

STATUTORY INSTRUMENTS

1983 No. 764

The Dogs (Northern Ireland) Order 1983

PART V

ENFORCEMENT

Inspection of certain kennels and breeding establishments

43.—(1) An officer may inspect (subject to compliance with such precautions as the council may specify to prevent the spread among animals of infectious or contagious disease)—

(a) any guard dog kennels in respect of which a person is registered under Article 10, or

^{F1}(b)

(c) any other premises which the council has reasonable grounds to believe are being used in its district as guard dog kennels^{F2} ...,

and any officer may, on production, if required, of his credentials, at any reasonable time—

(i) enter such kennels, ^{F3} ... or other premises; and

(ii) inspect them and any animal or any thing found on them, for the purpose of ascertaining whether an offence has been or is being committed under this Order.

(2) A power of entry under paragraph (1) shall not be exercisable in respect of any premises except—

(a) with consent given by or on behalf of the occupier of the premises; or

(b) under the authority of a warrant granted under this Article.

(3) Where a resident magistrate is satisfied by complaint on oath—

(a) that admission to premises is reasonably required for the purpose specified in the complaint, and

(b) that an officer would, apart from paragraph (2), be entitled for that purpose to exercise a power of entry under paragraph (1),

he may issue a warrant under his hand authorising an officer to enter the premises.

(4) A warrant granted under this Article shall not continue in force for more than 7 days from the date of the warrant.

(5) An officer exercising his power of entry or inspection under this Article may take a veterinary surgeon with him.

F1 [Art. 43\(1\)\(b\)](#) omitted (1.4.2013) by virtue of [The Welfare of Animals \(Dog Breeding Establishments and Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2013 \(S.R. 2013/43\)](#), regs. 1, **21(13)**

F2 Words in [art. 43\(1\)\(c\)](#) omitted (1.4.2013) by virtue of [The Welfare of Animals \(Dog Breeding Establishments and Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2013 \(S.R. 2013/43\)](#), regs. 1, **21(14)**

Changes to legislation: *There are currently no known outstanding effects for the The Dogs (Northern Ireland) Order 1983, Section 43. (See end of Document for details)*

F3 Word in art. 43(1)(c)(i) omitted (1.4.2013) by virtue of [The Welfare of Animals \(Dog Breeding Establishments and Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2013 \(S.R. 2013/43\)](#), regs. 1, **21(15)**

Changes to legislation:

There are currently no known outstanding effects for the The Dogs (Northern Ireland) Order 1983, Section 43.