prevention of cruelty to animals; to amend the Prevention of Cruelty to Animals Act, 1901-1965, and the Police Offences Act, 1901-1967; and for purposes connected therewith.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows : —

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals (Amendment) Act, 1967".

Short title
and citation.

(2)

Prevention of Cruelty to Animals (Amendment).

(2) The Prevention of Cruelty to Animals Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Prevention of Cruelty to Animals Act, 1901-1967.

2. The Prevention of Cruelty to Animals Act, 1901-
5 1965, is amended—

Amendment
of Act No.
64, 1901.

(a) (i) by inserting next after the definition of
"Captive animal" in section three the follow-
ing new definition :—

Sec. 3.
(Interpre-
tation.)

10 "Confine" includes restrain by any means,
and derivatives thereof have corres-
ponding meanings.

15 (ii) by inserting in the definition of "Officer" in
the same section after the words "New South
Wales," the words "or of any other association,
organisation, society or body which has as
one of its objects the promotion of the welfare
of or the prevention of cruelty to animals and
which is registered as a charity under the
Charitable Collections Act, 1934, as amended
20 by subsequent Acts,";

25 (b) (i) by omitting from paragraph (h) of subsection
one of section four the word "dog" and by
inserting in lieu thereof the words "animal,
other than an animal usually kept or confined
in a cage or other receptacle, which is";

Sec. 4.
(Ill-treating
animals.)

30 (ii) by inserting in paragraph (m) of the same
subsection after the words "captive animal"
where secondly occurring the words "or, with
the intention of destroying or injuring any
domestic or captive animal, throws, casts,
drops or lays any poisonous or injurious drug
or poisonous or injurious substance on or in
any street or public place or any place adjacent
thereto or on any land or premises not in his
own actual occupation";

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(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by inserting in paragraph (n) of the same subsection after the word "alive" the words "or having acquired such an animal fails to have such animal promptly slaughtered";
 - 5 (iv) by omitting paragraph (r) of the same subsection and by inserting in lieu thereof the following paragraph :—
 - 10 (r) except as provided in section 7A of this Act, docks or causes to be docked the tail of any horse, or crops or causes to be cropped the ears of any dog, or operates on any dog to prevent such dog from barking; or;
 - 15 (v) by inserting at the end of paragraph (s) of the same subsection the following words and new paragraph :—
 - 20 or keeps or has in his custody, possession, care or control at any place used for the training or racing of greyhounds any animal for the purpose of using it in connection with such training or racing, or keeps or has in his custody, possession, care or control at any other place any animal for the purpose of the training or racing of greyhounds; or
 - 25 (t) abandons any domestic or captive animal;
 - 30 (c) by inserting at the end of section 4A the following new subsection :—
 - 35 (4) Where a person is convicted of the offence of aggravated cruelty the court may, in addition to any other punishment, order that such person be deprived of the ownership or charge of the animal in respect of which the offence has been committed and of any other animal, and may make such order as to the disposal of any animal owned by him or of
- which

Prevention of Cruelty to Animals (Amendment).

which he is in charge as it thinks fit in the circumstances, and may further order that such person shall not become the owner or person in charge of any animal within the period specified in the order and that in default of compliance with an order under this section such person shall be liable to a penalty of an amount, not exceeding five hundred dollars, specified therein.

(d) by inserting at the end of section 7A the following word and new paragraph :—

Sec. 7A.
(Exemptions.)

; or

(h) any operation of the nature specified in paragraph (r) of subsection one of section four of this Act where such operation is performed for the treatment of disease of or injury to an animal by a veterinary surgeon registered under the Veterinary Surgeons Act, 1923, as amended by subsequent Acts;

(e) by inserting at the end of subsection one of section 7c the following new paragraph :—

Sec. 7c.
(Regulations.)

(h) prescribing minimum sizes of cages or other receptacles in which any animal or species of animal may be kept in captivity.

3. The Prevention of Cruelty to Animals Act, 1901—
25 1965, is further amended—

Further
amendment
of Act No.
64, 1901.

(a) (i) by omitting from subsection one of section four the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars";

Sec. 4.
(Ill-treating
animals.)

(ii) by omitting from paragraph (b) of subsection (1A) of the same section the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars";

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by omitting from subsection two of the same section the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars";
- 5 (b) by omitting from section five the words "twenty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 5. (Obstructing constable.)
- 10 (c) by omitting from subsection four of section six the words "four dollars" and by inserting in lieu thereof the words "twenty dollars"; Sec. 6. (Offences committed by drivers or conductors of hackney carriages, etc.)
- (d) by omitting from subsection five of section 7B the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7B. (Registration and inspection of animals employed at mines.)
- 15 (e) by omitting from subsection two of section 7C the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7C. (Regulations.)
- (f) by omitting from subsection two of section 12c the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars". Sec. 12c. (Owner to produce animal if so required.)
- 20 4. The Prevention of Cruelty to Animals Act, 1901-1965, is further amended— Further amendment of Act No. 64, 1901.
- (a) by omitting from subsection one of section seven the words "twenty dollars" and by inserting in lieu thereof the words "three hundred dollars"; Sec. 7. (Compensation to be paid by offender for injury caused to animal, person, or property.)
- (b)

Prevention of Cruelty to Animals (Amendment).

(b) by omitting from subsection three of section 7c the words "police or";

Sec. 7c.
(Regulations.)

(c) by omitting from section eleven the words "police or".

Sec. 11.
(Justices may allow certain premises to be inspected.)

5 5. (1) The Police Offences Act, 1901, as amended by subsequent Acts, is amended by inserting in subsection (1A) of section one hundred and one after the words "New South Wales" where firstly occurring the words ", or of any other association, organisation, society or body which has as one of
10 its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts".

