1960 No. 87

The Tuberculosis (Area Eradication) Amendment Order, 1960

Made - - - -	*20th January*, 1960
Coming into Operation	*1st March*, 1960

The Minister of Agriculture, Fisheries and Food and the Secretary of State, acting jointly, in exercise of the powers conferred upon them by Sections 1, 5 and 85 of the Diseases of Animals Act, 1950(a), and of every other power enabling them in that behalf, hereby make 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, 1960, and shall come into operation on the 1st day of March, 1960.

(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.

Amendment of Principal Order

2. The Tuberculosis (Area Eradication) Order, 1950(c), as amended(d), shall be further amended by the substitution for Article 5B thereof (which was added by the Tuberculosis (Area Eradication) Amendment Order, 1954(e),) of the following Article, that is to say—

"*Exceptions from the provisions of Article* 4

5B.—(1) Paragraph (1) of Article 4 of this Order (which prohibits the movement of a bovine animal into an Eradication Area or Attested Area except under a licence) shall not apply to the movement of a bovine animal if—

(*a*) the movement is of a kind specified in paragraph (2) of this Article or is a movement to an authorised market situated in an Eradication Area or Attested Area from an approved landing place;

(*b*) the animal has been imported from Canada, the Channel Islands, the Isle of Man, Northern Ireland or the Republic of Ireland and is moved under the authority and in accordance with the terms of a licence granted under the Second Schedule to the Diseases of Animals Act, 1950; and

(*c*) 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) 14 Geo. 6. c. 36. (b) 52 & 53 Vict. c. 63. (c) S.I. 1950/2006 (1950 I, p. 173).
(d) S.I. 1954/762, 1955/1449 (1954 I, p. 148; 1955 I, p. 214).
(e) S.I. 1954/762 (1954 I, p. 148).

(*a*) where the animal is moved, under the authority of such a licence as is referred to in sub-paragraph (*b*) of 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 sub-paragraph (*b*) of paragraph (1) of this Article, to premises (other than a slaughterhouse) situate in an Eradication Area or Attested Area and such movement is from an authorised market situate in that Area or in some other Eradication Area or Attested Area or from an approved landing place, then, unless in the said licence the animal is described as being of attested status, it—

(i) shall not, after being so moved, be permitted to come into contact with any bovine animal (other than an animal that is for the time being subject to the conditions imposed by this sub-paragraph) until notice in writing has been given to the occupier of those premises by a veterinary inspector or other officer of the Ministry that the 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).

(3) In this Article the expression "approved landing place" means a landing place that is for the time being approved by the Minister or the Secretary of State for the landing of imported animals, and the expression "authorised market" has the meaning assigned to it in paragraph 1 of the Second Schedule of the Diseases of Animals Act, 1950."

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this eighteenth day of January, nineteen hundred and sixty.

(L.S.)

John Hare,
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this twentieth day of January, nineteen hundred and sixty.

(L.S.)

John S. Maclay,
Secretary of State for Scotland.

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 March, 1960, amends the Tuberculosis (Area Eradication) Order, 1950. The amendments relate to the movement into an Eradication Area or Attested Area, under a licence granted under the Second Schedule to the Diseases of Animals Act, 1950, of cattle imported from Canada, the Channel Islands, the Isle of Man, Northern Ireland or the Republic of Ireland. The principal changes are:—

(1) Such an arrangement is no longer excepted from the provisions of Article 5 of the principal Order (which prohibits movement on to or off premises whose occupier has been served with a notice under the Article).

(2) The condition relating to isolation of an animal moved to premises other than a slaughterhouse will in future apply so as to require it to be isolated from all other cattle (except cattle subject to the like condition) and not merely from cattle on the same premises.

(3) That condition will not apply at all if the animal is of attested status.