



Inspection Report

Section 1:

Name of applicant or current licence holder:

Name of circus:

Location of circus:
Postcode:

Tel no. Fax no.

Name of Inspector	Name of Accompanying Officer	Name(s) of Circus Representative
<input type="text" value="[REDACTED]"/>		Peter Jolly Snr
<input type="text" value="[REDACTED]"/>		<input type="text" value="[REDACTED]"/>

Date and start time of inspection: Date and finish time of inspection:

Preamble to Inspector's Report*

Jolly's circus is a family run small circus. The animals inspected were a camel, a zebra, an ankole bull, four reindeer, a racoon, a fox and six snakes.

The inspection was undertaken at the circus's winter quarters. The animals are all rested during these 3-4 months break and do not undertake any training or performances at all.

The animals are not transported at all during the winter rest period.

The animals are cared for by the family themselves all of whom are 'Category A' handlers.

It has been noted where elements of the inspection were not relevant for this winter quarters inspection.

Also in attendance in addition to Peter Jolly Snr and were and

*This might include general background of the circus (type of animals, number of animals and information obtained from the stock list and the other required forms supplied by Inspectorate at Bristol) and any relevant information gathered prior to the inspection

Information and guidance about the Welfare of Wild Animals in Travelling Circuses (England) Regulations 2012 is available at <http://www.defra.gov.uk/wildlife-pets/circuses/>

Section 2: Findings at Inspection

Level of compliance should be included in report using a RAG rating - Green – full compliance/minor breach (no action required)/ Amber – breach identified (remedial action recommended) / Red – significant breach (action required).

Standards and Conditions	Comments/clarification	Level of Compliance (N/A/G)
<p>(1) Staff</p> <p>Is unsupervised access to licensed animals restricted to authorised persons?</p>	<p>A full list of authorised persons was provided and details of how this would be applied were discussed.</p>	<p>G</p>
<p>(2) Healthcare</p> <p>Do all licensed animals appear to be in good health?</p>	<p>Yes all the animals were fit and healthy. Preventative health care had been provided 6 days ago during a routine veterinary visit.</p>	<p>G</p>
<p>(3) Environment</p> <p>Are areas used by licensed animals operated in a way that provides good welfare?</p> <p>Are areas a suitable size?</p> <p>Are areas in good condition and free from hazards?</p> <p>Are areas sufficiently secure?</p> <p>Are areas suited to the social, behavioural and environmental needs of the animals?</p> <p>Do animals have sufficient access to exercise and enrichment?</p> <p>Are areas hygienic and clean?</p> <p>Do areas have a suitable floor?</p> <p>Are environmental factors managed, including shelter from the elements?</p> <p>Is due regard had for species specific guidance?</p>	<p>Zebra, Camel, Reindeer - All the animals areas were appropriate for their needs. Good quality straw beds were provided. All concrete was non-slip and well maintained. The animals had access to large fields when the weather allowed turnout. All animals are kept in a suitable herd environment.</p> <p>Raccoon and Fox - The racoon enclosure is on the small size but as he semi-hibernates for most of the winter and both animals are walked on a daily basis I consider this acceptable. A wide range of enrichment was being provided to these animals.</p> <p>Snakes - temperature was being carefully monitored and was high enough for good health. Food is appropriate and taken regularly. The snakes were also sloughing fully and regularly - an indication of good health. The enclosure will have to be increased in size in the next year or so as the animals continue to grow.</p>	<p>G</p>
<p>(4) Diet</p> <p>Is food stored properly?</p> <p>Is food prepared properly?</p>	<p>Hay was of excellent quality. All other food was stored appropriately.</p>	<p>G</p>
<p>(5) Display, training and performance</p> <p>Are the precautions required by the assessment of welfare risks carried out?</p> <p>Are animals fit for the activities expected of them?</p> <p>Are only suitable areas used for display, training and performance?</p>	<p>No training or performance is undertaken during the winter rest period so this was not observed.</p>	<p>G</p>

