STATUTORY RULES OF NORTHERN IRELAND

2013 No. 29

ANIMALS

Disease Control (Standstill) Order (Northern Ireland) 2013

Made - - - - 12th February 2013

Coming into operation 4th March 2013

The Department of Agriculture and Rural Development(**1**), in exercise of the powers conferred by Articles 5(1), 19, 44 and 60(1) of the Diseases of Animals (Northern Ireland) Order 1981(**2**), makes the following Order.

PART 1

INTRODUCTION

Citation and commencement

1. This Order may be cited as the Disease Control (Standstill) Order (Northern Ireland) 2013, and shall come into operation on 4th March 2013.

Interpretation and application

2.—(1) In this Order—

"animal" means any livestock, deer, llama or alpaca;

"general licence" means a licence issued under this Order which applies to all persons, or any class of persons, specified therein;

"holding" means any establishment, construction or, in the case of an open-air farm, place (including land with or without buildings) occupied by the same person and in which animals are held, kept or handled;

"livestock" means any bovine animal (excluding bison and yak), goat, pig or sheep; and

(**1**) Formerly the Department of Agriculture for Northern Ireland; see the Departments (Northern Ireland.) Order 1999 (S.I. 1999/283 (N.I. 1)) Article 3(4)

(**2**) 1981/1115 (N.I. 22); Articles 5(1) and 19 were amended by Article 17 of the Agriculture (Miscellaneous Provisions) (Northern Ireland) Order 1984, S.I.1984/702 (N.I. 2), by Article 23(2) of the Agriculture (Miscellaneous Provisions) Order 1994, S.I.1994/1891 (N.I.6) and by sections 8 and 14 of the Diseases of Animals Act (Northern Ireland) 2010 (2010 c.1 (N.I.)); Article 60(1) was substituted by Article 23(1) of the Agriculture (Miscellaneous Provisions) (Northern Ireland) Order 1994

"specific licence" means a licence issued under this Order which only applies to the person named in the licence.

(2) The provisions of this Order are without prejudice to the requirements or prohibitions imposed by or under any other statutory provision relating to the movement of animals.

Exception

3. This Order shall not apply in relation to the movement of an animal to or from a zoo licensed under the Welfare of Animals Act (Northern Ireland) 2011(**3**).

PART 2

MOVEMENT RESTRICTIONS

Requirement for a licence to move animals

4. A person shall not move or cause or permit to be moved an animal from any holding except under and in accordance with the conditions of a licence issued by the Department.

Restriction on the movement of livestock

5. A person shall not, except under and in accordance with the conditions of a licence issued by the Department, move or cause or permit to be moved any livestock from a holding if any animal has been moved on to that holding during the previous 13 days.

Change of occupation of premises

6.—(1) Where, on the termination of his right of occupation of any premises, the owner of any animal on those premises is unable to remove it from those premises by reason of any restriction imposed by or under this Order, the person entitled to the occupation of those premises shall—

(a) afford the owner of that animal and any person authorised by him for the purpose, all such facilities as may be necessary for feeding, tending or otherwise using that animal (including selling it) as the owner may reasonably require; or

(b) where the owner of that animal is unable or unwilling to avail themselves of such facilities, take all such steps as may be necessary to ensure that the animal is properly fed, tended and kept.

(2) The provisions of paragraph (1) shall continue to apply until the expiry of a period of 7 days from the date on which any restriction on the movement of the animal off the premises ceases to apply under this Order and the owner of the animal shall be liable to pay to the person who affords any facilities or feeds, tends or otherwise keeps that animal, in accordance with those provisions, such sums by way of remuneration and reimbursement of expenses as may be just and reasonable in all the circumstances.

(**3**) 2011 c. 16