

1986 No. 253

ANIMALS

Importation of Animals Order (Northern Ireland) 1986

Made 31st July 1986

Coming into operation 1st September 1986

Whereas the Department of Agriculture (“the Department”) for the purpose of preventing the introduction of disease into Northern Ireland, deems it expedient, by order, to prohibit or regulate the importation of animals, carcasses and other things whether animate or inanimate, by or by means of which it appears to the Department that any disease might be carried or transmitted and to provide for exemptions from any such prohibition by means of the grant of licences subject to such conditions as may be specified in the licences;

And whereas insofar as the provisions of paragraphs 2 and 3 of Part II and paragraph 1 of Part III of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981(a) are concerned the Department has herein applied, with the modifications specified herein, the said Part II (other than paragraph 4 thereof) and Part III to imported animals;

Now, therefore, the Department in exercise of the powers conferred on it by Articles 5(1), 19(e), (f), (i) and (k), 20(1) and (2), 21(a), 24(1) and (1A), 29(1) and (2) and 60(1) of and paragraphs 2 and 3 of Part II of and paragraph 1 of Part III of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981 and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Importation of Animals Order (Northern Ireland) 1986 and shall come into operation on 1st September 1986.

Interpretation

2. In this Order—

“accessory” means any detachable partition or barrier, loading board, rope, net or other apparatus or thing used in connection with the importation of animals in an aircraft, vessel, vehicle or container;

“animal” means an animal belonging to any family or species of the orders of mammals specified in Schedule 1;

“approved disinfectant” means a disinfectant approved by the Department under the Diseases of Animals (Approval of Disinfectants) Order (Northern Ireland) 1972(b);

“commander” means the member of the flight crew designated as commander of an aircraft by the operator thereof or, failing such designation, the person who is for the time being the pilot in command of the aircraft;

“container” means a crate, box or other container used for the carriage of animals, which is not self-propelled and which does not form part of a vehicle;

(a) S.I. 1981/1115 (N.I. 22) as amended by S.I. 1984/702 (N.I. 2) Art. 17

(b) S.R. & O. (N.I.) 1972 No. 16 as amended by S.R. 1975 No. 69

- “Divisional Veterinary Officer” means a Divisional Veterinary Officer of the Department;
- “general import licence” means an import licence granted by the Department under Article 3(2) which applies to all importers;
- “import licence” means a licence granted by the Department under Article 3(2) authorising the importation of animals;
- “landing licence” means a licence granted by the Department authorising the landing of animals, carcasses or other things in any of the sets of circumstances mentioned in Articles 4 and 6;
- “landing place” means—
- (a) Belfast Harbour, Belfast International Airport, Belfast Harbour Airport or Larne Harbour; or
 - (b) any other place, port or airport at which an animal is permitted to be imported in accordance with an import licence;
- “master” means any person (other than a pilot) having charge or command of a vessel, and includes, in relation to a hovercraft, the person designated commander thereof by the operator of the hovercraft, or, failing such designation, the person who is for the time being in command of the hovercraft;
- “quarantine station” has the same meaning as in Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981;
- “reception centre” means any premises for the reception and checking of imported animals which may be specified in an import licence granted by the Department;
- “specific import licence” means an import licence granted by the Department under Article 3(2) to a person upon written application to the Department;
- “vehicle” means any vehicle (including a trailer of any description and the detachable body of a vehicle) which is constructed, or adapted, for use in the carriage of animals by road;
- “vessel” includes hovercraft.

Prohibition on importation except under licence

3.—(1) Subject to the provisions of this Order, the importation of an animal is hereby prohibited.

(2) The prohibition in paragraph (1) shall not apply to the importation of an animal where such importation takes place under the authority of an import licence granted by the Department and in accordance with the conditions of that licence.

(3) An import licence may be either general or specific and may be granted subject to compliance with the conditions specified therein which the Department may see fit to impose for the purpose of preventing the introduction of disease into Northern Ireland.

(4) A general import licence shall be granted by the Department by publication of the provisions thereof in the Belfast Gazette.

