STATUTORY INSTRUMENTS

1984 No. 561

ANIMALS

ANIMAL HEALTH

The Fowl Pest (Amendment) Order 1984

Made - - - -	*12th April* 1984
Coming into operation	*13th April* 1984

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 1, 7, 8(1), 15(5), 17, 23 and 25 of the Animal Health Act 1981(**a**) and of all other powers enabling them in that behalf, hereby order as follows:—

Title and commencement

1. This order may be cited as the Fowl Pest (Amendment) Order 1984 and shall come into operation on 13th April 1984.

Amendment of principal order

2. The Fowl Pest Order of 1936(**b**) shall be amended as follows—

(a) after paragraph (1) of Article 4 (rules to be observed on an Infected Place) there shall be inserted the following paragraph—

"(1A) Where the Ministers have grounds for suspecting that fowl pest exists or has within 28 days existed in any port or aerodrome, or in any part of a port or aerodrome or in any premises within a port or aerodrome, they may, if they think fit, serve a Notice in Form AA on the occupier of the port or aerodrome, or of such part of the port or aerodrome or of such premises, declaring the port or aerodrome, or such part of the port or aerodrome, or such premises, as may be specified in the Notice to be an Infected Place for the purposes of this Order.";

(b) in paragraph (2) of Article 4 for the words "such Notice" there shall be substituted the words "a Notice in Form A or AA the port or aerodrome or part of the port or aerodrome or";

(c) in paragraph (2) of Article 4, in Rule 4 after the word "Inspector" there shall be inserted the words "of the Ministry or";

(**a**) 1981 c. 22.
(**b**) S.R. & O. 1936/1297, amended by S.R. & O. 1947/871, 1176; S.I. 1963/629, 1981/1239, 1983/941.

(d) in paragraph (3) of Article 4, after the word "Ministry" there shall be inserted the words, " and in relation to an Infected Place within a port or aerodrome the Ministers,";

(e) in paragraph (4) of Article 4 the words "(Form A)" shall be omitted;

(f) in Article 12(1) (interpretation) after the definition of "Minister" there shall be inserted the following definition—

" "the Ministers" means the Minister, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly;"; and

(g) in the Schedule, at the end of Form A there shall be inserted the following—

"

Form AA

ANIMAL HEALTH ACT 1981

THE FOWL PEST ORDER of 1936

(Article 4 (1A))

Notice declaring a port or aerodrome or part of a port or aerodrome or any premises within a port of aerodrome to be an Infected Place

To.....

of.....

.....

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, hereby give you notice as the occupier of the undermentioned premises, that in accordance with the provisions of the above Order the undermentioned premises are hereby declared to be an Infected Place for the purposes of the said Order and that the premises accordingly became subject to the Rules set out below. Any infringement of these Rules may constitute an offence against the Animal Health Act 1981 and render a person liable to heavy penalties on conviction.

This Notice remains in force until it is withdrawn by a further Notice served on you by an Inspector or other Officer of the Ministry of Agriculture, Fisheries and Food.

DESCRIPTION OF INFECTED PLACE

Dated this day of 19 .

Signed.....Authorised officer of the Minister of Agriculture, Fisheries and Food

Official address.....

Signed.....Authorised officer of the Secretary of State for Scotland

Official address.....

Signed.....Authorised officer of the Secretary of State for Wales

Official address.....

RULES TO BE OBSERVED ON AN INFECTED PLACE"

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 12th April 1984.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

George Younger,
12th April 1984. Secretary of State for Scotland.

Nicholas Edwards,
12th April 1984. Secretary of State for Wales.

EXPLANATORY NOTE

(This Note is not part of the Order).

This Order, which further amends the Fowl Pest Order of 1936 provides that the Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, where they have grounds for suspecting that fowl pest exists or has within 28 days existed in a port or aerodrome (or in any part of a port or aerodrome or in any premises thereat) they may by a Notice served on the occupier of the port or aerodrome (or of any such part or of such premises) declare the port or aerodrome (or any such part or such premises) to be an infected place, whereupon the Rules relating to infected places contained in Article 4(2) of the 1936 Order will apply to it (Article 2).

Section 17(4) of the Animal Health Act 1981 provides that as regards ports or aerodromes an infected place may only be declared by the abovementioned Minister and Secretaries of State acting jointly.

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