



Animal Health Act 1981

1981 CHAPTER 22

PART VI

SUPPLEMENTAL

Interpretation, functions, and orders etc.

88 Meaning of “disease”.

- (1) In this Act, unless the context otherwise requires, “disease” means cattle plague, pleuro-pneumonia, foot-and-mouth disease, sheep-pox, sheep scab, or swine fever, subject to subsection (2) below.
- (2) The Ministers may by order for all or any of the purposes of this Act extend the definition of “disease” in subsection (1) above so that it shall for those or any of those purposes comprise any other disease of animals.
- (3) In this Act, in so far as it applies to poultry, and unless the context otherwise requires, “disease” means—
 - (a) fowl pest in any of its forms, including Newcastle disease and fowl plague; and
 - (b) fowl cholera, infectious bronchitis, infectious laryngotracheitis, pullorum disease, fowl typhoid, fowl pox and fowl paralysis,subject to subsection (4) below.
- (4) The Ministers may by order for all or any of the purposes of this Act—
 - (a) extend the definition of “disease” in subsection (3) above so that it shall for those or any of those purposes comprise any other disease of birds; or
 - (b) restrict that definition so that it shall for those or any of those purposes exclude any of the diseases mentioned in paragraph (b) of subsection (3).

Changes to legislation: There are currently no known outstanding effects for the Animal Health Act 1981, Section 88. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 88 definition extended (E.) (1.10.2021) by [The Tuberculosis in Animals \(England\) Order 2021 \(S.I. 2021/1001\)](#), arts. 1(1), 4
- C2** S. 88(1): extended by [S.I. 1991/1155](#), art. 2(b)
 S. 88(1): definition of “disease” extended (W.) (21.7.2001) by [S.I. 2001/2662](#), art. 1(3)(c)
 Definition of “disease” extended (1.1.1995) by [S.I. 1994/3141](#), art. 2(b)
 S. 88(3) restricted (1.1.1995) by [S.I. 1994/3141](#), art. 2(b)
 Definition of “disease” extended (1.8.1995) by [1995/1755](#), art. 2
 Definition of “disease” extended (1.8.1996) by [1996/2007](#), art. 2
 Definition of “disease” extended (21.10.1996) by [1996/2628](#), arts. 3(1)(b), 4(1)(c), Sch. 1 Pt. I
 Definition of “disease” extended (24.1.1997) by [S.I. 1996/3183](#), art. 2
 Definition of “disease” extended (1.4.1999) by [S.I. 1999/646](#), art. 2(c)
- C3** S. 88(1) definition extended (S.) (19.2.2003) by [Bluetongue \(Scotland\) Order 2003 \(S.S.I. 2003/91\)](#), arts. 1(1), 3
- C4** S. 88(1) definition extended (W.) (19.2.2003) by [Bluetongue \(Wales\) Order 2003 \(S.I. 2003/326\)](#), arts. 1(1), 3 (with art. 4)
- C5** S. 88(1) definition extended (E.) (19.2.2003) by [Bluetongue Order 2003 \(S.I. 2003/130\)](#), arts. 1(1), 3
