

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

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ANIMALS (AMENDMENT)

ACT, NO. 10 OF 2009

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[Certified on 17th March, 2009]

Printed on the Order of Government

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Animals (Amendment) Act, No. 10 of 2009 1

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L. D.—O. 62/2006.

AN ACT TO AMEND THE ANIMALS ACT, NO. 29 OF 1958

BE it enacted by the Parliament of the Democratic Socialist

Republic of Sri Lanka as follows :—

1. This Act may be cited as the Animals (Amendment) Short title.

Act, No. 10 of 2009.

2. The Animals Act, No. 29 of 1958 (hereinafter referred Insertion of new

to as the principal enactment) is hereby amended by the section 3AA in

insertion immediately after section 3A thereof of the Act No.29 of

1958.

following new section which shall have effect as section 3AA

of that enactment :—

“Care of 3AA. (1) Notwithstanding anything to the

animals contrary in any other written law, where an

against

offence in relation to an animal is committed

whom

offences are and where such offence is brought to the notice

committed. of the Magistrate having competent

jurisdiction, the Magistrate may, pending the

determination of the case, make an interim

Order to the effect that the animal against

whom the offence has been committed—

(a) be handed into the custody of an Animal

Care Centre approved by the Minister by

Order published in the Gazette;

(b) be handed over to any non-governmental

organization whose primary objective is

concerned with the welfare of animals; or

(c) be handed over to the custody of any

person whom the court is satisfied, is

actively engaged in caring for animals.

(2) It shall be the duty of such Animal Care

Centre, non-governmental organization or

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2 Animals (Amendment) Act, No. 10 of 2009

person as the case may be, to care for such

animal until the final determination of the

proceedings.

(3) Where the person who committed the

offence referred to in subsection (1) is convicted

of such offence, the Magistrate shall in addition

to the punishment he may impose in relation

thereto—

(a) make order that the animal be

confiscated; or

(b) make order that the animal be handed

over to the owner of the animal, upon his

establishing ownership of the animal and

on the owner showing cause that the

offence was committed or was sought to

have been committed without his

knowledge or connivance.

(4) Where an order is made for the

confiscation of the animal, the Magistrate shall

confirm the interim order made under

subsection (1) and provide for the handing

over of the custody and care of the animal to

an approved Animal Care Centre, non-

governmental organization or person referred

to, respectively in paragraphs (a), (b) and (c),

of subsection (1).

(5) The Minister may make regulations

specifying —

(a) the standards to be maintained by;

(b) the manner of obtaining approval and

the procedure to be followed for the

establishment of; and

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(c) the procedure for the monitoring and

inspection of,

any animal care centre, non governmental

organization or person referred to in paragraphs

(a), (b) and (c) respectively of subsection (1).”.

3. Section 3D of the principal enactment is hereby Renumbering of

amended by the renumbering of that section as section 3E of section 3D of the

principal

that enactment.

enactment.

4. The following new section is hereby inserted Insertion of new

immediately before the section 3E of the principal enactment section 3D in the

principal

and shall have effect as section 3D of that enactment:— enactment.

“Penalty for 3D. Any person who contravenes the

the offences provisions of this Part of this Act or any

committed

under Part II. regulation made thereunder, shall commit an

offence and shall on conviction after summary

trail by a Magistrate be liable to a fine not

exceeding fifty thousand rupees or to

imprisonment of either description for a term

not exceeding three years or to both such fine

and imprisonment.”.

5. In the event of any inconsistency between the Sinhala Sinhala text to

and Tamil texts of this Act, the Sinhala text shall prevail. prevail in case

of

inconsistency.

4 Animals (Amendment) Act, No. 10 of 2009

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