Landing of an imported animal and a carcase at a landing place

4.—(1) A person shall not use, or cause or permit the use of, any aircraft, vessel, vehicle or container for the landing of an imported animal in Northern Ireland unless, since it was last used for the carriage of an animal or a carcase, those parts of the aircraft, vessel, vehicle or container with which that animal or carcase may have come into contact have been cleansed and disinfected in accordance with the provisions of Schedule 2.

(2) Subject to paragraph (4), where during the carriage of an animal to Northern Ireland the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container knows or suspects that that animal is affected with disease or is injured, he shall, on arrival at a landing place, report the fact to the Divisional Veterinary Officer, and it shall be the duty of the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container to ensure that the animal, and any animal which may have been in contact with it, is not landed from the aircraft, vessel, vehicle or container except under the authority of a landing licence and in accordance with the conditions of that licence.

(3) Subject to paragraph (4), where during the carriage of an animal to Northern Ireland that animal dies or is slaughtered, the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container shall—

- (a) immediately on arrival at a landing place report the death or slaughter of the animal and if the carcase has been disposed of, the manner of disposal of the carcase, to the Divisional Veterinary Officer; and
- (b) if the carcase has not been disposed of, ensure that it is not landed except under the authority of a landing licence and in accordance with the conditions of that licence;

and where the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container knows or suspects that an animal to which this paragraph applies was, at the time of its death or slaughter, affected with disease, he shall ensure that any animal which may have been in contact with it, or with its carcase, is not landed except under the authority of a landing licence and in accordance with the conditions of that licence.

(4) Where an animal which is affected with disease, or suspected of being so affected, or a carcase to which paragraph (3)(b) applies, or an animal which has been in contact with any such animal or carcase, is, throughout the period of its journey by sea or air to Northern Ireland, confined within a container or vehicle, such container or vehicle in which the animal or carcase is confined may be landed from the aircraft or vessel notwithstanding the provisions of paragraphs (2) and (3) but in any such case it shall be the duty of the person in charge of the animal or carcase—

- (a) to report its presence in the container or vehicle to the Divisional Veterinary Officer either—
 - (i) immediately after the container or vehicle has been landed from the aircraft or vessel, or
 - (ii) where at the time of such landing he is unaware of the existence or suspected existence of disease in that animal, or of the presence of that carcase, or, as the case may be, that the animal has been in contact with an animal affected with or suspected of being affected with disease, or with the carcase of such an animal, immediately after he becomes so aware; and
- (b) to ensure that the animal or carcase is not landed from the container or vehicle and, in the case of a carcase, is not disposed of, except under the authority of a landing licence and in accordance with the conditions of that licence.

(5) Notwithstanding the provisions of paragraphs (2), (3) and (4), in the case of emergency, an animal or carcase to which any of those paragraphs applies may be landed from an aircraft, vessel, vehicle or container without a landing licence provided that the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container shall immediately report the landing to a veterinary inspector, and shall not move the animal or the carcase except under the authority of a licence granted by the Department and in accordance with the conditions of that licence.

Cleansing and disinfection requirements for an aircraft, vessel, vehicle or container after landing an animal

5.—(1) Paragraph (2) shall apply to every aircraft, vessel, vehicle or container which at the time it is brought to Northern Ireland is carrying an animal.

(2) It shall be the duty of the commander of an aircraft, the master of a vessel or the person in charge of a vehicle or container to which this paragraph applies to ensure that after the imported animal has been landed therefrom, and before any other cargo is loaded therein, the aircraft, vessel, vehicle or container, or any accessory, equipment or thing therein, is thoroughly cleansed and disinfected in accordance with the provisions of Schedule 2.

(3) The person in charge of an imported animal landed at a landing place shall, after the animal has been removed from the landing place in accordance with the provisions of this Order, take all reasonable steps to ensure that every part of the landing place with which the animal, its dung or other excreta have been in contact is thoroughly cleansed and disinfected.

Further provisions relating to the landing of an imported animal at a landing place

6.—(1) A person shall not land or attempt to land an imported animal from an aircraft, vessel, vehicle or container, or cause or permit an imported animal to be so landed, except in accordance with—

- (a) the conditions of the import licence relating to that animal; and
- (b) the following provisions of this Article.

