1983 No. 377

DOGS

Dogs (Exemption No. 2) Order (Northern Ireland) 1983

Made . . . . . *22nd November 1983*

Coming into operation . . . *19th December 1983*

The Department of Agriculture, in exercise of the powers conferred on it by Articles 25(2) and 33(3) of the Dogs (Northern Ireland) Order 1983(**a**) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Dogs (Exemption No. 2) Order (Northern Ireland) 1983 and shall come into operation on 19th December 1983.

Exemption

2. The provisions of Article 25(1) (control of dogs on certain roads and on land) of the Dogs (Northern Ireland) Order 1983 shall not apply to a dog while being used for the purposes of—

(*a*) the prison service;

(*b*) the maintenance of public order by the armed forces of the Crown.

3. The provisions of Article 33(1) (power of courts to order destruction of dogs) of the Dogs (Northern Ireland) Order 1983 shall not apply to a dog which has attacked any person while it was being used for the purposes specified in Article 2.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 22nd November 1983.

(L.S.) *S. R. Armstrong*
Assistant Secretary

(**a**) S.I. 1983/764 (N.I. 8)

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order excludes dogs while being used for the purposes of—

(*a*) the prison service;

(*b*) the maintenance of public order by the armed forces of the Crown;

from the application of Articles 25(1) and (in so far as it relates to attacks on persons) Article 33(1) of the Dogs (Northern Ireland) Order 1983.

Article 25(1) provides that the keeper or person in charge of a dog shall not allow the dog to be—

(1) in any road in respect of which there is an order under Section 77 of the Planning (Northern Ireland) Order 1972(**a**); or

(2) on any land where livestock are present by right;

unless the dog is on a leash.

Article 33(1) gives a court power to order a dog to be destroyed if it appears to the court that the dog has attacked any person or attacked or killed livestock.

(**a**) S.I. 1972/1634 (N.I. 17)