

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2006 No. 336**

**The Avian Influenza and Influenza of Avian  
Origin in Mammals (Scotland) Order 2006**

**PART 7**

**Measures to reduce the risk of the spread of  
influenza viruses of avian origin to other species**

**Tests on animals at premises where avian influenza is confirmed**

**56.**—(1) The Scottish Ministers must ensure that any pigs kept on premises where avian influenza is confirmed are tested for infection with influenza virus of avian origin.

(2) The Scottish Ministers may, if they think it necessary to prevent the spread of avian influenza or influenza of avian origin, require such tests to be carried out on other mammals kept on the premises.

**Killing of mammals**

**57.**—(1) Influenza virus of avian origin is hereby specified for the purposes of section 32(2) of the Act.

(2) The Scottish Ministers must ensure that pigs to be killed under section 32 of the Act are—

- (a) killed as soon as possible, in accordance with a veterinary inspector's instructions;
- (b) transported in accordance with a veterinary inspector's instructions (if they are moved off the premises for slaughter).

(3) The Scottish Ministers may also require the killing of other mammals infected with influenza virus of avian origin which they consider to be a serious threat to animal or human health.

**Movements off the premises**

**58.**—(1) No person shall (subject to paragraph (2)) move any mammal tested under article 56 off the premises until a veterinary inspector has confirmed that the mammal is not infective and licenses the movement.

(2) A veterinary inspector may license the following movements of pigs and other mammals in which infection with influenza virus of avian origin is confirmed—

- (a) pigs to other premises where pigs are kept;
- (b) other mammals to other premises;
- (c) pigs or other mammals to a slaughterhouse.

(3) A veterinary inspector must not license any movement under paragraph (2) unless satisfied (as a result of further tests on the animals) that the movement would not significantly increase the risk of the spread of avian influenza or influenza virus of avian origin.

### **Measures at other premises**

**59.**—(1) The Scottish Ministers may, after carrying out a risk assessment and by notice to the occupier of contact premises, impose such of the requirements set out in articles 56, 57 and 58 as they consider necessary.

(2) Premises where influenza virus of avian origin may have been carried from premises where the virus has been confirmed or from where the virus may have been carried to the latter are contact premises for the purposes of this Part.

### **Additional measures to control the spread of virus in mammals**

**60.** The Scottish Ministers may, if they consider it necessary to monitor or detect the spread of avian influenza or influenza virus of avian origin in mammals—

- (a) require surveillance for avian influenza or influenza virus of avian origin to be carried out on any premises; and
- (b) impose by declaration of an avian influenza (restrictions on mammals) zone or by notice to the occupier of any premises such measures additional to those set out in articles 56 to 58 as they consider necessary.

**Changes to legislation:**

There are currently no known outstanding effects for the The Avian Influenza and Influenza of Avian Origin in Mammals (Scotland) Order 2006, PART 7.