(2) A veterinary inspector may inspect any imported animal which is required to be quarantined under the conditions of an import licence at any time after the aircraft, vessel, vehicle or container which is carrying it arrives at a landing place, and, except under the authority of a landing licence and in accordance with the conditions of that licence, such an animal shall not be landed from that aircraft, vessel, vehicle or container until such inspection has been carried out.

(3) Where an imported animal, other than an animal to which Article 4(4) applies, dies at a landing place it shall be the duty of—

- (a) the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container in the case of an animal which dies before it has been landed, and
- (b) the person in charge of the animal in any other case,

to report its death to the Divisional Veterinary Officer and the carcase of an animal to which sub-paragraph (a) applies shall not be landed or disposed of except under the authority of a landing licence and in accordance with the conditions of that licence.

(4) Where the commander of an aircraft, the master of a vessel or the person in charge of a vehicle or container knows or suspects that an animal to which paragraph (3)(a) applies was, at the time of its death on board the aircraft, vessel, vehicle or container, affected with disease he shall ensure that any animal which may have been in contact with it, or with its carcase, is, except in the case of emergency, landed only under the authority of a landing licence and in accordance with the conditions of that licence.

(5) Subject to paragraph (6), any dung or other excreta, fodder, litter or thing used in connection with or for an imported animal shall not be landed from an aircraft, vessel, vehicle, or container except under the authority of a landing licence and in accordance with the conditions of that licence.

(6) Paragraph (5) shall not apply to any dung or other excreta, fodder, litter or thing used in connection with or for an imported animal which is in a container or vehicle—

- (a) in which an imported animal, or the carcase of such an animal, has been confined throughout its carriage by sea or air to Northern Ireland; and
- (b) from which neither the imported animal or carcase, or the dung or other excreta, fodder, litter or thing, is removed before the container or vehicle is landed from the aircraft or vessel which brought it to Northern Ireland.

Application of certain provisions of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981 to imported animals

7. The provisions of Part II (with the exception of paragraph 4 thereof) and Part III of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981 shall apply to imported animals subject to the following modifications—

- (a) in Part II—
 - (i) in the title the words “*and reception*” shall be added after “*Quarantine*”;
 - (ii) in paragraph 1 for the words “at a landing place as defined by this Order” there shall be substituted “at the landing place specified in the import licence”;
 - (iii) in paragraph 3 for the words “to a quarantine station” there shall be substituted “to the quarantine station or reception centre specified in the import licence”;
 - (iv) in paragraphs 5, 6 and 7 the words “or reception centre” shall be added after the words “quarantine station” wherever they occur in those paragraphs;
 - (v) in paragraph 5 the words “poultry or imported eggs” shall be omitted; and
 - (vi) in paragraph 7—
 - (a) the letter “(a)” shall be omitted;
 - (b) the words “or poultry” shall be omitted wherever they occur;
 - (c) the words “and (b) cause to be destroyed any imported eggs” shall be omitted; and
 - (d) the words “or IV” shall be omitted wherever they occur.
- (b) in Part III in paragraph 1 the words “or poultry” shall be omitted and the words “or reception centre” shall be added after the words “quarantine station”.

Movement of an imported animal after landing

8. After an imported animal has been landed from an aircraft, vessel, vehicle or container it shall be the duty of the person in charge of such an animal to ensure that—

- (a) it is moved to the quarantine station or reception centre specified in the import licence only under the supervision of a veterinary inspector;
- (b) it does not, while at the landing place, or during the journey to the quarantine station or reception centre come into contact with any other animal;
- (c) the vehicle used for the carriage of the animal to the quarantine station or reception centre is one from which there will be no leakage of liquid matter, or escape of waste fodder, animal dung or other excreta; and
- (d) only a person authorised by a veterinary inspector is permitted to come into contact with the animal.

Detention of an imported animal at a quarantine station or reception centre

9. A person shall not remove or attempt to remove any animal from a quarantine station or reception centre or cause or permit the removal or attempted removal of any

animal therefrom, except under the authority of a licence granted in respect of that animal by the Department and in accordance with the conditions of that licence.

