STATUTORY INSTRUMENTS

1986 No. 1027

PUBLIC HEALTH, ENGLAND AND WALES
PUBLIC HEALTH, SCOTLAND
PUBLIC HEALTH, NORTHERN IRELAND
CONTAMINATION OF FOOD

The Food Protection (Emergency Prohibitions) Order 1986

Made - - - -	20*th June* 1986
Coming into Operation	20*th June* 1986
Laid before Parliament	20*th June* 1986

Whereas the Minister of Agriculture, Fisheries and Food and the Secretary of State are 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 the said Ministers are 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 areas described in the Schedule to the following 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;

Now, therefore, the said Ministers, in exercise of the powers conferred on them by the said section 1(1) and section 24(3) of the said Act, and of all other powers enabling them in that behalf, hereby make the following order:—

Title, commencement, duration and interpretation

1.—(1) This order may be cited as the Food Protection (Emergency Prohibitions) Order 1986, shall come into operation at eleven o'clock in the fore-noon on Friday the 20th day of June 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 Minister of Agriculture, Fisheries and Food and 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 a farm, holding or agricultural premises situated 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 at the time of coming into operation of this order; or

(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 in a designated area at the time of coming into operation of this order.

Exception

7. Articles 4, 5 and 6 of this order do not apply in the case of any sheep which, at the time of coming into operation of this order, was in a market, at a publicly advertised farm sale, at a slaughterhouse or in transit to or from a market, publicly advertised farm sale or slaughterhouse or in the case of any meat derived from such a sheep.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 20th June 1986.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

Nicholas Edwards,
Secretary of State for Wales.

20th June 1986.

SCHEDULE

THE DESIGNATED AREAS

Cumbria

1. An area comprising those parts of the county of Cumbria which lie within the following boundary:—

From the confluence of the Irish Sea and the River Ellen at Maryport, south east along the River Ellen to where it is crossed by the road A596(T); north east along the road A596(T) via Crosby to its junction with the road B5299 at Aspatria; east along the road B5299 via its junction with the road A595 at Mealsgate to its junction with the minor road at Caldbeck; south east along the minor road via Hesket Newmarket, Wood Hall, Caldbeck, Mosedale, Mungrisdale to its junction with the road A66 (T) (O.S. map ref. NY368274); east along the A66 (T) to its junction with the road A5091; south on the road A5091 to its junction with the road A592; south on the road A592 to its intersection with the road A591 near Windermere; north west on the road A591 to its junction with the road A593 near Ambleside; south west along the road A593 to its junction with the road B5286; south on the road B5286 to its junction with the road B5285 at Hawkshead; west on the road B5285 to its junction with the road A593 at Coniston; south west on the road A593 to its junction with the road A595(T) at Broughton-in-Furness; towards south east on the road A595(T) to where it crosses Kirkby Pool; south along Kirkby Pool to its confluence with Duddon estuary near Kirkby in Furness.

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

Wales

2. An area comprising those parts of the counties of Gwynedd, Clwyd and Powys which lie within the following boundary:—

From the coast at Rhyl in the north generally south-eastwards following the line of the A525 road to Rhuddlan to the junction with the A5151 road; following the A5151 road to the junction with the B5429 road and then along the B5429 road to its junction with the A55(T) road and eastwards along the A55(T) road to the junction with the B5429 road at Rhuallt; south-eastwards following the B5429 road through Tremeirchion, crossing the A541 road near Bodfari, and continuing south-eastwards to the junction with the A494(T) road at Llanbedr-Duffryn Clwyd; generally eastwards following the A494(T) road to the junction with the B5430 road at Ffynnon-y-Berth; southwards along the B5430 road to its junction with the B5431 road east of Llanarmon-yn-Iâl and southwards along the B5431 road to the junction with the A525 road; eastwards along the A525 road to the junction with the A542 road and then south-eastwards along the A542 road to the junction with the A5104 road and south-westwards following the A5104 road to the junction with the A5(T) road, west of Corwen, and eastwards along the A5(T) road to the junction with the B4401 road; southwards along the B4401 road, through Llandrillo, to join the B4402 road at Pale; following the B4402 road to the junction with the B4391 road and then generally south-eastwards along the B4391 road to the junction with the B4393 road west of Llanfyllin, following the B4393 road to the junction with the B4395 road at Mynydd Brith and following the B4395 road to the junction with the

A458(T) road north-west of Llangadfan; generally north-westwards along the A458(T) to the junction with the A470(T) road at Mallwyd and north-westwards along the A470(T) road to Dolgellau to the road bridge over Afon Mawddach and then following the course of Afon Mawddach to the sea at Barmouth. In the north and west the boundary follows the B4411 road from Criccieth in the south, generally northwards to the junction with the A487(T) road and then northwards along the A487(T) road to the northern coast at Caernarfon. The area includes the whole of the Isle of Anglesey.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order contains emergency prohibitions restricting various activities in order to prevent human consumption of food which has been or which may have been rendered unsuitable for that purpose in consequence of the escape of radioactive substances from a nuclear reactor situated at Chernobyl in the USSR.

The order designates 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 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). The prohibitions and restrictions imposed by the order do not apply in respect of sheep which, at the time of its coming into operation, were at, or in transit to or from, a market, publicly advertised farm sale or slaughterhouse (article 7).

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. Obstruction of enforcement officers is an offence under paragraph 10 of that Schedule.

SI 1986/1027
ISBN 0-11-067027-2

