

STATUTORY INSTRUMENTS SUPPLEMENT

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S T A T U T O R Y I N S T R U M E N T S

2015 No. 52.

THE BUSIA MUNICIPAL COUNCIL (DOMESTIC ANIMALS) BYE-LAWS, 2015

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S T A T U T O R Y I N S T R U M E N T S

2015 No. 52.

The Busia Municipal Council (Domestic Animals) Bye-Laws, 2015.

(Under Section 39(1) of the Local Government Act, Cap. 243)

IN EXERCISE of powers conferred upon the Busia Municipal Council by section 39(1) of the Local Government Act, these Bye-Laws are made this 26th Day of May, 2015.

PART I—PRELIMINARY

1. Citation.

These Bye-Laws may be cited as the Busia Municipal Council (Domestic Animals) Bye-Laws, 2015.

2. Application.

These Bye-laws shall apply to all areas within the jurisdiction of Busia Municipal Council.

3. Interpretation.

In these Bye-laws unless the context otherwise requires—

“companion animal” means an animal kept for other purposes other than for food, such as dogs and cats;

“Council” means the Busia Municipal Council;

“currency point” has the meaning assigned to it in the Schedule of these Bye-Laws;

“occupier” means a person in physical occupation of the premises, regardless of the title under which he or she occupies the premises;

“domestic animal” includes but is not limited to a cow, goat, pig, sheep, horse, mule, donkey, dog, cat, rabbit, poultry and any other;

“Veterinary Officer” means a person authorised as a Veterinary Officer under the Animal Disease Act.

4. Prohibition on keeping domestic animals.

A person shall not keep a domestic animal which is a nuisance or of any annoyance to persons residing in the neighborhood.

5. Permit to keep domestic animals.

(1) A person shall not keep on any premises a domestic animal other than a companion animal without a valid domestic animals permit issued by the Council.

(2) A permit granted under these Bye-laws shall specify the premises, the number and kinds of domestic animals and the duration of the period in respect of which the permit is granted.

6. Grazing.

A person shall not except with the express written permission of the Council, graze any animal in the following areas—

- (a) A road reserve within the meaning of the Roads Act;
- (b) a public park;
- (c) a dumping ground; and
- (d) any open space

7. Stray domestic animals.

(1) Any stray domestic animal found in the jurisdiction of the Council shall be impounded and kept at a designated place for at least two working days and the owner of the impounded animals shall be notified where possible.

(2) Any person who removes or attempts to remove the impounded animal without the consent of an officer appointed by the Council, commits an offence.

(3) An Owner of a domestic animal that has been impounded by the Council shall pay not less than two currency points for each day his or her animal spends in the custody of the Council.

8. Release of impounded domestic animals.

The Council may release any impounded domestic animal to the owner at any time upon payment of the prescribed fees.

9. Disposal of impounded animals.

The Council may sell or dispose of any stray domestic animal which remains unclaimed after having been impounded for a period of not less than two consecutive days.

10. No compensation for lawful action.

No compensation shall be paid to any person in connection with the seizure, detention, impounding, sale or disposal of any domestic animal.

11. Instigating a dog to attack.

A person shall not set on, urge or permit his or her dog to attack any person or animal without any reasonable cause.

12. Rabies.

Any owner of any domestic animal suspected to have rabies shall as soon as he or she identifies any signs for rabies, notify the veterinary officer of the Council, local council authority or the police about the infected animal.

13. Offences and penalties.

(1) Any person who contravenes any provisions or any requirement or instruction provided under these By-laws commits an offence and is liable on conviction to a fine not exceeding two currency points or six months imprisonment, or both.


(2) Notwithstanding the provisions of these Bye-laws, the council may in addition to or in substitution of any penalty, revoke or suspend for such time as the council may deem fit, any permit granted to the offender.

SCHEDULE

CURRENCY POINT

A currency point is equivalent to twenty thousand shillings.

PASSED BY THE Busia Municipal council this 26th Day of May, 2015.


MUGENI MICHAEL,
His Worship The Mayor.