

Serious Animal Cruelty: s 242

Legislation

S 242 [Criminal Code](#)

Part 4 [Animal Care and Protection Act 2001](#)

Commentary

Part 4 of the *Animal Care and Protection Act 2001* (Qld) allows for certain surgical procedures to be performed by a veterinary surgeon.

Section 242 requires an intention to inflict severe pain or suffering. See the direction on intention at **Ch 59 – Intention**.

Suggested Direction

The prosecution must prove that:

- 1. the defendant killed or caused serious injury or prolonged suffering to an animal; and**
- 2. the defendant did so with the intention of inflicting severe pain or suffering; and**
- 3. that the act or omission by the defendant which caused the death of, or serious injury or prolonged suffering to, an animal was unlawful.**