<p>Are display, training and performance correctly staffed?</p> <p>Are items of equipment (including aids, props, costumes, decoration etc) designed, maintained and used appropriately?</p> <p>Are the animals checked after carrying out activities?</p> <p>Are there signage and announcements to inform the public?</p>		
<p>(6) Breeding</p> <p>Are the health and welfare needs of animals during all stages of the breeding process met?</p> <p>Is guidance on fitness followed?</p> <p>Is suitable veterinary care provided?</p>	<p>None of the animals are breeding animals and this is clearly stated in the care plans. All animals have therefore been castrated as appropriate.</p>	G
<p>(7) Transport</p> <p>Check for evidence of unfit animals being transported. Can you confirm this is not the case?</p> <p>Are transport containers and any fitting (etc) suitable?</p>	<p>All of the animals were in a condition suitable to be transported</p>	G

Records	Comments/clarification	Level of Compliance (RAG)
<p>(1) Tour itinerary</p> <p>Confirm that the inspectorate was informed of the correct current and future location of the licensed travelling circus.</p>	<p>This has not been confirmed yet as this is the middle of the winter rest period and will be submitted as soon as possible.</p>	A
<p>(2) List of licensed animals</p> <p>Confirm that every animal present which is covered by the licence is uniquely identified</p>	<p>All animals ID checked and identification confirmed.</p>	G
<p>(3) List of current location of licensed animals</p> <p>Confirm that the whereabouts of all animals covered by a licence</p>	<p>All present</p>	G
<p>(4) Individual records</p> <p>Confirm that a single source of information about an animal's signalment (age, breed, sex, etc) health and welfare history, including all relevant clinical, health and behavioural data is quickly available at the present location of the animal.</p>	<p>The individual records were all in place and were in use with them being completed as necessary. For example details of recent veterinary visit was recorded.</p>	G

<p>(5) Care Plans</p> <p>Do Care Plans demonstrate that good welfare standards have been planned for and put into practice?</p> <p>Do they record that the welfare needs of licensed animals are being provided for? (Particular note should be taken of the daily record sheets)</p> <p>Are they reviewed regularly?</p> <p>Group Care Plans and Individual Care Plans should each include sections on:</p> <p>(a) assessment of welfare risks</p> <p>(b) behavioural and environmental enrichment</p> <p>(c) breeding</p> <p>(d) dietary requirements</p> <p>(e) preventative medicine</p> <p>(f) retirement</p> <p>(These sections may be cross referenced to avoid duplication of recording)</p>	<p>A full enrichment programme for the animals has been compiled and is being delivered. The most comprehensive is the racoon and fox. The enrichment is provided three times a day and recorded on a specific record sheet. This process has started and is in place.</p> <p>The breeding, dietary, preventative medicine and daily plans are all in place and well designed.</p> <p>The retirement plans are thorough and adequately cover a variety of scenarios which could lead to retirement being necessary. It was agreed between the inspectors and the licensee that addressing every scenario and health concern was not possible but these documents outlined a suitable approach to retirement in appropriate detail and final decisions would have to be taken at the time in discussion with the lead vet.</p> <p>Welfare risk assessments were completed but they did not contain the necessary information. We discussed what was required and how these could be improved. The Jolly's understood what was required, once explained and agreed to modify the documents and send them to the Inspectorate Office as soon as possible and before the circus leave to go on tour.</p>	<p>A</p>
<p>(6) Daily Records</p> <p>Do the Daily Records record include all factors relevant to welfare of the licensed animals</p> <p>(a) Diet</p> <p>(b) Training, including results of checks carried out after activities</p> <p>(c) Environment</p> <p>(d) General Observations</p>	<p>The daily records were in use and being completed correctly. Clipboards have been bought for each animal and they are filled in throughout the day.</p>	<p>G</p>
<p>(7) List of authorised persons</p> <p>Confirm that only persons that have appropriate qualifications, experience or supervision are permitted to access and care for the licensed animals</p>	<p>All checked and discussed and considered appropriate</p>	<p>G</p>
<p>(8) List of authorised persons on duty</p> <p>Confirm that someone is in overall charge of the animals at all times.</p> <p>Do circus staff know who is currently on duty and how to contact them urgently?</p>	<p>This will be in place on tour. A template was shown. Currently the circus is at winter base which is also the Jolly's home so the arrangements are different but appropriate</p>	<p>G</p>

