

INTRODUCED ON 01.08.2022.

[AS INTRODUCED IN THE SENATE]

**A
BILL**

further to amend the Prevention of Cruelty to Animals Act, 1890

WHEREAS it is expedient further to amend the Prevention of Cruelty to Animals Act, 1890 (XI of 1890), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the Prevention of Cruelty to Animals (Amendment) Act, 2022.

(2) It shall come into force at once.

2. Amendment of section 2, Act XI of 1890.- In the Prevention of Cruelty to Animals Act, 1890 (XI of 1890), hereinafter referred to as the said Act, in section 2, for sub-section (1), the following shall be substituted, namely:-

(1) **"animal and bird"** means any domestic or captured animal and bird.

3. Amendment of section 3, Act XI of 1890.- In the said Act, in section 3,-

(i) for paragraph (b), the following shall be substituted, namely:-

"(b) binds, captives, carries, consigns for carriage any animal in such manner or position as to subject it to unnecessary pain or suffering, offer for road side sale, or"

(ii) after paragraph (e), the following new paragraph (f) shall be inserted, namely:-

"(f) without reasonable cause kills any animal"

(iii) for the expression, after paragraph (f), the following shall be substituted, namely:-

"he shall be punished, in the case of a first offence, with fine which may extend to three hundred thousand rupees, but shall not be less than twenty five thousand rupees, or with imprisonment for a term which may extend to one month and, in the case of a second or subsequent offence committed within three years of the previous offence, with fine which may extend to four hundred thousand rupees, but shall not be less than fifty thousand rupees, or with imprisonment for a term which may extend to three months, or with both."

4. Amendment of section 3A, Act XI of 1890.- In the said Act, in section 3A,-

- (i) in sub-section (1), for the words "one hundred thousand rupees", the words "three hundred thousand rupees" and for the words "ten thousand rupees", the words "twenty five thousand rupees" shall be substituted; and
- (ii) in sub-section (2), for the words "two hundred thousand rupees", the words "four hundred thousand rupees" and for the words "twenty five thousand rupees" the words "fifty thousand rupees" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

Animals are multicellular eukaryotes in the animal kingdom, whereas birds are warm-blooded vertebrates and are only animals with feathers. Their environmental and economic benefits for the humans must not be underestimated and undermined. Islam respects rights of animals and birds and direct its believes to treat them with care, compassion and dignity.

According to one Hadith:

"Holy Prophet (P.B.U.H) said that one who kills unnecessarily, even a sparrow, will be questioned by Allah on the Day of Judgment"

2. The above-said law condemns the practices of cruelty with animals and birds, and desires to eliminate the same on priority basis and for that purpose, various punishments have been given in this Act, which are not reasonable and appropriate in current circumstances, and therefore, this amendment is brought with the aim to increase punishments for such heinous crimes and create deterrence in the society.

3. This Bill is aimed to achieve the above-said objective.

**SENATOR PALWASHA MOHAMMED ZAI KHAN
MEMBER IN CHARGE**