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STATUTORY INSTRUMENTS

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**2003 No. 2035**

**ANIMALS, ENGLAND AND WALES**

**ANIMAL HEALTH**

**The Avian Influenza and Newcastle Disease  
(Biosecurity Guidance and Disease Control  
(Slaughter) Protocol) (England and Wales) Order 2003**

*Made* - - - - *6th August 2003*

*Coming into force* - - *28th August 2003*

The Secretary of State, in exercise of the powers conferred on her by sections 6A and 32B(1) of the Animal Health Act 1981(1) makes the following Order—

**Title, commencement and extent**

1. This Order may be cited as the Avian Influenza and Newcastle Disease (Biosecurity Guidance and Disease Control (Slaughter) Protocol) (England and Wales) Order 2003, comes into force on 28th August 2003 and extends to England and Wales.

**Application of section 6A of the Animal Health Act 1981**

2. Section 6A of the Animal Health Act 1981 (biosecurity guidance) applies to avian influenza and Newcastle disease.

**Application of section 32B of the Animal Health Act 1981**

3. Section 32B of the Animal Health Act 1981 (disease control (slaughter) protocol) applies to powers exercisable by the Secretary of State under paragraph 5(1)(c) of Schedule 3 to that Act (power to slaughter with a view to preventing the spread of avian influenza and Newcastle disease).

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(1) 1981 c. 22, as amended by the Animal Health Act 2002 c. 42. Sections 16 and 3 of the 2002 Act inserted section s 6A and 32B into the 1981 Act, conferring powers on the Secretary of State in relation to England and Wales. Paragraph 5(1)(c) of Schedule 3 to the 1981 Act was amended by the Avian Influenza and Newcastle Disease (England and Wales) Order 2003 S.I. 2003/1734.

6th August 2003

*Ben Bradshaw*  
Parliamentary Under Secretary of State  
Department for Environment, Food and Rural  
Affairs

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## **EXPLANATORY NOTE**

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

This Order provides that sections 6A and 32B of the Animal Health Act 1981 (as amended by the Animal Health Act 2002 c. 42 and the Avian Influenza and Newcastle Disease (England and Wales) Order 2003 S.I.2003/1734) apply to avian influenza and Newcastle disease.

Section 6A requires the Secretary of State to prepare guidance on appropriate biosecurity measures for diseases specified by order. Section 32B requires the Secretary of State to prepare, publish and consult on disease control (slaughter) protocols for diseases specified by order.

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