

(Reference) Outline of the Act on Welfare and Management of Animals ①

Purpose

- 【Welfare of Animals】 Engendering a spirit for animal welfare and developing a respect for life and sentiments of amity and peace
- 【Proper management of Animals】 Preventing animals from causing an infringement on the life, body or property of humans, as well as preventing the occurrence of impediments in preserving the living environment
- 【Creation of Society】 Realizing a symbiotic society of humans and animals

Fundamental Principle

- Aiming a symbiotic society of humans and animals, by recognizing that "animals are living beings"
- Handling animals appropriately by knowing their habits
- Ensuring appropriate feeding and watering for the animals handled and providing an environment, which takes into account their species and habits, etc.

Responsibilities of animal owners and animal dealers

- Ensuring the health and safety of animals according to their species and habits, etc. responsibility for proper care to prevent harm or trouble, etc. to humans, preventing uncontrolled breeding, preventing infectious diseases, taking measures to prevent escapes, lifetime care of animals, clear identification of animal owners, and ensuring accountability of animal dealers, etc.

Guidelines for the care and keeping, etc. of animals

- Formulating the standards for the care and keeping, etc. of household animals, animals for exhibition, livestock animals and laboratory animals

Optimization of animal handling business operators *1

- "Type I animal handling business operators" (business operators for profit (pet shops, breeders, zoos, etc.)); Having registration system with prefectural governors, etc. ; Formulating the standards to be observed; Appointing a person responsible for animal handling; Issuing recommendations and orders for improvement; Refusing and rescinding registrations, and issuing business suspension orders
 - "The dealers" among "Type I animal handling business operators": Making it mandatory to conduct on-site confirmation of animals, face-to-face sales and provision of information
 - Regulations for "dogs and cats, etc. dealers": Establishing a health and safety plan, ensuring coordination with veterinarians, ensuring lifetime care, restricting the sale of dogs and cats under 56 days old, keeping animal records and submitting regular reports and notifications, etc.
- "Type II animal handling business operators" (non-profit businesses (animal protection organizations, etc.)); Having notification system with prefectural governors, etc. and formulating the standards to be observed

*1 Eligible for registration of animal handling business: Those engaged in the handling of mammals, birds and reptiles (excluding livestock farming, testing and research, etc.)

Preservation, etc. of the Surrounding Living Environment

- Conducting on-site inspections, issuing recommendations for improvement and orders, etc. to those who are keeping animals and causing damage to the surrounding living environment or situations where animals are likely to become subject to cruelty

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Regulations on the Keeping of Specified Animals (Dangerous Animals)

- Prohibition on keeping animals for companion purpose, etc. permission from prefectural governors, etc. individual identification measures such as microchips.

Taking custody, etc. of dogs and cats

- Acceptance of dogs and cats by prefectural governors, etc. and accommodating injured animals, etc.
- Clarifying the reasons for refusing to take custody of dogs and cats, and return or transfer of dogs and cats in custody

Microchip Implantation and Registration

- Making it mandatory to implant microchips in dogs, cats, etc. for sale and to register the owner information
- Special provisions of the Rabies Prevention Act (microchips are considered to be identification tags)

Methods, etc. to be applied, in the case of providing animals for scientific use

- Consideration, etc. of the 3 Rs of animal testing (Replacement measures, Reduction of the number of animals used, and Refinement of pain). Destroying through methods that cause as little pain as possible

National and local governments initiatives

- Raising awareness through educational activities and publicity activities in schools, communities, households, etc. and implementation of the Be Kind to Animals Week (September 20th through 26th)
- Formulating basic guidelines for welfare and management of animals (formulated by Minister of the Environment) and promotion plans for welfare and management of animals (formulated by prefectural governors)
- Prescribing the operations of centers for welfare and management of animals and expanding the role of officials in charge of welfare and management of animals
- Entrusting animal welfare promoters and organization of councils, etc.