<p>(9) Journey plans</p> <p>Confirm that sufficient planning is being done before embarking on a journey.</p> <p>Are plans updated with important details about the actual journey afterwards?</p> <p>Is a contingency plan in place for each journey?</p> <p>Does a suitable person travel with the animal?</p>	<p>A template has been produced and the use of this was discussed. I am confident that when these become relevant the required standard will be met.</p>	<p>G</p>
<p>(10) Veterinary Care</p> <p>Are the lead vet and the circus in good communication?</p> <p>Is the lead vet providing continuity of care, veterinary oversight and advice on Care Plans?</p> <p>Are routine quarterly visits carried out by veterinary surgeons?</p> <p>Does the lead vet attend at least two of the inspections (of which one of which must be at a tour site and one at winter quarters)?</p> <p>Are general healthcare and treatments properly administered?</p>	<p>A lead vet has been appointed and has signed off all the Care Plans and associated reports. He attended the farm and made an inspection and administered preventative medicine 6 days before the inspection. Preventative care is undertaken and appropriate.</p>	<p>G</p>

THE FOLLOWING SPACE IS PROVIDED FOR:

- **ADDITIONAL NOTES AND COMMENTS ON THE ANSWERS TO THE EARLIER QUESTIONS**
- **ANY GENERAL REMARKS WHICH THE INSPECTOR MAY WISH TO RECORD**

It was evident that the Jolly's have taken the license process very seriously and have made considerable effort to read all the guidance, understand the requirements and implement the standards thoroughly. All six members of the family present demonstrated that they understood the requirements and how to maintain the paperwork and indeed all their signatures appeared on the daily sheets, enrichment plans and other documents in use. This reassured me that the circus was implementing the process effectively.

Considerable time and effort had obviously been taken producing all the necessary documents, which they had tried and modified so the forms were easy to use and effective. A comprehensive filing system had been developed to ensure that all the paperwork was available for inspectors to examine easily.

A range of clarifications and useful discussions were had to ensure that best practice was implemented.

The only document that did not meet the requirements are the Welfare Risk Assessments. I think on reflection the guidance is not as specific as it could be and once explained the concept and the purpose of the document the Jolly's immediately understood what was needed. As the risks primarily relate to training, performance and transport - none of which the animals are undertaking in winter quarters my recommendation is that a license is issued and these documents are re-inspected at the next inspection.

I have also requested that the lead vet writes a letter confirming he undertook his winter quarters inspection on 22nd January 2013.

Section 3: Inspectors Recommendation to Defra

Having inspected (name of circus)

Jolly's Circus

operated by (name of operator).

Peter Jolly Snr

on: 28th January 2013

Summarise the potential impact of the issues found on the welfare of the wild animals in this travelling circus, noting the involvement of any other authority.

There were no issues that I identified which compromise the welfare of the animals held in this circus. They have access to sufficient resources, exercise and behavioural enrichment to ensure a good welfare status. All animals inspected were of excellent health and fitness.

{This text will be transferred to the letter sent to the circus after the inspection}

Recommendation:

- Licence awarded / Continue to be licensed
- Documentary evidence to demonstrate improvements to be provided
- Early visit recommended to confirm that action taken
- Licence refused / suspended

(Please delete as necessary)

Signed:

[Redacted Signature]

Dated:

29th January 2013

Section 4: Decision

The Circus Licensing Panel, on behalf of the Secretary of State, makes the following decision:

- It is recommended that a licence be refused/suspended
- It is recommended that the above circus be licensed in accordance with the Regulations

(delete as necessary)

Explanatory note if decision is different from recommendation

Signed:

Dated:

The Inspector should complete sections 1-3 and submit the signed form to the Wildlife Licensing and Registration Team, who will keep one copy and pass one to DEFRA. DEFRA will return a copy of the form with section 4 completed to WLRT.

The Data Protection Act 1998

Information supplied on this form will be used by Defra to monitor the implementation of the Welfare of Wild Animals in Travelling Circuses (England) Regulations. The information will be held on a central database at Defra and will be used to issue relevant guidance and information to travelling circuses. The information will also be used as a resource to develop relevant training and guidance for the Secretary of State's Circus Inspectors and to field circus related questions and issues addressed from time to time by Non Governmental Organisations, members of the public, Members of Parliament, Government Ministers, other Government Departments. Defra may be required to release information, including personal data and commercial information, on request under the Environmental Information Regulation, the Code of practice on Access to Government Information or the Freedom of Information Act 2000. However, Defra will not permit any unwarranted breach of confidentiality nor will we act in contravention of our obligations under the Data Protection Act 1998.



