
STATUTORY RULES OF NORTHERN IRELAND

1977 No. 113

ANIMALS

Rabies (Importation of Dogs, Cats and Other Mammals) Order (Northern Ireland) 1977

Made - - - - *29th April 1977*

Coming into operation *7th June 1977*

The Department⁽¹⁾ of Agriculture, in exercise of the powers conferred on it by sections 4, 5, 13, 18, 20, 22, 23, 44 and 53 of and the Third Schedule to the Diseases of Animals Act (Northern Ireland) 1958⁽²⁾, as extended in the case of sections 4, 18 and 53 by Articles 5, 6, 7 and 8 of the Diseases of Animals (Northern Ireland) Order 1975⁽³⁾, and in the case of sections 18 and 23 and the Third Schedule by Article 3 of the Diseases of Animals (Amendment) (Northern Ireland) Order 1975⁽⁴⁾, and of every other power enabling it in that behalf, hereby makes the following Order:

Citation, commencement and purpose

1.—(1) This Order may be cited as the Rabies (Importation of Dogs, Cats and Other Mammals) Order (Northern Ireland) 1977 and shall come into operation on 7th June 1977.

(2) This Order is made for the purpose of preventing the introduction of rabies into Northern Ireland.

Revocation

2. The following Orders are hereby revoked :—

Importation of Dogs and Cats Order (Northern Ireland) 1961⁽⁵⁾;

Importation of Dogs and Cats (Amendment and Revocation) Order (Northern Ireland) 1970⁽⁶⁾;

Rabies (Importation of Mammals) Order (Northern Ireland) 1972⁽⁷⁾ except Article 3.

(1) Formerly Ministry: *see* 1973 c. 36 Sch. 5 para. 8(1).

(2) 1958 c. 13 (N.I.) as adapted to hovercraft by S.I. 1972/971 (1972 II, p. 3024).

(3) S.I. 1975/418 (N.I. 3).

(4) S.I. 1975/1307 (N.I. 12).

(5) S.R. & O. (N.I.) 1961 No. 29 (p. 137).

(6) S.R. & O. (N.I.) 1970 No. 298 (p. 1396).

(7) S.R. & O. (N.I.) 1972 No. 17 (p. 58).

Interpretation

3.—(1) In this Order—

“the Act” means the Diseases of Animals Act (Northern Ireland) 1958;

“animal” means an animal (other than man) belonging to any family or species of the orders of mammals specified in Parts I and II of the Schedule;

“authorised carrying agent” means a person authorised by the Department under Article 10 to carry animals;”

“authorise quarantine premises” means premises authorised by the Department under Article 9 for use for the detention and isolation of animals in quarantine;

“cat” means an animal belonging to the species *Felis catus* of the order of mammals Carnivora;

“constable” means a member of the Royal Ulster Constabulary and any member of a police force employed by a railway, dock, harbour, port or airport authority;

“contact animal” means an animal belonging to any family or species of the orders of mammals specified in Part III of the Schedule;

“Department” means the Department of Agriculture;

“dog” means an animal belonging to the species *Canis familiaris* of the order of mammals Carnivora;

“harbour” has the meaning assigned to it by section 742 of the Merchant Shipping Act 1894⁽⁸⁾ and includes any place at which hovercraft are loaded or unloaded;

“landing place” means—

- (i) the port of Belfast or Belfast Airport;
- (ii) any port or airport at which an animal is permitted to be landed in accordance with a licence granted by the Department; and
- (iii) any port or airport to which a vessel or aircraft bringing an animal to Northern Ireland is ordered to be diverted in the interests of safety or in the light of other exceptional circumstances;

“licence” means a licence granted under this Order, and includes any permit, approval or other form of authorisation;

“master” means the person having the charge or control of a vessel;

“registered medical practitioner” means a person included in Medical Register maintained by the General Medical Council;

“research premises” means premises at which animals which have been brought to Northern Ireland from a place outside Northern Ireland are used in connection with scientific research;

“veterinary inspector” means a person appointed by the Department to be an inspector for the purposes of the Act, being either a member of the Royal College of Veterinary Surgeons or a veterinary practitioner qualified as approved by the Department.

