
Fourth Session Tenth Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 3 of 2014

[L.S.]

AN ACT to amend the Dog Control Act, 2013

[Assented to 27th March, 2014]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:

1. This Act may be cited as the Dog Control Short title
(Amendment) Act, 2014.

2. This Act comes into operation on such date as is Commencement
fixed by the President by Proclamation.

Interpretation
Act No. 11 of 2013

3. In this Act, “the Act” means the Dog Control Act, 2013.

Section 4 amended

4. Section 4 of the Act is amended—

(a) in subsection (1)—

(i) by deleting the definition of “class A dog” and substituting the following definition:

“ “class A dog” means—

(a) a dog of the type listed in the Schedule or any dog bred therefrom; or

(b) any dog which has the appearance and physical characteristics predominantly conforming to the standards of any of the types listed in the Schedule, as established by the Federation Cynologique Internationale, United Kennel Club, Canadian Kennel Club or the American Kennel Club as certified by a veterinary surgeon;”;

(ii) in the definition of “local authority”, by deleting the word “Act” in the second place it appears; and

(iii) in the definition of “Minister”, by inserting after the word “assigned”, the words “and “Ministry” shall be construed accordingly”; and

(b) in subsection (6), by deleting the words “without reasonable cause” wherever they occur.

Section 5 amended

5. Section 5 of the Act is amended—

(a) by repealing subsection (1) and substituting the following subsection:

“ (1) No owner or keeper of a dog shall permit the dog to enter any public place at which notices are

prominently displayed prohibiting entry to dogs, unless the dog—

(a) is an assistance dog;

(b) is being used for the purpose of securing the location; or

(c) is being used for a lawful purpose by a constable or a person in the service of the State.”;

(b) in subsection (2)(c), by inserting after the word “Order” the words “and documentary proof of such training is presented on request to any authorized representative of the owner or manager of the public place”; and

(c) in subsection (3)(c), by deleting the word “incite” and substituting the word “cause”.

Section 6 amended

5A. Section 6 of the Act is amended by repealing subsection (1) and substituting the following subsection:

“ (1) A person who owns a class A dog shall, within six months of the coming into force of this Act or within one month of becoming the owner of the dog, whichever is later, register the dog in the prescribed form with the local authority for the area where he resides.”.

Section 7 amended

6. Section 7 of the Act is amended—

(a) by repealing subsection (1) and substituting the following subsection:

“ (1) A person who owns a class A dog shall, within six months of the coming into force of this Act or within one month of becoming the owner of the dog, whichever is later, apply for and obtain a licence in the prescribed form from the local authority for the area where he resides and the dog is kept.”;

- (b) in subsection (2), by deleting the words “and shall include in the register the particulars of the policy of insurance required under section 11”;
- (c) in subsection (5)—
- (i) in paragraph (a)(iii), by inserting after the word “application” the words “and he has not been convicted of a criminal offence for which the penalty is a term of imprisonment of one year or more”; and
 - (ii) in paragraph (c), by inserting after the word “implanted” the words “by a veterinary surgeon”;
- (d) by repealing subsections (13), (14) and (15) and substituting the following subsection:
- “ (13) An owner of a class A dog shall inform the local authority of the loss or death of his dog at the earliest opportunity.”; and
- (e) by repealing subsection (18).

Section 8 amended

7. Section 8 of the Act is amended by repealing subsection (2) and substituting the following subsections:

- “ (2) Where the Ministry has taken possession of a class A dog under subsection (1), it may—
- (a) give the dog to a person who is able to care properly for the dog; or
 - (b) give the dog to an establishment for the reception of stray dogs.
- (3) Where the class A dog has not been given to a person or an establishment under subsection (2) within seven days, the dog shall be destroyed in a manner to cause as little pain as possible by a veterinary surgeon.”.

8. Section 9(3) of the Act is amended— Section 9 amended
- (a) by inserting after the words “local authority” the words “or a constable”; and
 - (b) by deleting the words “if so required”.
9. Section 11 of the Act is amended— Section 11 amended
- (a) in subsection (1), by deleting the words “in force in relation to each dog,”;
 - (b) in subsection (2), by deleting the words “in respect of that dog”; and
 - (c) in subsection (4)(b), by inserting after the words “or injury to a person,” the words “livestock or other animal”.
10. Section 12 of the Act is amended— Section 12 amended
- (a) in subsection (1), by deleting the words “twenty-four hours” and substituting the words “forty-eight hours”;
 - (b) in subsection (4)—
 - (i) in paragraph (a), by inserting after the words “in addition” the words “to any order made pursuant to subsection (3)”;
 - (ii) in paragraph (b), by deleting the words “during that period” and substituting the words “until a policy of insurance, as required by section 11 is obtained”;
 - (c) by repealing subsection (5) and substituting the following subsections:
 - “ (5) Where the owner fails to comply with the order made under subsection (4), the relevant local authority may—
 - (a) give the dog to a person who will care properly for the dog; or

(b) give the dog to an establishment for the reception of stray dogs.

(6) Where the class A dog has not been given to a person or an establishment under subsection (5) within seven days, the dog shall be destroyed by a veterinary surgeon in a manner to cause as little pain as possible.”.