- C6** S. 88(1) definition extended (W.) (4.3.2003) by [The Transport of Animals \(Cleansing and Disinfection\) \(Wales\) Order 2003 \(S.I. 2003/482\)](#), art. 1(1)(3)(b)
- C7** S. 88(1) definition extended (W.) (5.6.2003) by [The Transport of Animals \(Cleansing and Disinfection\) \(Wales\) \(No.2\) Order 2003 \(S.I. 2003/1470\)](#), art. 1(1)(3)(b)
- C8** S. 88(1) definition extended (E.) (1.8.2003) by [Transport of Animals \(Cleansing and Disinfection\) \(England\) \(No.3\) Order 2003 \(S.I. 2003/1724\)](#), art. 1(1)(2)(b)
- C9** S. 88(1) definition extended (W.) (1.8.2003) by [The Transport of Animals \(Cleansing and Disinfection\) \(Wales\) \(No. 3\) Order 2003 \(S.I. 2003/1968\)](#), art. 1(1)(2)(c)
- C10** S. 88(1) definition extended (S.) (28.11.2003) by [African Swine Fever \(Scotland\) Order 2003 \(S.S.I. 2003/586\)](#), arts. 1(1), 2(3)
- C11** S. 88(1) definition extended (S.) (23.9.2005) by [Tuberculosis \(Scotland\) Order 2005 \(S.S.I. 2005/434\)](#), arts. 1(1), 4
- C12** S. 88(1) definition extended (E.) (27.3.2006) by [Tuberculosis \(England\) Order 2006 \(S.I. 2006/394\)](#), arts. 1(1)(b), 4 (with art. 24)
- C13** S. 88(1) definition extended (W.) (6.7.2006) by [The Avian Influenza and Influenza of Avian Origin in Mammals \(Wales\) Order 2006 \(S.I. 2006/1762\)](#), arts. 1(2), 3(1)(c) (with art. 3(3))
- C14** S. 88(1) definition extended (W.) (13.11.2006) by [The Avian Influenza and Influenza of Avian Origin in Mammals \(Wales\) \(No 2\) Order 2006 \(S.I. 2006/2927\)](#), arts. 1(2), 3(1)(c)
- C15** S. 88(1) definition extended (E.) (6.4.2007) by [Tuberculosis \(England\) Order 2007 \(S.I. 2007/740\)](#), arts. 1(1), 4
- C16** S. 88(1) definition extended (S.) (6.4.2007) by [Tuberculosis \(Scotland\) Order 2007 \(S.S.I. 2007/147\)](#), arts. 1(1), 3
- C17** S. 88(1) definition extended (W.) (2.11.2007 at 6.00 p.m.) by [The Bluetongue \(Wales\) Order 2007 \(S.I. 2007/3150\)](#), arts. 1, 3 (with art. 4)
- C18** S. 88(1) definition extended (W.) (23.11.2007 at 2.25 p.m.) by [The Bluetongue \(No. 2\) \(Wales\) Order 2007 \(S.I. 2007/3309\)](#), arts. 1, 3
- C19** S. 88(1) definition extended (E.) (23.11.2007) by [Bluetongue \(No.2\) Order 2007 \(S.I. 2007/3304\)](#), arts. 1, 3
- C20** S. 88(1) definition extended (S.) (11.2.2008) by [Bluetongue \(Scotland\) Order 2008 \(S.S.I. 2008/11\)](#), arts. 1(1), 5
- C21** S. 88(1) definition extended (S.) (12.5.2008) by [Products of Animal Origin \(Disease Control\) \(Scotland\) Order 2008 \(S.S.I. 2008/158\)](#), arts. 1(1), 3(2)
- C22** S. 88(1) definition extended (S.) (26.6.2009) by [Brucellosis \(Scotland\) Order 2009 \(S.S.I. 2009/232\)](#), art. 3 (with art. 27)

Changes to legislation: There are currently no known outstanding effects for the Animal Health Act 1981, Section 88. (See end of Document for details)

