

Animals and Birds (Licensing of Farms) Rules 2004

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ANIMALS AND BIRDS ACT
(CHAPTER 7)

ANIMALS AND BIRDS (LICENSING OF FARMS) RULES 2004

In exercise of the powers conferred by section 80 of the Animals and Birds Act, the Minister for National Development hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Animals and Birds (Licensing of Farms) Rules 2004 and shall come into operation on 1st June 2004.

Definitions

2. In these Rules —

“farm” means any land or premises, whether enclosed by fencing or not, used for the keeping, rearing, breeding or boarding of animals or birds for commercial purposes;

“licence” means a licence issued by the Director-General under rule 5 and “licensee” shall be construed accordingly;

“premises” includes the buildings, facilities and structures therein.

Limitation of application of Rules

3. These Rules shall not apply to the keeping or maintenance of farms by any Government department or public authority established under any written law.

Keeping or maintenance of farm

4. No person shall keep or maintain a farm except in accordance with a valid licence issued by the Director-General under rule 5 and in accordance with the conditions, if any, of that licence.

Application for and issue or renewal of licence

5.—(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 may be specified by the Director-General.
- (2) On receipt of an application under paragraph (1), the Director-General may —
 - (a) issue a licence to the applicant, whether unconditionally or subject to such conditions as he thinks fit to impose; or
 - (b) refuse to issue any 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 land or premises to be licensed for use as a farm.
- (4) For the purposes of paragraph (3), the Director-General may, at any time —
 - (a) enter and inspect the land or premises in respect of which the application is made, or cause such land or 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 land or premises or to provide, fix or install such buildings, facilities or structures 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 —
 - (i) the applicant is not a fit and proper person to be granted a licence; or
 - (ii) the land or premises in respect of which the licence is being applied for is not suitable for use as a farm.
- (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.