1954 No. 762

The Tuberculosis (Area Eradication) Amendment Order, 1954

Made - - - -	*8th June*, 1954
Coming into Operation	*1st July*, 1954

The Minister of Agriculture and Fisheries, in exercise of the powers conferred upon him by sections 1, 5 and 85 of the Diseases of Animals Act, 1950(**a**), and of every other power enabling him in that behalf, hereby makes the following Order:—

Citation, Commencement and Interpretation

1.—(1) This Order (which applies to Great Britain) may be cited as the Tuberculosis (Area Eradication) Amendment Order, 1954, and shall come into operation on the 1st day of July, 1954.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Revocation

2. The Tuberculosis (Area Eradication) Amendment Order, 1952(**c**) is hereby revoked.

Amendment of Tuberculosis (Area Eradication) Order, 1950

3. The Tuberculosis (Area Eradication) Order, 1950(**d**), shall be amended by the addition of the following Articles immediately after Article 5 of that Order:—

"*Movement of bovine animals to fatstock markets in an Eradication Area or Attested Area*

5A.—(1) A licence issued under this Order authorising the movement of a bovine animal to a fatstock market in an Eradication Area or Attested Area either from a place (not being premises at which an Attested Herd is kept) situated neither in that Area nor in any other Eradication Area or Attested Area or from premises in respect of which a notice served under Article 5 of this Order is for the time being in force shall include the following conditions as conditions subject to which the licence is issued, that is to say—

(*a*) before the animal is moved under the authority of the licence it shall be marked by the clipping on its left hindquarter of a broad arrow six inches long and by the clipping of the hair off the end of its tail;

(*b*) during the movement authorised by the licence, the animal shall not be permitted to come into contact with any bovine animal other than one that is being moved under the authority of the same licence or of a similar licence that includes this and the preceding condition.

(2) A bovine animal that is marked in the manner described in paragraph (1) of this Article

(*a*) shall, while in such fatstock market as aforesaid, be penned separately from all other animals except bovine animals marked as aforesaid;

(a) 14 Geo. 6. c. 36.
(b) 52 & 53 Vict. c. 63.
(c) S.I. 1952/1473 (1952 I, p. 157).
(d) S.I. 1950/2006 (1950 I, p. 173).

(*b*) shall not be moved from the said fatstock market otherwise than direct to a slaughterhouse or to the premises from which it was moved to that market or to any place not situated within an Eradication Area or Attested Area ;

(*c*) shall not, during movement within an Eradication Area or Attested Area, other than movement to a slaughterhouse, be permitted to come into contact with any bovine animal that is not marked as aforesaid ;

(*d*) shall not, if it is moved to a slaughterhouse in an Eradication Area or Attested Area, be moved therefrom alive but shall be slaughtered not later than six days after the day of its arrival there.

Exceptions from the provisions of Articles 4 *and* 5

5B.—(1) Paragraph (1) of Article 4 and Article 5 of this Order shall not apply to the movement of a bovine animal if the movement is of a kind specified in paragraph (2) of this Article and the animal is moved under the authority and in accordance with the terms of a licence granted under Part IV of the Animals (Landing from Ireland, Channel Islands and Isle of Man) Order of 1933(**a**) or under Part V of the Importation of Canadian Cattle Order of 1933(**b**) and if the conditions specified in this Article are fulfilled so far as they are applicable to that movement.

(2) The conditions to be fulfilled for the purposes of this Article are as follows:—

(*a*) where the animal is moved, under the authority of such a licence as is referred to in paragraph (1) of this Article, to a slaughterhouse in an Eradication Area or Attested Area, the animal—

(i) must, before it is so moved, have been marked by the clipping on its left hindquarter of a broad arrow six inches long and by the clipping of the hair off the end of its tail ;

(ii) shall not, during the movement authorised by the said licence, be permitted to come into contact with any bovine animal other than one that is for the time being subject to the conditions imposed by this sub-paragraph ;

(iii) shall not be moved alive from the slaughterhouse but shall be slaughtered not later than six days after the day of its arrival there ;

(*b*) where the animal is moved, under the authority of such a licence as is referred to in paragraph (1) of this Article, to premises situated in an Eradication Area or Attested Area being premises other than a slaughterhouse or an authorised market (as defined in the Orders referred to in the said paragraph (1)) and such movement is from an authorised market (as defined as aforesaid) situated in that Area or in some other Eradication Area or Attested Area or from a landing place that is for the time being approved for the purposes of either of the said two Orders, the animal—

(i) shall not be permitted to come into contact with any bovine animal on those premises (other than an animal that is for the

(**a**) S.R. & O. 1933/20 (Rev. II, p. 354: 1933, p. 380).
(**b**) S.R. & O. 1933/15 (Rev. II, p. 377: 1933, p. 361).

time being subject to the conditions imposed by this sub-paragraph) until notice in writing has been given to the occupier thereof by a veterinary inspector or other officer of the Ministry that that animal has passed a tuberculin test;

(ii) shall not be moved from those premises before such notice is given except under the authority and in accordance with the terms of a licence (as defined in Article 2 of this Order.)"

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this eighth day of June, nineteen hundred and fifty-four.

(L.S.) *Tom Dugdale,*
Minister of Agriculture and Fisheries.

EXPLANATORY NOTE

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

This Order, which comes into force on the 1st July, 1954, amends the Tuberculosis (Area Eradication) Order, 1950. The principal changes are as follows:—

(1) A requirement that a licence authorising the movement of a bovine animal to a fatstock market in an Eradication Area or Attested Area, if it comes from a place outside such an Area, shall contain specified conditions about the marking of the animal and its segregation during movement.

(2) Provisions restricting the subsequent movement of an animal so marked and requiring it to be segregated while in the market and during its subsequent movement in an Eradication Area or Attested Area.

(3) The provisions of (1) and (2) above apply also where a bovine animal is moved from premises in respect of which there is in force a notice under Article 5 of the principal Order (which prohibits movement of cattle on to or off premises whose occupier has received a notice under that Article).

(4) The Tuberculosis (Area Eradication) Amendment Order, 1952, relating to cattle moved under the authority of a licence granted under The Animals (Landing from Ireland, Channel Islands and Isle of Man) Order of 1933 or The Importation of Canadian Cattle Order of 1933 is revoked and its provisions are replaced by the present Order. These provisions exempt from the prohibitions of movement of cattle contained in the principal Order any movement to a slaughterhouse in an Eradication Area or Attested Area and any movement to premises in such an Area (except a slaughterhouse or authorised market) from an authorised market situated in such an Area or from an approved landing place, subject in each case to compliance with specified conditions.