



Cynulliad National
Cenedlaethol Assembly for
Cymru Wales

ADRODDIAD GAN Y PWYLLGOR DEDDFAU

LEGISLATION COMMITTEE REPORT

The Docking of Working Dogs' Tails (Wales) Regulations 2007

These Regulations exempts the docking of working dogs' tails from the prohibition imposed by section 6 of the Animal Welfare Act 2006. These Regulations specify the types of dog which may be exempted and provide for the evidence to be presented for a dog to be certified as a working dog and also provide for a model form of certification to be completed by a veterinary surgeon. The Regulations also provide for the identification by way of microchipping a dog which has had its tailed docked in accordance with the Regulations.

Standing Order 11.7

Legal Advisers had the opportunity to scrutinise an earlier version of the raft Regulations. As a result potential reporting points have been taken into account in the current Regulations and no points are identified for reporting under Standing order 11.7.

Observations

Given that the enabling powers cited in the Regulations come into force at the time specified in the Animal Welfare Act 2006 (Commencement No 1) (Wales) Order 2007 it will be necessary to ensure that these Regulations are made, and are identified as being made, after the Commencement Order if questions relating to vires are not to arise particularly as these Regulations provide a defence to offences created by the Animal Welfare Act 2006.

Formatting points suitable for correction of publication have been notified to the drafting lawyer.

David Melding AM

Chair, Legislation Committee

20 March 2007