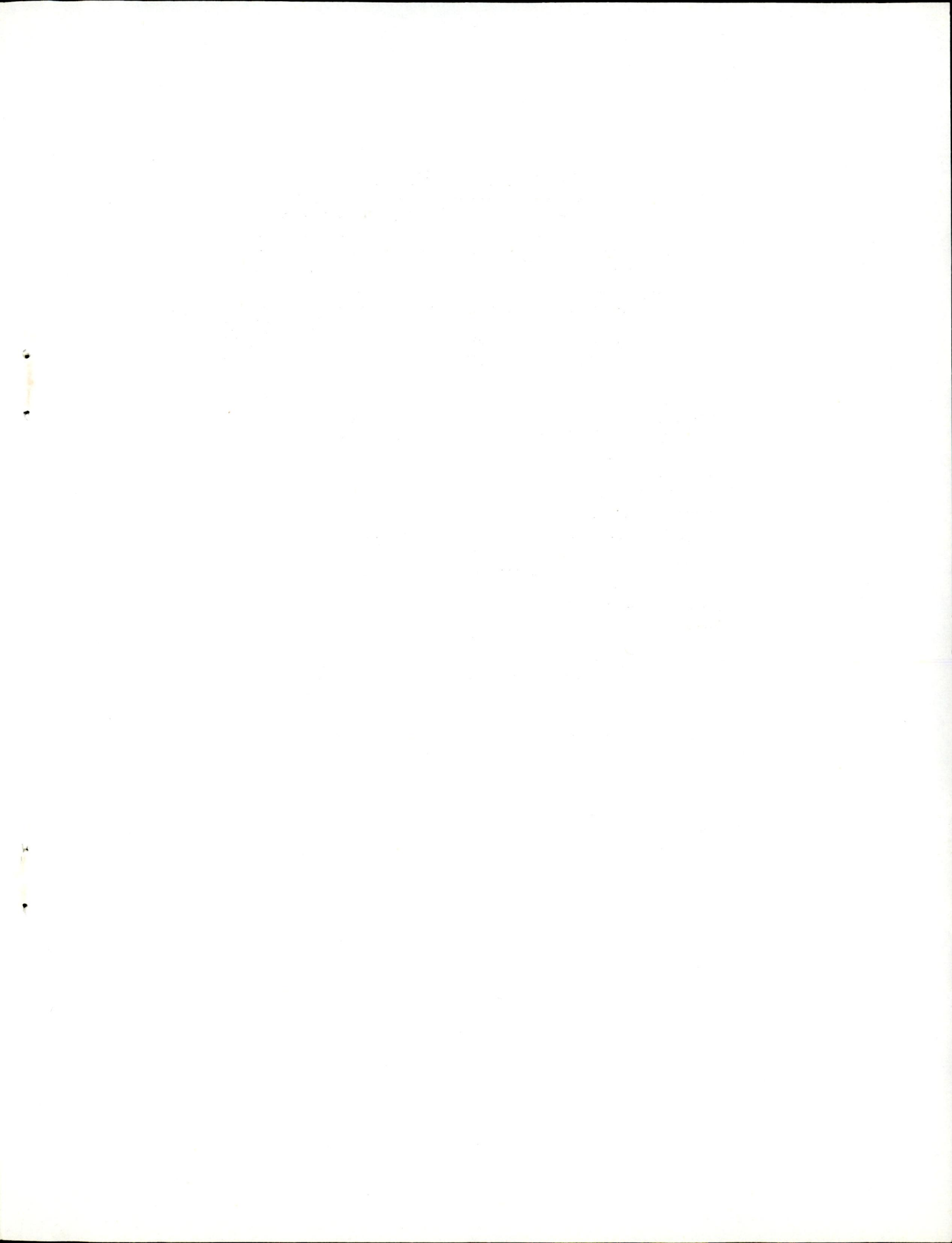
Amendment of Act No. 5, 1901.
Sec. 101.
(Special constables.)

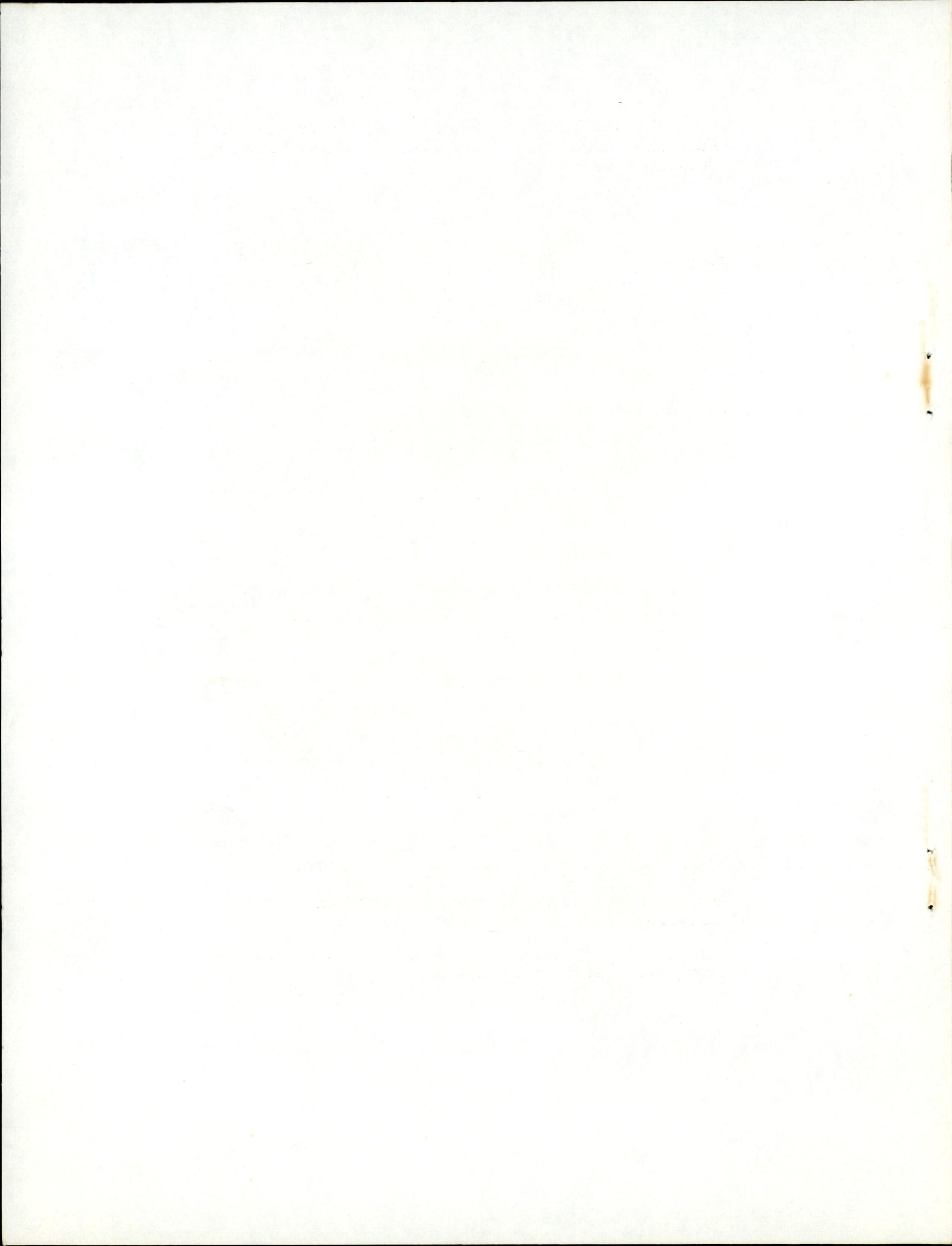
15 (2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901-1967.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES-1967