(2) For the purposes of this Order an animal shall be deemed to have been landed in Northern Ireland immediately it is unloaded or taken out of, or in any other manner leaves or escapes from, a vessel or aircraft:

Provided that this paragraph shall not apply in respect of an animal which is, under the authority of an inspector, transported by water directly from one vessel to another without the boat in which the animal is carried touching land, or the animal being put on land.

(8) 1894 c. 60.

Prohibition on landing of animals

4.—(1) The landing in Northern Ireland of the following animals is hereby prohibited except under and in accordance with the conditions of a licence granted by the Department :—

- (a) any animal brought from a country other than Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland;
- (b) any animal, other than a dog or cat, brought from Great Britain, the Channel Islands or the Isle of Man;
- (c) any animal brought from the Republic of Ireland which has previously been brought to the Republic of Ireland from a place other than Great Britain, the Channel Islands, the Isle of Man or Northern Ireland, unless such animal has been detained and isolated in quarantine for a period of at least six months before being landed in Northern Ireland;
- (d) a dog or cat brought from Great Britain, the Channel Islands or the Isle of Man which has previously been brought to those countries from a place outside those countries (other than Northern Ireland or the Republic of Ireland), unless such dog or cat has been detained and isolated in quarantine for a period of at least six months before being landed in Northern Ireland.

(2) While a direction under paragraph (5) is in force the landing in Northern Ireland of any animal brought from Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland, or such of those countries as shall be specified in the direction, is hereby prohibited except under and in accordance with the conditions of a licence granted by the Department.

(3) Subject to paragraph (4), the provisions of section 20 of the Act as they apply to imported horses, other than subsection (3), are hereby extended to any animal which for the time being may be landed in Northern Ireland only under and in accordance with a licence under paragraphs (1) or (2).

(4) Without prejudice to any other provision of this Order—

- (a) the provisions of Part I of the Third Schedule to the Act relating to slaughter shall not apply to animals brought from the Republic of Ireland;
- (b) subject to sub-paragraph (c) and paragraph (5), the provisions of Part II of the Third Schedule to the Act relating to quarantine shall not apply to animals brought from Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland;
- (c) the exemption from the provisions of Part II of the Third Schedule to the Act conferred by sub-paragraph (b) shall not apply to an animal brought from Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland which has previously been brought to those countries from a place outside those countries (other than a place in Northern Ireland) unless such animal has been detained and isolated in quarantine for a period of at least six months before being landed in Northern Ireland.

(5) If at any time the Department has reason to believe that there is an outbreak of rabies in Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland, and it appears to the Department to be necessary to act as a matter of urgency for the purpose of preventing the introduction of rabies into Northern Ireland, the Department may direct that the provisions of paragraph (2) shall apply to all animals brought to Northern Ireland from those countries, or such of those countries as shall be specified in the direction, and that notwithstanding paragraph (4) such animals shall, unless the Department otherwise prescribes, be subject to the provisions of Part II of the Third Schedule to the Act relating to quarantine. A direction under this paragraph shall remain in force until revoked by the Department.

(6) Where the Department takes a direction under paragraph (5) it shall take all reasonable steps to bring it to the notice of any person who is likely to be affected by it, and in any proceedings for an offence arising by virtue only of the direction, it shall be a defence that at the time when the offence was committed the accused had no reason to believe that the direction was in existence.

(7) Subject to paragraph (8), any animal to which the provisions of Part II of the Third Schedule to the Act apply, and in respect of which a licence under that paragraph has not been granted, shall be landed at the port of Belfast or Belfast Airport.

(8) The Department may on being satisfied that exceptional circumstances exist in connection with the bringing into Northern Ireland of a particular animal, grant a licence for the landing of that animal at a port or airport other than the port of Belfast or Belfast Airport.

(9) Nothing in paragraphs (7) and (8) shall render it unlawful (subject to the authority of an inspector first having been obtained) for an animal to be landed at a place in Northern Ireland (other than the port of Belfast or Belfast Airport, or a port or airport at which the animal is permitted to be landed in accordance with a licence granted under paragraph (8)) to which the vessel or, as the case may be, the aircraft which is bringing the animal to Northern Ireland is ordered to be diverted in the interests of safety, or in the light of other exceptional circumstances.

