
WELSH STATUTORY INSTRUMENTS

2003 No. 1966

The Disease Control (Wales) Order 2003

PART 3

Licences

Requirement for a licence to move animals

12.—(1) No person may move an animal from any premises unless the movement is made under the authority of a licence issued by the National Assembly, the Secretary of State or an inspector.

(2) Paragraph (1) does not apply to any movement authorised by a licence under article 10 of the Pigs (Records, Identification and Movement) (Interim Measures) (Wales) (No. 2) Order 2002⁽¹⁾ (licences relating to pet pigs).

Notices prohibiting movement under a general licence

13.—(1) Where a general licence has been issued under article 12, the National Assembly or the Secretary of State may issue a notice prohibiting -

- (a) the movement under the authority of that licence of any animal from any premises specified in the notice; or
- (b) any person specified in the notice from moving animals under the authority of that licence either generally or to or from any premises specified in the notice.

(2) A notice may only be issued under paragraph (1) on the advice of an inspector, who must be of the opinion that —

- (a) the provisions of this Order are not being or have not been complied with in relation to animals moved to or from the premises in question or in relation to the movement of any other animals of which the person on whom the notice is to be served is or has at any time been the keeper, and
- (b) the service of a notice is necessary to prevent a possible spread of disease.

(3) A notice issued under paragraph (1)(a) is to be served on the occupiers of each of the premises specified in the notice and in any other way that the National Assembly or the Secretary of State thinks fit to draw the notice to the attention of persons affected by it.

(4) A notice issued under paragraph (1)(b) is to be served on the person prohibited from moving animals by the notice and on the occupiers of any premises individually named in the notice.

(5) A notice must be in writing, may be subject to conditions and may be amended, suspended or revoked at any time by further notice by the National Assembly or the Secretary of State.

Specific licences

14.—(1) An animal moved under a specific licence must —

(1) S.I.2002/2303 as amended by S.I. 2003/170 (W.30).

- (a) be moved by the most direct route available to the place of destination specified in the licence, and
- (b) be accompanied throughout the movement by the licence.

(2) The person in charge of any animal moved under a specific licence must, on demand made by a constable or by an inspector or other officer of the National Assembly, the Secretary of State or of a local authority —

- (a) produce the licence;
- (b) allow a copy or an extract to be taken; and
- (c) if so required, furnish his or her name and address.

(3) Every animal which is moved under the authority of a licence under this Order must be kept separate throughout such movement from any animal which is not being moved under the authority of that licence.

(4) Where animals are moved under a specific licence, then, unless the licence provides otherwise, the occupier of premises which they are moved on to must —

- (a) ensure that he or she or his or her representative is given the licence before allowing the animals to be unloaded; and
- (b) keep the licence for six months and during that period produce it to an inspector on request.

General licences

15. Where animals are moved under a general licence, and that licence requires the person moving the animals to have a movement document, the occupier of premises which they are moved on to must —

- (a) ensure that he or she or his or her representative is given the top copy of the movement document before allowing the animals to be unloaded;
- (b) complete the top copy to indicate that he or she has received the animals, sign it, and send it to the local authority without undue delay; and
- (c) keep a copy of the completed document for six months and during that period produce it to an inspector on request.

Copies of licences

16. Where an inspector of a local authority issues a licence under article 12(1), he or she must retain a copy of the licence for six months.

Compliance with licences, etc.

17. If any person fails to comply with a licence, permit, authorisation or notice issued under this Order an officer of the National Assembly or the Secretary of State or an inspector may arrange for it to be complied with at the expense of the person in default.

Licences issued in Scotland or England

18. A licence issued by a competent authority in Scotland or England for the purpose of the movement of animals operates in Wales as if it had been issued under this Order.