[5c]





No. , 1967.

A BILL

To make further provisions relating to the prevention of cruelty to animals; to amend the Prevention of Cruelty to Animals Act, 1901-1965, and the Police Offences Act, 1901-1967; and for purposes connected therewith.

[MR WILLIS—23 November, 1967.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals (Amendment) Act, 1967".

Short title
and citation.

(2)

Prevention of Cruelty to Animals (Amendment).

(2) The Prevention of Cruelty to Animals Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Prevention of Cruelty to Animals Act, 1901-1967.

2. The Prevention of Cruelty to Animals Act, 1901-
5 1965, is amended—

Amendment
of Act No.
64, 1901.

(a) (i) by inserting next after the definition of
"Captive animal" in section three the follow-
ing new definition :—

Sec. 3.
(Interpre-
tation.)

10 "Confine" includes restrain by any means,
and derivatives thereof have corres-
ponding meanings.

15 (ii) by inserting in the definition of "Officer" in
the same section after the words "New South
Wales," the words "or of any other association,
organisation, society or body which has as
one of its objects the promotion of the welfare
of or the prevention of cruelty to animals and
which is registered as a charity under the
Charitable Collections Act, 1934, as amended
20 by subsequent Acts,";

(b) (i) by omitting from paragraph (h) of subsection
one of section four the word "dog" and by
inserting in lieu thereof the words "animal,
other than an animal usually kept or confined
in a cage or other receptacle, which is";

Sec. 4.
(Ill-treating
animals.)

25 (ii) by inserting in paragraph (m) of the same
subsection after the words "captive animal"
where secondly occurring the words "or, with
the intention of destroying or injuring any
domestic or captive animal, throws, casts,
30 drops or lays any poisonous or injurious drug
or poisonous or injurious substance on or in
any street or public place or any place adjacent
thereto or on any land or premises not in his
own actual occupation";

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by inserting in paragraph (n) of the same subsection after the word "alive" the words "or having acquired such an animal fails to have such animal promptly slaughtered";
- 5 (iv) by omitting paragraph (r) of the same subsection and by inserting in lieu thereof the following paragraph :—
- (r) except as provided in section 7A of this Act, docks or causes to be docked the
- 10 tail of any horse, or crops or causes to be cropped the ears of any dog, or operates on any dog to prevent such dog from barking; or;
- (v) by inserting at the end of paragraph (s) of the same subsection the following words and new
- 15 paragraph :—
- or keeps or has in his custody, possession, care or control at any place used for the training or racing of grey-
- 20 hounds any animal for the purpose of using it in connection with such training or racing, or keeps or has in his custody, possession, care or control at any other place any animal for the purpose of the training or racing of
- 25 greyhounds; or
- (t) abandons any domestic or captive animal;
- (c) by inserting at the end of section 4A the following new subsection :—
- 30 (4) Where a person is convicted of the offence of aggravated cruelty the court may, in addition to any other punishment, order that such person be deprived of the ownership or charge of the animal in respect of which the offence has been committed and of any other animal, and may make such order as to the disposal of any animal owned by him or of

Sec. 4A.
(Aggravated
cruelty.)

which

Prevention of Cruelty to Animals (Amendment).

5 which he is in charge as it thinks fit in the circumstances, and may further order that such person shall not become the owner or person in charge of any animal within the period specified in the order and that in default of compliance with an order under this section such person shall be liable to a penalty of an amount, not exceeding five hundred dollars, specified therein.

10 (d) by inserting at the end of section 7A the following word and new paragraph :— Sec. 7A.
(Exemptions.)

; or

15 (h) any operation of the nature specified in paragraph (r) of subsection one of section four of this Act where such operation is performed for the treatment of disease of or injury to an animal by a veterinary surgeon registered under the Veterinary Surgeons Act, 1923, as amended by subsequent Acts;

20 (e) by inserting at the end of subsection one of section 7c the following new paragraph :— Sec. 7c.
(Regulations.)

(h) prescribing minimum sizes of cages or other receptacles in which any animal or species of animal may be kept in captivity.