(10) For the purposes of this Order, an animal which—

- (a) is taken from a place in Northern Ireland, Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland to a place outside those countries (whether or not it is landed at that place or comes into contact with any other animal while there, or during the journey thereto or therefrom), or
- (b) while outside Northern Ireland, comes into contact with an animal to which, if it were brought to Northern Ireland, any of the prohibitions on landing contained in paragraphs (1) or (2) would apply.

shall be deemed to be an animal brought from a place outside Northern Ireland when landed in Northern Ireland.

Detention and isolation in quarantine

5.—(1) Where an animal specified in Part I of the Schedule is landed in Northern Ireland and is subject to Part II of the Third Schedule to the Act, it shall, after being so landed, be immediately detained and isolated in quarantine at its owner's expense for the rest of its life, at such premises and subject to such conditions as may be specified in the licence; and in the event of such an animal being born in Northern Ireland (whether or not its parents, or any one of them, were brought from a place outside Northern Ireland) it shall, for the purposes of this Order, be deemed to be an animal brought from a place outside Northern Ireland, and the foregoing provisions of this paragraph with regard to detention and isolation in quarantine for life shall apply to that animal.

(2) Where an animal specified in Part II of the Schedule is landed in Northern Ireland and is subject to Part II of the Third schedule to the Act, it shall, after being so landed, be immediately detained and isolated in quarantine at its owner's expense—

- (a) for a period of six months, or
- (b) in the case of an animal brought to Northern Ireland from Great Britain, the Channel Islands, the Isle of Man or the Republic of Ireland before the end of a period of detention and isolation in quarantine in that country, for such period as the Department may specify as will ensure that the animal is detained and isolated in quarantine for an aggregate period of not less than six months from the date of its landing in that country,

at such premises and subject to such conditions as may be specified in the licence; and in the event of any offspring being born to any such animal during the period of its detention and isolation in quarantine, such offspring shall similarly be detained and isolated at its owner's expense for the remainder of the period applying in respect of its dam, or for such shorter period, and at such premises and subject to such conditions, as the Department may in any particular case direct.

(3) The Department may by licence permit two or more animals required to be detained under the foregoing provisions of this Article to be kept together in quarantine, subject to such conditions as may be specified in the licence :

Provided that, where the licence is granted in respect of two or more animals to which paragraph (2) applies, the period of quarantine referred to in that paragraph shall, unless the Department otherwise directs, be computed in respect of all the animals to which the licence relates by reference to the latest date on which any such animal was landed in Northern Ireland.

(4) Where the Department is satisfied that exceptional circumstances exist, it may by licence permit other animals to be kept with animals being detained in quarantine under the foregoing provisions of this Article, subject to compliance with such conditions as may be specified in the licence; and where an animal to which such a licence relates has been in contact with an animal detained under the foregoing provisions of this Article, it shall remain in quarantine at its owner's expense for the remainder of the period applying in respect of the animal with which it has been in contact, or for such shorter period as the Department may in any particular case direct, and shall be treated for the purposes of this Order as an animal which has been brought to Northern Ireland from a place outside Northern Ireland.

(5) Notwithstanding the foregoing provisions of this Article, where an outbreak of rabies occurs at authorised quarantine premises, or where the Department has reason to suspect that an animal detained or previously detained at such premises may be or may have been affected with that disease, it may, without prejudice to the operation of the provisions of the Rabies (Control) Order (Northern Ireland) 1977⁽⁹⁾ by notice served on the veterinary surgeon or registered medical practitioner supervising the premises, and (where practicable) on the owner of any animal detained or previously detained thereat, require that such animal be detained and isolated at its owner's expense for such longer period as may be specified in the notice, and subject to such conditions as may be so specified.

(6) Where an animal dies while being detained in accordance with the provisions of paragraphs (1) or (2), or paragraph (2) of Article 12, the carcase of the animal shall not be buried or destroyed until such tests or other examinations as the Department may require have been carried out, and the carcase shall subsequently be buried or destroyed in accordance with the instructions of a veterinary inspector.

