

Animals and Birds (Pet Shop and Exhibition) Rules

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Legislative History

ANIMALS AND BIRDS ACT
(CHAPTER 7, SECTION 80)

ANIMALS AND BIRDS (PET SHOP AND EXHIBITION) RULES

[27th January 2004]

Citation

1. These Rules may be cited as the Animals and Birds (Pet Shop and Exhibition) Rules.

Definitions

2. In these Rules —

“licence” means a licence issued by the Director-General under rule 4 and
“licensee” shall be construed accordingly;

“pet shop” means any premises where animals or birds intended for use as pets are
kept or displayed for sale by retail or wholesale or for export.

Use of premises as pet shop

3. No person shall use any premises as a pet shop, or for any exhibition or distribution of animals or birds, except in accordance with a valid licence issued by the Director-General under rule 4 and in accordance with the conditions, if any, of that licence.

Application for and issue of licence

4.—(1) An application for a licence shall be made to the Director-General in such form or manner as the Director-General may require and shall be accompanied by —

- (a) the appropriate fee specified in the Schedule; and
- (b) such particulars, information and documents as the Director-General may specify.

(2) On receipt of an application under paragraph (1), the Director-General may —

- (a) issue a licence to the applicant subject to such conditions as he thinks fit to impose; or
- (b) refuse to issue a licence to the applicant.

(3) In determining whether to issue or refuse to issue a licence, the Director-General may consider the suitability of the premises to be licensed as a pet shop or for any

exhibition or distribution of animals or birds.

(4) For the purposes of paragraph (3), the Director-General may, at any time —

- (a) enter and inspect the premises in respect of which the application is made, or cause such premises to be inspected by an authorised officer;
- (b) require the applicant to make available any relevant documentation for inspection and copying; and
- (c) require the applicant, at his own expense, to make such alteration or improvement to such premises or to provide, fix or install such facilities and equipment as the Director-General may specify.

(5) The Director-General may refuse to issue a licence to an applicant if —

- (a) the applicant or one of his partners or, if the applicant is a body corporate, one of its directors —
 - (i) had previously been convicted of an offence under the Act; or
 - (ii) had previously held a licence issued under the Act and the licence was subsequently suspended or revoked under section 62 of the Act; or
- (b) in the opinion of the Director-General, the premises in respect of which the licence is being applied for are not suitable for use as a pet shop or for any exhibition or distribution of animals or birds.

(6) The Director-General may, at any time, vary or revoke any of the existing conditions imposed under paragraph (2)(a) or impose new conditions.

(7) Every licence issued under this rule —

- (a) shall be in such form as the Director-General may determine;
- (b) shall be valid for the period stated therein unless it is revoked under section 62 of the Act; and
- (c) may be renewed upon its expiry.

(8) Paragraphs (1) to (7) shall apply, with the necessary modifications, to an application for the renewal of a licence.

Transfer of licence

5. No licensee shall transfer or assign the benefit of his licence to any person without the prior approval of the Director-General.