Implementing OIE animal welfare standards through a National Animal Welfare Strategy, the Malaysian case

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BIN HASSAN NIZAM

4TH OIE GLOBAL CONFERENCE ON ANIMAL WELFARE
6–8 December 2016 · Guadalajara, Mexico
The Enactment for the Prevention of Cruelty to Animals, was already enforced since 1910
ANIMALS ACT 1953

• Penalty for cruelty has been raised to USD12,500 and jail term from 6 months to 1 year. This has been enforced since 1st August 2013.
GOOD ANIMAL HUSBANDRY PRACTICES MS 2027: 2006

Skills & Responsibilities of producers:
knowledge & skills on animal welfare

Cruelty; mistreatment, provide adequate resources

Neglect: 5 freedoms-hunger & thirst, discomfort, pain/injury/disease, exhibit normal behavior, fear/distress
MALAYSIAN CODE OF PRACTICE FOR THE CARE AND USE OF ANIMALS FOR SCIENTIFIC PURPOSES

• The ‘Malaysian Code Of Practice For The Care And Use Of Animals For Scientific Purposes’ under the supervision of the Institutional Animal Care and Use Committee (IACUC) is being used currently.

• The Code emphasises the duty of care that demands a genuine commitment to the welfare of the animals, a respect for the contribution the animals make to research and teaching and a desire to promote the animals’ wellbeing.

• Encapsulated in the Code is the need in scientific and teaching activities to consider:
  • the Replacement of animals with other methods;
  • the Reduction in the number of animals used; and
  • the Refinement of techniques used to reduce the adverse impact on animals.
## Enforcement Activities on Animal Cruelty (2011 to 2016)

<table>
<thead>
<tr>
<th>Enforcement Activities</th>
<th>2011</th>
<th>2012</th>
<th>2013</th>
<th>2014</th>
<th>2015</th>
<th>2016 (Jun)</th>
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<tbody>
<tr>
<td>Complaints Received</td>
<td>168</td>
<td>280</td>
<td>255</td>
<td>266</td>
<td>334</td>
<td>237</td>
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<tr>
<td>Inspections Conducted</td>
<td>3579</td>
<td>5553</td>
<td>4942</td>
<td>5183</td>
<td>5208</td>
<td>3007</td>
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<tr>
<td>Cases Investigated</td>
<td>71</td>
<td>17</td>
<td>29</td>
<td>20</td>
<td>19</td>
<td>8</td>
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<tr>
<td>Court Cases</td>
<td>1</td>
<td>12</td>
<td>13</td>
<td>7</td>
<td>7</td>
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</table>
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

• OIE & RAWS: creating awareness
• A strategic plan was prepared and launched in 2012

IN CONSULTATION

Government
- DVS, DOF
- NRE
- Local council
- Wildlife

Non-government
- SPCA
- Equine
- Livestock Association
- VAM, MSAVA

University
- UPM
- UMK
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

Phase 1
Development
2012-2014

Phase 2
Harmonisation
2015-2017

Phase 3
Consolidation
2018-2020
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

VISION

Malaysia A Developed Nation With A Caring Society Concerned For The Welfare of Animals

MISSION

Aspiring to execute international animal welfare standards, reinforced by universal human values
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

3 STRATEGIES
STRATEGY 1

Strengthening animal welfare governance
STRENGTHENING ANIMAL WELFARE GOVERNANCE

• Tabled and passed in Parliament: June 2015
• Gazette: 29 December 2015
• Enforcement date: June 2017
CONTENTS OF THE ANIMAL WELFARE ACT

- 9 PARTS; 64 SECTIONS
- TITLE AND DEFINITIONS
- ANIMAL WELFARE BOARD
- LICENSING
- MATTERS RELATING TO ANIMAL WELFARE;
  duties of owners, improvement notices, animals in research, transportation, selling animals
- CRUELTY TO ANIMALS;
  offences, killing of animals, poison, animal fighting, care and supervision
- ANIMALS IN DISTRESS
- POWERS RELATING TO ENFORCEMENT
- ANCILLARY POWER OF THE COURT
- GENERAL;
  - compounding offences, photos, power to make regulations, & amend schedule, transitional provisions
1. Improvement notices to ensure animal welfare
   a. Any lawful purpose for which the animal is kept
   b. Any lawful activity undertaken in relation to the animal.

2. Compoundable offences
   Payment of compound not exceeding fifty per centum of the amount of maximum fine for that offence within such time as may be specified.

