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DRAFT STATUTORY INSTRUMENTS

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**2018 No.**

**ANIMALS, ENGLAND**

**The Animal Welfare (Licensing of Activities  
Involving Animals) (England) Regulations 2018**

*Made* - - - - *\*\*\**  
*Coming into force* *1st October 2018*

**THE ANIMAL WELFARE (LICENSING OF ACTIVITIES  
INVOLVING ANIMALS) (ENGLAND) REGULATIONS 2018**

PART 1

1. Title, commencement and application
2. Interpretation
3. Licensing of operators

PART 2

4. Conditions of grant or renewal of a licence
5. Period of licence
6. Power to take samples from animals
7. Duty to assist in the taking of samples from animals
8. Hiring out horses: requirement for annual inspection of premises
9. Variation of a licence on the application, or with the consent, of a licence holder
10. Inspector's report
11. Persons who may not apply for a licence
12. Death of a licence holder
13. Fees
14. Guidance

PART 3

15. Grounds for suspension, variation without consent or revocation of a licence
16. Procedure for suspension or variation without consent
17. Reinstatement of a suspended licence by a local authority

18. Notice of revocation
19. Obstruction of inspectors
20. Offences
21. Powers of entry
22. Post-conviction powers
23. Notices

PART 4

24. Appeals

PART 5

25. Repeals and consequential amendments
26. Revocations and consequential amendments

PART 6

27. Transitional and saving provisions

PART 7

28. Review
29. Provision of information to the Secretary of State  
Signature

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SCHEDULE 1 — Licensable activities

PART 1 — Business test

1. The circumstances which a local authority must take into account...

PART 2 — Selling animals as pets

2. Selling animals as pets (or with a view to their...

3. The activity described in paragraph 2 does not include—

PART 3 — Providing or arranging for the provision of boarding for cats or dogs

4. Providing or arranging for the provision of accommodation for other...

5. The activity described in paragraph 4 does not include keeping...

PART 4 — Hiring out horses

6. Hiring out horses in the course of a business for...

7. The activity described in paragraph 6 does not include any...

PART 5 — Breeding dogs

8. Either or both of the following— (a) breeding three or...

9. The activity described in paragraph 8 does not include—

PART 6 — Keeping or training animals for exhibition

10. Keeping or training animals for exhibition in the course of...

11. The activity described in paragraph 10 does not include—

SCHEDULE 2 — General conditions

1. Licence display
2. Records
3. Use, number and type of animal
4. Staffing
5. Suitable environment

6. Suitable diet
7. Monitoring of behaviour and training of animals
8. Animal handling and interactions
9. Protection from pain, suffering, injury and disease
10. Emergencies

SCHEDULE 3 — Specific conditions: selling animals as pets

1. Interpretation
2. Records and advertisements
3. Prospective sales: pet care and advice
4. Suitable accommodation
5. Purchase and sale of animals
6. Protection from pain, suffering, injury and disease

SCHEDULE 4 — Specific conditions: providing boarding for cats or dogs

PART 1

1. Interpretation
2. Suitable environment
3. Monitoring of behaviour and training of cats
4. Records
5. Protection from pain, suffering, injury and disease

PART 2

6. Interpretation
7. Suitable environment
8. Monitoring of behaviour and training
9. Records
10. Protection from pain, suffering, injury and disease

PART 3

11. Interpretation
12. Home
13. Suitable environment
14. Suitable diet
15. Monitoring of behaviour and training
16. Housing with or apart from other dogs
17. Records
18. Protection from pain, suffering, injury and disease

PART 4 — Providing day care for dogs

19. Interpretation
20. No overnight stay
21. Suitable environment
22. Suitable diet
23. Monitoring of behaviour and training
24. Housing apart from other dogs
25. Records
26. Protection from pain, suffering, injury and disease

SCHEDULE 5 — Specific conditions: hiring out horses

1. Interpretation
2. Eligibility
3. Supervision
4. Suitable environment
5. Suitable diet
6. Protection from pain, suffering, injury and disease

7. Equipment

SCHEDULE 6 — Specific conditions: breeding dogs

1. Advertisements and sales
2. Suitable environment
3. Suitable diet
4. Monitoring of behaviour and training
5. Housing with or apart from other dogs
6. Protection from pain, suffering, injury and disease

SCHEDULE 7 — Specific conditions: keeping or training animals for exhibition

1. Insurance
2. Emergencies
3. Suitable environment
4. Monitoring of behaviour and training
5. Housing with or apart from other animals
6. Records
7. Protection from pain, suffering, injury and disease

SCHEDULE 8 — Persons who may not apply for a licence

1. A person who has at any time held a licence...
2. A person who has at any time held a licence...
3. A person who has at any time held a licence...
4. A person who is disqualified under section 33 of the...
5. A person who has at any time held a licence...
6. A person who is disqualified under section 34 of the...
7. A person who is disqualified under section 40(1) and (2)...
8. A person who is disqualified under section 4(1) of the...
9. A person who is disqualified under Article 33A of the...
10. A person who is disqualified under section 6(2) of the...
11. A person who is disqualified under section 3(3) of the...
12. A person who is disqualified under section 4(3) of the...
13. A person who is disqualified under section 3(3) of the...
14. A person who is disqualified under section 5(3) of the...
15. A person who is disqualified under section 1(1) of the...
16. A person who is disqualified under section 4(2) of the...
17. A person who is disqualified under section 3 of the...

SCHEDULE 9 — Repeals and consequential amendments

1. Performing Animals (Regulation) Act 1925
2. Pet Animals Act 1951
3. Animal Boarding Establishments Act 1963
4. Riding Establishments Act 1964
5. Breeding of Dogs Act 1973
6. Local Government Act 1974
7. Dangerous Wild Animals Act 1976
8. Zoo Licensing Act 1981
9. Animals (Scientific Procedures) Act 1986
10. Breeding of Dogs Act 1991
11. Breeding and Sale of Dogs (Welfare) Act 1999
12. Local Authorities (Functions and Responsibilities) (England) Regulations 2000
13. Courts Act 2003

14. Criminal Justice Act 2003
15. Regulatory Enforcement and Sanctions Act 2008
16. Deregulation Act 2015

SCHEDULE 10 — Revocations and consequential amendments

1. Performing Animals Rules 1925
2. Sale of Dogs (Identification Tag) Regulations 1999
3. Breeding of Dogs (Licensing Records) Regulations 1999

Explanatory Note