EXPLANATORY MEMORANDUM TO

THE ANIMAL HEALTH (MISCELLANEOUS REVOCATIONS) (ENGLAND AND WALES) ORDER 2015

2015 No. 584

1. This explanatory memorandum has been prepared by the Department for Environment, Food and Rural Affairs and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

2.1 The purpose of this instrument is to revokes 6 instruments related to warble fly and 2 related to foot-and-mouth disease which are spent or otherwise superseded.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Context

4.1 This instrument will revoke eight regulations relating to animal diseases.

4.2 The six regulations relating to warble fly can be revoked as this disease was eradicated in 1990 and it is not notifiable to the European Union or The World Organization for Animal Health (OIE).

4.3 The materials identified in the two regulations relating to foot-and-mouth disease i) packing hay and straw, ii) unsterilised coverings and containers for meat, meat products, offal and carcases are either no longer used, or not allowed to be used as they could contaminate the product under EU food hygiene legislation (Directive 852/2004, Annex II, Chapter X.

5. Territorial Extent and Application

5.1 This Order extends to England and Wales

6. European Convention on Human Rights

6.1 The Parliamentary Under Secretary of State for farming, food and marine environment has made the following statement regarding Human Rights:

In my view the provisions of the Animal Health (Miscellaneous Revocations) (England and Wales) Order 2015 are compatible with the Convention rights.

7. Policy background

7.1 As part of Defra's commitment to the Red Tape Challenge initiative a number of regulations were identified as redundant and suitable for revoking. This instrument is being made to revoke eight of these relating to animal diseases.

8. Consultation outcome

8.1 These are legislative functions which require no outside consultation.

9. Guidance

9.1 No guidance or any other form of publicity is required as this instrument simply revokes redundant legislation.

10. Impact

10.1 An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

11.1 There is no impact on small businesses as this instrument revokes redundant legislation.

12. Monitoring & review

12.1 No monitoring will be conducted.

13. Contact

Miles Kane-Smith, at the Department for Environment Food and Rural Affairs Tel: 020 7238 5663 or email: miles.kane-smith@defra.gsi.gov.uk can answer any queries regarding the Order.