Disease in an imported animal

10.—(1) Where the Department knows or suspects that any disease exists in an imported animal at a landing place, (whether or not that animal has been landed from the aircraft, vessel, vehicle or container which brought it to Northern Ireland) a quarantine station or reception centre, it may serve the notice prescribed in Schedule 3 on the owner or person in charge of that animal.

(2) The Department may serve the notice prescribed in Schedule 3 on the owner or person in charge of any animal which has been in contact with an animal to which paragraph (1) applies.

(3) On service of a notice under paragraph (1) or (2) the owner or person in charge of the animal described in the notice shall slaughter or cause to be slaughtered, export from Northern Ireland or detain and isolate the animal described in the notice in the manner prescribed in the notice.

(4) Nothing in this Article shall be construed as precluding the owner or person in charge of an animal on whom a notice to slaughter has been served under paragraph (1) or (2) from exporting the animal from Northern Ireland.

Contravention of the Order

11.—(1) Without prejudice to paragraph (4), where an imported animal is landed in contravention of this Order, the Department may serve the notice prescribed in Schedule 3 on the owner or person in charge of that animal.

(2) Without prejudice to paragraph (4) the Department may serve the notice prescribed in Schedule 3 on the owner, or the person in charge of an animal which has been in contact with an animal to which paragraph (1) applies.

(3) On service of a notice under paragraph (1) or (2) the owner or person in charge of the animal shall slaughter or cause to be slaughtered, export from Northern Ireland or detain and isolate the animal described in the notice in the manner prescribed in the notice.

(4) The Department may at any time seize or cause to be seized, and thereafter slaughter or cause to be slaughtered, any animal to which paragraph (1) or (2) applies.

Cleansing and disinfection of an aircraft, vessel, vehicle or container to which Article 5 does not apply

12.—(1) Where the presence in Northern Ireland of any aircraft, vessel, vehicle or container to which this Article applies may, by reason of its previously having carried or otherwise been in contact with any animal, give rise to the risk of disease being introduced into or spread within Northern Ireland, it shall be the duty of the commander of the aircraft, the master of the vessel or the person in charge of the vehicle or container to ensure that the aircraft, vessel, vehicle or container, or any part thereof, or any accessory, equipment or thing therein, is thoroughly cleansed and disinfected in accordance with the provisions of Schedule 2.

(2) Where any person fails to comply with the requirements of paragraph (1) and Schedule 2 the Department may, without prejudice to any proceedings for an offence arising out of such default, carry out, or cause to be carried out, such cleansing and disinfection.

(3) This Article applies to any aircraft, vessel, vehicle or container which, at the time when it is brought to Northern Ireland, is not carrying an animal.

Provision for an unlicensed animal

13.—(1) Where a vessel in a harbour or an aircraft at an airport in Northern Ireland contains an imported animal which is not licensed for importation into

Northern Ireland the Department may serve the notice prescribed in Schedule 3 on the master of the vessel or the commander of the aircraft in respect of the animal on board that vessel or aircraft.

(2) Where a vehicle or container contains an imported animal which is not licensed for importation into Northern Ireland, the Department may serve the notice prescribed in Schedule 3 on the driver of the vehicle or person in charge of the container in respect of the animal in the vehicle or container.

(3) Where a notice has been served under paragraph (1) or (2) the person upon whom the notice has been served, shall slaughter or cause to be slaughtered, export from Northern Ireland or detain and isolate the animal described in the notice in the manner prescribed in the notice.

(4) For the purposes of this Article "harbour" has the meaning assigned to it by section 38 of the Harbours Act (Northern Ireland) 1970(a).

Provisions to apply in case of emergency

14.—(1) Nothing in this Order shall render it unlawful—

(a) for an aircraft with an imported animal on board to land, or

(b) subject to the authority of a veterinary inspector first having been obtained, for an imported animal to be landed from a vessel or from an aircraft,

at any place to which the aircraft or vessel is diverted in the interests of safety, or in the light of other exceptional circumstances, notwithstanding that the animal on board is not licensed for importation into Northern Ireland or is not licensed to land at that place.