Vaccination of dogs and cats in quarantine

6.—(1) During the period of its detention and isolation in quarantine under the provisions of Article 5(2), every dog and cat shall, at its owner's expense, be vaccinated against rabies with a vaccine approved for the purpose by the Department, in such manner, and on such number of occasions and at such intervals, as the Department may require either generally, or in relation to a particular case.

(2) Where the Department is satisfied that a dog or cat has been brought to Northern Ireland for use at research premises in connection with scientific research, and that the vaccination of the dog or cat might interfere with the kind of research in connection with which it is intended to be used, the Department may direct that the provisions of paragraph (1) shall not apply in respect of that animal.

Control of movement of animals after landing

7.—(1) Where an animal is landed in Northern Ireland and is subject to Part II of the Third Schedule to the Act, it shall be detained in the landing place in an area provided for the purpose by the port or airport authority and approved by the Department until an inspector authorises its movement by an authorised carrying agent to approved quarantine premises.

(2) During the period of its detention and isolation in quarantine at the authorised quarantine premises specified in the licence, an animal shall not be moved from those premises except to other

(9) [S.R. 1977 No. 11.](#)

authorised quarantine premises, or to a vessel or aircraft for exportation, and in either case only by an authorised carrying agent, and in accordance with the terms and conditions of a further licence granted by the Department.

(3) Notwithstanding the provisions of paragraph (2), where a veterinary inspector is satisfied that an animal to which they apply is in urgent need of veterinary treatment of a kind which cannot be administered at the authorised quarantine premises at which the animal is detained and isolated in quarantine, he may authorise the movement of the animal by an authorised carrying agent to a place at which such treatment can be administered, subject to compliance with such conditions as he may consider appropriate; and it shall be the duty of the veterinary surgeon or registered medical practitioner supervising the authorised quarantine premises at which the animal is being detained to ensure that all such conditions are complied with.

(4) Where, in accordance with Article 4(9), an animal is landed at a place in Northern Ireland other than the port or airport at which it is licensed to be landed, a veterinary inspector may authorise the movement of such animal by a person other than an authorised carrying agent, subject to compliance with such conditions as he may consider appropriate.

Control of animals passing through Northern Ireland

8.—(1) Subject to paragraph (7), the provisions of Articles 4(1) and (2), 5, 6 and 7 shall not apply to an animal landed at a port or airport in Northern Ireland in circumstances where satisfactory arrangements have previously been made for the exportation of that animal from that port or airport within a period of 48 hours after its landing; and it shall be for the person who purports to land an animal under the foregoing provisions of this paragraph to prove to the satisfaction of an inspector if required so to do that the arrangements referred to in those provisions have been made in respect of that animal.

(2) It shall be the duty of the person for the time being in charge of an animal to which paragraph (1) applies—

- (a) to ensure that the animal is exported from the port or airport within a period of 48 hours after its landing;
- (b) subject to sub-paragraph (d), to ensure that the animal does not in any circumstances leave the port or airport before it is exported;
- (c) in the case of an animal which is at the port or airport for a period not exceeding four hours, to ensure that it is securely confined throughout that period, and kept isolated from any other animal or any contact animal (other than an animal or contact animal with which it is being transported);
- (d) in the case of an animal which is at the port or airport for a period exceeding four hours, to ensure that it is detained throughout that period, and isolated from any other animal or any contact animal (other than an animal or contact animal with which it is being transported) in an area provided for the purpose by the port or airport authority and approved by the Department for the temporary accommodation of animals to which this Order applies;
- (e) to ensure that the animal is only moved during its stay at the port or airport by an authorised carrying agent; and
- (f) immediately to report the loss of the animal to an inspector, constable or an officer of Customs and Excise.

(3) Subject to paragraph (7), the provisions of Articles 4(1) and (2), 5, 6 and 7 shall not apply to an animal landed in Northern Ireland in compliance with the terms and conditions of a licence granted by the Department authorising the landing of the animal and its subsequent transit through Northern Ireland to a port or airport for exportation.

