
STATUTORY INSTRUMENTS

2001 No. 2238

ANIMALS, ENGLAND

ANIMAL HEALTH

**The Foot-and-Mouth Disease (Amendment)
(England) (No. 8) Order 2001**

Made - - - - *19th June 2001*

Coming into force - - *20th June 2001*

The Minister of Agriculture, Fisheries and Food, acting in exercise of the powers conferred on her by sections 1, 8(1), 17(1) and 23 of the Animal Health Act 1981⁽¹⁾ and of all other powers enabling her in that behalf, makes the following Order:

Title, extent and commencement

1. This Order may be cited as the Foot-and-Mouth Disease (Amendment) (England) (No. 8) Order 2001; it extends to England and shall come into force on 20th June 2001.

Amendments to the Foot-and-Mouth Disease Order 1983

2.—(1) The Foot-and-Mouth Disease Order 1983 (“the 1983 Order”)⁽²⁾ in so far as it applies to England, is amended in accordance with this Article.

(2) For Article 24, substitute—

“Animals on common land

24. The owner or person in charge of any animal on common or unenclosed land shall not move the animal from that land except—

- (a) under the authority of a licence issued by the Minister; or
- (b) where instructed to do so by a notice from a veterinary inspector.”

(3) For article 27, substitute—

(1) 1981 c. 22. See section 86(1) for the definitions of “the Ministers” and “the Minister”. Functions of “the Ministers”, so far as exercisable by the Secretaries of State for Scotland and Wales in relation to England, were transferred to the Minister of Agriculture, Fisheries and Food by the Transfer of Functions (Agriculture and Food) Order 1999 (S.I. 1999/3141).

(2) S.I. 1983/1950, as amended by S.I. 1993/3119, S.I. 1995/2922 and, as regards England, S.I. 2001/571, S.I. 2001/680, S.I. 2001/974, S.I. 2001/1078, S.I. 2001/1407, S.I. 2001/1514 and S.I. 2001/1862.

“Shearing or dipping of sheep in an infected area

27.—(1) Subject to paragraph (2) below, no person shall—

(a) shear or dip sheep or cause sheep to be sheared or dipped;

or

(b) handle fleeces or sheep during shearing or dipping,

except in accordance with the conditions of a licence issued by the Minister.

(2) Paragraph (1) shall not apply to the occupier of any premises or his employee (other than a person employed by him primarily for the purpose of shearing or dipping sheep) in respect of the shearing or dipping of sheep kept on those premises.

(3) For the purposes of this article—

(a) “shearing” includes clipping and dagging; and

(b) “dipping” includes showering and jetting sheep with sheep dip.”.

(4) For Article 34A, substitute—

“Animals on common land

34A. The owner or person in charge of any animal on common or unenclosed land shall not move the animal from that land except—

(a) under the authority of a licence issued by the Minister; or

(b) where instructed to do so by a notice from a veterinary inspector.”.

(5) For Article 37C, substitute—

“Shearing or dipping of sheep in a controlled area

37C.—(1) Subject to paragraph (2) below, no person shall—

(a) shear or dip sheep or cause sheep to be sheared or dipped;

or

(b) handle fleeces or sheep during shearing or dipping,

except in accordance with the conditions of a licence issued by the Minister.

(2) Paragraph (1) shall not apply to the occupier of any premises or his employee (other than a person employed by him primarily for the purpose of shearing or dipping sheep) in respect of the shearing or dipping of sheep kept on those premises.

(3) For the purposes of this article—

(a) “shearing” includes clipping and dagging; and

(b) “dipping” includes showering and jetting sheep with sheep dip.”.

Transitional provisions

3. Declaratory Orders made under Part III of the 1983 Order before this Order comes into force shall have effect so that the provisions of Part III of the 1983 Order, as amended by this Order, apply in the areas declared to be infected areas by those Declaratory Orders.

19th June 2001

Elliot Morley
Parliamentary Under-Secretary of State,
Department for Environment, Food and Rural
Affairs

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Foot-and-Mouth Disease Order 1983 ([S.I. 1983/1950](#), as amended).

Articles 24 and 34A (animals on common land) are replaced so as to provide that the owner or person in charge of any animal on common or unenclosed land shall not move the animal from that land except under the authority of a licence issued by the Minister or where instructed to do so by a notice issued by a veterinary inspector.

Articles 27 and 37C (shearing or dipping of sheep) are also replaced. The new articles prohibit the shearing or dipping of sheep in an infected and controlled area respectively except in accordance with the conditions of a licence issued by the Minister. The occupier of any premises or his employee may shear or dip sheep kept on those premises. “Shearing” is defined to include clipping and dagging and “dipping” is defined to include the showering and jetting of sheep with dip.

A Regulatory Impact Assessment has not been prepared in respect of this Order.