

SCHEDULE

(Regulation 18 of the 2002 Regulations)

- (a) (a) in subsection (1)—
 - (i) at the beginning insert “Subject to subsection (1A),”, and
 - (ii) for “size of” substitute “number of animals kept in”;
- (b) after subsection (1) insert the following subsection—

“(1A) The Secretary of State may only make a direction under subsection (1) where he is satisfied that it is not prejudicial to the protection of wild animals and the conservation of biodiversity to do so.”;
- (c) in subsection (3) at the beginning insert “Subject to subsection (3A),”; and
- (d) after subsection (3) insert the following subsection—

“(3A) The Secretary of State may only vary a direction made under subsection (1) where he is satisfied that it is not prejudicial to the protection of wild animals and the conservation of biodiversity to do so.”.