



Bees Act 1980

1980 CHAPTER 12

An Act to make new provision for the control of pests and diseases affecting bees. [20th March 1980]

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Control of pests and diseases affecting bees

- (1) The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, may by order make such provision as they think fit for the purpose of preventing the introduction into or spreading within Great Britain of pests or diseases affecting bees.
- (2) Without prejudice to the generality of subsection (1) above, for the purpose there mentioned an order under this section—
 - (a) may prohibit or regulate the importation into or movement within Great Britain of bees and combs, bee products, hives, containers and other appliances used in connection with keeping or transporting bees, and of any other thing which has or may have been exposed to infection with any pest or disease to which the order applies;
 - (b) may make provision with respect to any of the matters specified in the Schedule to this Act; and
 - (c) may make different provision for different cases or different areas.
- (3) Any authorised person may examine any bees or other things subject to control under an order under this section, and may take samples of them, in order to see if they are free from infection.
- (4) Where any bees or other things subject to control under any such order are found to be infected, or to have been exposed to infection, with any pest or disease to which the order applies, any authorised person may destroy them by such means as he thinks fit, or cause them to be so destroyed.

- (5) Without prejudice to subsection (4) above, where any bees or other things are imported into Great Britain in contravention of an order under this section, any authorised person may destroy them by such means as he thinks fit, or cause them to be so destroyed, and may do so with or without first allowing an opportunity for them to be re-exported.
- (6) No compensation shall be payable in respect of any exercise of the powers conferred by subsections (3) and (5) above.
- (7) Any person who—
- (a) imports any bees or other things into Great Britain in contravention of an order under this section;
 - (b) moves any bees or other things within Great Britain in contravention of any such order ; or
 - (c) otherwise contravenes or fails to comply with the provisions of any such order or with any condition imposed by any licence issued under any such order;
- shall be liable on summary conviction to a fine not exceeding £1,000.
- (8) Any expenses incurred by any of the Ministers mentioned in subsection (1) above under this section (or under any order made under this section) shall be defrayed out of moneys provided by Parliament.
- (9) The power to make an order under this section shall be exercisable by statutory instrument, which shall be subject to annulment by resolution of either House of Parliament.

2 Power of entry

- (1) For the purpose of exercising any power conferred on him by or under section 1 of this Act an authorised person may at any time enter—
- (a) any premises or other place; or
 - (b) any vessel, boat, hovercraft, aircraft or vehicle of any other description;
- on or in which he has reasonable grounds for supposing there are or have been any bees or other things subject to control under an order under that section.
- (2) A person seeking to enter any premises or other place, or any vessel, boat, hovercraft, aircraft or other vehicle in exercise of the power of entry under this section, shall, if so required by or on behalf of the owner or occupier or person in charge, produce evidence of his authority before entering.
- (3) Any person who intentionally obstructs a person acting in exercise of the power of entry under this section shall be liable on summary conviction, or, in Scotland, on conviction by a court of summary jurisdiction, to a fine not exceeding £200.

3 Interpretation

In this Act—

- " authorised person " means a person generally or specially authorised in writing by the responsible Minister ;
- " bees " includes bees in any stage of their life cycle ;
- " bee product " means any natural product of the activities of bees (such as, for example, honey or beeswax) in its natural state; and

- " the responsible Minister " means—
- (a) in relation to England, the Minister of Agriculture, Fisheries and Food;
and
 - (b) in relation to Scotland and Wales, the Secretary of State.

4 Enactment of same provisions for Northern Ireland

An Order in Council under paragraph 1(1)(b) of Schedule 1 to the Northern Ireland Act 1974 (legislation for Northern Ireland in the interim period) which contains a statement that it operates only so as to make for Northern Ireland provision corresponding to this Act—

- (a) shall not be subject to paragraph 1(4) and (5) of that Schedule (affirmative resolution by both Houses of Parliament); but
- (b) shall be subject to annulment by resolution of either House.

5 Short title, commencement, repeals, transitional provision and extent

- (1) This Act may be cited as the Bees Act 1980.
- (2) This Act shall come into force on such day as the Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, may by order made by statutory instrument appoint.
- (3) The following enactments shall cease to have effect—
 - sections 11 and 12(8) of the Agriculture (Miscellaneous Provisions) Act 1941 ;
 - section 10 of the Agriculture (Miscellaneous Provisions) Act 1954.
- (4) Without prejudice to section 17(2)(b) of the Interpretation Act 1978 (effect of repeal and re-enactment in relation to subordinate legislation), any order made under section 11 of the Agriculture (Miscellaneous Provisions) Act 1941 which is in force at the commencement of this Act shall have effect as if made under section 1 of this Act (and may be revoked or amended by an order made under section 1 accordingly).
- (5) This Act, with the exception of section 4, does not extend to Northern Ireland.

SCHEDULE

Section 1(2).

SPECIFIC MATTERS WITH RESPECT TO WHICH PROVISION
MAY BE MADE BY ORDERS UNDER SECTION 1

- 1 The conditions to be observed before, during and after importation.
- 2 Exemptions from prohibitions on importation in the order by means of licences, whether general or specific and whether conditional or unconditional, issued in accordance with the order (whether on or before importation) by the responsible Minister or (where the order so provides) by any authorised person.
- 3 The revocation of any licence issued in accordance with the order and the variation of any conditions attached to a licence so issued.
- 4 Securing information with respect to—
 - (a) the persons who keep bees ;
 - (b) the occurrence of any pest or disease to which the order applies ;
 - (c) the country or place of origin or consignment, contacts in transit and destination of any bees or other things subject to control under the order (whether the information is required on, before or following their importation into or transportation within Great Britain) ;
 - (d) any other matter relevant to determining whether any bees or other things subject to control under the order have been exposed to infection with any pest or disease to which the order applies.
- 5 The circumstances in which and the time when any bees or other things brought into Great Britain are to be regarded for the purposes of this Act as being imported into Great Britain.
- 6 Treatment of any bees found to be infected or to have been exposed to infection with any pest or disease to which the order applies.
- 7 Cleansing and disinfection.
- 8 Marking of hives or other containers for identification.
- 9 Recovery of costs.
- 10 Payment of compensation for bees or other things subject to control destroyed in accordance with section 1(4).
- 11 Any matter incidental or supplementary to any of the matters mentioned above.