



2011 CHAPTER 16

PART 4

ENFORCEMENT

Enforcement powers

Inspection relating to [^{F1}[^{F2}assimilated] law or Protocol] obligations

28.—(1) An inspector may carry out an inspection in order to check compliance with [^{F3}—

- (a) any regulations under section 11 which are [^{F2}assimilated] law;
- (b) any relevant Protocol obligation; or
- (c) any regulations under section 11 which implement a relevant Protocol obligation.]

(2) An inspector may enter any premises in order to carry out an inspection under subsection (1).

(3) Subsection (2) does not authorise entry to any part of premises which is used as a private dwelling.

[^{F4}(4) In this section—

“relevant Protocol obligation” means any obligation created or arising by or under the relevant part of the Northern Ireland Protocol, whether or not an obligation to which section 7A(2) of the European Union (Withdrawal) Act 2018 applies;

“the relevant part of the Northern Ireland Protocol” means article 5(4) of the Northern Ireland Protocol so far as relating to section 40 of Annex 2 to that Protocol;

Changes to legislation: There are currently no known outstanding effects for the Welfare of Animals Act (Northern Ireland) 2011, Section 28. (See end of Document for details)

“the Northern Ireland Protocol” means the Protocol on Ireland/Northern Ireland in the EU withdrawal agreement.]

Textual Amendments

- F1** Words in s. 28 heading substituted (31.12.2020) by [The Plant Health and Diseases of Animals \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/327\)](#), regs. 1(3), **4(2)**
- F2** Word in s. 28 and heading substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendment\) Regulations 2023 \(S.I. 2023/1424\)](#), reg. 1(2), **Sch. para. 74**
- F3** S. 28(1)(a)-(c) substituted for words (31.12.2020) by [The Plant Health and Diseases of Animals \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/327\)](#), regs. 1(3), **4(3)**
- F4** S. 28(4) inserted (31.12.2020) by [The Plant Health and Diseases of Animals \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/327\)](#), regs. 1(3), **4(4)**

Changes to legislation:

There are currently no known outstanding effects for the Welfare of Animals Act (Northern Ireland) 2011, Section 28.