(4) The conditions subject to which a licence referred to in paragraph (3) shall be granted shall include a condition that the animal to which the licence relates shall only be moved in Northern Ireland by an authorised carrying agent, and it shall be the duty of the person for the time being in charge of the animal—

- (a) to comply with the conditions subject to which the licence was granted;
- (b) to ensure that the animal does not come into contact with any other animal or with any contact animal (other than an animal or contact animal with which it has been transported to Northern Ireland); and
- (c) immediately to report the loss of the animal to an inspector, a constable or an officer of Customs and Excise.

(5) If an animal to which this Article applies is involved while in Northern Ireland in an incident whereby rabies could be transmitted to a human being, or to another animal or a contact animal (other than an animal or contact animal with which it is permitted to come into contact under the foregoing provisions of this Article), the person for the time being in charge of the animal shall forthwith give notice of the incident to an inspector; and on receipt of such notice the inspector may, if he considers it expedient so to do, require that the animal shall not leave Northern Ireland until after it has undergone detention and isolation in quarantine at its owner's expense, at such premises, and for such period (not exceeding six months) and subject to such conditions as the inspector may direct.

(6) Where an inspector considers that anything connected with an animal to which this Article applies, or connected with the detention, isolation or movement of such an animal, may give rise to the risk of the introduction of rabies into Northern Ireland, he may by notice given to the person for the time being in charge of the animal impose such further conditions with regard to the animal, or with regard to its detention, isolation or movement, as he may consider necessary for the purpose of reducing that risk, and it shall be the duty of the person to whom such notice is given to comply with the requirements thereof.

(7) Where an animal to which the foregoing provisions of this Article apply does not detained and isolated in accordance with those provisions, or is in any other respect the subject of a contravention thereof, that animal shall be deemed to have been illegally landed in Northern Ireland for the purposes of this Order, and the provisions of Articles 13 and 14 shall accordingly apply thereto.

Authorised quarantine premises

9.—(1) No premises shall be used for the detention and isolation in quarantine of an animal under this Order unless they have been authorised for use for the purpose by a licence granted by the Department.

(2) A licence shall not be granted under paragraph (1) unless the Department is satisfied that the premises to which it relates are under the supervision of a veterinary surgeon or (in the case of research premises only) a registered medical practitioner who has been authorised in writing by the Department to act in that behalf, and any such authorisation may be issued for such period as may be specified therein, and given subject to such conditions as may be so specified.

(3) A licence granted under paragraph (1) shall remain in force for such period as may be specified therein, and shall be granted subject to such terms and conditions as may be so specified.

(4) Nothing in the foregoing provisions of this Article shall be construed as precluding the Department at any time from withdrawing an authorisation given or revoking a licence granted thereunder, or from varying the terms or conditions subject to which it was given or granted, but without prejudice to anything lawfully done pursuant thereto before such withdrawal, revocation or variation takes effect.

Authorised carrying agents

10.—(1) The Department may authorise in writing any person to act as an authorised carrying agent in connection with the movement of animals under this Order and any such authorisation may be issued for such period as may be specified therein, and given subject to such terms and conditions as may be so specified.

(2) An authorisation issued by the Department under paragraph (1) may relate generally to the movement of animals under this Order, or to any class or species of such animals, or to the movement of specified animals on an occasion so specified.

(3) Where the Department has, in accordance with the foregoing provisions of this Article, authorised a person to act as an authorised carrying agent, it may at any time withdraw such authorisation, or vary the terms and conditions subject to which the authorisation was given, but, without prejudice to anything lawfully done pursuant thereto before such withdrawal or variation takes effect.

Records

11.—(1) The person in charge of authorised quarantine premises shall adopt such system for the identification of animals received at such premises, and shall keep such records in relation to their receipt, treatment and subsequent release (or death) and other matters, as may be required by the Department, either generally or in relation to a particular case.

(2) Every entry in such a record shall be made in a permanent and legible form within 36 hours of the event which is required by this Article to be recorded.

(3) Every entry in such a record shall be retained by the person whose duty it is to keep such records for a period of at least 12 months from such event, and shall be produced by him for inspection at all reasonable times on demand to an inspector or a constable, who shall be entitled to take a copy of such entry.

