
STATUTORY INSTRUMENTS

1991 No. 1744

**The Dangerous Dogs Compensation
and Exemption Schemes Order 1991**

[^{F1}PART III

EXEMPTION SCHEME

F1 Order revoked (E.W.) (3.3.2015) by [The Dangerous Dogs Exemption Schemes \(England and Wales\) Order 2015 \(S.I. 2015/138\)](#), art. 1(1), [Sch.](#)

Modifications etc. (not altering text)

C1 Pt. 3 modified (8.6.1997) by [Dangerous Dogs \(Amendment\) Act 1997 \(c. 53\)](#), ss. 4, 6(3); S.I. 1997/1151, [art. 2](#)

3. The prohibition contained in subsection (3) of section 1 of the Act⁽¹⁾ (no person to have in his possession or custody after the appointed day a dog to which that section applies) shall not apply to a dog born before the appointed day in respect of which the conditions specified in article 4, or as the case may be, article 5 are complied with.

Commencement Information

II Art. 3 in force at 12.8.1991, see [art. 1\(1\)](#)

Conditions for adult dogs

4. In the case of a dog which is over the age of six months on the appointed day, the conditions referred to in article 3 are—

- (a) that article 6 has been complied with;
- (b) that the requirements of article 7 have been complied with;
- (c) that there is in force in respect of the dog third party insurance which complies with article 8;
- (d) that the fee specified in article 9 has been paid;
- (e) that a certificate of exemption issued in accordance with article 10 is in force; and
- (f) that the requirements specified in the certificate, in accordance with article 10, are complied with.

(1) By virtue of the Dangerous Dogs Act 1991 (Commencement and Appointed Day) Order 1991 (S.I.1991/1742) 30th November 1991 is the day after which possession of a dog to which section 1 of the Act applies becomes an offence.

Commencement Information

I2 Art. 4 in force at 12.8.1991, see [art. 1\(1\)](#)

Conditions for puppies

5. In the case of a dog which is under the age of six months on the appointed day, the conditions referred to in article 3 are those specified in article 4 except that the conditions contained in paragraphs (b) to (f) of article 4 need not be complied with until after the appointed day as long as they are complied with within one month of the dog's attaining the age of six months.

Commencement Information

I3 Art. 5 in force at 12.8.1991, see [art. 1\(1\)](#)

Reporting to the Police

6. The owner of a dog to which section 1 of the Act applies who wishes to claim compensation in accordance with Part II of this Order and a person who wishes such a dog to be exempt from the provisions of section 1(3) of the Act shall, in the case of a dog to which article 4 applies, before 12th October 1991, and in the case of a dog to which article 5 applies, before the appointed day, report to a police station and provide the police with such information concerning the dog as may reasonably be required by the Secretary of State for the purpose of establishing—

- (a) that the dog is one to which section 1 of the Act applies; and
- (b) the address at which the dog is kept; and
- (c) the name, age and gender of the dog.

Commencement Information

I4 Art. 6 in force at 12.8.1991, see [art. 1\(1\)](#)

Neutering and Identification

7.—(1) A male dog which is to be exempted from the provisions of section 1(3) of the Act shall be castrated, and a female dog which is to be so exempted shall be spayed, in either case by a [^{F2}veterinary surgeon or veterinary practitioner], and the dog shall be provided with permanent identification in such form as may be prescribed by the Agency in order that it may be readily ascertained that the relevant operation has been performed on it.

(2) A person wishing to claim exemption shall provide the Agency with such evidence as they may require of the fact that the requirements of paragraph (1) have been met.