25 3. The Prevention of Cruelty to Animals Act, 1901— Further amendment of Act No. 64, 1901.
1965, is further amended—

(a) (i) by omitting from subsection one of section four the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars"; Sec. 4.
(Ill-treating animals.)

30 (ii) by omitting from paragraph (b) of subsection (1A) of the same section the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars";
(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by omitting from subsection two of the same section the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars";
- 5 (b) by omitting from section five the words "twenty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 5. (Obstructing constable.)
- 10 (c) by omitting from subsection four of section six the words "four dollars" and by inserting in lieu thereof the words "twenty dollars"; Sec. 6. (Offences committed by drivers or conductors of hackney carriages, etc.)
- (d) by omitting from subsection five of section 7B the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7B. (Registration and inspection of animals employed at mines.)
- 15 (e) by omitting from subsection two of section 7C the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7C. (Regulations.)
- (f) by omitting from subsection two of section 12C the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars". Sec. 12C. (Owner to produce animal if so required.)
- 20 4. The Prevention of Cruelty to Animals Act, 1901— Further amendment of Act No. 64, 1901. 1965, is further amended—
- (a) by omitting from subsection one of section seven the words "twenty dollars" and by inserting in lieu thereof the words "three hundred dollars"; Sec. 7. (Compensation to be paid by offender for injury caused to animal, person, or property.)

(b)

Prevention of Cruelty to Animals (Amendment).

(b) by omitting from subsection three of section 7c the words "police or";

Sec. 7c.
(Regulations.)

(c) by omitting from section eleven the words "police or".

Sec. 11.
(Justices may allow certain premises to be inspected.)

5 **5.** (1) The Police Offences Act, 1901, as amended by subsequent Acts, is amended by inserting in subsection (1A) of section one hundred and one after the words "New South Wales" where firstly occurring the words ", or of any other association, organisation, society or body which has as one of
10 its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts".

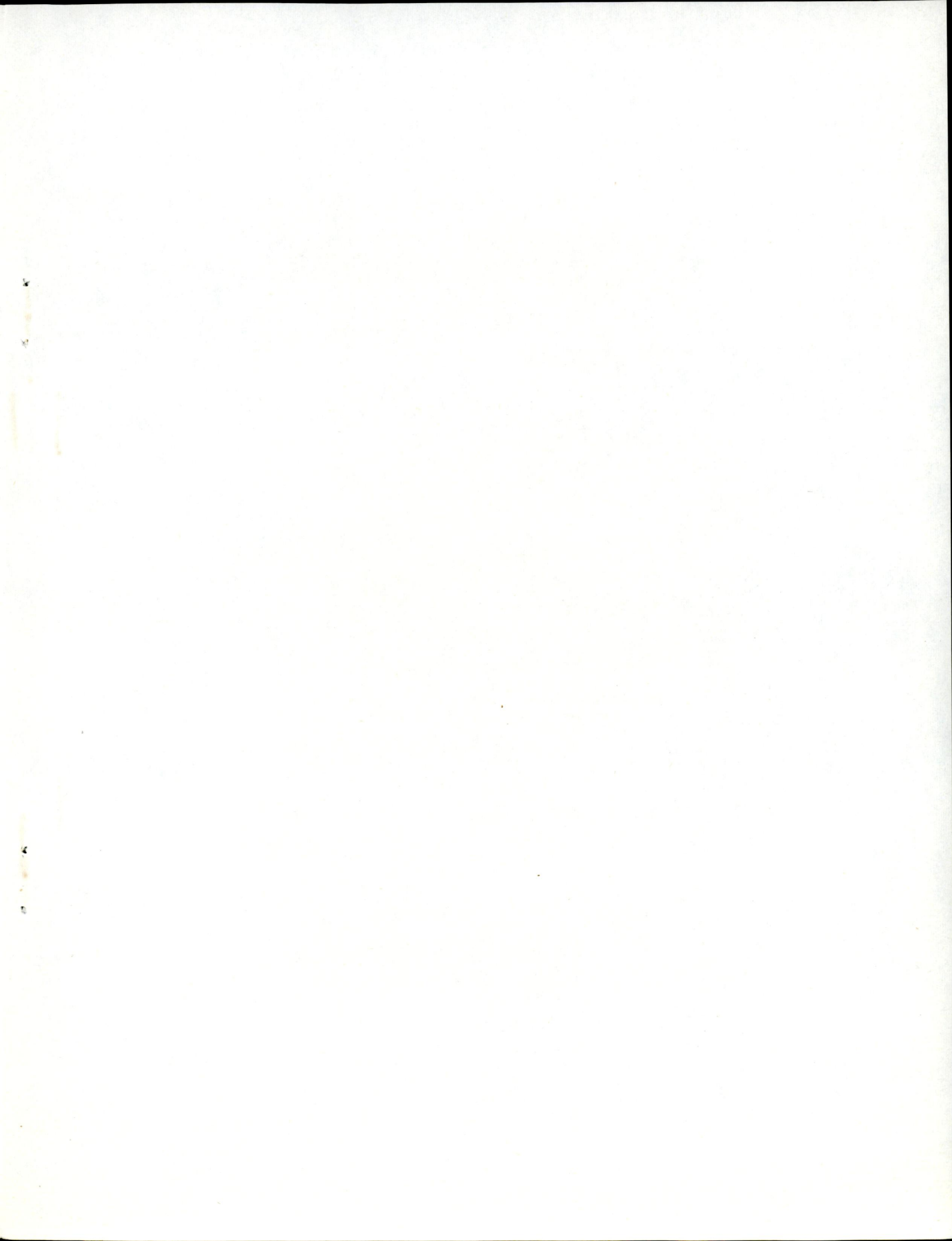
Amendment of Act No. 5, 1901.
Sec. 101.
(Special constables.)

