

**Prevention of Cruelty to Animals (Amendment) Act
2000**

Act No. 11/2000

TABLE OF PROVISIONS

<i>Section</i>	<i>Page</i>
1. Purposes	1
2. Commencement	2
3. Principal Act	2
4. Codes of Practice	2
5. Dogs on moving vehicles	2
6. New Part 5 inserted	3
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NOTES	4



Victoria

No. 11 of 2000

Prevention of Cruelty to Animals (Amendment) Act 2000[†]

[Assented to 18 April 2000]

The Parliament of Victoria enacts as follows:

1. *Purposes*

The purposes of this Act are to amend the **Prevention of Cruelty to Animals Act 1986** to—

- (a) make further provision for the offence in relation to the carrying of dogs, while unrestrained, on certain vehicles on highways; and
- (b) amend the method of making Codes of Practice.

Prevention of Cruelty to Animals (Amendment) Act 2000
Act No. 11/2000

2. Commencement

This Act comes into operation on the day after the day on which it receives the Royal Assent.

3. Principal Act

In this Act, the **Prevention of Cruelty to Animals Act 1986** is called the Principal Act.

No. 46/1986.
Reprint No. 3
as at
22 October
1998. Further
amended by
Nos 68/1997
and 76/1998.

4. Codes of Practice

- (1) In section 3(1) of the Principal Act, in the definition of "Code of Practice", for "prepared" **substitute** "made".
- (2) In section 7(1) of the Principal Act, for "The Minister may with the approval of the Governor in Council prepare" **substitute** "The Governor in Council, on the recommendation of the Minister, may make".
- (3) In section 7(3) of the Principal Act, for "prepared" **substitute** "made".

5. Dogs on moving vehicles

- (1) In section 15A(1) of the Principal Act, **insert** the following definitions—
 - ' "**motor vehicle**" has the same meaning as in the **Road Safety Act 1986**;
 - "**tray**" means a part of a motor vehicle behind the cabin that is an open compartment and is principally constructed to carry a load.'
 - (2) In section 15A(2) of the Principal Act—
 - (a) for paragraph (a) **substitute**—

"(a) a motor vehicle with a tray; or";
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- (b) for "on the tray or trailer" **substitute** "in or on the tray or trailer (as the case requires)";
 - (c) for paragraph (c) **substitute**—
 - "(c) falling off or out of, or from, or moving off, the tray or trailer (as the case requires); or";
 - (d) in paragraph (d), for "truck" **substitute** "motor vehicle".

6. *New Part 5 inserted*

After section 42 of the Principal Act **insert**—

"PART 5—TRANSITIONALS

43. *Prevention of Cruelty to Animals (Amendment) Act 2000*

A Code of Practice prepared by the Minister and published under section 7 as in force immediately before the date of commencement of section 4 of the **Prevention of Cruelty to Animals (Amendment) Act 2000** is, on that commencement, deemed to be a Code of Practice made by the Governor in Council and published under section 7 as amended by section 4 of that Act and may be varied or revoked accordingly."

Prevention of Cruelty to Animals (Amendment) Act 2000
Act No. 11/2000

NOTES

† *Minister's second reading speech—*

Legislative Council: 1 March 2000

Legislative Assembly: 16 March 2000

The long title for the Bill for this Act was "to amend the **Prevention of Cruelty to Animals Act 1986** and for other purposes."