Penal Provisions

- Destroying a protected animal*2 without reason: Imprisonment for not more than 5 years or fine of not more than 5 million yen
- Abandonment or cruelty of a protected animal: Imprisonment for not more than 1 year or fine of not more than 1 million yen
- Penalties, etc. for violation of the Order

* 2 Protected animal: Dogs, cats, livestock such as cows, etc. and mammals, birds and reptiles in the possession of humans

(参考)動物の愛護及び管理に関する法律の概要①

目的

【動物の愛護】動物愛護の気風を招来し、生命尊重、友愛及び平和の情操を涵養

【動物の適正な管理】動物による人の生命、身体及び財産への侵害並びに生活環境の保全上の支障を防止

【社会づくり】人と動物が共生する社会の実現

基本原則

- 「動物は命あるもの」であることを認識し、人間と動物が共に生きていける社会を目指す
- 動物の習性をよく知ったうえで適正に取り扱う
- 取り扱う動物に対する適切な給餌・給水、種類・習性等を考慮した飼養環境を確保する

動物の飼い主及び動物販売業者の責任

- 動物の種類や習性等に応じた健康安全の確保、人への危害や迷惑防止等のための適正飼養の責務、みだりな繁殖の防止、感染症の防止、逸走防止措置、動物の終生飼養、動物の所有者の明示、動物販売業者の説明責任等

動物の飼養及び保管等に関するガイドライン

- 家庭動物、展示動物、畜産動物、実験動物の飼養保管等基準の策定

動物取扱業者^{※1}の適正化

- 「第一種動物取扱業者」（営利事業者（ペットショップ、ブリーダー、動物園等）） 都道府県知事等への登録制、遵守すべき基準の制定、動物取扱責任者の選任、改善勧告・命令、登録の拒否・登録の取消しや業務の停止命令
 - 「第一種動物取扱業者」のうち「販売業」：現物確認、対面販売、情報提供の義務
 - 「犬猫等販売業者」の規制：健康安全計画の策定、獣医師との連携の確保、終生飼養の確保、出生後56日以下の犬猫の販売等の制限、個体の帳簿の備え付け、定期報告届出書 等
- 「第二種動物取扱業者」（非営利事業者（動物保護団体等）） 都道府県等への届出制、遵守すべき基準の制定等

※1 動物取扱業の登録対象：哺乳類・鳥類・爬虫類（畜産農業、試験研究等の用途は除く）の取扱業を営む者

周辺生活環境の保全等

- 動物を飼養し、周辺的生活環境を損なわれている事態及び虐待を受けるおそれのある事態を生じさせている者への立入検査、改善勧告、命令等

(参考)動物の愛護及び管理に関する法律の概要②

特定動物（危険な動物）の飼養規制

○愛玩目的での飼養等の禁止、都道府県知事等の許可、マイクロチップ等による個体識別措置

犬及び猫の引取り等

○犬猫の都道府県知事等による引取り、負傷動物等の収容

○犬猫の引取りを拒否できる事由の明記、引き取った犬猫の返還、譲渡

マイクロチップの装着・登録

○販売される犬猫等へのマイクロチップの装着・所有者情報の登録の義務化

○狂犬病予防法の特例（マイクロチップを鑑札とみなす）

動物を科学上の利用に供する場合の方法等

○動物実験の3R（代替措置、使用数削減、苦痛の緩和）への配慮等。できる限り苦痛を与えない方法での処分

国や地方公共団体の取組

○学校・地域・家庭等における教育活動や広報活動を通じた普及啓発、動物愛護週間（9月20日～26日）の実施

○動物愛護管理基本指針（環境大臣）や動物愛護管理推進計画（都道府県知事）の策定

○動物愛護管理センターの業務の規定、動物愛護管理担当職員の拡充

○動物愛護推進員の委嘱、協議会の組織等

罰則

○愛護動物※2のみだりな殺傷：5年以下の拘禁刑又は500万円以下の罰金

○愛護動物※2の遺棄・虐待：1年以下の拘禁刑又は100万円以下の罰金

○命令違反に対する罰則等

※2 愛護動物：犬・猫・牛等の家畜、占有下にある哺乳類・鳥類・爬虫類