



# Animal Health Act 1981

## 1981 CHAPTER 22

### PART III

#### WELFARE AND EXPORT

##### *Care*

#### 37 Prevention of suffering.

- [<sup>F1</sup>(1) The Ministers may make such orders as they think fit for the purpose of protecting animals from unnecessary suffering—
- (a) during inland transit, including transit by an aircraft on a flight beginning and ending in Great Britain; or
  - (b) while exposed for sale; or
  - (c) while awaiting removal after being exposed for sale.
- (2) The Ministers may make such orders as they think fit—
- (a) for ensuring for animals carried by sea or by air proper ventilation during the passage and on landing; and
  - (b) for protecting them from unnecessary suffering during the passage and on landing.]

#### Textual Amendments

- F1** Ss. 37-39 repealed (S.) (6.10.2006) by [Animal Health and Welfare \(Scotland\) Act 2006 \(asp 11\)](#), s. 55(1), [Sch. 2 para. 8\(2\)](#) (with s. 54); [S.S.I. 2006/482](#), art. 2

#### 38 Food and water.

- [<sup>F1</sup>(1) The Ministers may make such orders as they think fit for ensuring for animals a proper supply of food and water—
- (a) for any period in which the animals are detained; and

*Changes to legislation: There are currently no known outstanding effects for the Animal Health Act 1981, Cross Heading: Care. (See end of Document for details)*

(b) during their passage by sea or by air and on landing.

(2) The following bodies—

- (a) The Boards established by the <sup>M1</sup>Transport Act 1962,
- (b) [<sup>F2</sup>the London Transport Executive][<sup>F3</sup>Transport for London], and
- (c) every railway company,

shall to the satisfaction of the appropriate Minister provide food and water, or either of them, at such railway stations as the appropriate Minister by general or specific description directs, for animals carried, or about to be or having been carried, on the railway of any of those bodies, and the additional provisions of Schedule 4 to this Act have effect accordingly.

In this subsection and in Schedule 4—

- (i) references to the bodies mentioned in paragraphs (a) and (b) include [<sup>F4</sup>in the case of those mentioned in paragraph (a)] wholly-owned subsidiaries of those bodies [<sup>F5</sup>and in the case of Transport for London, any of its subsidiaries (within the meaning of the Greater London Authority Act 1999)];
- (ii) “railway company” includes a person working a railway under lease or otherwise.]

#### Textual Amendments

- F1** Ss. 37-39 repealed (S.) (6.10.2006) by [Animal Health and Welfare \(Scotland\) Act 2006 \(asp 11\)](#), s. 55(1), [Sch. 2 para. 8\(2\)](#) (with s. 54); S.S.I. 2006/482, art. 2
- F2** Words appearing second substituted (E.W.) for words appearing first by [London Regional Transport Act 1984 \(c. 32, SIF 126\)](#), s. 71(3)(a), Sch. 6 para. 23(a)
- F3** Words in s. 38(2)(b) substituted (15.7.2003) by [The Transport for London \(Consequential Provisions\) Order 2003 \(S.I. 2003/1615\)](#), art. 1(1), [Sch. 1 para. 9\(a\)](#)
- F4** Words inserted (E.W.) as provided by [London Regional Transport Act 1984 \(c. 32, SIF 126\)](#), s. 71(3)(a), Sch. 6 para. 23(b)
- F5** Words in s. 38(2)(i) substituted (15.7.2003) by [The Transport for London \(Consequential Provisions\) Order 2003 \(S.I. 2003/1615\)](#), art. 1(1), [Sch. 1 para. 9\(b\)](#)

#### Marginal Citations

- M1** 1962 c. 46.

**Changes to legislation:**

There are currently no known outstanding effects for the Animal Health Act 1981, Cross  
Heading: Care.