



# Pet Animals Act 1951

## 1951 CHAPTER 35 14 and 15 Geo 6

### 5 Offences and disqualifications.

- (1) Any person guilty of an offence under any provision of this Act other than the last foregoing section shall be liable on summary conviction to a fine not exceeding [<sup>F1</sup>level 2 on the standard scale] or to imprisonment for a term not exceeding three months or to both such fine and such imprisonment.
- (2) Any person guilty of an offence under the last foregoing section shall be liable on summary conviction to a fine not exceeding [<sup>F1</sup>level 2 on the standard scale].
- (3) Where a person is convicted of any offence under this Act or of any offence under the <sup>M1</sup>Protection of Animals Act, 1911, or the <sup>M2</sup>Protection of Animals (Scotland) Act, 1912, [<sup>F2</sup> or of any offence under any of sections 4, 5, 6(1) and (2), 7 to 9 and 11 of the Animal Welfare Act 2006, ] the court by which he is convicted may cancel any licence held by him under this Act, and may, whether or not he is the holder of such a licence, disqualify him from keeping a pet shop for such period as the court thinks fit.
- (4) A court which has ordered the cancellation of a person's licence, or his disqualification, in pursuance of the last foregoing subsection may, if it thinks fit, suspend the operation of the order pending an appeal.
- [<sup>F3</sup>(5) Where a person is convicted of any offence under sections 28C or 28F(16) of the Animal Health Act, 1981 (c. 22), or sections 19 to 24, 25(7), 29 or 40(11) of the Animal Health and Welfare (Scotland) Act, 2006 (asp 11), the court by which he is convicted has the same powers under subsections (3) and (4) in relation to such convictions as it has in relation to convictions for offences under this Act. ]

#### Textual Amendments

- F1** Words substituted by virtue of (E.W.) [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), **ss. 38, 46** and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\)](#), **ss. 289F, 289G**
- F2** Words in s. 5(3) inserted (E.W.) (27.3.2007 for W., 6.4.2007 for E.) by [Animal Welfare Act 2006 \(c. 45\)](#), s. 68(3), **Sch. 3 para. 3(2)** (with [ss. 1\(2\), 58\(1\), 59, 60](#)); S.I. 2007/499, art. 2(2)(1); S.I. 2007/1030, art. 2(1)(1)

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**Changes to legislation:** *Pet Animals Act 1951, Section 5 is up to date with all changes known to be in force on or before 20 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** S. 5(5) inserted (S.) (3.11.2006) by [The Animal Health and Welfare \(Scotland\) Act 2006 \(Consequential Provisions\) Order 2006 \(S.S.I. 2006/536\)](#), art. 1, **Sch. 1 para. 3(3)**

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**Modifications etc. (not altering text)**

**C1** S. 5 extended by [Animal Boarding Establishments Act 1963 \(c. 43\)](#), **s. 3(3)**, and [Breeding of Dogs Act 1973 \(c. 60\)](#), **s. 3(3)**

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**Marginal Citations**

**M1** 1911 c. 27.

**M2** 1912 c. 14.

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**Changes and effects yet to be applied to :**

- s. 5(1) words repealed by [2003 c. 44 Sch. 37 Pt. 9](#)
- s. 5(2) repealed by [2003 c. 44 Sch. 37 Pt. 9](#)