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STATUTORY INSTRUMENTS

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**2010 No. 739**

**ANIMALS, ENGLAND**

**ANIMAL HEALTH**

**The Diseases of Animals (Approved  
Disinfectants) (Fees) (England) Order 2010**

<i>Made</i>	- - - -	<i>8th March 2010</i>
<i>Laid before the House of Commons</i>	- - - -	<i>15th March 2010</i>
<i>Coming into force</i>	- -	<i>6th April 2010</i>

The Secretary of State, in exercise of the powers conferred by section 84(1) of the Animal Health Act 1981(1) and with the approval of the Treasury, makes the following Order.

**Title, application and commencement**

1. This Order may be cited as the Diseases of Animals (Approved Disinfectants) (Fees) (England) Order 2010, applies in England and comes into force on 6th April 2010.

**Fees for the testing of disinfectants**

2. A person who applies for a disinfectant to be approved under article 3 of the Diseases of Animals (Approved Disinfectants) (England) Order 2007(2) must, when applying, pay to the Secretary of State—

- (a) a fee of £1,770 for administrative services, plus
- (b) the fee for testing for the relevant purpose in the Schedule.

3. Where Value Added Tax is chargeable in respect of the provision of any service for which a fee is prescribed in Article 2 and the Schedule there is payable in addition to that fee a further fee equivalent to the amount of Value Added Tax.

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(1) 1981 c. 22. Powers to make Orders under these sections were originally conferred on “the Ministers” by section 86 of the Act. These powers are now exercisable by the Secretary of State in England. Functions of “the Ministers” were transferred, so far as exercisable by the Secretaries of State for Scotland and Wales, transferred to the Minister of Agriculture, Fisheries and Food by the Transfer of Functions (Agriculture and Fisheries) Order 1999 (SI 1999/3141). Functions of the Minister of Agriculture, Fisheries and Food were transferred to the Secretary of State by the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (SI 2002/794).

(2) S.I. 2007/448.

**Revocation**

4. The Diseases of Animals (Approved Disinfectants) (Fees) (England) Order 2009(3) is revoked.

24th February 2010

*Jim Fitzpatrick*  
Minister of State  
Department for Environment, Food and Rural  
Affairs

8th March 2010

*Frank Roy*  
*Dave Watts*  
Two of the Lords Commissioners of Her  
Majesty's Treasury

## SCHEDULE

article 2

## Fee payable in respect of testing for specific purposes

	<i>Fee (£)</i>
Fee for testing for approval for use in relation to the following diseases—	
Diseases of Poultry (if one dilution rate is specified by the person applying for the approval of the disinfectant)	1,040
Diseases of Poultry (if three dilution rates are specified by the person applying for the approval of the disinfectant)	1,400
Tuberculosis (if one dilution rate is specified by the person applying for the approval of the disinfectant)	1,300
Tuberculosis (if three dilution rates are specified by the person applying for the approval of the disinfectant)	1,620
Foot-and-Mouth Disease	1,920
Swine Vesicular Disease	1,920
Fee for testing for approval for use in all other instances where there is a legislative requirement to use an approved disinfectant (if one dilution rate is specified by the person applying for the approval of the disinfectant)	715
Fee for testing for approval for use in all other instances where there is a legislative requirement to use an approved disinfectant (if three dilution rates are specified by the person applying for the approval of the disinfectant)	815

**EXPLANATORY NOTE***(This note is not part of the Order)*

This Order revokes and replaces the Diseases of Animals (Approved Disinfectants) (Fees) (England) Order 2009 ([S.I. 2009/839](#)).

The Order with effect from 6<sup>th</sup> April 2010 amends the fee for testing for approval for use for—

- (a) diseases of poultry (if one dilution rate is requested) from £990 to £1,040;
- (b) diseases of poultry (if three dilution rates are requested) from £1,340 to £1,400;
- (c) tuberculosis (if one dilution rate is requested) from £1,260 to £1,300;
- (d) tuberculosis (if three dilution rates are requested) from £1,570 to £1,620;
- (e) foot-and-mouth diseases from £1,865 to £1,920;

**Status:** This is the original version (as it was originally made).

- (f) swine vesicular disease from £1,865 to £1,920;
- (g) all other instances where there is a legislative requirement to use an approved disinfectant (if one dilution rate is requested) from £690 to £715; and
- (h) all other instances where there is a legislative requirement to use an approved disinfectant (if three dilution rates are requested) from £790 to £815.

The Order also amends the fee for administrative services from £1,715 to £1,770.

The Order provides for the payment of Value Added Tax in addition to the fee amount where Value Added Tax is chargeable.

A full impact assessment has not been produced for this instrument as a minimal impact on the private or voluntary sectors is foreseen.