Department
for Environment
Food & Rural Affairs

circusanimals@defra.gsi.gov.uk
www.defra.gov.uk

Date: 8 February 2013

Dear [REDACTED]

Welfare of Wild Animals in Travelling Circuses (England) Regulations 2012

Thank you for carrying out an inspection at Jolly's Circus under the above Regulations on 28 January, and for submitting your inspection report so quickly afterwards. Your lead role in this very first inspection under the new Regulations is greatly appreciated, and your report has given Defra much food for thought both on the provisions at Jolly's Circus and on the implementation of the new Regulations.

Defra's Circus Licensing Panel has met to consider your report. Our observations and questions are set out in the annex to this letter. The Panel welcomed your report but concluded that further information or clarity is needed on a number of points before a decision can be made to issue a licence to Jolly's Circus. I would be grateful if you could respond in writing to the specific questions raised.

The most significant conclusion reached by the Panel was that a licence could not be issued before adequate welfare risk assessments have been completed by the circus for their specific activities and checked by you. It seems reasonable to us that the circus should have done this by now as display and performance are the prime roles of the animals within the circus. We accept your point that the assessments relate largely to display and transportation activities which the circus has not yet started, but the circus should have sufficient experience to assess the risks at this stage. We would also have expected that a generic contingency plan for travel disruption would have accompanied the journey plan templates. The Inspectorate Office will take this up with the circus with a view to the risk assessments being sent to you with urgency.

The Panel's general assumption throughout was that you have reported on issues only where necessary, and that not mentioning an aspect of the circus's provision covered by the Guidance indicates that you were content. It would be helpful if you could confirm this in writing.

The Panel also noted that the inspection report must contain sufficient detail both to support our decision-making, and so that a different inspector, independent official or indeed Magistrate's Court could retrospectively judge Defra's decision in light of the details you saw. Several of the comments attached are made with this observation in mind.



I hope that you understand that the number of questions attached is not intended to appear critical of you. On the contrary, your professional conduct in undertaking and reporting on this very first inspection under the new Regulations was noted by the Panel. Consideration of your report gave the Panel insights into how the Regulations work in practice, and our questions above reflect the need for clarity and accountability in the Panel's decision-making process.

Your written response to the attached questions will help the Panel decide whether or not to issue a licence to Jolly's Circus. Defra or AHVLA will field any queries from the circus about their application in the meantime.

Yours sincerely

Sue Ellis

Panel Chair

Annex – observations and questions from the Defra Licensing Panel

The Panel met on 5 and 6 February 2013 to consider the inspection report on Jolly's Circus (visited on 28 January 2013). The following points about Section 2 of the report are put to the Inspector for written response.

Healthcare

- Did you see information, or conduct physical examinations, which showed that the animals were fit and healthy, or was it that they appeared to be fit and healthy on the basis of a visual inspection?

Environment

- Can you confirm that environmental provisions for the animals were in accordance with their individual and/or group Care Plans?
- Please can you provide the dimensions (approximate if necessary) of the raccoon and snake enclosures? Minimum sizes are a requirement in the "Behavioural and environmental enrichment" section of the care plans, but are not present in the version submitted to AHVLA with the application form. This baseline information will be essential for future inspectors to verify whether or not the enclosures have been enlarged. If you would rather that AHVLA seek this information directly from the circus this will be done.
- You mention the environment of every wild animal except for the ankole. Please can you confirm that you inspected it, and provide any comments on what you found?

Diet

- Your report does not mention food preparation – was this adequate?

Display, training and performance, and transport

- The Panel felt that it would be inappropriate to issue a licence without being satisfied that the circus's provisions for display, training and performance at least "will be" met, as permitted by the Regulations. These are areas of circus activity on which public attention is likely to focus. While there was no such activity that you could have observed during your inspection, it would be helpful to know specifically if you are satisfied that the circus appeared to have equipment, vehicles and other preparations (for example, walking the raccoon and fox would appear to be a form of handling and familiarisation for training) which you feel indicate adequate provisions will be in place when training and touring begin. The Panel considered that it would be acceptable for you to draw on observations from your previous visits to this circus if necessary and where appropriate. The circus's revised welfare risk assessments might also be helpful here once you have received them.

