

EAST AFR. PROT.
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Ernor
Field 401
1913
May
at previous Paper.

PREVENTION OF CRUELTY TO ANIMALS ORDINANCE
NO. III OF 1913

Trs copies with Legal Report. Has asented to the Ordinance.

Copies to Library

Noted
Wed 7/13

~~Mr. Jennings~~

Mr. Reed

H. J. R.

25/6/13

This follows in the main the English Act of 1891. The table shows the more important variations. I am not clear what is meant by a qualified Vet. Surgeon in S. 2(3) (the use of Veterinary Surgeon in S. 3) as there seems to be no law in the United Kingdom prescribing qualifications for Vets. But I see nothing else to mention.

July 27th

Section 27?

A. J. R.

1/10/13

along

27/13

C.O
21507
REC.
JUN 24 1913
BRITISH EAST AFRICA

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.

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

I have the honour to be,

Sir,

Your humble, obedient servant,

Alauy Bajid

GOVERNOR.

RIGHT HONOURABLE

ALSTON HARCOURT, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET,

LONDON, S.W.

ENCLOSURE

In Despatch No. 28 of 1913

In Despatch No. 401 of 1913

21507

REC
24 JUN 1913

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, 1913.

....

Section 1. (1) (a)	
Section 2. (1) (a)	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 Surgeon to do any act which may lawfully be done in England by a person licensed under the Cruelty to Animals Act 1876.
Section 3. (1) (a)	Section 2 of the Protection of Animals Act 1911.
Section 4. (1) (a)	Section 3 of the Protection of Animals Act 1911.
Section 5. (1) (a)	Section 4 of the Protection of Animals Act 1911.

<p>Section 4. and ...</p>	<p>Section 11 of the Protection of Animals Act 1911 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 ...</p>	<p>The Diseases of Animals Act 1894 paragraphs (XXIV), (XXV), (XXVI) and (XXXII). 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 concerned in slaughter houses and other premises if required.</p>	<p>Section 13 of the Protection of Animals Act 1911.</p>
<p>Section 11. ...</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>

(9)

Section 12.
penalty
of
fine.

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 1911.

Section 14.
Appeal.