

## 2001 No. 246

## ANIMALS

## ANIMAL HEALTH

## The Foot-and-Mouth Disease (Scotland) (Declaratory and Controlled Area) Amendment (No. 7) Order 2001

*Made**15th June 2001**Coming into force**18th June 2001*

The Scottish Ministers, in exercise of the powers conferred by articles 17(1) and 30(1) of the Foot-and-Mouth Disease Order 1983(a) and of all other powers enabling them in that behalf, hereby make the following Order:

**Citation and commencement**

1. This Order may be cited as the Foot-and-Mouth Disease (Scotland) (Declaratory and Controlled Area) Amendment (No. 7) Order 2001 and shall come into force on 18th June 2001.

**Amendment of the Foot-and-Mouth Disease Declaratory (Controlled Area) (Scotland) (No. 3) Order 2001**

2.—(1) The Foot-and-Mouth Disease Declaratory (Controlled Area) (Scotland) (No. 3) Order 2001(b) is amended in accordance with this article.

(2) In article 4(18)(c) there is inserted before “shear”, “sheared” and “shearing” respectively “dip”, “dipped,” and “dipping.”.

(3) In article 4(19)(d) “dipping or” is inserted before “shearing” each time it appears.

(4) After article 4(19) there is inserted—

“(20) For the purposes of paragraph (18) above, “dipping” includes showering and jetting sheep with sheep dip, and “dip” (unless the context otherwise requires) and “dipped” shall be construed accordingly.”.

**Amendment of the Foot-and-Mouth Disease Declaratory (Scotland) Orders 2001**

3.—(1) The Orders referred to in paragraph (2) are amended in accordance with this article.

(2) The Orders referred to in paragraph (1) are—

- (a) the Foot-and-Mouth Disease (Scotland) Declaratory (No. 5) Order 2001(e);
- (b) the Foot-and-Mouth Disease (Scotland) Declaratory (No. 6) Order 2001(f); and
- (c) the Foot-and-Mouth Disease (Scotland) Declaratory (No. 7) Order 2001(g).

(a) S.I. 1983/1950, as amended by S.I. 1993/3119, S.I. 1995/2922 and, as regards Scotland, by S.S.I. 2001/52, 55 and 101. See article 3(1) for the definition of “the Minister”. The functions of “the Minister”, so far as exercisable in relation to Scotland, were transferred to the Scottish Ministers by section 53 of the Scotland Act 1998 (c.46).

(b) S.S.I. 2001/111, as amended by S.S.I. 2001/131, 146, 150, 159, 170, 181, 187 and 204.

(c) Article 4(18) was inserted by S.S.I. 2001/204.

(d) Article 4(19) was inserted by S.S.I. 2001/204.

(e) S.S.I. 2001/165, as amended by S.S.I. 2001/180, 192, 203 and 204.

(f) S.S.I. 2001/168, as amended by S.S.I. 2001/194, 196 and 204.

(g) S.S.I. 2001/193, as amended by S.S.I. 2001/204.

- (3) In paragraph 2(t)(ii)(a) of Schedule 2 before “shearing” there is inserted “dipping,”.
- (4) In paragraph 2(u)(b) of Schedule 2 “dipping or” is inserted before “shearing” each time it appears.
- (5) In paragraph 2 of Schedule 2 after sub-paragraph (u) there is inserted—
  - “(v) For the purposes of sub-paragraph (t) above, “dipping” includes showering and jetting sheep with sheep dip, and “dip” (unless the context otherwise requires) and “dipped” shall be construed accordingly.”.

*DAVID R DICKSON*

A member of the staff of the Scottish Ministers

Pentland House,  
Edinburgh  
15th June 2001

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(a) Paragraph 2(t) was inserted by S.S.I. 2001/204.  
(b) Paragraph 2(u) was inserted by S.S.I. 2001/204.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order further amends the Foot-and-Mouth Disease Declaratory (Controlled Area) (Scotland) (No. 3) Order 2001.

It bans sheep dipping within Scotland, as a controlled area, except under the conditions of a licence issued by the Scottish Ministers. In certain restricted circumstances, the ban does not apply to an occupier of premises in relation to sheep on those premises, or in relation to an owner of sheep in common flocks.

The Order also provides for modifications of the similar ban on dipping in the infected areas under the Foot-and-Mouth Disease (Scotland) Declaratory (No. 5) Order 2001, the Foot-and-Mouth Disease (Scotland) Declaratory (No. 6) Order 2001, and the Foot-and-Mouth Disease (Scotland) Declaratory (No. 7) Order 2001. These modifications add a definition of dipping, clarify that handling fleeces or sheep during dipping is prohibited, and extend to dipping the circumstances in which there are exceptions to the ban.

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