WELSH STATUTORY INSTRUMENTS

2009 No. 2940 (W.257)

ANIMALS, WALES

ANIMAL HEALTH

The Movement of Animals (Restrictions) (Wales) (Amendment) Order 2009

Made - - - -	*3 November 2009*
Coming into force - -	*25 November 2009*

The Welsh Ministers make the following Order in exercise of the powers conferred by sections 1 and 8(1) of the Animal Health Act 1981(**1**) and now vested in them(**2**).

Title, application and commencement

1. The title of this Order is the Movement of Animals (Restrictions) (Wales) (Amendment) Order 2009. It applies in relation to Wales and comes into force on 25 November 2009.

Amendment

2.—(1) The Movement of Animals (Restrictions) (Wales) Order 2003(**3**) is amended as follows.

(2) For article 5, substitute—

"**Declaration of a temporary control area**

5.—(1) If the Welsh Ministers suspect that—

(a) disease exists on any premises; or

(b) animals on any premises may be or have been exposed to disease,

they may declare in writing an area to be a temporary control area.

(2) A temporary control area must be at least 1 kilometre in radius or larger if the Welsh Ministers consider it necessary in order to prevent the spread of disease.

(**1**) 1981 c. 22.

(**2**) *See* section 86(1) for a definition of "the Ministers". The functions of "the Ministers" insofar as they are exercisable in relation to Wales, were transferred to the National Assembly for Wales by virtue of S.I. 1999/672 and S.I. 2004/3044. Functions conferred on the National Assembly for Wales are exercisable by the Welsh Ministers by virtue of paragraph 30 of and Schedule 11 to the Government of Wales Act 2006.

(**3**) S.I. 2003/399 (W.56).