Care plans

- The panel requires your confirmation that group and individual care plans were submitted and your views on their adequacy, as well as the extent to which they are being followed by the circus.

- The Panel's views on the circus's welfare risk assessments are noted in the letter.

Journey plans

- The Panel noted that you were satisfied with Jolly's ability to make adequate provisions in this area. Statements about the likely adequacy of future provision should be based on current evidence; therefore it would be helpful to know more about the evidence on which your opinion is based.

11th February 2012

Dear Sue,

Thank you for the letter from the panel. This is extremely useful for ensuring that the circus inspectors provide the correct information to the panel to aide their decision making and needs to be an going process as we undertake more inspections.

It is useful to know that I can refer to my previous visits to the circus during our fact finding missions during the license development process as in my report I purposefully avoided referring to this as I was not clear that it was appropriate to do so.

To confirm, I only categorized the license requirement with a Green rating if I was entirely satisfied that the condition had been met, if there was any doubt or query I used an Amber rating so that the panel were directed to this condition. I did not find any condition which completely failed my assessment and therefore did not use a red rating.

To answer your questions in turn:

Heathcare

The inspection report asks me to confirm that the animals 'appear' to be fit and healthy therefore I undertook a visual inspections including assessment of the animals' locomotion and referred to the animals individual record and veterinary notes. I did not conduct a full physical examination as I do not carry appropriate equipment or potentially necessary sedatives to do this.

Environment

The environmental provisions for all animals were in line with their care plans and so the condition was rated as 'Green'.

The raccon enclosure was 1.5m x 2m however it should be noted that not minimum sizes are stated in the guidance documents for this species so I used my personal experience to assess the suitability of the enclosure. As I stated this animal is in semi-hibernation in the winter. On visits to the circus during the summer this animal have been housed in an enclosure over double this size.

The snakes enclosure is currently appropriate as the individuals can all stretch out full length however the enclosure will need to be enlarged when this is no longer the case.

The ankole's environment was inspected and adequate being the same as the camels.

Diet

Food preparation facilities are adequate being a basic farm feed room for the hooved animals. The food for the carnivores is domestic pet food and fed from the house. The food for the snakes is bought in fresh on a monthly basis and fed straight into the snake vehicle facilities.

Email
Web

Post

Office
Mobile

Display training, performance and transport

I am unclear what the panel is asking me to assess in this paragraph. The training and performance equipment was all packed away in storage off the winter quarters site and not available for inspection on this occasion. No equipment is required to walk the raccoon or fox who are simply let out of their enclosure and accompany the licensee on a walk on his property. The transport vehicles for the animals are parked a different site and are not used for the winter months. On previous visits during the touring season I have had no concerns about the equipment or vehicles but the panel needs to understand I was not inspecting against any agreed standards on my previous visit, but collecting information for developing the license guidance.

Care Plans

In my inspection report I did state that all the documents were in place and appropriate other than the welfare risk assessment documents. So I can confirm that the care plans are being used effectively.

Journey Plans

As my report states a template has been produced and we discussed at length the information that needs to be recorded in a journey plan and therefore I am confident that the template contains the information that an inspector will need to assess the journey plan and that the licensee understands what is required.

Generic Contingency Plan for Travel Disruption

In the letter it states that the panel would expect to see this document I would remind the panel that the guidance there is no mention of this document being a requirement and the 'check list' does not include mention of this document either. The requirement is a contingency plan for **each journey**. Whilst both my fellow inspector and I did feel a generic version would be a useful document and discussed it with the Jollys who agreed to produce one, we must be careful as both inspectors and the panel not to ask for additional documents that are not part of the licensing regime.

