



# Animal Boarding Establishments Act 1963

## 1963 CHAPTER 43

### 5 Interpretation.

- (1) References in this Act to the keeping by any person of a boarding establishment for animals shall, subject to the following provisions of this section, be construed as references to the carrying on by him at premises of any nature (including a private dwelling) of a business of providing accommodation for other people's animals:

Provided that—

- (a) a person shall not be deemed to keep a boarding establishment for animals by reason only of his providing accommodation for other people's animals in connection with a business of which the provision of such accommodation is not the main activity; and
- (b) nothing in this Act shall apply to the keeping of an animal at any premises in pursuance of a requirement imposed under, or having effect by virtue of, the <sup>M1</sup>[<sup>F1</sup>Animal Health Act 1981]
- (2) In this Act, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—
- “animal” means any dog or cat;
- “local authority” [<sup>F2</sup>means a county council in Wales or a county borough council in Wales], and in Scotland means [<sup>F3</sup>a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994];
- “veterinary practitioner” means a person who is for the time being registered in the Supplementary Veterinary Register;
- “veterinary surgeon” means a person who is for the time being registered in the Register of Veterinary Surgeons.

#### Textual Amendments

- F1** Words in para. (b) of the proviso substituted by [Animal Health Act 1981 \(c. 22, SIF 4:4\)](#), [Sch. 5 para. 6](#)
- F2** Words in s. 5(2) substituted (E.W.) (1.10.2018) by [The Animal Welfare \(Licensing of Activities Involving Animals\) \(England\) Regulations 2018 \(S.I. 2018/486\)](#), reg. 1(1)(b), [Sch. 9 para. 3\(5\)](#) (with reg. 27)

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**Changes to legislation:** *Animal Boarding Establishments Act 1963, Section 5 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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**F3** Words in s. 5(2) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 61**; S.I. 1996/323, **art. 4(1)(b)(c)**

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**Marginal Citations**

**M1** 1981 c. 22(4:4).

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act repealed by [2006 asp 11 Sch. 2 para. 9\(h\)](#)