STATUTORY INSTRUMENTS

1984 No. 770

ANIMALS

ANIMAL HEALTH

The Sheep Scab (Amendment) Order 1984

Made - - - -	*5th June* 1984
Coming into Operation	*2nd July* 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 on them by sections 1, 8(1), 14(1), 17(1) and 23(b) and (c) 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 Sheep Scab (Amendment) Order 1984 and shall come into operation on 2nd July 1984.

Amendment of principal order

2. The Sheep Scab Order 1977(**b**) shall be amended as follows—

(a) in paragraph (1) of article 3 (notification of sheep scab) for the words "Every person having in his possession or under his charge any sheep or carcase which he knows or suspects to be" there shall be substituted the words "Every person having in his possession or under his charge any sheep or carcase which is affected or suspected of being";

(b) in article 13 (interpretation of provisions relating to infected areas) in the definition of "dipped sheep", after the word "dipped" there shall be inserted the words "within the relevant period and";

(c) in article 14(4) (application of certain provisions to infected areas) for the words "subject to the provisions of that order" there shall be substituted the words "save so far as they may be expressly varied or excepted by any such special order";

(d) in article 15 (infected area movement restrictions) after paragraph (8) there shall be inserted the following paragraphs—

"(8A) Subject to paragraph (8B) below, no person shall move sheep from any farm, holding or agricultural premises in an infected area to any other farm, holding or agricultural premises in that area.

(**a**) 1981 c.22.
(**b**) S.I. 1977/1173, amended by S.I. 1981/747, 1983/210.

(8B) The prohibition imposed by paragraph (8A) above shall not apply to the movement of sheep from any farm, holding or agricultural premises in an infected area to any other farm, holding or agricultural premises in that area when the sheep are accompanied by a declaration, in Form M, made by the owner or his duly authorised agent, a copy of which has been forwarded to an inspector of the local authority for the area to which the sheep are to be moved, stating the number and description of the sheep concerned, specifying the farm, holding or agricultural premises from which they are being moved and the farm, holding or agricultural premises to which they are being moved and declaring that they have all been dipped by or on behalf of the owner within the relevant period and within the previous 28 days and have subsequently been kept separate from undipped sheep.";

(e) in article 16(2)(a) (restrictions relating to markets and places of exhibition) for the words from "within the previous 28 days" to the end there shall be substituted the words "within the relevant period and within the previous 28 days and have subsequently been kept separate from undipped sheep; or";

(f) in articles 15(3)(a)(iii), 17(3)(b) (restrictions on the public sale of sheep on farms), 19(3) (dipping requirements), 26(1)(a) (general movement provisions) and in condition 2 of Forms H1 and H2 in the Schedule (movement licences) the words "as far as is practicable" shall be omitted; and

(g) in the Schedule, for Form M (declaration—movement of dipped sheep) there shall be substituted the Form M set out in the Schedule to this order.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 5th June 1984.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

4th June 1984.

George Younger,
Secretary of State for Scotland.

5th June 1984.

Nicholas Edwards,
Secretary of State for Wales.

Article 2(*g*)

SCHEDULE

FORM M

ANIMAL HEALTH ACT 1981

SHEEP SCAB ORDER 1977

(*Articles 15 and 16*)

DECLARATION—MOVEMENT OF SHEEP WHICH HAVE BEEN DIPPED

This declaration to be used:—

A. to obtain a licence (Form H1) for the movement of sheep, which have been dipped, out of an infected area;

B. to accompany sheep to a dipped sheep market in an infected area;

C. to accompany sheep from a farm, holding or agricultural premises in an infected area to any other farm, holding or agricultural premises in that area.

I, ...

of .....

.....

being the owner, or duly authorised agent in charge, of the sheep specified below hereby declare:—

(a) that they have all been dipped* by or on behalf of the owner during the past 28 days and since dipping have been kept separate from undipped sheep, and

(b) that the particulars given below are true and correct.

Signed ..... Dated .....

Additional Declaration to be used to accompany sheep to a dipped sheep market in an infected area and sheep from a farm, holding or agricultural premises in an infected area to another farm, holding or agricultural premises in that area:—

I the above-signed also declare that the sheep specified below have all been dipped by or on behalf of the owner during the relevant period†.

Signed ..... Dated .....

Number and description of dipped sheep to be/ being moved	Address of premises FROM which sheep are to be/being moved	Date of movement and address of premises TO which sheep are to be/ being moved	Full description of dip used, date dipped and address of premises where dipped

*"Dipped" means dipped by a thorough immersion of the whole sheep (including the head and ears) in a dipping bath, and keeping the sheep (excluding the head and ears) in the dipping bath for not less than one minute.

"Dipping bath" means a bath prepared by diluting an approved sheep dip with water in the proportion laid down for that dip in a Medicines Act licence, without addition or admixture of any other sheep dip.

(Dilution rates for sheep scab dips are stated on the label of the container.)

†"Relevant period" means the period specified in the order made by the Minister of Agriculture, Fisheries and Food declaring the area to be an infected area as the period of application in that area of articles 19, 20, 21 and 22 of the Sheep Scab Order 1977, or, if no period of application is specified in the order, the period during which it remains in force.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order further amends the Sheep Scab Order 1977 ("the 1977 Order").

The changes of substance made to the 1977 Order by this order are—

(1) provision is made in Article 2(c) whereby a special order declaring an area to be an infected area may vary the provisions of articles 15 to 25 of the 1977 Order in their application to that area;

(2) the movement of sheep from a farm, holding or agricultural premises in an infected area to any other farm, holding or agricultural premises in that area is prohibited, except when the sheep are accompanied by the appropriate declaration (Article 2(d)); and

(3) the exception from the prohibition on the movement of sheep into a market or place of exhibition in an infected area imposed by the 1977 Order is amended so that the sheep are required to have been dipped during the relevant period (as defined in article 13 of the 1977 Order) as well as during the previous 28 days before the exception can apply (Article 2(e)).

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