
 STATUTORY INSTRUMENTS

1978 No. 975

ANIMALS

DISEASES OF ANIMALS

The Enzootic Bovine Leukosis Order 1978

Made - - - - 13th July 1978

Coming into Operation 15th July 1978

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 1(1)(a), 17(2) and 77(3) of the Diseases of Animals Act 1950(a) and now vested in them (b), and of all other powers enabling them in that behalf, hereby order as follows:—

Citation, extent and commencement

1. This order, which may be cited as the Enzootic Bovine Leukosis Order 1978, shall apply to Great Britain and shall come into operation on 15th July 1978.

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;

“bovine animal”, “enzootic bovine leukosis”, “the Minister” and “the Ministry” have the same meanings as in the Enzootic Bovine Leukosis Order 1977(c).

(2) The Interpretation Act 1889(d) applies for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

Application of section 17 of the Act to enzootic bovine leukosis

3. Section 17 of the Act (which enables the Minister to slaughter animals on account of disease) shall apply to enzootic bovine leukosis.

Notice of intended slaughter

4.—(1) Where the Minister proposes to cause a bovine animal to be slaughtered under the powers conferred on him by section 17 of the Act in its application to enzootic bovine leukosis, a veterinary inspector shall serve a notice of intended slaughter on the owner or other person in charge of the animal, informing him of the proposed slaughter, and requiring him to surrender the animal for slaughter, or to detain the animal pending its slaughter (or pending its surrender and removal for slaughter) on such part of the premises

(a) 1950 c. 36.

(b) By the Transfer of Functions (Animal Health) Order 1955 (S.I. 1955/958) and the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272).

(c) S.I. 1977/1838.

(d) 1889 c. 63.

at which the animal is kept as may be specified in the notice, and to isolate it as far as practicable from other animals that are not for the time being specified in the notice.

- (2) The person on whom such a notice has been served—
- (a) shall comply therewith; and
 - (b) shall not move the animal, or cause or permit it to be moved, off the part of the premises on which it is required to be detained, except under the authority of a licence granted by an inspector of the Ministry, and in accordance with the terms and conditions subject to which it was granted.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 13th July 1978.

(L.S.)

John Silkin,
Minister of Agriculture,
Fisheries and Food.

12th July 1978.

Bruce Millan,
Secretary of State
for Scotland.

12th July 1978.

John Morris,
Secretary of State
for Wales.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order applies section 17 of the Diseases of Animals Act 1950 (which relates to the slaughter of animals on account of disease) to enzootic bovine leukaemia and prescribes the notice to be served on the owner (or the person in charge) of the bovine animal which is intended to be slaughtered.

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