

# **SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE**

**No. 2,679, of 9th July, 1992.**

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LEGAL NOTICE NO. 94 OF 1992.

## **ANIMALS AND BIRDS ACT.**

### **ANIMALS AND BIRDS (AMENDMENT) RULES 1992.**

In exercise of the powers conferred on me by section 26 of the Animals and Birds Act, and of all other enabling powers, I have made the following rules-

#### **Title and commencement.**

1. These rules may be cited as the Animals and Birds (Amendment) Rules 1992 and shall be deemed to have come into operation on the 1st day of July 1992.

#### **Amendment to rule 6.**

2. Rule 6 of the Animals and Birds Rules (hereinafter called "the principal Rules") is amended in sub-rule (2)-

- (a) by omitting the expression "of £100" and substituting therefor the expression "at level 1 on the standard scale";
- (b) by omitting the figure "£200" and substituting therefor the expression "twice the amount at level 1 on the standard scale".

#### **Amendment to rule 6A.**

3. Rule 6A of the principal Rules is amended in sub-rule (1)-

- (a) by omitting the expression "of £100" and substituting therefor the expression "at level 1 on the standard scale";
- (b) by omitting the figure "£200" and substituting therefor the expression "twice the amount at level 1 on the standard scale".

#### **Amendment to rule 11.**

4. Rule 11 of the principal Rules is amended by omitting the expression "of £200" and substituting therefor the expression "at level 2 on the standard scale".

**Revocation and replacement of rule 12.**

5. Rule 12 of the principal Rules is revoked and replaced by the following rule-

"12.(1) The licensing officer shall maintain the register which shall record-

(a) the registration;

(b) the issue of the licence;

(c) the expiry date of the current vaccination certificate,

of any dog to which section 10 of the Act applies.

(2) The register shall be in the form set out in Schedule 1."

**Amendment to rule 13.**

6. Rule 13 of the principal Rules is amended by omitting sub-rule (1) and substituting therefor the following sub-rule-

"(1) Application shall be made to the licensing officer for registration of any dog to which section 10 of the Act applies in such form and including such particulars as the licensing officer may require from time to time, which form shall contain at least those matters set out in Schedule 2."

**Amendment to rule 14.**

7. Rule 14 of the principal Rules is amended-

(a) in sub-rule (1) by inserting after the words "Upon registering a dog" the expression "to which section 10 of the Act applies";

(b) in sub-rule (2) by omitting the figure "£5" and substituting therefor the figure "£7.50".

**Amendment to rule 15.**

8. Rule 15 of the principal Rules is amended-

- (a) by omitting the marginal note thereto and substituting therefor the following marginal note-

**"Application for, form of and fees for licences";**

- (b) by omitting sub-rule (1) and substituting therefor the following new sub-rule-

"(1) Application for a licence in respect of any dog to which section 10 of the Act applies, shall be made by the keeper of that dog-

(a) at the date of registration of the dog in accordance with rule 14;

(b) on the 1st day of January immediately following the date in paragraph (a); and

(c) on each subsequent 1st day of January,

and a licence shall be valid from the date of issue until the 31st day of December following:

Provided that the licence shall cease to be valid before that day if the vaccination certificate in respect of that dog expires on a date earlier than the 31st of December and no further vaccination certificate in respect of the dog valid until the 31st of December has been produced to the licensing officer.";

- (c) in sub-rule (2)-

(i) by omitting the figure "£3" and substituting therefor the figure "£5";

(ii) by inserting after the word "licence" a comma and the expression "except in the case where the licensing

officer is satisfied, if he so requires, by the production to him of a certificate issued by a qualified veterinary surgeon to that effect that-

(a) in the case of a dog it has been castrated; or

(b) in the case of a bitch it has been spayed,

in which case a fee of £1 shall be paid";

(d) in sub-rule (3) by inserting after the word "register" the words "and required to be licensed";

(e) in sub-rule (4) by omitting the words "valid licence" and substituting therefor the words "licence valid at the date on which an application is made to him under this sub-rule".

**Amendment to rule 19.**

9. Rule 19 of the principal Rules is amended-

(a) in sub-rule (1)-

(i) by omitting the figure "£1" and substituting therefor the figure "£2";

(ii) by inserting in the proviso after the words "Provided that" the words "the Chief Environmental Health Officer, an authorised officer and";

(b) in sub-rule (2)-

(i) by omitting the figure "£2" and substituting therefor the figure "£3";

(ii) by inserting in the proviso after the words "Provided that" the words "the Chief Environmental Health Officer, an authorised officer or".

**New rule 20.**

10. The principal Rules are amended by inserting a new rule 20 as follows-

**"Information to be provided to the Chief Environmental Health Officer.**

20. The licensing officer shall inform the Chief Environmental Health Officer and shall provide to him details of-

(a) any application to a licence to which section 10 (1) of the Act applies where such application is not accompanied by a vaccination certificate in respect of the dog;

(b) any licence which expires before the 31st day of December in any year and where no new vaccination certificate in respect of the dog so licensed is produced;

(c) any licence which expires on the 31st day of December in any year and is not renewed unless the licensing officer will have exercised his powers under rule 16(2).".

**Amendment to rule 21.**

11. Rule 21 of the principal Rules is amended by omitting the expression "of £100" and substituting therefor the expression "at level 1 on the standard scale".

**Revocation of rules 22 and 23.**

12. Rules 22 and 23 of the principal Rules are hereby revoked.

**Amendment to Schedule 1.**

13. Schedule 1 to the principal Rules is amended by the addition of three new columns with the following headings-

**"Licence number**

**Vaccination Certificate**

**Date of expiry number  
of vaccination certificate".**

**Amendment to Schedule 3.**

14. Schedule 3 to the principal Rules is amended by omitting the expression "fee paid £3" and substituting therefor the expression "fee paid £5/£1 (delete as appropriate)".

Dated this 9th day of July, 1992.

A. CARTER,  
Acting Governor.