
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 85

The Aquatic Animal Health (Scotland) Regulations 2009

PART 4

NOTIFICATION AND CONTROL OF DISEASE OUTBREAKS

Actions by an inspector in respect of a confirmed designation

30.—(1) This regulation applies where the competent authority has made a confirmed designation.

(2) An inspector may—

- (a) take samples of any aquatic animal or water in the confirmed designation area;
- (b) slaughter or kill and destroy or dispose of any such animal.

(3) An inspector may by written notice direct any person to—

- (a) take steps to secure the slaughter or killing and destruction or disposal of any aquatic animal in the confirmed designation area;
- (b) operate a disinfection facility at the entrance to, and exit from, any farm or mollusc farming area in that area;
- (c) disinfect any means of transport in that area;
- (d) take any other steps which the inspector considers necessary to eradicate the disease or to prevent or limit the spread of the disease to other aquatic animals.

(4) An inspector may by written notice prohibit any person from entering any farm or mollusc farming area within the confirmed designation area.

(5) Where an inspector considers that a requirement under paragraph (3) has not been complied with, the inspector may—

- (a) enter any place within the confirmed designation area;
- (b) take or cause to be taken such steps as the inspector considers necessary to—
 - (i) ensure compliance with the requirement; or
 - (ii) remedy the consequences of the failure to carry it out;
- (c) recover any expenses reasonably incurred in so doing from any person who has failed to comply with the requirement.

(6) It is an offence not to comply with a requirement imposed under paragraph (3) or (4).

Changes to legislation:

There are currently no known outstanding effects for the The Aquatic Animal Health (Scotland) Regulations 2009, Section 30.