Section 13 amended

11. Section 13 of the Act is amended—

- (a) in subsection (3), by inserting after the words “he shall be liable” the words “subject to subsection (2),”;
- (b) by repealing subsection (6) and renumbering subsection (7) as subsection (6); and
- (c) in subsection (6) as renumbered, by inserting after the words “fatal injuries” the words “or as a guardian *ad litem* or on behalf of a person who is under a disability or is a minor”.

Section 14 amended

12. Section 14 of the Act is amended—

- (a) in subsection (1), by deleting the word “private” and substituting the word “enclosed”; and
- (b) in subsection (5), by inserting after the words “the dog” the words “while it is on those premises”.

Section 15 amended

13. Section 15(2) of the Act is amended by deleting the words “one year” and substituting the words “two years”.

Section 18 amended

14. Section 18(1) of the Act is amended—

- (a) by inserting after the words “keeps a class A dog on his premises” the words “or owns a class B dog that has been dangerously out of control on at least one occasion”; and
- (b) by inserting after the words “there is a class A dog” the words “or a dangerous class B dog”.

15. Section 19 of the Act is amended by repealing Section 19 amended subsection (3) and substituting the following subsection:

“ (3) Where a class A dog injures or kills a person or animal or causes the death of a person or animal while on, or outside private premises, the Court may order the seizure and destruction of that dog where the attack was unprovoked or was encouraged or incited by another person to attack the person or animal injured or killed thereby.”.

16. Section 20 of the Act is amended by repealing Section 20 amended subsection (2) and substituting the following subsection:

“ (2) It shall be a defence for a person charged with an offence under this section to establish that—

(a) the other person was committing a criminal offence against the person charged;

(b) the other person was committing a criminal offence against the spouse, the child or any other person under the care of the person charged; or

(c) the person charged had reasonable cause to fear an attack on himself, his spouse, his child or any other person in his care.”.

17. Section 21 of the Act is amended—

(a) in subsection (1), by repealing paragraphs (c) and (d) and substituting the following paragraph:

“(c) where the dog is a class A dog—

(i) order the destruction of that dog by a veterinary surgeon, in a manner to cause as little pain as possible; and

(ii) order the offender to be disqualified from owning

Section 21 amended

or keeping a class A dog for such period as the Court thinks fit.”; and

- (b) in subsection (8), by inserting after the word “keeper” at the end of the subsection, the words “and make such other order as is provided for in section 21(1)(a) or (b)”.

Section 22
amended

18. The Act is amended by repealing section 22 and substituting the following section:

“Seizure of
dogs

22.(1) A constable or officer of a local authority has the power to seize and cause to be impounded a dog which he has reason to believe is—

- (a) in a public place in contravention of section 5; or
- (b) on any premises without the consent of the owner or occupier of those premises.

(2) Where no one claims to be the owner or keeper of a dog within seven days of the seizing of the dog under subsection (1), the dog shall be deemed not to have an owner or keeper and the local authority may—

- (a) give the dog to a person who will care properly for the dog;
- (b) give the dog to an establishment for the reception of stray dogs; or
- (c) cause the dog to be destroyed by a veterinary surgeon in a manner to cause as little pain as possible.”.

Section 24
amended

19. Section 24 of the Act is amended by repealing subsection (2) and substituting the following subsections:

- “ (2) Where a veterinary surgeon keeps a

class A dog in a professional capacity for the purposes of—

- (a) administering medical treatment to the dog; or
- (b) compliance with this Act,

he is not required to hold a licence in accordance with this Act.

(3) Notwithstanding subsection (2), where a veterinary surgeon boards a class A dog in his premises, he is required to secure those premises in the prescribed manner so as to prevent the escape of the dog.

(4) A veterinary surgeon who fails to comply with subsection (3) commits an offence and is liable on summary conviction to a fine of fifty thousand dollars.

(5) The owner of an establishment for the reception of stray dogs that keeps a class A dog is not required to hold a licence in accordance with this Act.

(6) Notwithstanding subsection (5), the owner of an establishment for the reception of stray dogs that keeps a class A dog is required to secure those premises in the prescribed manner so as to prevent the escape of the dog.”.

20. The Act is amended by inserting after section 25, New section 25A inserted the following section:

“Offences by a body corporate 25A. Where a body corporate commits an offence under this Act, it is liable to a fine of two hundred thousand dollars.”.

21. Section 28 of the Act is amended by inserting after Section 28 amended subsection (3), the following subsection:

“ (4) Regulations made pursuant to this Act may prescribe penalties not exceeding fifty thousand dollars for offences committed thereunder.”.

Schedule amended **22.** The Act is amended by repealing the Schedule and substituting the following Schedule:

“SCHEDULE

(Section 4)

Class A Dogs

1. American Pit Bull Terrier
2. American Staffordshire Terrier
3. American Bully
4. Dogo Argentino
5. Japanese Tosa
6. Fila Brasileiro”.

Passed in the House of Representatives this 14th day of February, 2014.

J. SAMPSON-MEIGUEL

Clerk of the House

Passed in the Senate this 19th day of March, 2014.

N. ATIBA-DILCHAN

Clerk of the Senate