Detention of animals on board vessels in harbour

12.—(1) The provisions of this Article shall apply to any animal which has, within the preceding six months, been in a place outside Northern Ireland, Great Britain, the Channel Islands, the Isle of Man, and the Republic of Ireland.

(2) Subject to paragraph (3), it shall be the duty of the master of a vessel in harbour in Northern Ireland to ensure that an animal on that vessel and to which this Article applies—

- (a) is at all times securely confined within an enclosed part of the vessel from which it cannot escape;
- (b) does not come into contact with any other animal or any contact animal (other than an animal or contact animal with which it has been transported to Northern Ireland); and
- (c) is in no circumstances permitted to land;

(3) Paragraph (2)(c) shall not apply to an animal which is landed—

- (a) in accordance with a licence granted under Article 4; or
- (b) in the circumstances referred to in Article 8.

(4) If an animal to which this Article applies is involved in an incident whereby rabies could be transmitted to a human being, or to another animal or a contact animal (other than an animal or contact animal with which it has been transported to Northern Ireland), the person for the time being in charge of the animal shall forthwith give notice of the incident to an inspector; and on receipt of such notice the inspector may, if he considers it expedient so to do, require (in the case of an animal which would otherwise not be permitted to land under this Article) that the animal shall not leave Northern Ireland until after it has undergone detention and isolation in quarantine at its

owner's expense, at such premises, and for such period (not exceeding six months) and subject to such conditions, as the inspector may direct.

(5) If an animal to which this Article applies is lost from a vessel in harbour in Northern Ireland; the master of that vessel shall forthwith give notice of the loss to an inspector, a constable or an officer of Customs and Excise.

(6) The provisions of paragraphs (4) and (5) are without prejudice to any obligation to give notice under section 4 of the Act.

Action in case of illegal landing or breach of quarantine

13.—(1) Without prejudice to Article 14, where—

- (a) an animal which is required to be detained and isolated in quarantine under any of the provisions of this Order, or under the provisions of a licence granted or notice served thereunder, is not so detained and isolated, or
- (b) the Department has reason to believe that an animal has been landed in Northern Ireland in contravention of this Order or of a licence granted thereunder,

an inspector may by notice served on the person appearing to him to be in charge of the animal, require that person at the expense of the owner of the animal or of the person on whom the notice is served, immediately to detain and isolate the animal, and, within the time specified in the notice, to ensure that it is moved in such manner, and in compliance with such conditions, as may be so specified—

- (i) to a vessel or aircraft for exportation, or
- (ii) to authorised quarantine premises for the purpose of detention and isolation in quarantine at its owner's expense for a period of six months from the date of the notice, or for such shorter period as may be specified therein.

(2) If any person on whom a notice is served under paragraph (1) fails to comply with the requirements thereof, an inspector may, without prejudice to any proceedings for an offence arising from such default, or arising in connection with any other contravention of this Order or of a licence granted or notice served thereunder, seize the animal to which the notice relates, and arrange for the notice to be complied with; and the person on whom the notice was served, and the owner of the animal and any other person having charge thereof, shall render all reasonable assistance to an inspector to enable him to exercise the power conferred by the foregoing provisions of this paragraph, and the reasonable expenses incurred in the exercise of that power shall be recoverable on demand by the Department as a civil debt from the owner of the animal or from the person on whom the notice was served;

(3) The operation of a notice section under paragraph (1) maybe terminated by notice to that effect given by an inspector to the owner or person in charge of the animal on proof to the satisfaction of the inspector that the animal was not landed in Northern Ireland in contravention of this Order, or of a licence granted thereunder, or that six months have expired since the date of the landing of the animal.

(4) Without prejudice to Article 14, where in respect of an animal to which paragraph (1) applies an inspector—

- (a) has reasonable grounds for believing that the animal does not have an owner, or
- (b) is unable, after reasonable enquiry, to trace the owner of the animal, or any person otherwise having charge of it, or
- (c) has reason to believe that the service of a notice under, paragraph (1) would result in an unreasonable. delay in dealing with the animal,

he may seize the animal and arrange for its exportation or detention and isolation in quarantine at authorised quarantine premises.

