

STATUTORY INSTRUMENTS

1976 No. 597

ANIMALS

DISEASES OF ANIMALS

The Animals (Importations from Canada) Order 1976

<i>Made - - - -</i>	<i>13th April 1976</i>
<i>Laid before Parliament</i>	<i>15th April 1976</i>
<i>Coming into Operation</i>	<i>16th April 1976</i>

The Minister of Agriculture, Fisheries and Food and the Secretary of State, acting jointly, in exercise of the powers conferred by sections 1 and 85(1) of the Diseases of Animals Act 1950(a), and now vested in them(b), and of the power conferred on them by section 24 of the said Act, as amended by the Diseases of Animals Act 1975(c), and of all their other enabling powers, hereby order as follows:—

Citation, extent and commencement

1. This Order, which may be cited as the Animals (Importations from Canada) Order 1976, applies throughout Great Britain, and shall come into operation on 16th April 1976.

Interpretation

2.—(1) In this Order, unless the context otherwise requires—

“the Act” means the Diseases of Animals Act 1950, as amended or extended by any subsequent enactment;

“animals” means cattle, sheep, goats, and all other ruminating animals, and swine;

“the appropriate Minister” means, in the application of this Order to England and Wales, the Minister of Agriculture, Fisheries and Food, and, in its application to Scotland, the Secretary of State;

“disease” means any disease of animals;

“inspector” means a person appointed to be an inspector for the purposes of the Act by the Minister of Agriculture, Fisheries and Food or by a local authority, and, when used in relation to an officer of the said Minister, includes a veterinary inspector appointed by him.

(a) 1950 c. 36.
(c) 1975 c. 40.

(b) S.I. 1955/958 (1955 I, p. 1184).

(2) The Interpretation Act 1889(a) applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and as if this order and the orders revoked by it were Acts of Parliament.

Revocation

3. The Importation of Canadian Cattle Order of 1933(b), the Importation of Canadian Cattle (Amendment) Order 1972(c) and the Importation of Canadian Cattle (Amendment) Order 1973(d) are hereby revoked.

Prohibition on landing in Great Britain of animals brought from Canada

4.—(1) Subject to the following provisions of this Article, the landing in Great Britain of animals brought from Canada is hereby prohibited.

(2) The prohibition contained in paragraph (1) above shall not apply to the landing in Great Britain of an animal brought from Canada when that landing takes place under the authority of a licence in writing previously issued by the appropriate Minister, and in accordance with the terms and conditions of that licence.

(3) A licence under paragraph (2) above may be issued subject to such conditions specified therein as the appropriate Minister may see fit to impose for the purpose of preventing the introduction or spreading of disease into or within Great Britain.

Power to deal with animals landed in contravention of this order or of a licence

5. An inspector may serve a notice on the owner or other person in charge of an animal brought from Canada which has been landed in Great Britain in contravention of this order, or of a licence issued under it, requiring that the animal shall be exported or slaughtered within such period as may be specified in the notice.

Offences

6. Any person who lands or attempts to land an animal brought from Canada in Great Britain in contravention of this order or of a licence issued under it, or who contravenes any other provision of this order or of a licence, or who fails to comply with any condition subject to which a licence under this order is issued, or who causes or permits any such landing or attempted landing, or any such other contravention or non-compliance, commits an offence against the Act.

Local Authority to enforce order

7. The provisions of this order shall, except where otherwise expressly provided, be executed and enforced by the local authority.

(a) 1889 c. 63.

(b) SR & O 1933/15 (Rev. II, p. 377: 1933 p. 361).

(c) S.I. 1972/1644 (1972 III, p. 4841).

(d) S.I. 1973/1698 (1973 III, p. 5184).

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 12th April 1976.

(L.S.)

Frederick Peart,
Minister of Agriculture, Fisheries and Food.

Bruce Millian,
Secretary of State for Scotland.

13th April 1976.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order revokes the Importation of Canadian Cattle Order of 1933, with its various amendments, and imposes a general prohibition on the landing in Great Britain of all ruminating animals and pigs brought from Canada. The Order provides, however, that the prohibition shall not apply to such animals landed in Great Britain under the authority of a licence previously issued by the Minister of Agriculture, Fisheries and Food as respects England and Wales or by the Secretary of State as respects Scotland, so long as the landing is carried out, and the animals are dealt with, in accordance with any conditions subject to which a licence is granted.

SI 1976/597
ISBN 0-11-060597-7

