

Prevention of Cruelty to Animals Amendment Act 2009 No 88

[2009-88]



New South Wales

Status Information

Currency of version

Repealed version for 19 November 2009 to 19 November 2009 (accessed 27 July 2024 at 22:16)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 20.11.2009.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 20 November 2009

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New South Wales

An Act to amend the *Prevention of Cruelty to Animals Act 1979* to make further provision for the prevention of cruelty to animals.

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.

[3] Schedule 2 Savings and transitional provisions

Insert at the end of clause 1 (1):

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