(2) The Police Offences Act, 1901, as amended by
15 subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901-1967.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967

[5c]





**PREVENTION OF CRUELTY TO ANIMALS (AMENDMENT)
BILL, 1967**

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to amend the provisions of the Prevention of Cruelty to Animals Act, 1901–1965, and the Police Offences Act, 1901–1967, relating to the appointment of “officers” and “special constables” to permit the appointment of additional classes of persons to those positions;
- (b) to make it an offence for the owner or person in charge of any animal habitually chained up or kept in close confinement to neglect to exercise or cause to be exercised that animal daily or reasonably;
- (c) to make it an offence to throw, drop or lay poisoned baits in any street or public place with the intention of destroying or injuring any domestic or captive animal;
- (d) to require the prompt slaughtering of any animal sold or exposed for sale and which is in such a condition that it is cruel to keep it alive;
- (e) to make it an offence for any person other than a registered veterinary surgeon to perform certain operations on animals;
- (f) to make it an offence for any person to keep or have in possession at any place used for the accommodation, training or racing of greyhounds any animal for the purpose of being used in connection with such training or racing;
- (g) to make it an offence to abandon any domestic or captive animal;
- (h) to provide for the making of regulations prescribing minimum sizes of cages for birds and animals kept in captivity;
- (i) to increase the penalties provided for certain offences under the Prevention of Cruelty to Animals Act, 1901–1965;
- (j) to increase the maximum amount of compensation to be paid by an offender for injury caused to any animal, person or property;
- (k) to provide that where any person is convicted of the offence of aggravated cruelty the court may order that such person be not permitted to own or be in charge of any animal for such period as the court may specify in the order;
- (l) to make other provisions consequential upon and ancillary to the foregoing.

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PREVENTION OF CRIMINALS TO INFLUENCE THE QUALITY

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PROOF

No. , 1967.

A BILL

To make further provisions relating to the prevention of cruelty to animals; to amend the Prevention of Cruelty to Animals Act, 1901-1965, and the Police Offences Act, 1901-1967; and for purposes connected therewith.

[MR WILLIS—23 November, 1967.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals (Amendment) Act, 1967".

(2)

Prevention of Cruelty to Animals (Amendment).

(2) The Prevention of Cruelty to Animals Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Prevention of Cruelty to Animals Act, 1901-1967.

2. The Prevention of Cruelty to Animals Act, 1901-
5 1965, is amended— Amendment
of Act No.
64, 1901.

(a) (i) by inserting next after the definition of Sec. 3.
(Interpretation.)
"Captive animal" in section three the following new definition :—

10 "Confine" includes restrain by any means,
and derivatives thereof have corresponding meanings.

15 (ii) by inserting in the definition of "Officer" in the same section after the words "New South Wales," the words "or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended
20 by subsequent Acts,";

(b) (i) by omitting from paragraph (h) of subsection Sec. 4.
(Ill-treating animals.)
one of section four the word "dog" and by inserting in lieu thereof the words "animal, other than an animal usually kept or confined in a cage or other receptacle, which is";

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(ii) by inserting in paragraph (m) of the same subsection after the words "captive animal" where secondly occurring the words "or, with the intention of destroying or injuring any domestic or captive animal, throws, casts, drops or lays any poisonous or injurious drug or poisonous or injurious substance on or in any street or public place or any place adjacent thereto or on any land or premises not in his
30 own actual occupation";

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(iii)

Prevention of Cruelty to Animals (Amendment).

(iii) by inserting in paragraph (n) of the same subsection after the word "alive" the words "or having acquired such an animal fails to have such animal promptly slaughtered";

5 (iv) by omitting paragraph (r) of the same subsection and by inserting in lieu thereof the following paragraph :—

10 (r) except as provided in section 7A of this Act, docks or causes to be docked the tail of any horse, or crops or causes to be cropped the ears of any dog, or operates on any dog to prevent such dog from barking; or;

15 (v) by inserting at the end of paragraph (s) of the same subsection the following words and new paragraph :—

20 or keeps or has in his custody, possession, care or control at any place used for the training or racing of greyhounds any animal for the purpose of using it in connection with such training or racing, or keeps or has in his custody, possession, care or control at any other place any animal for the purpose of the training or racing of greyhounds; or

25 (t) abandons any domestic or captive animal;

30 (c) by inserting at the end of section 4A the following new subsection :—

35 (4) Where a person is convicted of the offence of aggravated cruelty the court may, in addition to any other punishment, order that such person be deprived of the ownership or charge of the animal in respect of which the offence has been committed and of any other animal, and may make such order as to the disposal of any animal owned by him or of

Sec. 4A.
(Aggravated cruelty.)

which

Prevention of Cruelty to Animals (Amendment).

5 which he is in charge as it thinks fit in the circumstances, and may further order that such person shall not become the owner or person in charge of any animal within the period specified in the order and that in default of compliance with an order under this section such person shall be liable to a penalty of an amount, not exceeding five hundred dollars, specified therein.

10 (d) by inserting at the end of section 7A the following word and new paragraph :— Sec. 7A.
(Exemptions.)

; or

15 (h) any operation of the nature specified in paragraph (r) of subsection one of section four of this Act where such operation is performed for the treatment of disease or injury to an animal by a veterinary surgeon registered under the Veterinary Surgeons Act, 1923, as amended by subsequent Acts;

20 (e) by inserting at the end of subsection one of section 7C the following new paragraph :— Sec. 7c.
(Regulations.)

(h) prescribing minimum sizes of cages or other receptacles in which any animal or species of animal may be kept in captivity.

25 3. The Prevention of Cruelty to Animals Act, 1901— Further amendment of Act No. 64, 1901.

(a) (i) by omitting from subsection one of section four the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars"; Sec. 4.
(Ill-treating animals.)