(2) An animal on board a vessel or aircraft to which paragraph (1) applies shall be landed only under the supervision of a veterinary inspector.

(3) Where an animal which has been landed from a vessel or aircraft to which paragraph (1) applies is not licensed for importation into Northern Ireland and is diseased or suspected of being diseased the Department may require that animal and any animal which has been in contact with that animal to be slaughtered.

(4) Where an animal which has been landed from a vessel or aircraft to which paragraph (1) applies is licensed to be landed but not at that place, the animal may not be moved except under the authority of and in accordance with the conditions of a licence granted by the Department.

Testing of an imported animal

15. The Department may, within a period of 6 months from the date on which an imported animal is landed, require that imported animal to be subjected to such tests, for the presence of disease, as may be specified in the import licence.

Action in case of default

16.—(1) Where any person in charge of an aircraft, vessel, vehicle or container fails to comply with any of the requirements of Article 5(2) and Schedule 2 with regard to the cleansing and disinfection of that aircraft, vessel, vehicle or container, or of any apparatus, equipment or thing used in connection with the carriage of an animal therein or the landing of an animal therefrom, the Department may, without prejudice to any proceedings for an offence arising out of such default, carry out or cause to be carried out such cleansing and disinfection.

(2) Where any person on whom the notice prescribed in Schedule 3 is served fails to comply with any of the requirements thereof the Department may seize any animal to which the notice relates, or cause it to be seized, and arrange for the requirements of the notice to be complied with.

Revocation of existing orders

17. The statutory provisions listed in Schedule 4 are hereby revoked to the extent indicated in column 3 of that Schedule.

Sealed with the Official Seal of the Department of Agriculture on 31st July 1986.

(L.S.)

S. R. Armstrong

Assistant Secretary

Specified Animals

| <i>Animals belonging to a family or species of the Order of:</i> | <i>Exemplary list of species of animals</i> |
|--|---|
| Artiodactyla | Cattle, sheep, goats, pigs, camels, llamas, deer, giraffes, antelopes, duikers, gazelles. |
| Monotremata | Echidnas, duck-billed platypuses. |
| Perissodactyla | Horses, asses, zebras, rhinoceroses. |
| Pholidota | Pangolins. |
| Proboscidea | Elephants. |
| Tubulidentata | Aardvarks. |

Cleansing and disinfection1. *Aircraft*

Where an aircraft is by virtue of this Order required to be cleansed and disinfected—

- (a) the floor, sides and roof of the interior of the aircraft together with all crates, fittings and other parts of the aircraft with which any animal or its dung or other excreta has come into contact shall be—
 - (i) swept or otherwise cleansed and all sweepings, litter, dung, or other excreta and other matter destroyed or effectively removed from contact with any animal;
 - (ii) washed or scrubbed with water and thereafter treated with an approved disinfectant; and
- (b) all accessories shall be cleansed and disinfected by being sprayed with or washed or saturated with an approved disinfectant.

2. *Vessels*

Where a vessel is by virtue of this Order required to be cleansed and disinfected—

- (a) the floor, sides and roof of the interior of the vessel together with all crates, pens, fittings and other parts of the vessel with which any animal or its dung or other excreta has come into contact shall be—
 - (i) swept or otherwise cleansed and all sweepings, litter, dung or other excreta and other matter destroyed or effectively removed from contact with any animal;
 - (ii) washed or scrubbed with water and thereafter treated with an approved disinfectant; and
- (b) all accessories shall be cleansed and disinfected by being sprayed with or washed or saturated with an approved disinfectant.

3. *Vehicles and containers*

Where a vehicle or container is by virtue of this Order required to be cleansed and disinfected—

- (a) the floor, sides and roof of the interior of the vehicle or container and the sides and ends of the exterior thereof together with all fittings and other parts of the vehicle or container with which any animal, or its dung or other excreta has come into contact shall be—
 - (i) swept or otherwise cleansed and all sweepings, litter, dung or other excreta and other matter destroyed or effectively removed from contact with any animal;
 - (ii) washed or scrubbed with water and thereafter treated with an approved disinfectant; and
- (b) all accessories shall be cleansed and disinfected by being sprayed with or washed or saturated with an approved disinfectant.