I hope this reply provides the panel with the additional information it needs to make a decision

Yours Sincerely

[Redacted signature]

[Redacted contact information]

Email
Web

Post

Office
Mobile

[Redacted contact information]



Department
for Environment
Food & Rural Affairs

circusanimals@defra.gsi.gov.uk
www.defra.gov.uk

Date: 19 February 2013

Dear [REDACTED]

Welfare of Wild Animals in Travelling Circuses (England) Regulations 2012

Thank you for your letter of 11 February giving further details of your inspection at Jolly's Circus under the above Regulations on 28 January. Your response was considered by the Licensing Panel at its meeting last week.

The Panel found your letter extremely helpful, and it is grateful to you for your clear answers on all the points raised in my letter to you of 8 February. The Panel has no further questions on Jolly's Circus's provisions for healthcare, diet, environment or welfare risk assessments at this time. Your view of Jolly's preparedness for journey plans is helpful, and your related point that inspectors and the Panel should not seek to assess papers and matters which are not required as part of the licensing regime is noted.

The Panel's remaining concern relates to issuing a licence to Jolly's Circus when the circus's provisions for transport and display have not been assessed since the Regulations came into force last month. The critical point is that while your previous observations of Jolly's vehicles gave you no concerns, you were not assessing them against the conditions and guidance which now form part of the Regulations. The Panel would therefore like Jolly's Circus's vehicles and other transport provisions to be formally assessed under the Regulations before taking a decision to issue a licence. If you are content, colleagues in AHVLA will make arrangements to find a suitable date for you at the earliest opportunity. Alternatively, [REDACTED] could be approached now that he has completed his training by accompanying you on last month's inspection. In either case a member of Defra's policy team would be willing to accompany the inspector. Please let me know if you are happy to carry out this work.

The Panel judged that at the time of this next visit, Jolly's Circus would be preparing for its first performances of the year, and that you might therefore have opportunity to see more of their provisions for training, display and performance. The Panel would like your views on those provisions when you make your assessment of their transport arrangements.

Given the circumstances, the Panel has decided that the circus should not be charged for this additional visit, but that Defra will cover the costs. Likewise the additional costs of your time in considering and replying to my letter of 8 February should be borne by Defra. Therefore your invoice for any additional costs should be sent to me.



INVESTORS
IN PEOPLE

Once again I would like to place on record the Panel's thanks for your role in making the new Regulations effective in these early stages.

Yours sincerely

Sue Ellis

Panel Chair

[REDACTED]

From: [REDACTED]
Sent: 20 February 2013 08:33
To: Ellis, Sue (FFG-ANW)
Cc: [REDACTED]
Subject: Re: RESTRICTED ; LICENSING PANEL QUERIES

Importance: High

Sue,

Thank you for your letter.

Whilst I am happy to return to Jolly's to view the transport vehicles as requested. The panel should note that I will not be able to add any further detail to my report on the training, display and performance aspects of the circus as Jolly's have informed me on both occasions that I have visited the winter quarters they do not undertake any training at all during the winter. They only begin training once the circus is on tour and the Jollys have stated that they will not start a tour until they have a license in place - so we are ending up in somewhat of a chicken and egg scenario.

It is for this reason that [REDACTED] and I recommended to the policy team that both winter quarters and touring inspections would be required because it would not be possible to see the training, performance and display aspects of the circus whilst in winter quarters for both Jolly's and Mondao. The situation at [REDACTED] was less clear cut as he was the only circus that did continue to train during the winter - this is of course now not an issue.

I am quite happy to book a date to return but can you please let me know what you would like to do as I will not be able to see any further training, display or performance but this will be assessed at the first touring inspection if the Jollys get a license.

Thanks

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 05 March 2013 09:18

To: [REDACTED]

Subject: Jollys Inspection

All,

Sorry I am on the road and my proper email is not working

I can confirm that I inspected the transport vehicles for Jolly's Circus on Friday 1st March. As previously expected I did not see any other aspect of the circus or its operations.

I inspected the following vehicles:

1. A partitioned lorry used to transport the camel, zebra and ankole bull. The animals each have a separate partitioned section and are travelled loose.
2. A horse trailer used to transport the reindeer
3. A newly purchased horse lorry which will be used for transporting the exotics periodically.

All vehicles were appropriate for the animals they carry. There were no sharp edges or other features which could cause injury. There was sufficient light and ventilation in all vehicles. The flooring was rubber flooring covered with sawdust and straw.

I consider that the vehicles meet the standards required for the Circus Licensing regulations

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]