30 (ii) by omitting from paragraph (b) of subsection (1A) of the same section the words "one hundred dollars" and by inserting in lieu thereof the words "four hundred dollars";

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by omitting from subsection two of the same section the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars";
- 5 (b) by omitting from section five the words "twenty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 5. (Obstructing constable.)
- (c) by omitting from subsection four of section six the words "four dollars" and by inserting in lieu thereof the words "twenty dollars"; Sec. 6. (Offences committed by drivers or conductors of hackney carriages, etc.)
- 10 (d) by omitting from subsection five of section 7B the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7B. (Registration and inspection of animals employed at mines.)
- (e) by omitting from subsection two of section 7C the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7C. (Regulations.)
- 15 (f) by omitting from subsection two of section 12C the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars". Sec. 12C. (Owner to produce animal if so required.)
- 20 4. The Prevention of Cruelty to Animals Act, 1901— Further amendment of Act No. 64, 1901. 1965, is further amended—
 - (a) by omitting from subsection one of section seven the words "twenty dollars" and by inserting in lieu thereof the words "three hundred dollars"; Sec. 7. (Compensation to be paid by offender for injury caused to animal, person, or property.)
 - (b)

Prevention of Cruelty to Animals (Amendment).

(b) by omitting from subsection three of section 7C the words "police or";

Sec. 7C.
(Regulations.)

(c) by omitting from section eleven the words "police or".

Sec. 11.
(Justices may allow certain premises to be inspected.)

5 5. (1) The Police Offences Act, 1901, as amended by subsequent Acts, is amended by inserting in subsection (1A) of section one hundred and one after the words "New South Wales" where firstly occurring the words ", or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts".

Amendment of Act No. 5, 1901.
Sec. 101.
(Special constables.)

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901-1967.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967

New South Wales



ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 91, 1967.

An Act to make further provisions relating to the prevention of cruelty to animals; to amend the Prevention of Cruelty to Animals Act, 1901-1965, and the Police Offences Act, 1901-1967; and for purposes connected therewith. [Assented to, 18th December, 1967.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals (Amendment) Act, 1967". Short title and citation.

(2)

Prevention of Cruelty to Animals (Amendment).

(2) The Prevention of Cruelty to Animals Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Prevention of Cruelty to Animals Act, 1901–1967.

Amendment
of Act No.
64, 1901.

2. The Prevention of Cruelty to Animals Act, 1901–1965, is amended—

Sec. 3.
(Interpre-
tation.)

(a) (i) by inserting next after the definition of “Captive animal” in section three the following new definition :—

“Confine” includes restrain by any means, and derivatives thereof have corresponding meanings.

(ii) by inserting in the definition of “Officer” in the same section after the words “New South Wales,” the words “or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts,”;

Sec. 4
(Ill-treating
animals.)

(b) (i) by omitting from paragraph (h) of subsection one of section four the word “dog” and by inserting in lieu thereof the words “animal, other than an animal usually kept or confined in a cage or other receptacle, which is”;

(ii) by inserting in paragraph (m) of the same subsection after the words “captive animal” where secondly occurring the words “or, with the intention of destroying or injuring any domestic or captive animal, throws, casts, drops or lays any poisonous or injurious drug or poisonous or injurious substance on or in any street or public place or any place adjacent thereto or on any land or premises not in his own actual occupation”;

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by inserting in paragraph (n) of the same subsection after the word "alive" the words "or having acquired such an animal fails to have such animal promptly slaughtered";
- (iv) by omitting paragraph (r) of the same subsection and by inserting in lieu thereof the following paragraph :—
 - (r) except as provided in section 7A of this Act, docks or causes to be docked the tail of any horse, or crops or causes to be cropped the ears of any dog, or operates on any dog to prevent such dog from barking; or;
- (v) by inserting at the end of paragraph (s) of the same subsection the following words and new paragraph :—
 - or keeps or has in his custody, possession, care or control at any place used for the training or racing of greyhounds any animal for the purpose of using it in connection with such training or racing, or keeps or has in his custody, possession, care or control at any other place any animal for the purpose of the training or racing of greyhounds; or
 - (t) abandons any domestic or captive animal;
- (c) by inserting at the end of section 4A the following new subsection :—
 - (4) Where a person is convicted of the offence of aggravated cruelty the court may, in addition to any other punishment, order that such person be deprived of the ownership or charge of the animal in respect of which the offence has been committed and of any other animal, and may make such order as to the disposal of any animal owned by him or of

Sec. 4A.
(Aggravated
cruelty.)

which

Prevention of Cruelty to Animals (Amendment).

which he is in charge as it thinks fit in the circumstances, and may further order that such person shall not become the owner or person in charge of any animal within the period specified in the order and that in default of compliance with an order under this section such person shall be liable to a penalty of an amount, not exceeding five hundred dollars, specified therein.

Sec. 7A.
(Exemptions.)

(d) by inserting at the end of section 7A the following word and new paragraph :—

; or

(h) any operation of the nature specified in paragraph (r) of subsection one of section four of this Act where such operation is performed for the treatment of disease or injury to an animal by a veterinary surgeon registered under the Veterinary Surgeons Act, 1923, as amended by subsequent Acts;

Sec. 7C.
(Regulations.)

(e) by inserting at the end of subsection one of section 7C the following new paragraph :—

(h) prescribing minimum sizes of cages or other receptacles in which any animal or species of animal may be kept in captivity.

Further amendment of Act No. 64, 1901.

3. The Prevention of Cruelty to Animals Act, 1901–1965, is further amended—

Sec. 4.
(Ill-treating animals.)

