



# Animal Welfare Act 2006

## 2006 CHAPTER 45

### *Animals in distress*

#### **21 Orders under section 20: appeals**

- (1) Where a court makes an order under section 20(1), the owner of the animal to which the order relates may appeal against the order to the Crown Court.
- (2) Nothing may be done under an order under section 20(1) unless—
  - (a) the period for giving notice of appeal against the order has expired, and
  - (b) if the order is the subject of an appeal, the appeal has been determined or withdrawn.
- (3) Where the effect of an order is suspended under subsection (2)—
  - (a) no directions given in connection with the order shall have effect, but
  - (b) the court may give directions about how any animal to which the order applies is to be dealt with during the suspension.
- (4) Directions under subsection (3)(b) may, in particular—
  - (a) appoint a person to carry out, or arrange for the carrying out, of the directions;
  - (b) require any person who has possession of the animal to deliver it up for the purposes of the directions;
  - (c) confer additional powers (including power to enter premises where the animal is being kept) for the purpose of, or in connection with, the carrying out of the directions;
  - (d) provide for the recovery of any expenses which are reasonably incurred in carrying out the directions.
- (5) Where a court decides on an application under section 20(3)(a) not to exercise the power conferred by subsection (1) of that section, the applicant may appeal against the decision to the Crown Court.
- (6) Where a court makes an order under section 20(5)(d), the person against whom the order is made may appeal against the order to the Crown Court.