Special requirements where a diseased or suspected animal or a carcase has been imported

4. Where an aircraft, vessel, vehicle or container has been used for the carriage of a diseased or suspected animal or the carcase of such an animal, its dung or other excreta shall be sprayed or saturated with an approved disinfectant and all parts of the aircraft, vessel, vehicle or container with which the dung or other excreta has come into contact shall be scrubbed and sprayed or saturated with an approved disinfectant before the aircraft, vessel, vehicle or container is cleansed and disinfected in accordance with the provisions of paragraphs (1) to (3).

Diseases of Animals (Northern Ireland) Order 1981

Importation of Animals Order (Northern Ireland) 1986

Lorry Reg. No. (if applicable)

To

of

The Department of Agriculture hereby gives you notice as the *owner/person in charge of the undermentioned animals that in accordance with the provisions of the above Orders the undermentioned animals:

| <i>Kill No. (Where applicable)</i> | <i>Identification Mark</i> | <i>Animal Ear of tagging L or R</i> | <i>Colour</i> | <i>Breed</i> | <i>Class</i> | <i>Age/No. of teeth</i> | <i>Status</i> |
|--|----------------------------|---|---------------|--------------|--------------|-------------------------|---------------|
| | | | | | | | Import |

shall be—

- *(a) slaughtered in accordance with the conditions of Part I;
- *(b) exported from Northern Ireland in accordance with the conditions of Part II;
- *(c) detained and isolated in accordance with the conditions of Part III.

Date

Signed

Veterinary Inspector of the Department of Agriculture

*Delete as appropriate.

PART I

SLAUGHTER OF IMPORTED ANIMALS

1. *(a) The animals specified in this notice shall be slaughtered immediately and the carcasses disposed of to or buried at

*(b) The animals shall be moved in accordance with the requirements of paragraph 2 directly to slaughterhouse

and the animals shall not be allowed to come into contact with any other animals not listed on this notice.

2. The animals shall not be unloaded from the vehicle which is to convey them to the slaughterhouse until it reaches the said slaughterhouse and the animals shall not be removed from there alive.

3. This notice shall be presented to the Department's representative at the slaughterhouse.

*Delete as appropriate.

Note: The vehicle in which the animals are conveyed shall be cleansed and disinfected in accordance with the provisions of the Transit of Animals (Road) Order (Northern Ireland) 1982 (S.R. 1982 No. 274).

PART II

EXPORT OF IMPORTED ANIMALS

- 1. The animals specified in this notice shall be exported from Northern Ireland within hours via *Border Post/Port/Airport.
- 2. Whilst awaiting export the animals shall not be allowed to come into contact with any other animal not listed on this notice.
- 3. Whilst awaiting export the animals shall be isolated at

*Delete as appropriate.

PART III

DETENTION AND ISOLATION OF IMPORTED ANIMALS

- 1. The animals on this notice shall be moved to and isolated there under the care of for days.