F2 Words in art. 7(1) substituted (21.10.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) Order 1991 \(S.I. 1991/2297\)](#), arts. 1, [2\(a\)](#)

Commencement Information

I5 Art. 7 in force at 12.8.1991, see [art. 1\(1\)](#)

Third Party Insurance

8.—(1) There shall be in force in respect of a dog which is to be exempted from the provisions of section 1(3) of the Act a policy of insurance which [^{F3}, subject to such terms, conditions, limitations and exclusions as may be contained in the policy,] insures the person specified in the policy [^{F4}(the policyholder)] in respect of the death of, or bodily injury to, any person caused by the dog [^{F5}other than the death of, or bodily injury to, a member of the policyholder's family who resides permanently with him or a person in respect of whom the policyholder is required to maintain a policy of insurance by virtue of the Employers' Liability (Compulsory Insurance) Act 1969].

(2) A person wishing to claim exemption shall provide the Agency with such evidence as they may require of the fact that the dog is insured in accordance with paragraph (1).

- F3** Words in art. 8(1) inserted (21.10.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) Order 1991 \(S.I. 1991/2297\)](#), arts. 1, **2(b)(i)**
- F4** Words in art. 8(1) inserted (21.10.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) Order 1991 \(S.I. 1991/2297\)](#), arts. 1, **2(b)(ii)**
- F5** Words in art. 8(1) inserted (21.10.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) Order 1991 \(S.I. 1991/2297\)](#), arts. 1, **2(b)(iii)**

Commencement Information

- I6** Art. 8 in force at 12.8.1991, see [art. 1\(1\)](#)

The Fee

9. The fee payable to the Agency in respect of a certificate of exemption shall be £12.50 and value added tax thereon.

Commencement Information

- I7** Art. 9 in force at 12.8.1991, see [art. 1\(1\)](#)

Certificate of Exemption

10.—(1) If satisfied that the conditions referred to in paragraphs (a) to (d) of article 4 have been met, the Agency shall issue a certificate of exemption in respect of the dog.

(2) Such a certificate shall contain the following requirements:

- (a) a requirement to notify the Agency of any change of address at which the dog to which it relates is kept for a period in excess of 30 days;
- (b) a requirement to notify the Agency of the death or export of the dog;
- (c) a requirement, on request by a person specified in section 5(1) of the Act, to produce the certificate to such a person within five days of being requested to do so;
- (d) a requirement, on request by a person specified in section 5(1) of the Act, to display the dog's permanent identification pursuant to article 7 to such a person;
- (e) a requirement to satisfy the Agency that a policy of insurance which complies with article 8 continues in force;
- (f) a requirement to keep the dog to which it relates in sufficiently secure conditions to prevent its escape;
- [^{F6}(g) a requirement to keep the dog to which it relates muzzled and on a lead when in a public place;]

- [^{F7}(h) a requirement to provide the Agency before 1st March 1992 with such evidence as they may require that (in addition to the permanent identification required by article 7(1) the dog has been tattooed in such manner as may be prescribed by them;
- (i) a requirement, on request on or after 1st March 1992 by a person specified in section 5(1) of the Act to display the dog’s tattoo pursuant to paragraph (h) to such a person.]
- (3) Such a certificate may also contain such additional requirements, including the imposition of time limits, as the Agency may reasonably require for the purpose of ensuring that the requirements of this article are complied with.

- F6** Art. 10(2)(g) inserted (21.10.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) Order 1991 \(S.I. 1991/2297\)](#), arts. 1, **2(c)**
- F7** Art. 10(2)(h)(i) inserted (25.11.1991) by [The Dangerous Dogs Compensation and Exemption Schemes \(Amendment\) \(No. 2\) Order 1991 \(S.I. 1991/2636\)](#), arts. 1, **2**

Commencement Information

- I8** Art. 10 in force at 12.8.1991, see [art. 1\(1\)](#)

11. The Secretary of State shall make such payments to the Agency in respect of the discharge by them of functions under this Order as are agreed between them or, in default of agreement, as appear to him appropriate.]

Commencement Information

- I9** Art. 11 in force at 12.8.1991, see [art. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Dangerous Dogs Compensation and Exemption Schemes Order 1991, PART III.