DOG BREEDING LICENCE CONDITIONS

1. The number of breeding bitches accommodated at the establishment at any one time shall not exceed ........

2. Accommodation provided for bitches and puppies must be in all respects suitable as regards construction, size of quarters, exercising and whelping facilities, temperature, ventilation and cleanliness, with especial regard to the breeds maintained.

3. Natural or artificial lighting of individual kennels must be sufficient to allow the proper working and cleaning of kennels, with no dark areas.

4. Kennels must be of sufficient size for dogs to stand up and turn around comfortably. If a bench is provided for the sleeping area, there must be in addition an area of similar size unbenched.

5. All excreta and soiled material must be removed at least twice daily from living areas, and at least once daily from the exercise area. The floor of the living areas must be kept clean and dry.

6. All exercise runs must have an area by the entrance which is paved or surfaced with other suitable material in order to prevent undue fouling of the ground.

7. All animals accommodated at the premises must be provided with bedding material suitable to the breeds kept and must be given adequate exercise. Where sleeping benches are provided these should be of such dimensions as to allow an adult dog of the breed maintained to lie out flat on its side.

8. Facilities must be provided for the collection of all used bedding and other waste material which must be disposed of in a manner approved by the local authority, and in a way not likely to cause harm or nuisance.

9. All animals must have access to wholesome drinking water at all times, except in the case of very young puppies.

10. Animals must be adequately supplied with suitable food and visited at suitable intervals.

11. The food preparation area and equipment must be kept clean and vermin-free at all times. Refrigeration facilities must be provided where fresh meat is used.

12. All bulk supplies of food must be kept in vermin-free containers.

13. Every precaution must be taken to eliminate flies throughout the kennel.

14. All heating appliances must be of such condition as to constitute no risk of fire, and not to endanger the health and well-being of occupants. In addition, if free-standing oil appliances are used, they must be installed in an area inaccessible to dogs. All heating and lighting should be installed in accordance with normal good practice and advice on the subject should be obtained from a fire-prevention officer.

15. Animals and equipment must not be placed in such a position as to render entry or exit difficult in case of fire.

16. The licensee shall ensure that a responsible person shall at all times be in, or within reasonable distance from the premises for the purpose of giving warning and taking other necessary steps in the event of fire or other emergency. In the case of premises which are locked outside of normal working hours, the licensee shall appoint a responsible person residing within a reasonable distance of the premises to have custody of the key. The name and address of such person shall be displayed in legible characters on the front door, or windows, of the premises and be notified to the local fire brigade. An adequate and accessible supply of water and sand/or an efficient fire extinguisher must always be available on the premises, outside the kennels, and the positions clearly marked.
17. A register shall be kept of all bitches in the establishment, their ages, dates of heat-periods, mating and whelping.

18. Washing and lavatory facilities must be available for staff.

NOTICE TO KEEPER OF DOG BREEDING ESTABLISHMENTS

1. Under the Breeding of Dogs Act 1973 no person shall keep a breeding establishment for dogs except under a licence granted by the Local Authority.

Licensing of Breeding Establishments for Dogs

2. Under Section 1 of the Act application for such a licence must be made to the Local Authority. The Local Authority may grant a licence if the applicant is not disqualified under any of the following Acts - (a) the Breeding of Dogs Act 1973, (b) the Pet Animals Act 1951, (c) the Protection of Animals (Cruelty to Dogs) Act 1933, (d) the Protection of Animals (Cruelty to Dogs)(Scotland) Act 1934, (e) the Protection of Animals (Amendment) Act 1954, (f) the Animal Boarding Establishments Act 1963.

A fee will be charged where a licence is granted. A licence will expire under normal conditions at the end of the year to which it relates.

The Local Authority's Duty

3. In determining whether to grant a licence a Local Authority must have regard to the need for securing-

(a) that the dogs will at all times be kept in accommodation suitable as respects construction, size of quarters, number of occupants, exercising facilities, temperature, lighting, ventilation and cleanliness.

(b) that the dogs will be adequately supplied with suitable food, drink and bedding material, adequately exercised, and (so far as necessary) visited at suitable intervals.

(c) that all reasonable precautions will be taken to prevent and control the spread among the dogs of infectious or contagious diseases.

(d) that appropriate steps will be taken for the protection of the dogs in case of fire or other emergency.

(e) that all appropriate steps will be taken to secure that the dogs will be provided with suitable food, drink and bedding material and adequately exercised when being transported to or from the breeding establishment. and without prejudice to their rights to withhold a licence on other grounds.

The licence must specify such conditions as will ensure that the above named objects are secured.

The Applicant's Right of Appeal against Refusal

4. Any person aggrieved by the refusal of a Local Authority to grant such a licence, or by any condition subject to which a licence is proposed to be granted, may appeal to a Magistrates court (in Scotland to the Sheriff); and the court may on such an appeal give such directions with respect to the issue of a licence or, as the case may be, with respect to the conditions subject to which a licence is to be granted as it think proper.

Offences against the Act

5. The Act provides for the following offences-

(a) keeping a breeding establishment for dogs without a licence (Maximum penalty level 4).
(b) contravening or failing to comply with any of the conditions of the licence (Maximum penalty level 4).

(c) obstructing or delaying any person in the exercise of his powers of entry or inspection (Maximum penalty level 3).

Where a person is convicted under this Act or the Protection of Animals Act 1911, the Protection of Animals (Scotland) Act 1912, the Pet Animals Act 1951 or the Animal Boarding Establishments Act 1963 the Court also has power to cancel the licence to keep the breeding establishment for dogs and to disqualify such person from keeping a breeding establishment for dogs dot such a period as the Court thinks fit.

**Inspection of Animal Boarding Establishments**

6. The Local Authority is given power under the Act to authorise any of its officers or any veterinary surgeon or veterinary practitioner to inspect any premises in their area for which a licence has been granted under the Act and which is still in force. Such a person, on production of his authority if so required, has the statutory right to enter the premises at all reasonable times for the following purposes:

   (a) to inspect the premises,

   (b) to inspect any animals on the premises,

   (c) to ascertain whether any offence has been or is being committed on the premises.

**Definitions**

7. For the purpose of this Act "breeding establishments" means any premises (including a private dwelling) where more than two bitches are kept for the purpose of breeding for sale.