

**THE NEED FOR REGULATING ANIMAL TESTING:  
A COMPARATIVE STUDY BETWEEN MALAYSIA AND UNITED KINGDOM**

By

Nur Farhana Binti Abdul Latiff	2008316807
Athari Faris Ammerry bin Hussein	2008336007
Zairan bin Ishak	2008346685
Abdul Hakim Hissobri bin Khalip	2008395939

Submitted in Partial Fulfillment of the Requirements  
for the Bachelor in Legal Studies (Hons)

**Universiti Teknologi Mara  
Faculty of Law**

April 2011

The students/authors confirm that the work was submitted is their own and that appropriate credit has been given where reference has been made to the work of others.

## ACKNOWLEDGEMENT

All praise is to Allah S.W.T for the completion of this project paper. The project paper would be a success without the core anchors of its authors, a team fully dedicated to its perfection. They consist of Athari Faris Ammerry bin Hussein, Nur Farhana bt Abd Latiff, Zairan bin Ishak and Abdul Hakim Hissobri bin Khalip.

We are heartily thankful to our supervisor, Puan Noraziah Abu Bakar, Universiti Teknologi MARA Faculty of Law Lecturer whose encouragement, guidance and support from initial to the final level enable us to develop an understanding of the project paper. More than that, we owe it to her for patience that she has given us in completing the tasks that were at hand.

We would also like to show our gratitude to Dr Rusdi bin Abdul Rahman as Public Health Physician Principal Senior Assistant Director from Jabatan Kesihatan Negeri Melaka, for giving his point of view and materials which is essential to this particular research. Without him, our research paper may not be detailed and complete.

Finally, we are indebted to our family and friends who had provided us the moral support that is needed to finish this research paper. Especially to our parents, for their constant prayers for our success in this world and the day hereafter. We dedicate this research paper on behalf of animal lovers and in the name humanity to keep the balance between humanity and science.

## **ABSTRACT**

This research covers law relating to legal protection of animals welfare precisely on animal testing in Malaysia with comparison to United Kingdom. The aim is to embark on analyzing the comprehensiveness of the Animals Act 1953 with regards to animal testing in comparison to the law in United Kingdom, Animals (Scientific Procedures) Act 1986. It is also to emphasize on the importance of codifying the code of practice in statutory form pertaining to animal testing in Malaysia. This study shall look at the loopholes under the Animals Act 1953 in Malaysia regarding animal testing in comparison with the law that being applied in United Kingdom, Animals (Scientific Procedures) Act 1986. The significance of literature review in this study are to gain the relevant information and opinion from the experts regarding law on animal testing in Malaysia and United Kingdom, to collect data in detail, to discover the loopholes in Animals Act 1953 and to provide the appropriate solutions and recommendations pertaining the issue in this research paper.

# TABLE OF CONTENTS

Acknowledgement	ii
Abstract	iii
Contents	iv
List of Cases	v
List of Statutes	vi
<b>CHAPTER ONE: INTRODUCTION</b>	
1.1 Background	1
1.2 Problem Statement	4
1.3 Objectives of the Study	4
1.4 Research Methodology	5
1.5 Scope and Limitations of the Research	5
1.6 Significance of the Research	5
<b>CHAPTER TWO: LITERATURE REVIEW</b>	
2.0 Literature Review	7
<b>CHAPTER THREE: THE LEGAL POSITION</b>	
3.1 Legal Position in Malaysia	14
3.2 Legal Position in United Kingdom	20
3.2.1 Historical Development	20
3.2.2 Animals (Scientific Procedures) Act 1986	21
3.2.2.1 Purpose	21
3.2.2.2 Mechanism of Governing Licensing	22
3.2.2.3 Enforcement	24
3.2.2.4 Penalty	26
3.2.2.5 Cases	26
<b>CHAPTER FOUR: FINDINGS</b>	
4.0 Findings	29
<b>CHAPTER FIVE: RECOMMENDATIONS</b>	
5.0 Recommendations	35
<b>CHAPTER SIX: CONCLUSION</b>	
6.0 Conclusion	38
Bibliography	40
Appendices	42
Appendix I : Interview Questions	42
Appendix II: Statutes	48

**THE NEED FOR REGULATING ANIMAL TESTING:  
A COMPARATIVE STUDY BETWEEN MALAYSIA AND UNITED  
KINGDOM**

**CHAPTER ONE: INTRODUCTION**

**1.1 BACKGROUND**

Malaysia stepped into 21<sup>st</sup> century, full of ambitions and hopes, mainly to become a developed country by year 2020. To achieve that vision, some adjustments had to be made to the structure of the economy to ensure that Malaysia is not left behind from the development of the global. To boost the development of the economy, Malaysia exploiting her advantage of steady economy growth and political stability, invited foreign pharmaceutical and biotechnological companies to invest in this country in the biotechnology sector, with the ambition to become a leader in the biotechnology sector in this region. As a result of that, foreign companies are eyeing to put more money in investments on biotechnology. On top of that, foreign companies also eyeing opportunities in this sector as not much regulations and laws to regulate their investment in this field. One of the loopholes is a lack of regulation on animal testing for research. In Europe, animal testing is strictly controlled by regulations and laws. As result, their experiments and research are subjected to those regulations. Their test on animals for research of medicine, cosmetics or for the knowledge and better understanding of science must be scrutinized by an independent party to ensure that there is no element of cruelty on animals.

In Malaysia, the relevant law pertaining to animal testing is the Animals Act 1953. This law is not in concurrence with the current situation in Malaysia. However, lack of enforcements of the penalty for offences under this 1953 Act contributes to insufficiency in curbing this problem. Moreover, it does not govern the genetically modified animals.