

## PENAL PROVISION (cont.)

"(3) Imprisonment of six (6) months to one (1) year and/or a fine not exceeding Thirty thousand pesos (P30,000.00) for subjecting any animal to cruelty, maltreatment or neglect but without causing its death or incapacitating it to survive on its own.

If the violation is committed by a juridical, the officer responsible thereof shall serve the imprisonment. If the violation is committed by an alien, he or she shall be immediately deported after the service of sentence without any further proceeding.

The foregoing penalties shall also apply for any other violation of this Act, depending upon the effect or result of the act or omission as defined in the immediately preceding sections.

However, regardless of the resulting condition to the animals, the penalty of two (2) years and one (1) day to three (3) years and/or a fine not exceeding Two hundred fifty thousand pesos (P250,000) shall be imposed if the offense is committed by any of the following: (1) a syndicate; (2) an offender who makes business out of cruelty to an animal; (3) a public officer or employee; or (4) where at least three (3) animals are involved.

In any of the foregoing situations, the offender shall suffer subsidiary imprisonment in case of insolvency and the inability to pay the fine.

## RENEWAL OF REGISTRATION

**\*Pursuant to Section 4 of DA-AC #04, s. of 2015**

1. The registration shall have the following validities for all categories of establishments:

- a. Initial Period (Initial Application) 1 year
- b. Subsequent Application (Renewal Application) 3 years

2. At least one month prior to the expiration of the registration, the establishment should apply for the renewal of its license.

3. In considering the renewal application, BAI shall ascertain the continued compliance by the establishment with the standards and requirements.



*"A food-secure and resilient Philippines with empowered and prosperous farmers and fisherfolk"*

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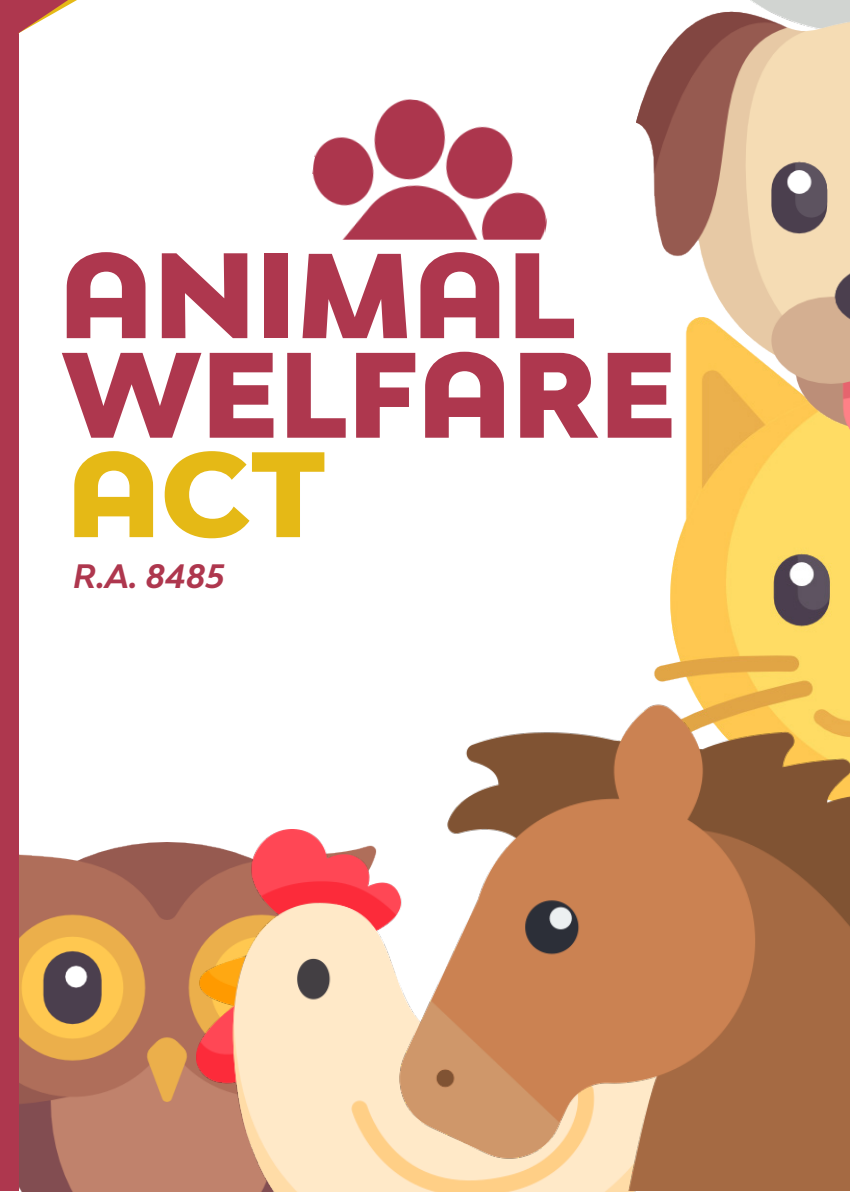
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INFO BULLETIN NO. 15 - 2022



# ANIMAL WELFARE ACT

**R.A. 8485**



# ANIMAL WELFARE ACT

As considered to be living and sentient beings, animals deserve special attention and consideration. Hence, the Animal Welfare Act of 1998 herein after referred to as RA 8485, was signed into law on February 11, 1998.

