EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order requires that any cattle which are to be exported from Great Britain to any place outside the United Kingdom, the Channel Islands, the Isle of Man or the Republic of Ireland, whether by sea or by air, shall be rested for at least ten hours before they are loaded in the ship or aircraft in which they are to be carried. It requires the provision of adequate food and water, and, in winter, shelter and bedding, and also empowers an inspector appointed by the Minister of Agriculture, Fisheries and Food or by the local authority to prohibit the carriage of any animal, or to require an animal to be removed from the ship or aircraft if it is likely to be exposed to unnecessary suffering during transit.

1957 No. 1254

The Exported Cattle Protection (Amendment) Order, 1957

Made - - - -	15*th July*, 1957
Coming into Operation	22*nd August*, 1957

The Minister of Agriculture, Fisheries and Food and the Secretary of State, acting jointly, in exercise of the powers conferred on them by Sections 1, 20, 23 and 85 of the Diseases of Animals Act, 1950(a), and Section 11 of the Agriculture (Miscellaneous Provisions) Act, 1954(b), and of all other powers enabling them in that behalf, hereby order as follows:—

Citation, Commencement and Interpretation

1.—(1) This Order, which may be cited as the Exported Cattle Protection (Amendment) Order, 1957, shall come into operation on the 22nd day of August, 1957.

(2) The Interpretation Act, 1889(c), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Amendment of Principal Order

2. The Exported Cattle Protection Order, 1957(d), shall be altered as follows:—

(*a*) in sub-paragraph (*b*) of paragraph (1) of Article 3, the words "if they are to be used during the period between 31st October and 1st April" shall be deleted;

(*b*) for paragraph (*b*) of Article 4 the following paragraph shall be substituted, that is to say—

"(*b*) unless during the whole of the rest period of the cattle—

(i) sufficient clean bedding is provided;

(a) 14 Geo. 6. c. 36. (b) 2 & 3 Eliz. 2. c. 39. (c) 52 & 53 Vict. c. 63.
(d) S.I. 1957/170 (p. 152 above).

(ii) an adequate supply of wholesome and palatable fodder is provided on the premises and is placed in racks that are easily accessible to the cattle and are such as by their number and dimensions enable all the cattle to eat simultaneously;

(iii) an adequate supply of water is provided on the premises and is contained in water troughs that are easily accessible to the cattle and are such as by their number and dimensions enable not less than one-tenth of the number of cattle to drink simultaneously;

(iv) all other cattle and sheep, goats and swine are excluded from the premises;

(v) if the premises are divided into compartments, not more than forty cattle are detained in any one compartment or, if the premises are not so divided, not more than forty cattle are detained therein;

(vi) the cattle are supervised by persons experienced and competent in the care of cattle;

(vii) separate detention pens are provided on the premises for the purpose of segregating cattle that are ailing or that disturb other cattle detained on the premises;

(viii) all reasonable facilities are afforded to an inspector or to any constable for the examination of the cattle and the observation of their treatment during detention.";

(*c*) for paragraph (1) of Article 6 the following paragraph shall be substituted, that is to say—

"6.—(1) It shall be unlawful to load into any ship or aircraft any animal required by this Order to be rested on approved premises unless at the time of loading it is accompanied by a certificate signed by a veterinary inspector stating that he examined the animal at the approved premises specified in the certificate on a day so specified and found it fit to be shipped, to which certificate is appended a statement signed by the person having the charge or control of the approved premises on which the animal was rested to the effect that it was detained there throughout the whole of the rest period specified in the statement.";

(*d*) in paragraph (2) of Article 6, for the words "Such a statement" substitute the words "Such certificate and statement";

(*e*) immediately after the end of Article 8 the following Article shall be inserted, that is to say—

"*Prohibition of Voyages during adverse weather*

8A. Animals that are required by this Order to be rested on approved premises shall not be carried on any voyage of a vessel if, in the judgment of the master of the vessel, there are reasonable grounds for anticipating that, owing to adverse weather conditions, the voyage would be attended by serious injury or suffering to, or loss of life among, the animals."

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twelfth day of July, nineteen hundred and fifty-seven.

(L.S.)

D. Heathcoat Amory,
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this fifteenth day of July, nineteen hundred and fifty-seven.

(L.S.)

John S. Maclay,
Secretary of State for Scotland.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

The Exported Cattle Protection Order, 1957, which this Order amends, requires cattle which are to be exported from Great Britain to any place in Europe outside the United Kingdom, the Channel Islands, the Isle of Man or the Republic of Ireland, whether by sea or by air, to be rested for at least ten hours before they are loaded in the ship or aircraft in which they are to be carried.

This Order amends the Principal Order as follows—

(1) The premises on which the animals are rested must be provided with protection against the weather throughout the year.

(2) The person having control of the premises on which the cattle are rested must observe the conditions set out in Article 2 (*b*) of this Order, which impose, inter alia, the following new requirements, namely, adequate supplies of fodder and water shall be easily accessible to all the cattle being rested on the premises, not more than 40 cattle are to be detained in any one compartment, and separate pens are to be provided for the segregation of ailing cattle.

(3) Cattle may not be loaded into any ship or aircraft unless a veterinary inspector has certified that he has examined the cattle and found them to be fit to be shipped.

(4) If the master of a vessel anticipates adverse weather conditions during the voyage of a vessel, cattle are not to be carried on the voyage.