STATUTORY INSTRUMENTS

1963 No. 2006

POULTRY

The Live Poultry (Restrictions) Amendment Order 1963

Made - - - - 10*th December* 1963
Coming into Operation 6*th January* 1964

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, 45 and 85 of the Diseases of Animals Act 1950(a), and of all other powers enabling them in that behalf, hereby order as follows :—

Citation, interpretation and commencement

1. This Order, which may be cited as the Live Poultry (Restrictions) Amendment Order 1963, shall be construed as one with the Live Poultry (Restrictions) Order 1957 as amended(b), (in this Order referred to as " principal order "), and shall come into operation on 6th January 1964.

Amendments of principal order

2. For paragraph (1) of Article 9 of the principal order (which contains restrictions on the movement of poultry) there shall be substituted the following paragraph :—

" (1) Subject to the provisions of this Article, whenever poultry or poultry carcases are delivered to any premises, it shall not be lawful to move any poultry from those premises before the expiry of a period of 28 days from the day on which the poultry or poultry carcases (as the case may be) were delivered to those premises :

Provided that this paragraph shall not apply—

(i) in respect of poultry carcases delivered to premises, if they were so delivered for consumption on those premises,

(ii) to the movement of poultry from premises, being a movement in respect of which a licence under the Fowl Pest Order of 1936 as amended(c), (or under Article 2 of the Animals (Miscellaneous Provisions) Order of 1927(d)) is in force, authorising (notwithstanding anything in the said Order of 1936) poultry to be moved from those premises."

3. At the end of Article 12 of the principal order (which prohibits the movement of poultry, day-old chicks and hatching eggs into Scotland from any other part of Great Britain) there shall be added the following proviso :—

" Provided that the Secretary of State may by licence (which may at any time be revoked) authorise the movement into Scotland from any other part of Great Britain of poultry, day-old chicks of poultry or hatching eggs, if in special circumstances he thinks it expedient so to do, subject to such poultry, day-old chicks of poultry or hatching eggs (as the case may

(a) 14 Geo. 6. c. 36. (b) S.I. 1957/787, 1959/466, 1961/1405 (1957 II, p. 1919; 1959 II, p. 2209; 1961 II, p. 2816). (c) S.R. & O. 1936/1297, 1947/871, 1176 (Rev. XVIII, p. 442: 1936 II, p. 2086; 1947 I, p. 1839); S.I. 1963/629 (1963 I, p. 760). (d) S.R. & O. 1927/290 (Rev. II, p. 449: 1927, p. 78).

be) being detained at a quarantine station to be specified in the licence and there tested for disease under the supervision of a veterinary inspector; and subject to such other conditions (if any) as may be specified in the licence".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 9th December 1963.

(L.S.) *Christopher Soames,*
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland on 10th December 1963.

(L.S.) *Michael Noble,*
Secretary of State for Scotland.

EXPLANATORY NOTE

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

By virtue of Article 9(1) of the Live Poultry (Restrictions) Order 1957, made under the Diseases of Animals Act 1950, whenever poultry or poultry carcases are delivered to any premises, it is unlawful to move poultry from such premises until a period of 28 days has elapsed from the day on which the poultry or poultry carcases were so delivered. This Order exempts from Article 9(1) (the form of which is revised) the movement under licence of poultry from premises from which the movement would, without a licence, be unlawful under the Fowl Pest Order of 1936 (as amended).

The Order also amends Article 12 of the 1957 Order, which prohibits the movement of poultry, day-old chicks and hatching eggs into Scotland from any other part of Great Britain, so as to enable the Secretary of State to licence such movement subject to their being detained at a quarantine station and tested for disease under the supervision of a veterinary inspector; and subject to any other conditions which may be specified in the licence.