(5) An inspector who takes any action under paragraph (4) shall (where the identity of the owner of the animal is known or subsequently becomes known to him), as soon as practicable, inform that person in writing of the action he has taken.

(6) The reasonable expenses incurred in the exercise of the power conferred on an inspector by paragraph (4) shall, without prejudice to any proceedings arising in connection with any contravention of this Order, or of a licence granted thereunder, be recoverable on demand by the Department as a civil debt from the owner of the animal.

Power to destroy imported animals

14. An inspector may destroy or cause to be destroyed any animal which has been landed, or which he has reason to believe has been landed, in Northern Ireland in contravention of this Order, or of a licence granted thereunder, or any animal in respect of which there is, after it has been landed, a contravention of any such licence, and the reasonable expenses incurred in the exercise of the power conferred by the foregoing provisions of this paragraph shall, without prejudice to any proceedings arising in connection with the contravention of this Order, or of a licence granted thereunder, be recoverable on demand by the Department as a civil debt from the owner of the animal.

Contact animals

15.—(1) Except as provided for in the foregoing provisions, where an animal or contact animal comes into contact with an animal—

- (a) which is being or should be detained and isolated in quarantine under the provisions of this Order, or which has escaped from such detention and isolation, or
- (b) which is awaiting exportation from a port or airport, or which is in the course of transit through Northern Ireland, under the provisions of Article 8, or
- (c) which is on board a vessel in any harbour in Northern Ireland in the circumstances to which Article 12 applies, or
- (d) which has been or which is suspected by the Department of having been landed in Northern Ireland in contravention of the provisions of this Order, or of the licence granted thereunder,

the Department may, by notice served on the owner or other person appearing to it to have the control or custody of the said animal or contact animal, require that owner or other person in respect of that animal or contact animal to comply with such of the provisions of this Order as the Department may consider expedient, with such modifications or variations as may be specified in the notice, and it shall be the duty of the person on whom such a notice is served to comply with the requirements thereof.

(2) A notice served under paragraph (1) shall remain in force for such period as may be specified therein, unless withdrawn by a further notice served in like manner.

Offences

16.—(1) No person shall attempt to land an animal in Northern Ireland the landing of which is prohibited under Article 4, or cause or permit the landing or attempted landing of any such animal

(2) It shall be an offence against the Act for any person knowingly, and with intent to evade any provision of this Order, or any provision of a licence granted thereunder—

- (a) to land or attempt to land an animal in Northern Ireland the landing of which is prohibited under Article 4, or to cause or permit the landing of any such animal; or

- (b) to land or attempt to land an animal in Northern Ireland in contravention of any provision of this Order or of a licence granted thereunder or, in respect of the landing of an animal in Northern Ireland, to fail to comply with any such provision, or to cause or permit any such contravention or non-compliances or
 - (c) with respect to an animal which has been landed in Northern Ireland, to do or omit to do anything relating to the detention and isolation in quarantine of the animal in contravention of any provision of this Order or of a licence granted thereunder.
- (3) Without prejudice to paragraph (2), it shall be unlawful to contravene any provision of this Order or of a licence granted or notice served thereunder.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 29th April 1977.

(L.S.)

J. C. Chalmers
Assistant Secretary

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

PART I

Animals subject to quarantine for life

Order	<i>Common names of some species (see note below)</i>	
Chiroptera	Desmodontidae only	Vampire bats.

