STATUTORY INSTRUMENTS

1983 No. 764

The Dogs (Northern Ireland) Order 1983

PART VI

MISCELLANEOUS PROVISIONS

Power to extend provisions relating to breeding establishments to other establishments

46. The Department may, by order [F1]. . . extend the provisions of Articles 12 to 16 and 43 to such other establishments as may be specified in the order.

F1 Words in art. 46 repealed (28.7.2011) by Dogs (Amendment) Act (Northern Ireland) 2011 (c. 9), ss. 17(2), 18(1), **Sch. 2**; S.R. 2011/281, **art. 2**, Sch.

Records

47. The Department may, by order, require any person who keeps—

(a) guard dog kennels;

(b) a breeding establishment;

(c) a petshop within the meaning of section 12(1) of the Welfare of Animals Act (Northern Ireland) 1972; or

(d) any establishment to which an order under Article 46 applies;**[**[F2] or

(e) any premises in respect of which a block licence is in force;**]**

to keep such records of births, deaths, acquisitions and disposals of dogs as may be specified in the order and to permit an officer to inspect, to remove for further inspection, and to copy information from, such records.

F2 Art. 47(e) and preceding word inserted (28.7.2011) by Dogs (Amendment) Act (Northern Ireland) 2011 (c. 9), ss. 17(1), 18(1), **Sch. 1 para. 4**; S.R. 2011/281, **art. 2**, Sch.

Power to collect, and dispose of, unwanted dogs

48.—(1) A district council may, at the request of the owner of an unwanted dog or his personal representative, arrange for the collection, and disposal, of that dog.

(2) No dog disposed of under this Article shall be given or sold for purposes of animal experimentation.

Grants to district councils

49.—(1) The Department may make grants in respect of the initial expenditure incurred under this Order by district councils for the purpose of Article 40(a).

(2) Any grant under paragraph (1) shall be payable on such conditions and in respect of such period as may be prescribed.

Fees for certain services

50. A district council may—

(a) make a charge where the council makes arrangements for the collection and disposal of an unwanted dog; and

(b) make a payment of such amount as the council may determine in respect of the sterilisation of a dog.

Expenses of veterinary examination recoverable from dog owner

51. Where a veterinary surgeon examines a dog under Article 41(1)(b), and the owner of the dog is subsequently convicted of an offence under this Order, the amount of the expenses incurred by the district council in that examination shall be a debt recoverable summarily by the council from the owner of the dog.

Information to Department

52. Each district council shall furnish to the Department, at such times and in such manner as the Department may direct, such information relating to the operation of this Order as the Department may require.

Civil liability

53.—(1) Without prejudice to any right of action which exists apart from the provisions of this Order, breach of a duty imposed under Articles 22, 25, 26, 28 and 29 shall, so far as it causes damage, be actionable.

(2) In this Article "damage" includes the death of, or injury to, any person (including any disease and any impairment of a person's physical or mental condition).

[[F3]Orders

54.—(1) Except as provided by paragraph (2), orders made by the Department under this Order are subject to negative resolution.

(2) No order shall be made under Article 7(6), 8(4), 23(7)(b), 25(2)(f), 25(4), 25B(1), 28(3)(b), 29(5)(b), 33(3)(c), 35(2), 38(6) or 46 unless a draft of the order has been laid before, and approved by a resolution of, the Assembly.**]**

F3 Art. 54 substituted (28.7.2011) by Dogs (Amendment) Act (Northern Ireland) 2011 (c. 9), **ss. 15**, 18(1); S.R. 2011/281, **art. 2**, Sch.

Transitional provisions

55. [F4] . . . . . .

F4 Art. 55 repealed (28.7.2011) by Dogs (Amendment) Act (Northern Ireland) 2011 (c. 9), ss. 17, 18(1), Sch. 1 para. 5, **Sch. 2**; S.R. 2011/281, **art. 2**, Sch.

Amendments and repeals

56.—(1) The statutory provisions specified in Schedule 1 shall have effect subject to the amendments specified in that Schedule.

(2) The statutory provisions specified in Schedule 2 are hereby repealed to the extent specified in column 3 of that Schedule.

Status:
Point in time view as at 28/07/2011.

Changes to legislation:
There are currently no known outstanding effects for the The Dogs (Northern Ireland) Order 1983, PART VI.