## OBJECTIVE

To protect and promote the welfare of animals in the Philippines, by supervising and regulating the establishment and operation of all facilities utilized for breeding, maintaining, keeping, treating or training of all animals either as objects of trade or as household pets.



## REGULATION & SUPERVISION OF ANIMAL FACILITIES

Under Section 2 of RA 8485, all animal facilities should secure a License to Operate from the Bureau of Animal Industry through the Animal Welfare Division.

- Animal Boarding and Recreation Facility
- Animal Show(Television, Movie/Film)
- Aviary
- Canine Facility/Canine Security
- Cattery/Kennel/Laboratory Animal Facility/Pet shops
- Circus/Carnival/Animal Show
- Crocodile Farm
- Grooming Facility
- Hog/Poultry/Cattle/Goat Farm
- Monkey Farm
- Ostrich Farm
- Pounds/ Shelter
- Racetrack/Equestrian Establishment
- Slaughterhouse/Poultry Dressing Plant
- Small Animal Show
- Stock Farm/Corral/Stockyard/Stud Farm
- Veterinary Hospital/Clinic
- Wildlife Rescue Center
- Zoo
- Animal Show Organizer
- Other related animal facilities

## HOW TO REGISTER

1. Secure application form for Registration at the Department of Agriculture - Caraga Region
2. Fill-up and submit all the requirements as follows:
  - Photocopy of Mayor's permit for current year (For Renewal Only)
  - Photocopy of Business Name with Bureau of Domestic Trade (BDT) / Security & Exchange Commission (SEC) if Corp., and Articles of Inc.
  - ID Picture of Owner/ Gen. Manager and Veterinarian
  - Photocopy of Certificate of Registration of establishment's Filipino Veterinarian /PRC ID & PTR (current year) and \$2 license from PDEA if applicable
  - Notarized Employment Contract/MOA of the Veterinarian, when applicable
  - Location plan/Sketch of establishment
  - Certificate that the owner/veterinarian has attended an accredited seminar on Animal Welfare Act
  - Environmental Clearance Certificate (ECC) or Certificate of Non-Coverage (CC) from the Department of Environment and Natural Resources (DENR)

## ADMINISTRATIVE SANCTIONS

**\*Pursuant to Section 6 of DA-AC #04, s. of 2016**

1. Grounds for Revocation/Suspension of Registration
  - 1.1 Misrepresentation of any material fact in the application for Registration and in any documentation used as basis for issuing the registration,
  - 1.2 Failure to take adequate remedial or corrective measures for deficiencies identified in accordance with the requirements of the BAI.
  - 1.3 Failure to keep up to date, secure, orderly, and easily inspected records that would indicate continued compliance with standards,
  - 1.4 Reapplication after Revocation. No establishment whose registration was revoked may apply within three years after the revocation of its license.

## SCHEDULE OF FEES

**\*Pursuant to Section 7 of DA-AC #04, s. of 2015**

ESTABLISHMENT	INITIAL	RENEWAL
	(1 year)	3 years
• Animal Boarding and Recreation Facility	P 300	900
• Animal Show(Television)	P1,000	3,000
• Animal Show (Movie/Film)	P5,000	15,000
• Aviary	P500	1,500
• Canine Facility/Canine Security	P300	900
• Cattery/Kennel/Laboratory Animal Facility/Pet shops	P500	1,500
• Circus/Carnival/Animal Show	P1,000	3,000
• Crocodile Farm	P1,000	3,000
• Grooming Facility	P300	900
• Hog/Poultry/Cattle/Goat Farm	P1,000	3,000
• Monkey Farm	P1,000	3,000
• Ostrich Farm	P300	900
• Pounds/Shelter	P200	600
• Racetrack/Equestrian Establishment	P500	1,500
• Slaughterhouse/Poultry Dressing Plant	P500	1,500
• Animal Show (small and large)	P500/show	-
• Stock Farm/Corral/Stockyard/Stud Farm	P500	1,500
• Veterinary Hospital/Clinic	P300	900
• Wildlife Rescue Center	P300	900
• Zoo	P1,000	3,000
• Other related animal facilities	P300	900
• Animal Show Organizer	P100	300
• Accreditation for Show Veterinarian	P100	300

## PENAL PROVISION

**\*Pursuant to Section 9 of RA 10631 (amendment of RA 8486)**

Any person who subjects any animal to cruelty, maltreatment or neglect shall, upon conviction by final judgment, shall be punished by imprisonment and/or fine, as indicated in the following graduated scale;

"(1) Imprisonment of one (1) year and six (6) months and one (1) day to two (2) years and/or a fine not exceeding One hundred thousand pesos (P 100,000) if the animal subjected to cruelty, maltreatment or neglect dies;

"(2) Imprisonment of one (1) year and one (1) day to one (1) year and six (6) months and/or a fine not exceeding Fifty thousand pesos (P 50,000) if the animal subjected to cruelty, maltreatment or neglect survives but is severely injured with loss of its natural faculty to survive on its own and needing human intervention to sustain its life; and