



Animal Health Act 1981

1981 CHAPTER 22

PART II

DISEASE

Carcases etc. liable to spread disease

[^{F1}36ZB Compensation for seizure

- (1) The Scottish Ministers must pay compensation for anything seized under an order made under section 36ZA(1).
- (2) But subsection (1) does not apply to—
 - (a) carcases seized; or
 - (b) other things seized which are obtained from or produced by creatures.
- (3) The Scottish Ministers may pay compensation for—
 - (a) carcases seized under an order made under section 36ZA(1);
 - (b) other things seized under such an order which are obtained from or produced by creatures,of such description as the Scottish Ministers may specify by order.
- (4) The compensation payable under subsection (1) or (3) for anything seized shall be its value at the time of seizure.
- (5) Where anything destroyed, buried or disposed of under an order made under paragraph (e) of section 23 could have been seized under an order made under section 36ZA(1), compensation (if any) is payable under subsections (1) or (3) as if the thing had been so seized at the time of destruction, burial or disposal.
- (6) The Scottish Ministers may make such orders as they think fit for—
 - (a) prescribing how the value of anything seized under section 36ZA(1) is to be ascertained;

Changes to legislation: There are currently no known outstanding effects for the Animal Health Act 1981, Section 36ZB. (See end of Document for details)

- (b) regulating applications for, and the mode of payment of, any compensation payable by virtue of this section.]

Textual Amendments

- F1** S. 36ZA - S. 36ZB inserted (S.) (6.10.2006) by [Animal Health and Welfare \(Scotland\) Act 2006 \(asp 11\)](#), **ss. 8**, 55(1) (with s. 54); S.S.I. 2006/482, art. 2

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