
WELSH STATUTORY INSTRUMENTS

2001 No. 3145 (W.260)

ANIMALS, WALES

ANIMAL HEALTH

**The Foot-and-Mouth Disease
(Amendment) (Wales) (No. 11) Order 2001**

Made - - - - *14th September 2001*

Coming into force: - - *16th September 2001*

The National Assembly for Wales and the Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on them under sections 1, 8(1) and 23 of the Animal Health Act 1981(1) and of all other powers enabling them in that behalf, make the following Order:

Title, application and commencement

1. This Order may be cited as the Foot-and-Mouth Disease (Amendment) (Wales) (No. 11) Order 2001; it applies to Wales, and comes into force on 16th September 2001.

Amendment of the Foot-and-Mouth Disease Order 1983

2.—(1) The Foot-and-Mouth Disease Order 1983(2) in so far as it applies to Wales is amended in accordance with the provisions of this article.

(2) After article 18(2) there shall be inserted the following—

“(2A) In deciding whether to issue licences under paragraphs (1) or (2) above an inspector shall comply with any instructions which may have been issued by the Minister as to the issue of such licences.”.

(3) In article 29D(2), after paragraph (3) of the paragraphs to be substituted in article 18 in its application to restricted infected areas, there shall be inserted the following—

(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 Secretary of State for Wales in relation to Wales, were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). Functions of “the Ministers”, so far as exercisable by the Secretary of State for Scotland in relation to Wales, 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 Wales, by S.I.s 2001/572 (W. 26), 2001/658 (W. 33), 2001/968 (W. 46), 2001/1033 (W.47) (itself amended by S.I. 2001/1234), 2001/1406 (W. 93), 2001/1509 (W.106), 2001/1874 (W. 134), 2001/2236 (W. 162), 2001/2813 (W.242) and 2001/2981 (W.248).

“(3A) In deciding whether to issue licences under paragraphs (1), (2) or (3) above an inspector shall comply with any instructions which may have been issued by the Minister as to the issue of such licences.”.

(4) After article 31(2) there shall be inserted the following—

“(2A) In deciding whether to issue licences under paragraph (1) above an inspector shall comply with any instructions which may have been issued by the Minister as to the issue of such licences.”.

Transitional provisions

3. Declaratory Orders made under Parts III, IIIA or IV of the 1983 Order before this Order comes into force shall have effect so that the provisions of Parts III, IIIA or IV of the 1983 Order after amendment by this Order apply in the areas declared to be infected areas, restricted infected areas or controlled areas by those Declaratory Orders.

Signed on 14th September 2001 on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998 (3)

Rhodri Morgan
First Secretary

Signed on 14th September 2001

Department for Environment,
Food and Rural Affairs

Larry Whitty
Parliamentary Under-Secretary of State

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends, as regards Wales, the Foot-and-Mouth Disease Order 1983 (S.I.1983/1950, as last amended as regards Wales by S.I. 2001/2981 (W. 248)) to require inspectors issuing licences for the movement of animals in infected, restricted infected and controlled areas to comply with any instructions which may have been issued by the Minister of Agriculture, Fisheries and Food in relation to the issue of such licences.

A regulatory appraisal has not been prepared for this Order.