STATUTORY INSTRUMENTS

1986 No. 1422

PUBLIC HEALTH, ENGLAND AND WALES

PUBLIC HEALTH, SCOTLAND

PUBLIC HEALTH, NORTHERN IRELAND

CONTAMINATION OF FOOD

The Food Protection (Emergency Prohibitions) (No. 7) Order 1986

Made - - - -	18*th August* 1986
Laid before Parliament	19*th August* 1986
Coming into Operation	19*th August* 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. 7) Order 1986 and shall come into operation on 19th August 1986.

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

(2) No person shall move into any of the designated areas any sheep which has been removed from any of those areas or from any area which is from time to time designated by an order under section 1 of the Food and Environment Protection Act 1985 which refers to the escape of substances described in article 2 of this order.

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 -

(i) in areas numbered 1, 2 and 3*(a)* of the designated areas detailed in the Schedule to this order at any time after 24th June 1986; or

(ii) in areas numbered 3*(b)* and 4*(a)* of the designated areas detailed in the said Schedule at any time after 29th July 1986; or

(iii) in area numbered 4*(b)* of the designated areas detailed in the said Schedule at any time after 12th August 1986.

(b) supply, or have in possession for supply, any meat derived from a sheep or any food which contains any such meat, if that sheep was -

(i) in areas numbered 1, 2 and 3*(a)* of the designated areas detailed in the Schedule to this order at any time after 24th June 1986; or

(ii) in areas numbered 3*(b)* and 4*(a)* of the designated areas detailed in the said Schedule at any time after 29th July 1986.

(iii) in area numbered 4*(b)* of the designated areas detailed in the said Schedule at any time after 12th August 1986.

Revocation

7. The Food Protection (Emergency Prohibitions) (No. 6) Order 1986(**a**), the Food Protection (Emergency Prohibitions) (No. 6) Amendment Order

(**a**) S.I. 1986/1331.

1986(**a**) and the Food Protection (Emergency Prohibitions) (No. 6) (Amendment No. 2) Order 1986(**b**) are hereby revoked.

J. W. L. Lonie,
Assistant Secretary,
Scottish Office.

New St. Andrew's House,
Edinburgh.
18th August 1986.

(**a**) S.I. 1986/1360.
(**b**) S.I. 1986/1410.

Article 3

SCHEDULE

THE DESIGNATED AREAS

1. *Dumfries and Galloway*

(a) Those areas of land within the boundaries of Nithsdale District comprising the Parishes of - Glencairn, Kirkconnel, New Abbey, Ruthwell, Sanquhar, Troqueer and Tynron.

(b) Those areas of land within the boundaries of Stewarty District comprising the Parishes of - Balmaclellan, Carsphairn, Dalry, Kells and Kirkgunzeon.

(c) The area of land within the boundaries of Wigtown District comprising the Parish of Minigaff.

2. *Ross and Cromarty*

The area of land within the boundaries of Ross and Cromarty District in the Highland Region comprising the Parish of Contin.

3. *Strathclyde*

(a) The area of the Island of Arran lying to the north of a line extending from the shore at Cleiteadh Buidhe, on the western side of the island at Machrie Bay, eastwards across the road A841 and along an unclassified road to its junction with road B880 continuing eastwards along the road B880 until its junction with the road A841, then northwards along the road A841 leading towards Corrie until it crosses the Glen Rosa Water and then eastwards along the northern bank of the Glen Rosa Water until it flows into Brodick Bay.

The area of land excludes any part of a road by reference to which its boundary is defined.

(b) The area of land lying within the Strathclyde Region and bounded as follows:- on or towards the west by the unclassified road running from the boundary between Dumfries and Galloway Region and Strathclyde Region at Loch Moan and running in a north-easterly direction and then east of Eldrick Hill to its junction with the road B.741 at Straiton; and on or towards the north by the road B.741, running in an easterly direction to its junction with the road A.713 at Dalmellington; and on or towards the south-west by the road A.713 running in a north-westerly direction to its junction with the road B.730 north of Patna, on or towards the west and north-west by the road B.730 running in a north-easterly direction to its junction with the road B.7046 at Drongan and on or towards the north east, north and north-west by the road B.7046 to its junction with the road A.70 west of Cumnock and on the north and north-west by the A.70 running generally in an easterly direction to its junction with the road A.74 at Uddington and then on or towards the north-east and east by the road A.74 running generally in a southerly direction to its junction with the road B.740 on or towards the south-east by the road B.740 running in a south-westerly direction to its junction with the boundary between Dumfries and Galloway Region and Strathclyde Region near Spango Hill and on or towards the south following the line of the boundary between Dumfries and Galloway Region and Strathclyde Region westwards to the point of its connection with the unclassified road at Loch Moan.

The area of land excludes any part of a road by reference to which its boundary is defined.

4. *Western Isles*

(a) The area of land comprising the Parish of North Uist.

(b) The area of land comprising the Parish of South Uist.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order revokes the Food Protection (Emergency Prohibitions) (No. 6) Order 1986 as amended and re-enacts 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 redesignates in Scotland areas affected by the escape from which the movement of sheep and in which the slaughter of sheep, are prohibited (articles 3, 4 and 5(1) and the Schedule). The order also prohibits the movement into any of the designated areas of any sheep removed from those areas or from any other designated area (article 5(2)). These areas are a part of Arran, parts of Dumfries and Galloway, Ross and Cromarty, a part of Strathclyde Region and a part of the Western Isles. Restrictions on the slaughter of sheep which were in certain of the areas after 24th June 1986, 29th July 1986 and 12th August 1986 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.

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