

Rwanda

Law on Compensation for Damages caused by Animals Law 26 of 2011

Legislation as at 22 August 2011

FRBR URI: /akn/rw/act/law/2011/26/eng@2011-08-22

There may have been updates since this file was created.

PDF created on 21 February 2024 at 14:05.

[Check for updates](#)



About this collection

The legislation in this collection has been reproduced as it was originally printed in the Government Gazette, with improved formatting and with minor typographical errors corrected. All amendments have been applied directly to the text and annotated. A scan of the original gazette of each piece of legislation (including amendments) is available for reference.

This is a free download from the Laws.Africa Legislation Commons, a collection of African legislation that is digitised by Laws.Africa and made available for free.

www.laws.africa
info@laws.africa

There is no copyright on the legislative content of this document.
This PDF copy is licensed under a Creative Commons Attribution 4.0 License (CC BY 4.0). Share widely and freely.

Law on Compensation for Damages caused by Animals
Contents

Chapter One – General provisions 1

 Article One – Purpose of this Law 1

 Article 2 – Definitions of terms 1

Chapter II – Compensation calculating principles 2

 Article 3 – Categories of compensation 2

 Article 4 – Compensation to the family members of the person killed by an animal 2

 Article 5 – Compensation to the victim of corporal injury caused by an animal 2

 Article 6 – Compensation for loss or damage of property 2

 Article 7 – Modalities of calculating compensation and other payments to the victim of damage caused by an animal 3

 Article 8 – Payment period 3

 Article 9 – Persons entitled to compensation 3

 Article 10 – Filing a case with the Court 3

 Article 11 – Legal action against the person responsible for damage caused by an animal 3

Chapter III – Transitional and final provisions 3

 Article 12 – Transitional provision 3

 Article 13 – Drafting, consideration and adoption of this Law 3

 Article 14 – Repealing provision 4

 Article 15 – Commencement 4

Rwanda

Law on Compensation for Damages caused by Animals Law 26 of 2011

Published in Official Gazette 34 on 22 August 2011

Assented to on 27 July 2011

Commenced on 22 August 2011

[This is the version of this document from 22 August 2011.]

We, KAGAME Paul,

President of the Republic;

THE PARLIAMENT HAS ADOPTED AND WE SANCTION, PROMULGATE THE FOLLOWING LAW AND ORDER IT BE PUBLISHED IN THE OFFICIAL GAZETTE OF THE REPUBLIC OF RWANDA

LE PARLEMENT:

The Chamber of Deputies, in its session of June 20, 2011;

The Senate, in its session of 11 March 2011;

Pursuant to the Constitution of the Republic of Rwanda of 04 June 2003 as amended to date, especially in Articles 16, 62, 66, 67, 88, 89, 90, 92, 93,94, 95, 108, 118, and 201;

Pursuant to the Organic Law n° 04/2005 of 08/04/2005 determining the modalities of protection, conservation and promotion of the environment in Rwanda;

Pursuant to the Organic Law n° 53/2008 of 02/09/2008 establishing the Rwanda Development Board (RDB) and determining its mission, organisation, functioning as modified and complemented to date;

ADOPTS:

Chapter One General provisions

Article One – Purpose of this Law

This Law determines compensation to:

- 1° any person damaged by any animal encountered in the National Parks or other protected area during work or visit authorized by a competent authority;
- 2° any person damaged by any animal on the list established by an Order of the Minister in charge of conservation of National Parks, encountered outside the Park or outside another protected area.

Article 2 – Definitions of terms

In this Law, the following terms shall have the following meanings:

- 1° **transport fees:** transport fees to and from the hospital and transport fees to and from the competent authority during the process of claiming for compensation;
- 2° **compensation for pecuniary loss:** compensation granted to the victim due to the loss incurred;

- 3° **compensation for moral loss:** compensation granted to the family of a child, or an adult killed by an animal;
- 4° **compensation for corporal injury:** compensation granted to the victim for aesthetic damage caused;
- 5° **compensating organ:** the special guarantee Fund for automobile and damages caused by animals;
- 6° **victim:** any person killed, injured or whose property is damaged in one way or another by an animal referred to in Article One of this Law.

Chapter II

Compensation calculating principles

Article 3 – Categories of compensation

Compensation is determined in the following categories:

- 1° compensation to the family members of any child or adult killed by an animal;
- 2° compensation to a child or an adult, victim of injuries caused by an animal, or harmed in one way or another and affected by consequences thereof;
- 3° compensation to a child or an adult for loss or damage to his/her property caused by an animal.

Article 4 – Compensation to the family members of the person killed by an animal

Family members of a child or an adult killed by an animal shall receive the following compensation:

- 1° compensation for moral loss;
- 2° compensation for pecuniary loss;
- 3° medical expenses for the person who died following the harm caused by an animal;
- 4° transport fees;
- 5° burial fees.

Article 5 – Compensation to the victim of corporal injury caused by an animal

Any person injured by an animal shall be entitled to:

- 1° compensation for corporal injury in accordance with the level of disability ascertained by an authorized medical doctor and the loss incurred;
- 2° compensation for pecuniary loss;
- 3° all medical expenses after providing supporting documents;
- 4° prosthesis and orthosis upon recommendation by an authorized medical doctor;
- 5° transport fees.

Article 6 – Compensation for loss or damage of property

A person whose property was damaged by an animal shall be compensated on real-cost valuation.

Article 7 – Modalities of calculating compensation and other payments to the victim of damage caused by an animal

A Prime Minister’s Order shall determine the rates, calculating method and criteria for determining compensation to the victim of damage caused by an animal.

Article 8 – Payment period

After fulfilling all the requirements, the compensation claimant shall be notified of the decision within a period of thirty (30) working days.

After both parties have reached an agreement, the payment should be made to the claimant within fifteen (15) working days from the day of the agreement. At the expiry of such a period, a late payment penalty of one per cent (1%) per month shall be paid in addition to the amount of the compensation.

If payment is not made after three (3) months of late payment interest, the victim may refer the matter to Court.

Article 9 – Persons entitled to compensation

If the deceased was killed by an animal, compensation shall be given to the spouse if he/she was married, his/her children, parents, brothers and sisters, half-brothers and half-sisters.

If the person was injured, compensation shall be given to the victim him/herself or to his/her parents or legal guardian if the victim is a minor.

Compensation due to loss of property shall be given to the owner on presentation of ownership evidence.

Article 10 – Filing a case with the Court

Filing a case with the Court shall only take place if the person damaged by an animal or his/her eligible family member does not reach any agreement with the compensation organ or when the provisions of Article 8 of this Law are not respected.

Article 11 – Legal action against the person responsible for damage caused by an animal

If it is established that someone has responsibility in occurrence of damage caused by an animal, the organ in charge of compensation shall compensate the victim and then cause the responsible person to be answerable.

Chapter III Transitional and final provisions

Article 12 – Transitional provision

All pending cases filed at the organ in charge of National Parks or Courts of law shall be settled in accordance with this Law.

Article 13 – Drafting, consideration and adoption of this Law

This Law was drafted, considered and adopted in Kinyarwanda.

Article 14 – Repealing provision

All prior legal provisions inconsistent with this Law are hereby repealed.

Article 15 – Commencement

This law shall come into force on the date of its publication in the Official *Gazette* of the Republic of Rwanda.