| 1 <i>Number</i> | 2 <i>Title</i> | 3 <i>Extent of Revocation</i> |
|--|--|----------------------------------|
| S.R. & O. (Ireland) 1901 No. 17 (1904 p. 706) | Importation of Animals (Ireland) Order of 1900 | The whole Order |
| S.R. & O. (Ireland) 1901 No. 959 (1904 p. 706) | Foreign Animals (Ireland) Order of 1901 | The whole Order |
| S.R. & O. (Ireland) 1907 No. 59 (1907 p. 1241) | Importation of Horses, Asses and Mules (Ireland) Order of 1907 | The whole Order |
| S.R. & O. (Ireland) 1907 No. 1011 (1907 p. 1241) | Importation of Horses, Asses and Mules (Ireland) Order of 1907, No. II | The whole Order |
| S.R. & O. (Ireland) 1913 No. 604 (p. 2414) | Animals (Transit and General) (Ireland) Order of 1913 | Article 40 |
| S.R. & O. (Ireland) 1917 No. 614 (p. 1158) | Imported Horses, Asses and Mules (Ireland) Order of 1917 | The whole Order |
| S.R. & O. 1923 No. 501 (p. 75) | Animals (Quarantine) Order (Northern Ireland) 1923 | The whole Order |
| S.R. & O. (N.I.) 1927 No. 38 (p. 40) | Transit of Animals (Northern Ireland) Order of 1927 | Article 8(2) |
| S.R. & O. (N.I.) 1928 No. 88 (p. 12) | Foreign Animals (Northern Ireland) Order of 1928 | The whole Order |
| S.R. & O. (N.I.) 1959 No. 1 | Importation of Animals from the Irish Republic Order (Northern Ireland) 1959 | The whole Order |
| S.R. & O. (N.I.) 1964 No. 31 | Tuberculosis Control Order (Northern Ireland) 1964 | Article 13 |
| S.R. & O. (N.I.) 1964 No. 81 | Foreign Animals Order (Northern Ireland) 1964 | The whole Order |
| S.R. & O. (N.I.) 1972 No. 94 | Brucellosis Control Order (Northern Ireland) 1972 | Articles 24, 25, 26 and 28 |
| S.R. 1977 No. 1 | Tuberculosis Control (Amendment) Order (Northern Ireland) 1977 | Article 2(3) |
| S.R. 1977 No. 47 | Brucellosis Control (Amendment) Order (Northern Ireland) 1977 | Article 2(4) and (5) |
| S.R. 1982 No. 191 | Brucellosis Control & Markets (Amendment) Order (Northern Ireland) 1982 | Article 2(14), (15) and (16) |

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order replaces existing legislation regulating the importation of animals (as defined in Schedule 1) into Northern Ireland.

The importation of an animal is prohibited except under the authority and in accordance with the conditions of a general or specific import licence. A general import licence which applies to all importers is granted by the Department by publication of the provisions in the Belfast Gazette. A specific import licence is an import licence granted by the Department to a person upon written application to the Department (Articles 2 and 3).

This Order requires the master of a vessel, commander of an aircraft or person in charge of a vehicle or container to report to the Divisional Veterinary Officer on arrival at a landing place if an animal is affected with disease, is suspected of being affected with disease, has been injured, has died, or was slaughtered during carriage to Northern Ireland. Such an animal or carcase or any other animal which has been in contact with it shall not be landed except under the authority of a landing licence granted by the Department. The manner of disposal of any carcase disposed of prior to landing must also be notified to the Divisional Veterinary Officer (Article 4).

After an animal has been landed from a vessel, aircraft, vehicle or container it shall be the duty of the master of the vessel, commander of the aircraft or person in charge of the vehicle or container to ensure that every part of the vessel, aircraft, vehicle or container and any accessory, equipment or thing used therein is thoroughly cleansed and disinfected in accordance with the provisions of Schedule 2 (Article 5).

A person shall not land an imported animal except in accordance with the conditions of the import licence and the following provisions—

- (a) an animal required to be quarantined shall not, except under the authority of a landing licence, be landed before it is inspected by a veterinary inspector;
- (b) where an animal dies at a landing place it shall be the duty of the commander of the aircraft, master of the vessel or the person in charge of the vehicle or container to report the fact to the Divisional Veterinary Officer and in the case of an animal which has died prior to landing, its carcase shall not be landed except under the authority of a landing licence;
- (c) where a commander of an aircraft, master of a vessel or the person in charge of a vehicle or container knows or suspects that at the time of death on board the aircraft, vessel, vehicle or container an animal was affected with disease he shall ensure that any animal which may have been in contact with it, or its carcase is, except in the case of emergency, landed only under the authority of a landing licence and in accordance with the conditions of that licence (Article 6).

The provisions of Part II (with the exception of paragraph 4) and Part III of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981 are applied to imported animals subject to various modifications (Article 7).

Where an imported animal has been landed from an aircraft, vessel, vehicle or container it shall be the duty of the person in charge of such an animal to ensure that it is moved to the quarantine station or reception centre specified in the import licence only under the supervision of a veterinary inspector. The person in charge of the animal shall also ensure that it does not come into contact with any other animal, that the vehicle used for the carriage of the animal to the quarantine station or reception

centre is one from which there will be no leakage of liquid matter or escape of waste fodder, animal dung or other excreta, and that no person other than a person authorised by a veterinary inspector is permitted to come into contact with the animal (Article 8).

