

EXPLANATORY MEMORANDUM
To
The Importation of Animals (Amendment) Order (Northern Ireland)
2014

S.R. 2014 No. 54

1. Introduction

- 1.1 This Explanatory Memorandum has been prepared by the Department of Agriculture and Rural Development and is laid before The Northern Ireland Assembly.
- 1.2 The Statutory Rule is made under powers conferred by Articles 5(1), 19(e) and (i), 20(1) and (2), 21(a), 24(1) and (1A), 29(1) and (2) and 60(1), paragraph 2 of Part II; and paragraph 1 of Part III of Schedule 3 to the Diseases of Animals (Northern Ireland) Order 1981.
- 1.3 The Rule is not subject to any resolution procedure, and will come into operation on 1 April 2014.

2. Background

- 2.1 Schedule 3 of the Importation of Animals Order (Northern Ireland) 1986 (S.R. No. 253) (“the 1986 Order”), as amended by S.R. 1999 No. 194, prescribes the Notice that may be served on an owner or person in charge of an imported animal landed in contravention of that Order.

3. Purpose

- 3.1 The new amendment Order amends the 1986 Order by omitting Schedule 3 and making provision for serving a notice, rather than prescribing the form and content of any such notice.
- 3.2 Future modifications to the notice will be facilitated without the requirement of further amendments to the 1986 Order.

4. Consultation

- 4.1 As the amendment is technical in nature a consultation is not necessary.

5. Parity or Replicatory Measure

- 5.1 Defra has similar legislation in the form of The Importation of Animals Order 1977.

5.2 The Department of Agriculture, Food and the Marine operates importation Rules in line with the appropriate EU legislation.

6. Equality Impact

6.1 Under Section 75 of the Northern Ireland Act 1998 DARD has considered and assessed the Order for any equality implications. The Department considers that the Order will not result in any equality differentials amongst Section 75 groups and have “screened out” the policy, and do not propose to complete an Equality Impact Assessment.

7. Regulatory Impact and Financial Implications

7.1 As the Order is of a technical nature, a Regulatory Impact Assessment has not been carried out as there is no impact on businesses, charities or voluntary bodies.

8. Section 24 of the Northern Ireland Act 1998

8.1 The Order deals with animal disease control and does not have any human rights implications, nor is it incompatible with EU law. The Order is therefore deemed to comply with the requirements of section 24 of the Northern Ireland Act 1998.

9. Contact

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