- C23** S. 88(1) definition extended (W.) (25.5.2010) by The Tuberculosis (Wales) Order 2010 (S.I. 2010/1379), **art. 6(1)**
- C24** S. 88(1) definition extended (S.) (1.4.2012) by The Bovine Viral Diarrhoea (Scotland) Order 2012 (S.S.I. 2012/78), arts. 1(1), **3**
- C25** S. 88(1) definition extended (S.) (1.7.2012) by The African Horse Sickness (Scotland) Order 2012 (S.S.I. 2012/178), arts. 1(b), **3(b)** (with art. 4)
- C26** S. 88(1) definition extended (S.) (24.9.2012) by The Bluetongue (Scotland) Order 2012 (S.S.I. 2012/199), arts. 1(b), **7** (with art. 8)
- C27** S. 88(1) definition extended (S.) (9.2.2013) by The Bovine Viral Diarrhoea (Scotland) Order 2013 (S.S.I. 2013/3), arts. 1(1), **4** (with Sch.)
- C28** S. 88(1) definition extended (S.) (1.12.2019) by The Bovine Viral Diarrhoea (Scotland) Order 2019 (S.S.I. 2019/310), arts. 1, **4**
- C29** S. 88(1) definition extended (E.) (21.4.2021) by S.I. 1996/2628, **art. 4B(1)(b)** (as inserted by The Specified Diseases (Notification and Control) (Amendment, etc.) (England) Order 2021 (S.I. 2021/443), arts. 1(1), **4(3)**)
- C30** S. 88(1) definition extended (E.) (21.4.2021) by S.I. 1996/2628, **art. 4A(1)(b)** (as inserted by The Specified Diseases (Notification and Control) (Amendment, etc.) (England) Order 2021 (S.I. 2021/443), arts. 1(1), **4(3)**)
- C31** S. 88(1) definition extended (W.) (21.4.2021) by S.I. 1996/2628, **art. 4A(1)(b)** (as inserted by The Animal Diseases (Miscellaneous Amendments) (Wales) Order 2021 (S.I. 2021/480), arts. 1(2), **3(3)**)
- C32** S. 88(1) definition extended (W.) (21.4.2021) by S.I. 1996/2628, **art. 4B(1)(b)** (as inserted by The Animal Diseases (Miscellaneous Amendments) (Wales) Order 2021 (S.I. 2021/480), arts. 1(2), **3(3)**)
- C33** S. 88(1) definition extended (S.) (21.4.2021) by S.I. 1996/2628, **art. 4A(1)(b)** (as inserted by The Animal Health (Notification and Control Measures) (Miscellaneous Amendments) (Scotland) Order 2021 (S.S.I. 2021/130), arts. 1, **3(3)**)
- C34** S. 88(1) definition extended (S.) (21.4.2021) by S.I. 1996/2628, **art. 4B(1)(b)** (as inserted by The Animal Health (Notification and Control Measures) (Miscellaneous Amendments) (Scotland) Order 2021 (S.S.I. 2021/130), arts. 1, **3(3)**)
- C35** S. 88(1) extended (S.) (18.5.2023) by The Tuberculosis (Scotland) Order 2023 (S.S.I. 2023/93), arts. 1(1), **4**
- C36** S. 88(1) definition extended (E.) (20.12.2023) by The Exotic Disease (Amendment) (England) Order 2023 (S.I. 2023/1415), arts. 1(1), **2**
- C37** S. 88(3): definition of “disease” extended (W.) (21.7.2001) by S.I. 2001/2662, **art. 1(3)(d)**
- C38** S. 88(3) definition extended (W.) (4.3.2003) by The Transport of Animals (Cleansing and Disinfection) (Wales) Order 2003 (S.I. 2003/482), art. 1(1)**(3)(b)**
- C39** S. 88(3) definition extended (W.) (12.4.2003) by Diseases of Poultry (Wales) Order 2003 (S.I. 2003/1079), arts. 1(1), **2(2)**
- C40** S. 88(3) definition extended (E.) (30.4.2003) by Diseases of Poultry (England) Order 2003 (S.I. 2003/1078), arts. 1(1), **2(2)**
- C41** S. 88(3) definition extended (W.) (5.6.2003) by The Transport of Animals (Cleansing and Disinfection) (Wales) (No.2) Order 2003 (S.I. 2003/1470), art. 1(1)**(3)(b)**
- C42** S. 88(3) definition extended (E.) (1.8.2003) by Transport of Animals (Cleansing and Disinfection) (England) (No.3) Order 2003 (S.I. 2003/1724), art. 1(1)**(2)(b)**
- C43** S. 88(3) definition extended (W.) (1.8.2003) by The Transport of Animals (Cleansing and Disinfection) (Wales) (No. 3) Order 2003 (S.I. 2003/1968), art. 1(1)**(2)(c)**

Changes to legislation:

There are currently no known outstanding effects for the Animal Health Act 1981, Section 88.