



New South Wales

Prevention of Cruelty to Animals Amendment Act 2009 No 88

Contents

	Page
1 Name of Act	2
2 Commencement	2
Schedule 1 Amendment of Prevention of Cruelty to Animals Act 1979 No 200	3



New South Wales

Prevention of Cruelty to Animals Amendment Act 2009 No 88

Act No 88, 2009

An Act to amend the *Prevention of Cruelty to Animals Act 1979* to make further provision for the prevention of cruelty to animals. [Assented to 19 November 2009]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Prevention of Cruelty to Animals Amendment Act 2009*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of Prevention of Cruelty to Animals Act 1979 No 200

[1] Section 24N

Omit the section. Insert instead:

24N Notices in relation to animals

- (1) If an inspector is satisfied on reasonable grounds that a person is contravening a provision of this Act or the regulations in relation to an animal, the inspector may give the person a notice in writing requiring the person to take such specified action in relation to the animal as the inspector considers necessary to avoid any further contravention.
- (2) A person who, without reasonable excuse, fails to comply with a notice is guilty of an offence.
Maximum penalty: 25 penalty units.
- (3) A person cannot be convicted for both an offence against this section and another offence under this Act or the regulations in respect of the same act or omission.

[2] Section 35 Regulations

Omit section 35 (3). Insert instead:

- (3) A regulation may create an offence punishable by a penalty not exceeding the relevant maximum amount, being:
 - (a) in the case of an offence relating to animal trades or the confinement or use of laying fowl (domesticated chickens) for commercial egg production—200 penalty units for an offence committed by a corporation and 50 penalty units for an offence committed by an individual, or
 - (b) in any other case—25 penalty units.

Prevention of Cruelty to Animals Amendment Act 2009 No 88

Schedule 1 Amendment of Prevention of Cruelty to Animals Act 1979 No 200

[3] Schedule 2 Savings and transitional provisions

Insert at the end of clause 1 (1):

Prevention of Cruelty to Animals Amendment Act 2009

[Agreement in principle speech made in Legislative Assembly on 25 September 2009
Second reading speech made in Legislative Council on 10 November 2009]

BY AUTHORITY