1991 No. 466

DOGS

Dangerous Dogs Compensation and Exemption Schemes Order (Northern Ireland) 1991

Made . . . . . *22nd October 1991*

Coming into operation . . *31st October 1991*

The Department of Agriculture, in exercise of the powers conferred on it by Article 25A(3), (5) and (6) of the Dogs (Northern Ireland) Order 1983(**a**) and of every other power enabling it in that behalf, hereby makes the following Order:

PART I

PRELIMINARY

Citation and commencement

1. This Order may be cited as the Dangerous Dogs Compensation and Exemption Schemes Order (Northern Ireland) 1991 and shall come into operation on 31st October 1991.

Interpretation

2. In this Order—

(*a*) "the Order" means the Dogs (Northern Ireland) Order 1983;

(*b*) "district council" means the district council in whose district the address mentioned in Article 7(*b*) is located.

PART II

COMPENSATION SCHEME

3.—(1) The keeper of a dog to which Article 25A of the Order applies who has arranged for it to be destroyed before 30th November 1991 shall be paid by the district council the sums mentioned in paragraphs (2) and (3), if, after complying with Article 7 (provision of information to the district council), he makes written application to the district council in such form, containing such particulars and supported by such evidence as it may reasonably require for the purpose of satisfying itself—

(*a*) that the dog is one to which Article 25A of the Order applies;

(*b*) that the applicant is the keeper of the dog;

(a) S.I. 1983/764 (N.I. 8); Article 25A was inserted by S.I. 1991/2292 (N.I. 21)

(*c*) that he has complied with Article 7; and

(*d*) that the dog has been destroyed,

and the district council is satisfied as aforesaid.

(2) The sum payable in respect of dogs in relation to which the district council is so satisfied shall be—

(*a*) in the case of a pit bull terrier £25;

(*b*) in the case of a Japanese Tosa £100; and

(*c*) in the case of a dog of a type designated in an order under Article 25A(1)(*c*) of the Order £100.

(3) The sum payable in respect of the cost of destruction of a dog in relation to which the district council is so satisfied shall be £25.

PART III — If rule nil 25(3), apply as if ref to 30 Nov was ref to 2 months after rule.

EXEMPTION SCHEME

4. The prohibition contained in Article 25A(3) of the Order (no person to have in his possession or custody after 30th November 1991 a dog to which that Article applies) shall not apply to a dog born before 30th November 1991 in respect of which the conditions specified in Article 5, or as the case may be, Article 6 are complied with.

Conditions for adult dogs

5. In the case of a dog which is over the age of 6 months on 30th November 1991, the conditions referred to in Article 4 are—

(*a*) that Article 7 has been complied with;

(*b*) that the requirements of Article 8 have been complied with;

(*c*) that there is in force in respect of the dog third party insurance which complies with Article 9;

(*d*) that the fee specified in Article 10 has been paid;

(*e*) that a certificate of exemption issued in accordance with Article 11 is in force; and

(*f*) that the requirements specified in the certificate, in accordance with Article 11, are complied with.

Conditions for puppies

6. In the case of a dog which is under the age of 6 months on 30th November 1991 the conditions referred to in Article 4 are those specified in Article 5 except that the conditions contained in paragraphs (*b*) to (*f*) of Article 5 need not be complied with until after 30th November 1991 as long as they are complied with within one month of the dog's attaining the age of 6 months.

Reporting to the district council

7. The keeper of a dog to which Article 25A of the Order applies who wishes to claim compensation in accordance with Part II and a person who