Movement out of a quarantine station or reception centre is prohibited except under the authority of a licence (Article 9).

Where the Department knows or suspects that disease exists among imported animals the Department may serve the notice in Schedule 3 on the owner or person in charge of the animal and upon service of such a notice that person shall slaughter or cause to be slaughtered, export from Northern Ireland or detain and isolate the animals described in the notice in the manner prescribed in the notice (Article 10).

Where any animal is landed in contravention of this Order the Department may serve the notice prescribed in Schedule 3 on the owner or person in charge of such an animal. The Department may also serve the notice prescribed in Schedule 3 on the owner or person in charge of an animal which has come into contact with an animal landed in contravention of this Order. On service of such a notice the owner or person in charge of such animals, shall slaughter or cause to be slaughtered, export from Northern Ireland or detain and isolate the animals in the manner prescribed in the notice (Article 11).

Where the presence in Northern Ireland of an aircraft, vessel, vehicle or container which is not carrying animals may by reason of it having previously carried an animal give rise to the risk of disease being introduced into or spread within Northern Ireland it shall be the duty of the commander of the aircraft, master of the vessel or person in charge of the vehicle or container to ensure that the aircraft, vessel, vehicle or container or any part thereof, or any accessory, equipment or thing therein is thoroughly cleansed and disinfected in accordance with the provisions of Schedule 2 (Article 12).

Where a vessel, aircraft, vehicle or container contains imported animals which are not licensed for importation into Northern Ireland the Department may serve the notice prescribed in Schedule 3 and the person upon whom the notice is served shall carry out the requirements of the notice (Article 13).

Nothing in the Order shall render it unlawful for an aircraft with an imported animal on board to land or, subject to the authority of a veterinary inspector first having been obtained, for an imported animal to be landed from a vessel or aircraft at any place to which the aircraft or vessel is diverted in the interests of safety notwithstanding that the animal is not authorised to land by an import licence or is not licensed to land at that place. Where an animal which has been landed from such a vessel or aircraft is not licensed for importation into Northern Ireland and is diseased or suspected of being diseased the Department may require that animal and any animal which has been in contact with that animal to be slaughtered. Where an animal, which has been landed from such an aircraft or vessel is licensed to be landed but not at that place that animal may not be moved except under the authority of and in accordance with the conditions of a licence granted by the Department (Article 14).

The Department may within 6 months from the date on which an imported animal is landed require that imported animal to be subjected to such tests, for the presence of disease, as may be specified in the import licence (Article 15).

The Department may carry out the cleansing and disinfection of any aircraft, vessel, vehicle, container or any thing used in connection with the carriage or landing

of animals where the person in charge of the aircraft, vessel, vehicle, container or thing fails to comply with any of the requirements of Article 5(2) and Schedule 2. Where a person on whom a notice prescribed in Schedule 3 is served fails to comply with that notice the Department may seize an animal to which the notice relates and arrange for the requirements of the notice to be complied with (Article 16).

The Order revokes the statutory provisions listed in Schedule 4 to the extent indicated in column 3 of that Schedule (Article 17).

Any person who without lawful authority or excuse, proof of which shall lie on him, contravenes any provision of the Order shall be guilty of an offence against the Diseases of Animals (Northern Ireland) Order 1981. The penalties for most of these offences are:

- (a) on summary conviction, a fine not exceeding £2,000, or in the case of an offence committed with respect to more than five animals, not exceeding £400 for each animal, or, in the case of an offence committed in relation to carcasses or other inanimate things, not exceeding £2,000 together with a further fine not exceeding £400 in respect of every 508 kilogrammes in weight of the carcasses or other things after the first 508 kilogrammes; or
- (b) on conviction on indictment, imprisonment for a term not exceeding twelve months, or a fine or both.

A breach of Article 12 is punishable on summary conviction only and the penalties at (a) above apply.