**RSPCA v {{def\_given\_name}} {{def\_surname}}**

**Summary of Facts**

**Offences**

{%p for index in range(count.current\_index()+1) %}

{%p if count.item(index).countSection == 0 %}

Section 13(1) *Animal Welfare Act 1985* (ill treatment an animal causing death or serious harm).

{%p endif %}

{%p if count.item(index).countSection == 1 %}

Section 13 (2) *Animal Welfare Act 1985* (ill treatment of an animal).

{%p endif %}

{%p if count.item(index).countSection == 2 %}

Section 31B (2) *Animal Welfare Act 1985* (Breach of Animal Welfare Notice).

{%p endif %}

{%p if count.item(index).countSection == 3 %}

Section 32A(2) *Animal Welfare Act 1985* (Beach of Order).

{%p endif %}

{%p endfor %}

**Maximum penalty**

{%p for index in range(count.current\_index()+1) %}

{%p if count.item(index).countSection == 0 %}

$50, 000 fine or imprisonment for 4 years

{%p endif %}

{%p if count.item(index).countSection == 1 %}

$20, 000 fine or imprisonment for 2 years

{%p endif %}

{%p if count.item(index).countSection == 2 %}

$2,500 fine

{%p endif %}

{%p if count.item(index).countSection == 3 %}

$2,500 fine

{%p endif %}

{%p endfor %}

**Factual basis**

1. On / Between .
2. The [animal/s] remain/s in the care of RSPCA and a forfeiture order is sought.

**CRIMINAL HISTORY**

TBA

**Ancillary orders**

1. Costs for boarding expenses – From [date] to [date] = [X days] - $20/per day per [animal] = [$xx] (TBC)
2. Costs for vet care – [$xxx]
3. Legal costs and lodgement fee.
4. The following orders under the *Animal Welfare Act 1985* are sought:

{%p if req\_orders == ‘Yes’ %}

{%p if order\_other.all\_true(‘Section 32A(1)(aa)’)%}

That the defendant is required to care for [animals], owned by the defendant, in accordance with the following condition/s for the period of [until or period], per s32A(1)(aa) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p if order\_other.all\_true(‘Section 32A(1)(a)’)%}

That the defendant is directed to surrender the [animal], owned by the defendant and is subject of the offence, to an inspector, per s 32A(1)(a) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p if order\_other.all\_true(‘Section 32A(1)(b)’)%}

That the defendant is directed to surrender [animals not subject of the offence] owned by the defendant to an inspector, per s 32A(1)(b) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p if order\_other.all\_true(‘Section 32A(1)(c)’)%}

That any animal owned by the defendant/s that has been surrendered or seized be forfeited to the Crown, per s 32A(1)(c) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p if order\_other.all\_true(‘Section 32A(1)(d)’)%}

That the defendant is forbidden from acquiring, or having custody of any other animal, until further notice or for a specified period, per s 32A(1)(d) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p if order\_other.all\_true(‘Section 32A(1)(e)’)%}

That the [object] that is property of the defendant and is the subject of the offence or used by the person in the commission of the offence be forfeited to the Crown, per s 32A(1)(e) of the *Animal Welfare Act 1985*.

{%p endif %}

{%p endif %}

**Photos**

Photo 1

Photo 2

Photo 3