

1975 No. 196

GAME

**Game Preservation (Grouse, Partridge and Hen Pheasants) Order
(Northern Ireland) 1975**

Made 9th July 1975

Coming into operation 11th August 1975

WHEREAS it is provided by section 7C(1) of the Game Preservation Act (Northern Ireland) 1928(a) (hereinafter referred to as "the principal Act") as inserted by section 3 of the Game Law Amendment Act (Northern Ireland) 1951(b), that, where the Minister of Home Affairs is satisfied that it is necessary or expedient to provide special protection for any kind of game, he may by Order prohibit the killing or taking, or the sale or purchase of game of any kind prescribed by the Order, during such period not exceeding one year as shall be so prescribed :

AND WHEREAS by the Ministries (Transfer of Functions) (No. 2) Order (Northern Ireland) 1972(c) the functions of the Ministry of Home Affairs under the principal Act were transferred to the Ministry of Development from 1st November 1972 :

AND WHEREAS by virtue of the Northern Ireland Constitution Act 1973(d), the Northern Ireland Constitution (Devolution) Order 1973(e), and the Departments (Transfer of Functions) Order (Northern Ireland) 1973(f) the name of the Ministry of Development was changed to the Department of Housing, Local Government and Planning :

AND WHEREAS the Department is satisfied that it is necessary or expedient to provide special protection for grouse, partridge and hen pheasants :

AND WHEREAS in accordance with the provisions of section 7F(5) of the principal Act notice of the proposal to make an Order and the purport thereof was duly given on the 20th June 1975 :

AND WHEREAS no objections to the making of the Order have been received :

Now, THEREFORE, the Department of Housing, Local Government and Planning, in exercise of the powers vested in it by sections 7C and 7F of the principal Act as inserted by section 3 of the Game Law Amendment Act (Northern Ireland) 1951 and paragraph 2(1) and (2) of Schedule 1 to the Northern Ireland Act 1974(g) and of every other power enabling it in that behalf hereby makes the following Order :

(a) 1928 c. 25 (N.I.)

(b) 1951 c. 4 (N.I.)

(c) S.R. & O. (N.I.) 1972 No. 252 (p. 1385)

(d) 1973 c. 36

(e) S.I. 1973/2162

(f) S.R. & O. (N.I.) 1973 No. 504 (II, p. 2992)

(g) 1974 c. 28

Citation and commencement

1. This Order may be cited as the Game Preservation (Grouse, Partridge and Hen Pheasants) Order (Northern Ireland) 1975 and shall come into operation on 11th August 1975.

Prohibition of sale of grouse

2. It shall not be lawful for any person to sell or purchase grouse for consumption in Northern Ireland or elsewhere by human beings or animals at any time from 11th August 1975 to 11th August 1976.

Prohibition of shooting or taking of partridge

3. It shall not be lawful for any person to shoot or take partridge at any time from 30th September 1975 to 30th September 1976.

Prohibition of killing of hen pheasants

4. It shall not be lawful for any person to kill hen pheasants from 30th September 1975 to 30th September 1976, provided that the Department of Housing, Local Government and Planning may, where it is considered expedient so to do, grant exemption from the terms of this Article.

Prohibition of sale for consumption of hen pheasants

5. It shall not be lawful for any person to sell or purchase hen pheasants for consumption in Northern Ireland or elsewhere by human beings or animals at any time from 30th September 1975 to 30th September 1976, except that a person who has been exempted under Article 4 to kill hen pheasants may sell them to a licensed game dealer.

Sealed with the Official Seal of the Department of Housing, Local Government and Planning for Northern Ireland on 9th July 1975.

(L.S.)

W. P. McIlmoyle

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport.)

This Order prohibits, except where exemption is granted, the killing of hen pheasants during the normal open season for pheasant shooting. It also restricts dealings in hen pheasants, prohibits commercial dealings in grouse, and prohibits the shooting or taking of partridge.