STATUTORY INSTRUMENTS

1986 No. 1179

PUBLIC HEALTH, ENGLAND AND WALES

PUBLIC HEALTH, SCOTLAND

PUBLIC HEALTH, NORTHERN IRELAND

CONTAMINATION OF FOOD

The Food Protection (Emergency Prohibitions) (No. 4) Order 1986

Made - - - -	*8th July* 1986
Laid before Parliament	*9th July* 1986
Coming into Operation	*9th July* 1986

Whereas the Secretary of State is of the opinion, in accordance with section 1(1)*(a)* of the Food and Environment Protection Act 1985(**a**), that there has been or may have been an escape of substances of such descriptions and in such quantities and such circumstances as are likely to create a hazard to human health through human consumption of food;

And whereas he is of the opinion, in accordance with section 1(1)*(b)* of the said Act, that in consequence of the said escape of substances, food which is, or may be in the future, in the area described in the Schedule to the following order, or which is, or may be in the future, derived from anything in those areas, is, or may be, or may become, unsuitable for human consumption;

Now, therefore, in exercise of the powers conferred on him by the said section 1(1) and section 24(3) of the said Act, and of all other powers enabling him in that behalf, he hereby makes the following order:-

Title, commencement and interpretation

1.—(1) This order may be cited as the Food Protection (Emergency Prohibitions) (No. 4) Order 1986 and shall come into operation on 9th July 1986 and shall cease to have effect 21 days thereafter.

(2) In this order

(a) "designated area" means an area described in the Schedule to this order;

(b) "sheep" means an animal of the genus *Ovis* of whatever age or sex.

(**a**) 1985 c.48.

Designated incident

2. In the opinion of the Secretary of State food in the areas described in the Schedule to this order, or which is derived or may be in the future derived from anything in those areas is, or may be, or may become unsuitable for human consumption in consequence of the following escape of substances:-

the escape on or after 26th April 1986 of radioactive substances from a nuclear powered reactor situated at Chernobyl in the Ukraine, USSR.

Designated areas

3. The areas described in the Schedule to this order are hereby designated for the purposes of Part I of the Food and Environment Protection Act 1985.

Activities prohibited in the designated areas referred to in the Schedule

4. No person shall in any of the designated areas slaughter any sheep for human consumption or for use in the preparation of feeding stuffs.

Restrictions on movement

5. No person shall move any sheep from any farm, agricultural holding, agricultural premises, croft, or holding in any of the designated areas.

Restrictions throughout the United Kingdom

6. No person shall in the United Kingdom -

(a) slaughter for human consumption or for use in the preparation of feeding stuffs any sheep that was in a designated area on the date of coming into operation of this order; or

(b) supply, or have in possession for supply, any meat delivered from a sheep or any food which contains any such meat, if that sheep was in a designated area on the date of coming into operation of this order.

Revocation

7. The Food Protection (Emergency Prohibitions) (No. 2) Order 1986(**a**) is hereby revoked.

L. Hamilton,
Secretary,
Scottish Office.

New St. Andrew's House,
Edinburgh.
8th July 1986.

(**a**) S.I. 1986/1059.

Article 3

SCHEDULE

THE DESIGNATED AREAS

1. *Dumfries and Galloway*

The area of land within the boundaries of Dumfries and Galloway Region but excluding the areas of land comprising the Parishes:- of Annan, Canonbie, Cummertrees, Dalton, Dornock, Dryfesdale, Dumfries, Gretna, Half Morton, Hoddom, Holywood, Kirkpatrick-Fleming, Lochmaben, Middlebie, Mouswald, St Mungo, Tinwald, and Torthorwald.

2. *Island of Arran*

The entire area of the Island of Arran.

3. *Ross and Cromarty*

Those areas of land within the boundaries of Ross and Cromarty District in the Highland Region comprising the Parishes of:- Avoch, Killearnan, Knockbain, Alness, Dingwall, Fodderty, Kiltearn, Fearn, Nigg, Tarbat, Cromarty, Resolis, Rosemarkie, Kilmuir-Easter, Logie-Easter, Rosskeen, Urquhart, Tain, Contin, and Urray.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order which revokes and re-enacts with modifications the Food Protection (Emergency Prohibitions) (No. 2) Order 1986 ("the preceding order") contains emergency prohibitions restricting various activities in order to prevent human consumption of food rendered unsuitable for that purpose in consequence of the escape of radioactive substances from a nuclear reactor situated at Chernobyl in the Ukraine, USSR.

This order designates in Scotland areas (the extent of which in the Dumfries and Galloway Region is less than the extent of that region designated by the preceding order) affected by the escape from which the movement of sheep and in which the slaughter of sheep, are prohibited (articles 3, 4 and 5 and the Schedule). Restrictions on the slaughter of sheep from the designated areas, and the supply of meat derived from such sheep, extend throughout the United Kingdom (article 6).

Under section 21 of the Food and Environment Protection Act 1985 the penalty for contravening an emergency prohibition is -

(a) on summary conviction, a fine of an amount not exceeding the statutory maximum (at present £2,000);

(b) on conviction on indictment, an unlimited fine or imprisonment for a term of not more than two years, or both.

Powers of enforcement in relation to emergency prohibitions are conferred by section 4 of, and Schedule 2 to, the 1985 Act. Under paragraph 10 of that Schedule obstruction of enforcement officers is an offence.

SI 1986/1179
ISBN 0-11-067179-1