3. Fine and Jail
Penalties under the Proposed Law

Fine:
USD 5,000 - 25,000,
or an Imprisonment
for a term not >
three years, or to both.

cruelty, animals in
research, killing of
animals, admin. poisons,
animal fighting

Fine: USD 3,750 - 19,000 or
Imprisonment for a term not > two
years, or to both

Licensing, transport,
duty of person to
ensure welfare

Fine: USD 2,500 - 12,500 or imprisonment for a
term not > one year, or to both

Penalty not provided for
COURT MAY IMPOSE ADDITIONAL ORDERS WHEN SENTENCING

DEPRIVATION ORDER
after conviction of offence, court may order confiscation of animals & other items involved in cruelty offences

DISQUALIFICATION ORDER
for such a period owning, keeping or from participating in the keeping of animals, (includes control or influence) transporting or arranging for the transport of animals.

OIE
ANIMAL WELFARE ACT: REGULATIONS

• LICENSING
• IMPROVEMENT NOTICE AND COMPOUNDABLE OFFENCE
• ANIMAL WELFARE OFFICERS AND VOLUNTARY ANIMAL WELFARE ASSISTANT
• RESPONSIBLE PET OWNERSHIP
• MANAGEMENT OF RESCUED ANIMALS, REHABILITATION AND CAUGHT
• ANIMAL TRAINERS AND TRAINING PROVIDERS
• ACCEPTED VETERINARY PROCEDURES
• TRANSPORTATION: AIR, SEA AND LAND
• ANIMALS USED FOR SHOWS AND EXHIBITION
• ANIMALS USED FOR RESEARCH, TESTING AND TEACHING
ANIMAL WELFARE ACT: CODE OF PRACTICE

1. PET CARE
2. RIDING AND SPELLING STATIONS
3. SHOWS AND EXHIBITIONS
4. BREEDING: PETS
5. RESCUE AND REHABILITATION
6. ANIMAL POUND AND SHELTERS
7. QUARANTINE OF ANIMALS
8. ANIMAL TRAINING
9. PET SHOPS
10. ANIMAL DISPOSAL
CODE OF PRACTICE BASED ON OIE STANDARDS

1. RESEARCH, TESTING AND TEACHING
2. SLAUGHTER
3. TRANSPORT-land, sea and air
4. STRAY CONTROL
5. KILLING OF ANIMALS FOR DISEASE CONTROL PURPOSES

Adapted and adopted
MALAYSIAN ANIMAL WELFARE ADVISORY COMMITTEE (MAWAC)

• Technical Advisory Committee on Animal Welfare set up with representation from NGO’s and various government agencies & chaired by the Minister of Agriculture

• Meeting twice a year
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

STRATEGY 2

Empower and mobilisation of all stake holders in animal welfare and wellbeing
# MANAGING STRAY DOG CONTROL BY LOCAL GOVERNMENT

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<thead>
<tr>
<th>State</th>
<th>Council</th>
<th>Total</th>
</tr>
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<td></td>
<td>City</td>
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<tr>
<td>Perlis</td>
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<td>Sarawak</td>
<td>3</td>
<td>2</td>
</tr>
<tr>
<td>W. Persekutuan</td>
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<td>-</td>
</tr>
<tr>
<td>Total</td>
<td>12</td>
<td>38</td>
</tr>
</tbody>
</table>

- Stray control is managed by 149 councils
- Shooting of dogs banned
- OIE Standards
TRACEABILITY

Pet passport
AWARENESS
TRAINING
STICKERS AND PAMPHLETS
ANIMAL WELFARE DAY
NATIONAL ANIMAL WELFARE STRATEGY: 2012-2020

STRATEGY 3

Spearheading animal ehsan concept at international level through Centre of Excellence in Animal Welfare
GUIDELINES FOR SLAUGHTER OF CATTLE FOR RELIGIOUS PURPOSES

This guideline (Oct 1 2013) covers various aspects involving religious slaughter, slaughter premises and animal welfare. Emphasis on: proper restraint of cattle, proper slaughter techniques, handling the carcass (food safety) and proper disposal of waste.
KOLOKIUM KEBAJIKAN DAN Kesejahteraan Haiwan Mengikut Perspektif Islam

12 Julai 2012
Pusat Konvensyen Antarabangsa Putrajaya (PICC)
8.30 Pagi – 5.00 Petang
PROCESS

1. Addressing Issues related to Muslim faith in relation to animal welfare

2. Colloquium
   - National—Regional—international

3. Resolutions defined and refined
   - Research identified and prioritised

4. CoE takes up the research
   - Research is published
RESEARCH

Slaughter: No stunning Versus Different types of stunning

Transportation
Thank you

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