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L.N. 40 of 2012

Veterinary Surgeons Registration Ordinance (Amendment of Schedule 2) Order 2012

(Made by the Secretary for Food and Health under section 29(2) of the Veterinary Surgeons Registration Ordinance (Cap. 529))

1. Commencement

This Order comes into operation on 14 May 2012.

2. Veterinary Surgeons Registration Ordinance amended

The Veterinary Surgeons Registration Ordinance (Cap. 529) is amended as set out in section 3.

3. Schedule 2 amended (exemptions from Ordinance)

(1) Schedule 2, before section 1—

Add

"In this Schedule—

direct and continuous supervision (直接持續監督) means specific instruction given by a person on how a certain act is to be performed, with the person being present on the premises on which the act is performed to monitor the whole process and to provide assistance when appropriate;

direction (指示) means instruction given by a person to perform a certain act (which may include instruction on how the act is to be performed) without it being necessary for the person to be present on the premises on which the act is performed;

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supervision (監督) means specific instruction given by a person on how a certain act is to be performed, with the person being present on the premises on which the act is performed to provide assistance when appropriate.".

(2) Schedule 2, after section 3—

Add

- "3A. A person who performs any of the following on an animal under the direction, and on the premises of the practice, of a registered veterinary surgeon—
 - (a) applying medication or treatment (other than anaesthetic drugs) topically or administering medication or treatment (other than anaesthetic drugs) orally, per-rectally or by inhalation;
 - (b) positioning for, or the taking of, medical images;
 - (c) giving subcutaneous or intramuscular injections (other than anaesthetic drugs);
 - (d) non-invasive parameter monitoring, including taking vital signs of an animal;
 - (e) administering fluids intravenously through a preplaced catheter,

but it must not include diagnosing, prescribing medication or performing a surgical operation.

- 3B. A person who performs any of the following on an animal under the supervision, and on the premises of the practice, of a registered veterinary surgeon—
 - (a) blood sampling from peripheral veins;
 - (b) applying simple dressings and bandages and simple wound management;
 - (c) placing intravenous catheters into the cephalic, saphenous or ear veins;

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(d) administering medication (other than anaesthetic drugs) intravenously through a preplaced catheter,

but it must not include diagnosing, prescribing medication or performing a surgical operation.

- 3C. A person who performs any of the following on an animal under the direct and continuous supervision, and on the premises of the practice, of a registered veterinary surgeon—
 - (a) teeth scaling or polishing, but not associated processes or other dental procedures;
 - (b) endotracheal intubation or extubation;
 - (c) giving intravenous injections (other than anaesthetic drugs);
 - (d) monitoring and maintaining anaesthesia;
 - (e) aiding the registered veterinary surgeon who is performing and is in charge of a medical or surgical procedure, but not making any decision on the procedure;
 - (f) applying complex dressings and bandages and complex wound management,

but it must not include diagnosing, prescribing medication or performing a surgical operation.".

(3) Schedule 2—

Repeal section 4

Substitute

"4. An owner of an animal (or the owner's employee or a member of the owner's household) when performing any of the following on the animal for remedy or prevention of injury or illness—

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(a) applying medication topically or administering medication orally;

- (b) administering medication specific to the animal per-rectally, parenterally or by inhalation under the direction of a registered veterinary surgeon;
- (c) any other non-invasive act of veterinary surgery or veterinary service under the direction of a registered veterinary surgeon,

but it must not include making a surgical incision into any part of the animal.

- 4A. An owner of a fish (or the owner's employee or a member of the owner's household) when performing on the fish any of the following—
 - (a) taking samples for diagnosing or treating infection;
 - (b) administering vaccine or medication.
- 4B. A licensee under the Public Health (Animals and Birds) (Keeping of Cattle, Sheep and Goats) Regulations (Cap. 139 sub. leg. C), the Dairies Regulations (Cap. 139 sub. leg. D) or the Public Health (Animals and Birds) (Licensing of Livestock Keeping) Regulation (Cap. 139 sub. leg. L) (or the licensee's employee or a member of the licensee's household) when performing on an animal kept by the licensee in that capacity any of the following—
 - (a) castrating a pig (other than a cryptorchid pig) at 14 days of age or less;
 - (b) docking the tail of a pig at 7 days of age or less;
 - (c) clipping the teeth of a pig at 7 days of age or less;
 - (d) trimming the beak of poultry at 10 days of age or less:
 - (e) administering vaccine or medication.".

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(4) Schedule 2—

Repeal section 6

Substitute

- "6. A person who is employed or retained by the Government for performing one or more of the following on an animal, when acting in that capacity—
 - (a) examining the animal;
 - (b) collecting samples;
 - (c) administering vaccine or medication;
 - (d) implanting identification devices;
 - (e) any other procedure as instructed by a veterinary officer.".

Dr. York Y. N. CHOW Secretary for Food and Health

13 March 2012

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Explanatory Note

The Veterinary Surgeons Registration Ordinance (Cap. 529) (*Ordinance*) prohibits a person from practising veterinary surgery or providing a veterinary service in Hong Kong unless the person is registered and holds a valid practising certificate. Persons listed in Schedule 2 to the Ordinance are exempted from the provisions of the Ordinance in the circumstances specified in the Schedule.

- 2. This Order amends Schedule 2 to the Ordinance—
 - (a) to permit a person to perform certain veterinary acts under the direction or supervision of a registered veterinary surgeon;
 - (b) to limit the veterinary acts that an owner of an animal may perform to the animal;
 - (c) to permit an owner of a fish to perform certain fish husbandry procedures;
 - (d) to permit a licensed livestock farmer to perform certain animal husbandry procedures; and
 - (e) to permit certain public officers and authorized persons to perform certain veterinary acts.