(a) (i) by omitting from subsection one of section four the words “one hundred dollars” and by inserting in lieu thereof the words “four hundred dollars”;

(ii) by omitting from paragraph (b) of subsection (1A) of the same section the words “one hundred dollars” and by inserting in lieu thereof the words “four hundred dollars”;

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by omitting from subsection two of the same section the words “forty dollars” and by inserting in lieu thereof the words “two hundred dollars”;
 - (b) by omitting from section five the words “twenty dollars” and by inserting in lieu thereof the words “two hundred dollars”; Sec. 5.
(Obstructing constable.)
 - (c) by omitting from subsection four of section six the words “four dollars” and by inserting in lieu thereof the words “twenty dollars”; Sec. 6.
(Offences committed by drivers or conductors of hackney carriages, etc.)
 - (d) by omitting from subsection five of section 7B the words “forty dollars” and by inserting in lieu thereof the words “two hundred dollars”; Sec. 7B.
(Registration and inspection of animals employed at mines.)
 - (e) by omitting from subsection two of section 7C the words “forty dollars” and by inserting in lieu thereof the words “two hundred dollars”; Sec. 7C.
(Regulations.)
 - (f) by omitting from subsection two of section 12C the words “twenty dollars” and by inserting in lieu thereof the words “one hundred dollars”. Sec. 12C.
(Owner to produce animal if so required.)
- 4.** The Prevention of Cruelty to Animals Act, 1901–1965, is further amended— Further amendment of Act No. 64, 1901.
- (a) by omitting from subsection one of section seven the words “twenty dollars” and by inserting in lieu thereof the words “three hundred dollars”; Sec. 7.
(Compensation to be paid by offender for injury caused to animal, person, or property.)

(b)

Prevention of Cruelty to Animals (Amendment).

Sec. 7c.
(Regulations.)

(b) by omitting from subsection three of section 7c the words "police or";

Sec. 11.
(Justices may allow certain premises to be inspected.)

(c) by omitting from section eleven the words "police or".

Amendment of Act No. 5, 1901.

Sec. 101.
(Special constables.)

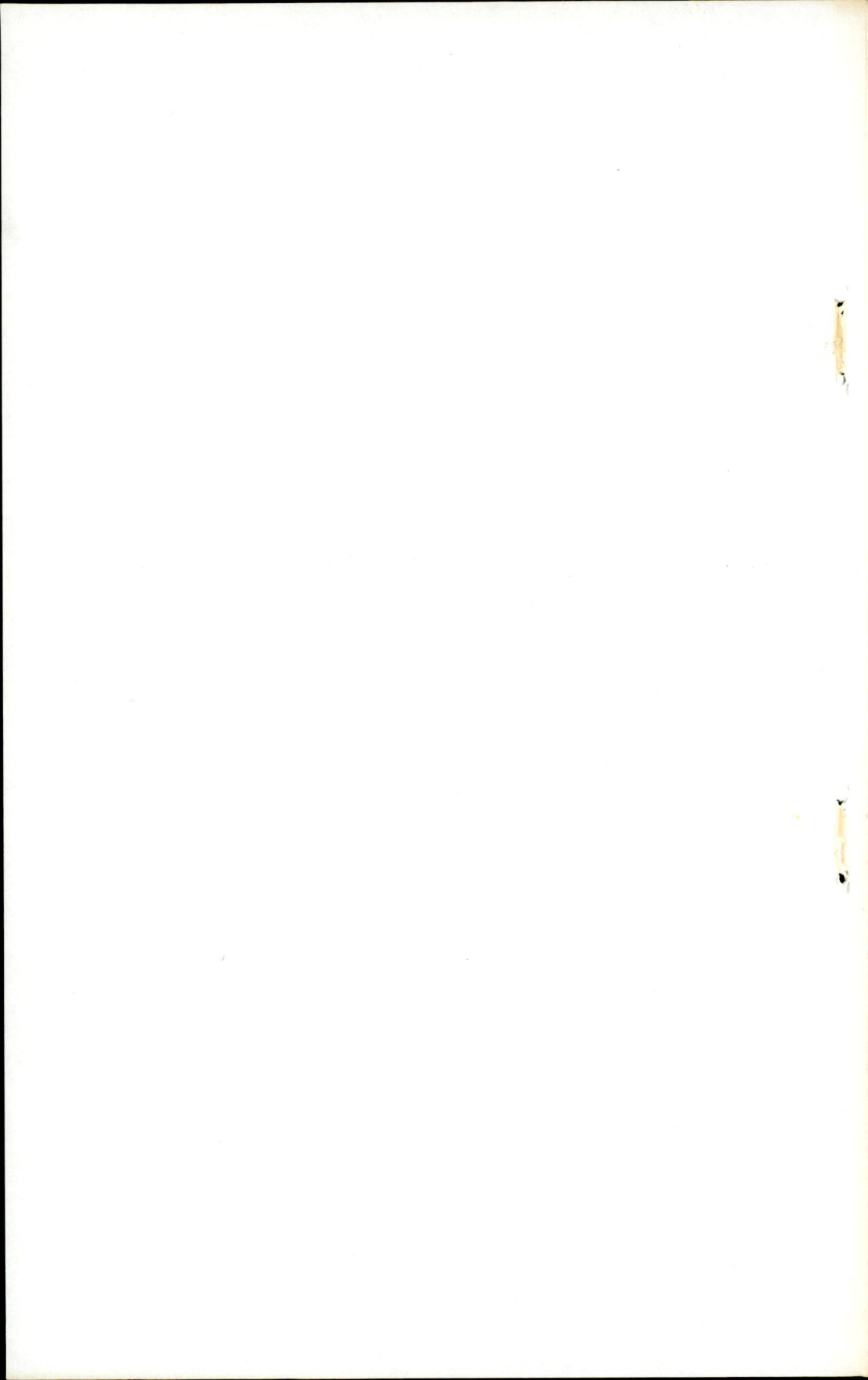
5. (1) The Police Offences Act, 1901, as amended by subsequent Acts, is amended by inserting in subsection (1A) of section one hundred and one after the words "New South Wales" where firstly occurring the words " , or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts".

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901-1967.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1968





I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 6 December, 1967.*

New South Wales



ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 91, 1967.