PART II

Animals subject to 6 months quarantine

Order	<i>Common names of some species (see note below)</i>	
Carnivora	All families and species	Dogs, cats, jackals, foxes, wolves, bears, raccoons, coatis, pandas, otters, weasels, martens, polecats, badgers, skunks, mink, ratels, genets, civets, linsangs, mongooses, hyaenas, ocelots, pumas, cheetahs, lions, tigers, leopards.
Chiroptera	All families except	Bats, flying foxes.
Dermoptera	Desmodontidae	Flying lemurs.
Edentata		Anteaters, sloths, armadillos.
Hyracoidea		Hyraxes.
Insectivora		Solenodons, tenrecs, otter shrews, golden moles, hedgehogs, elephant shrews, shrews, moles, desmans.
Lagomorpha		Pikas, rabbits, hares.
Marsupialia		Opossums, marsupial mice, dasyures, marsupial moles, marsupial anteaters, bandicoots, rat opossums, cususes, phalangiers, koalas, wombats, wallabies, kangaroos.
Primates	All families except Hominidae (Man)	Tree-shrews, lemurs, indrises, sifakas, aye-ayes, lorises, bushbabies, tarsiers, titis, uakaris, sakis, howlers, capuchins, squirrel monkeys, marmosets, tamarins, macaques, mangabeys, baboons, langurs, gibbons, great apes.
Rodentia		Gophers, squirrels, chipmunks, marmots, scaly-tailed squirrels, pocket mice, kangaroo rats,

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beavers, mountain beavers, springhaas, mice, rats, hamsters, lemmings, voles, gerbils, water rats, dormice, jumping mice, jerboas, porcupines, cavies (including guinea pigs), capybaras, chinchillas, spiny rats, gundis.

PART III

Additional animals for contact purposes (Article 15)

Order	Common names of some species (see note below)
Artiodactyla	Pigs, peccaries, hippopotamuses, camels, llamas, chevrotains, deer, giraffes, pronghorns, cattle, antelopes, duikers, gazelles, goats, sheep.
Monofremata	Echidnas, duck-billed platypuses.
Perissodactyla	Horses, asses, zebras, tapirs, rhinoceroses.
Pholidota	Pangolins.
Proboscidea	Elephants
Tubulidentata	Aardvarks.

Note: Some of the common names of animals included in this Schedule are set out opposite the appropriate reference. The list is for guidance only and does not form part of the Order.

EXPLANATORY NOTE

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

For the purpose of preventing the introduction of rabies into Northern Ireland, this Order controls the landing in Northern Ireland of any animal belonging to the orders of mammals set out in Parts I and II of the Schedule to the Order.

Animals may not be landed except under and in accordance with the conditions of a licence granted by the Department, but the restriction does not, except in certain circumstances, apply to animals brought from the Republic of Ireland, or to dogs and cats from Great Britain, Channel Islands and the Isle of Man.

Animals brought from countries other than Great Britain, Channel Islands, Isle of Man and Republic of Ireland must be detained in quarantine for a period of 6 months from the date of their landing in Northern Ireland, but in the case of vampire bats, their entry is only permitted on the condition that they will be quarantined for life.

Animals landed in Northern Ireland from Great Britain, the Channel Islands, Isle of Man or Republic of Ireland which have previously been brought to one of those countries from a country outside

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(other than Northern Ireland) are subject to quarantine unless they have been detained and isolated in quarantine for a period of at least 6 months before being landed in Northern Ireland.

The Department is empowered to impose licensing and quarantine restrictions in respect of animals brought from any country in the British Islands if an outbreak of rabies should occur in any of those countries.

The Order contains provision for the landing of animals at prescribed ports and airports, the movement of animals to quarantine premises and the movement of animals during the quarantine period. The Department is empowered to license carrying agents and quarantined premises and to control animals passing through Northern Ireland or on board a vessel in a Northern Ireland port. The Department may also deal with animals (including those belonging to the orders of mammals specified in Part III of the Schedule) which have been in contact with animals from abroad. Other provisions relate to the keeping of records in quarantine premises, conditions which may be inserted in licences, and other ancillary matters.

With regard to contraventions of the Order, power is given to the Department to destroy an animal which is landed illegally, or in respect of which there has been a breach of a licence granted under the Order. As an alternative to destruction, the Department may require an animal to be exported or detained and isolated in quarantine.

The Order revokes the Importation of Dogs and Cats Order (Northern Ireland) 1961; the Importation of Dogs and Cats (Amendment and Revocation) Order (Northern Ireland) 1970 and the Rabies (Importation of Mammals) Order (Northern Ireland) 1972 with the exception of Article 3 which extends the definition of animal for the purposes of the Diseases of Animals Act (Northern Ireland) 1958.