



Animal Health Act 1981

1981 CHAPTER 22

PART VI

SUPPLEMENTAL

Miscellaneous provisions as to operation

94 Transitional

- (1) Where a period of time specified in an enactment repealed by this Act is current at the commencement of this Act, this Act shall have effect as if the corresponding provisions of this Act had been in force when that period began to run.
- (2) For the purpose of determining the punishment which may be imposed on a person in respect of the commission by him of an offence under any provision of this Act, an offence committed by that person under the corresponding enactment repealed by this Act shall be deemed to have been committed under that provision.

95 Savings

- (1) Any order made or having effect as if made—
 - (a) under any provision of sections 24 to 33 of the Diseases of Animals Act 1950,
 - (b) before the coming into operation of section 1 of the Diseases of Animals Act 1975,continues in operation as if that section had not come into operation, except that it may be varied or revoked as if it had been made under section 10 above.
- (2) In the case of an order made or having effect as if made—
 - (a) partly under any provision of those sections of that Act of 1950, and
 - (b) partly under any other enactment (whether or not contained in that Act),subsection (1) above has effect to the extent that the order was made or had effect as if made under any of those sections.

- (3) The Conveyance of Live Poultry Order 1919, made under the Poultry Act 1911, has effect as if it had been made under sections 7(2), 37(1) and 64(2) above.
- (4) Without prejudice to section 17 of the Interpretation Act 1978 (repeal and re-enactment), the power conferred by virtue of sections 135(2) and 136(3) of the Medicines Act 1968 to bring into operation Schedule 6 to that Act (enactments of Parliament of United Kingdom repealed) has effect as if that Schedule included references to section 5(2) above and Schedule 1 to this Act.
- (5) Any officer or servant employed by the Minister for the purpose of the execution of the enactments relating to diseases of animals who was appointed before the commencement of Part IV of the Agriculture Act 1937 (1st April 1938) shall be deemed to have been appointed under section 5 of the Board of Agriculture Act 1889.
- (6) Nothing in this Act affects sections 40(2) and 42(2) of the Northern Ireland Constitution Act 1973 as those subsections have effect in relation to section 88 of the Diseases of Animals Act 1950.
- (7) In so far as any provision of—
 - (a) paragraph (a) of section 35(4) above,
 - (b) paragraph (a)(ii) of section 41(1) above,
 - (c) paragraph (c) of section 75(1) above, and
 - (d) section 89(1) above,specifies an amount expressed in metric units which is derived from the exercise of the power to make regulations under section 7 of the Agriculture (Miscellaneous Provisions) Act 1976 that provision may be varied as if it were contained in regulations so made.

96 Consequential amendments and repeals

- (1) The enactments specified in Schedule 5 to this Act have effect subject to the amendments specified in that Schedule being amendments consequential on the provisions of this Act.
- (2) The enactments specified in Schedule 6 to this Act (which include certain obsolete or unnecessary enactments) are repealed to the extent specified in the third column of that Schedule.

97 Short title, extent, and commencement

- (1) This Act may be cited as the Animal Health Act 1981.
- (2) Sections 93 and 95(6) above apply to Northern Ireland, and Schedule 6 to this Act, so far as it repeals provisions of the Diseases of Animals Act 1950 which applied to Northern Ireland, but apart from those provisions this Act does not extend to Northern Ireland.
- (3) This Act shall come into force on the expiry of the period of one month beginning on the date of its passing.