



Animal Welfare Act 2006

2006 CHAPTER 45

Prevention of harm

5 Mutilation

- (1) A person commits an offence if—
 - (a) he carries out a prohibited procedure on a protected animal;
 - (b) he causes such a procedure to be carried out on such an animal.
- (2) A person commits an offence if—
 - (a) he is responsible for an animal,
 - (b) another person carries out a prohibited procedure on the animal, and
 - (c) he permitted that to happen or failed to take such steps (whether by way of supervising the other person or otherwise) as were reasonable in all the circumstances to prevent that happening.
- (3) References in this section to the carrying out of a prohibited procedure on an animal are to the carrying out of a procedure which involves interference with the sensitive tissues or bone structure of the animal, otherwise than for the purpose of its medical treatment.
- (4) Subsections (1) and (2) do not apply in such circumstances as the appropriate national authority may specify by regulations.
- (5) Before making regulations under subsection (4), the appropriate national authority shall consult such persons appearing to the authority to represent any interests concerned as the authority considers appropriate.
- (6) Nothing in this section applies to the removal of the whole or any part of a dog's tail.

Modifications etc. (not altering text)

- C1** [S. 5\(1\)\(2\)](#) excluded (E.) (6.4.2007) by [Mutilations \(Permitted Procedures\) \(England\) Regulations 2007](#) (S.I. 2007/1100), [art. 4](#)reg. 1(b)

Changes to legislation: There are currently no known outstanding effects for the Animal Welfare Act 2006, Section 5. (See end of Document for details)

- C2** S. 5(1)(2) excluded (E.) (6.4.2007) by Mutilations (Permitted Procedures) (England) Regulations 2007 (S.I. 2007/1100), **art. 3reg. 1(b)**

Commencement Information

- I1** S. 5 in force at 27.3.2007 for W. by S.I. 2007/1030, **art. 2(1)(a)**
- I2** S. 5(1)-(3) in force at 6.4.2007 for E. by S.I. 2007/499, **art. 2(2)(b)**
- I3** S. 5(4)(5) in force at 23.3.2007 for specified purposes for E. by S.I. 2007/499, **art. 2(1)(a)**
- I4** S. 5(4)(5) in force at 6.4.2007 for E. in so far as not already in force by S.I. 2007/499, **art. 2(2)(b)**
- I5** S. 5(6) in force at 6.4.2007 for E. by S.I. 2007/499, **art. 2(2)(b)**

Changes to legislation:

There are currently no known outstanding effects for the Animal Welfare Act 2006, Section 5.