

SCHEDULE 1

COMPENSATION

Part I

COMPENSATION FOR TSE SUSCEPTIBLE ANIMALS SLAUGHTERED UNDER REGULATIONS 6 OR 7

1. The compensation payable for a TSE susceptible animal slaughtered under regulation 6 or 7 shall be an amount equal to the market value of the animal.

2.—(1) The market value of the animal shall be determined –

- (a) by agreement between the Department and the owner of the animal and such agreement shall be final and binding on the Department and the owner;
- (b) if the owner and the Department cannot agree, or fail to reach such agreement, by an independent valuer paid by the Department and selected by the owner from a list of at least three such independent valuers submitted by the Department to the owner; or
- (c) if the owner refuses or neglects to select an independent valuer in accordance with subparagraph (b) by an independent valuer selected by the Department.

(2) An independent valuer selected in accordance with paragraph 1(b) or (c) shall give to the Department and the owner a certificate in writing of his valuation and such valuation shall be final and binding on the Department and the owner.

3. Where an animal was certified by a veterinary surgeon before slaughter as–

- (a) requiring slaughter for emergency reasons relating to the welfare of the animal;
- (b) not fit for human consumption by virtue of its condition; and
- (c) having no market value as a consequence,

there shall be no compensation payable for the animal.