An Act to make further provisions relating to the prevention of cruelty to animals; to amend the Prevention of Cruelty to Animals Act, 1901-1965, and the Police Offences Act, 1901-1967; and for purposes connected therewith. [Assented to, 18th December, 1967.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Prevention of Cruelty to Animals (Amendment) Act, 1967". Short title and citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. R. CRAWFORD,
Chairman of Committees of the Legislative Assembly.

Prevention of Cruelty to Animals (Amendment).

(2) The Prevention of Cruelty to Animals Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Prevention of Cruelty to Animals Act, 1901-1967.

Amendment
of Act No.
64, 1901.

2. The Prevention of Cruelty to Animals Act, 1901-1965, is amended—

Sec. 3.
(Interpre-
tation.)

(a) (i) by inserting next after the definition of "Captive animal" in section three the following new definition :—

"Confine" includes restrain by any means, and derivatives thereof have corresponding meanings.

(ii) by inserting in the definition of "Officer" in the same section after the words "New South Wales," the words "or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts,";

Sec. 4.
(Ill-treating
animals.)

(b) (i) by omitting from paragraph (h) of subsection one of section four the word "dog" and by inserting in lieu thereof the words "animal, other than an animal usually kept or confined in a cage or other receptacle, which is";

(ii) by inserting in paragraph (m) of the same subsection after the words "captive animal" where secondly occurring the words "or, with the intention of destroying or injuring any domestic or captive animal, throws, casts, drops or lays any poisonous or injurious drug or poisonous or injurious substance on or in any street or public place or any place adjacent thereto or on any land or premises not in his own actual occupation";

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by inserting in paragraph (n) of the same subsection after the word "alive" the words "or having acquired such an animal fails to have such animal promptly slaughtered";
- (iv) by omitting paragraph (r) of the same subsection and by inserting in lieu thereof the following paragraph :—
 - (r) except as provided in section 7A of this Act, docks or causes to be docked the tail of any horse, or crops or causes to be cropped the ears of any dog, or operates on any dog to prevent such dog from barking; or;
- (v) by inserting at the end of paragraph (s) of the same subsection the following words and new paragraph :—
 - or keeps or has in his custody, possession, care or control at any place used for the training or racing of greyhounds any animal for the purpose of using it in connection with such training or racing, or keeps or has in his custody, possession, care or control at any other place any animal for the purpose of the training or racing of greyhounds; or
 - (t) abandons any domestic or captive animal;
- (c) by inserting at the end of section 4A the following new subsection :—
 - (4) Where a person is convicted of the offence of aggravated cruelty the court may, in addition to any other punishment, order that such person be deprived of the ownership or charge of the animal in respect of which the offence has been committed and of any other animal, and may make such order as to the disposal of any animal owned by him or of

Sec. 4A.
(Aggravated
cruelty.)

which

Prevention of Cruelty to Animals (Amendment).

which he is in charge as it thinks fit in the circumstances, and may further order that such person shall not become the owner or person in charge of any animal within the period specified in the order and that in default of compliance with an order under this section such person shall be liable to a penalty of an amount, not exceeding five hundred dollars, specified therein.

Sec. 7A.
(Exemptions.)

(d) by inserting at the end of section 7A the following word and new paragraph :—

; or

(h) any operation of the nature specified in paragraph (r) of subsection one of section four of this Act where such operation is performed for the treatment of disease or injury to an animal by a veterinary surgeon registered under the Veterinary Surgeons Act, 1923, as amended by subsequent Acts;

Sec. 7C.
(Regulations.)

(e) by inserting at the end of subsection one of section 7C the following new paragraph :—

(h) prescribing minimum sizes of cages or other receptacles in which any animal or species of animal may be kept in captivity.

Further amendment of Act No. 64, 1901.

3. The Prevention of Cruelty to Animals Act, 1901–1965, is further amended—

Sec. 4.
(Ill-treating animals.)

(a) (i) by omitting from subsection one of section four the words “one hundred dollars” and by inserting in lieu thereof the words “four hundred dollars”;

(ii) by omitting from paragraph (b) of subsection (1A) of the same section the words “one hundred dollars” and by inserting in lieu thereof the words “four hundred dollars”;

(iii)

Prevention of Cruelty to Animals (Amendment).

- (iii) by omitting from subsection two of the same section the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars";
- (b) by omitting from section five the words "twenty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 5.
(Obstructing constable.)
- (c) by omitting from subsection four of section six the words "four dollars" and by inserting in lieu thereof the words "twenty dollars"; Sec. 6.
(Offences committed by drivers or conductors of hackney carriages, etc.)
- (d) by omitting from subsection five of section 7B the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7B.
(Registration and inspection of animals employed at mines.)
- (e) by omitting from subsection two of section 7C the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars"; Sec. 7C.
(Regulations.)
- (f) by omitting from subsection two of section 12C the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars". Sec. 12C.
(Owner to produce animal if so required.)
4. The Prevention of Cruelty to Animals Act, 1901-1965, is further amended— Further amendment of Act No. 64, 1901.
- (a) by omitting from subsection one of section seven the words "twenty dollars" and by inserting in lieu thereof the words "three hundred dollars"; Sec. 7.
(Compensation to be paid by offender for injury caused to animal, person, or property.)
- (b)

Prevention of Cruelty to Animals (Amendment).

Sec. 7c.
(Regulations.)

(b) by omitting from subsection three of section 7c the words "police or";

Sec. 11.
(Justices may allow certain premises to be inspected.)

(c) by omitting from section eleven the words "police or".

Amendment of Act No. 5, 1901.

Sec. 101.
(Special constables.)

5. (1) The Police Offences Act, 1901, as amended by subsequent Acts, is amended by inserting in subsection (1A) of section one hundred and one after the words "New South Wales" where firstly occurring the words ", or of any other association, organisation, society or body which has as one of its objects the promotion of the welfare of or the prevention of cruelty to animals and which is registered as a charity under the Charitable Collections Act, 1934, as amended by subsequent Acts".

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901-1967.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 18th December, 1967.*

