

EAST AFR. PROT.  
21504

C.O  
21507  
REC'D  
JUN 24 1913

rnor  
field 401  
1913  
May  
at previous Paper.

PREVENTION OF CRUELTY TO ANIMALS ORDINANCE  
NO. III OF 1913

The copies with Legal Report, has assented to the Ordinance.

Copies to Library

Noted  
Jun 27/13

Mr. Fenajon

Mr. Reed

H. J. R.

25/6/13

This follows in the main the British Act of 1911. The table shows the more important variations. I am not clear what is meant by a qualified vet surgeon in s. 2(2) (cf the use of Veterinary Surgeon in s. 3.) as there seems to be no law in the East providing qualifications for vets. But I see nothing about certifying

C.O - 17/13

50524

July 7th

Sanction 07?

H. L. R.

1/11/13

at once  
11/27/13

C.O  
21507  
REC  
24 JUN 13

GOVERNMENT HOUSE:  
NAIROBI,  
BRITISH EAST AFRICA.

AFRICA PROTECTORATE.

No. 401.

May 27th, 1913.

528

Sir,

I have the honour to transmit herewith two authenticated and ten printed copies of the Prevention of Cruelty to Animals Ordinance 1913 as passed by the Legislative Council on March 27th, together with a memorandum on the Ordinance by the Attorney General.

2. I have assented to the Ordinance in the name of His Majesty.

I have the honour to be,

Sir,

Your humble, obedient servant,

*Alauy Baped*  
GOVERNOR.

THE RIGHT HONOURABLE  
LEWIS HARCOURT, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET,  
LONDON, S.W.

ENCLOSURE

In Despatch No. 388 of 1913

In Despatch No. 401 of May 27 1913

21507

24 JUN 13

## LEGAL REPORT.

## THE PREVENTION OF CRUELTY TO ANIMALS ORDINANCE, 1913.

1. The purpose of this Ordinance is to substitute for the Indian Prevention of Cruelty to Animals Act, 1890 applied to the Protectorate, an Ordinance modelled on the English Protection of Animals Act 1911.

2. The Ordinance is in my opinion a necessary and proper Ordinance for enactment in this Protectorate.

1913.

  
 ATTORNEY GENERAL.

## THE PREVENTION OF CRUELTY TO ANIMALS ORDINANCE, 1912.

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Section 1.  
Title.

Section 2.  
Provision of  
City.

Section 1 of the Protection of Animals Act 1911  
Sub-section (3) has been modified to make it  
lawful for any qualified doctor or qualified  
Veterinary Person to do any act which may lawfully  
be done in England by a person licensed under the  
Cruelty to Animals Act 1876.

Section 3.  
Provision of  
City to  
or  
Provision  
Animals.

Section 2 of the Protection of Animals Act 1911

Section 4.  
Provision of  
City to  
Provision  
Animals  
Provision  
of  
City.

Section 3 of the Protection of Animals Act 1911

Section 5.  
Provision  
Animals  
Provision  
City to  
Animal.

Section 4 of the Protection of Animals Act 1911

<p>Section 4.          Power to          issue          orders.</p>	<p>Section 11 of the Protection of Animals Act 1911.</p> <p>As it would rarely be possible to comply with the requirements of the Section relating to the summoning of a Veterinary Surgeon, the Section in the Ordinance has been altered to enable a Police Officer to act without the certificate of a Veterinary Surgeon. Further the provisions of the Section are not restricted to - - - - animals mentioned in Sub-section (4) of the Section in the English Act.</p>
<p>Section 7.          Power to          issue          orders.</p>	<p>The Diseases of Animals Act 1894 paragraphs (XXIV), (XXV), (XXVI) and (XXXII).</p> <p>There is no power to deal with these matters under any existing Ordinance.</p>
<p>Section 8.          Power of          Police          Officers.</p>	<p>Section 12 of the Protection of Animals Act 1911.</p>
<p>Section 9.          Search          warrants.</p>	<p>Section 8 of the Indian Prevention of Cruelty to Animals Act 1890 applied to the Protectorate.</p>
<p>Section 10.          Employers          owners          producers          drivers and          conductors          required.</p>	<p>Section 13 of the Protection of Animals Act 1911.</p>
<p>Section 11.          Costs.</p>	<p>This is necessary as there is no general power to the Courts to order a convicted person to pay the costs of his prosecution.</p>

Section 12.

penalty  
of  
£5.

This provision has been inserted to enable the Court to order the payment of a portion of a fine to the Society for the prevention of cruelty to animals or to any person who complains and prosecutes.

Section 13.

Definitions.

Section 15 of the Protection of Animals Act 1931.

Section 14.

penalty.