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STATUTORY INSTRUMENTS

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**1995 No. 39**

**PUBLIC HEALTH, ENGLAND AND WALES  
PUBLIC HEALTH, SCOTLAND  
PUBLIC HEALTH, NORTHERN IRELAND  
CONTAMINATION OF FOOD**

**The Food Protection (Emergency Prohibitions) (Radioactivity  
in Sheep) (England) (Partial Revocation) Order 1995**

<i>Made</i>	- - - -	<i>17th January 1995</i>
<i>Laid before Parliament</i>		<i>17th January 1995</i>
<i>Coming into force</i>	- -	<i>18th January 1995</i>

Whereas the Minister of Agriculture, Fisheries and Food was of the opinion, in accordance with section 1(1)(a) of the Food and Environment Protection Act 1985<sup>(1)</sup>, that there had been or might have been circumstances as were likely to create a hazard to human health through human consumption of food;

And whereas the said Minister was of the opinion, in accordance with section 1(1)(b) of the said Act, that in consequence of the said circumstances food which was or might have been in the future derived from sheep in the area described in Schedule 1 to the Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) (England) Order 1991<sup>(2)</sup> was, or might have been, or might have become, unsuitable for human consumption;

And whereas the said Minister is now of the opinion that food which is derived or may in the future be derived from sheep in the areas described in Part I of the Schedule to this Order is no longer unsuitable for human consumption in consequence of the said circumstances;

Now, therefore, the said Minister, in exercise of the powers conferred on him by section 1(1), and (2) and section 24(1) and (3) of the said Act, and of all other powers enabling him in that behalf, hereby makes the following Order:

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(1) 1985 c. 48; section 1 was amended by section 51 of the Food Safety Act 1990 (c. 16), and section 24(1) was amended by paragraph 29 of Schedule 3 to that Act; section 1(2) defines “designating authority” and section 24(1) defines “the Ministers”.  
(2) S.I.1991/6.

### **Title and commencement**

1. This Order may be cited as the Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) (England) (Partial Revocation) Order 1995 and shall come into force on 18th January 1995.

### **Partial Revocation**

2.—(1) The Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) (England) (Order) 1991<sup>(2)</sup> is hereby revoked so far as it designates any part of the areas set out in Part I of the Schedule to this Order.

(2) In consequence of that revocation the designated areas for the purposes of that Order are those areas set out in Part II of the Schedule to this Order.

17th January 1995

*Angela Browning*  
Parliamentary Secretary, Ministry of Agriculture,  
Fisheries and Food

## SCHEDULE

Article 2

### PART I

#### AREAS NO LONGER DESIGNATED

##### **Cumbrian de-restricted areas**

##### **The area comprising those parts of the County of Cumbria which lie within the following boundaries:**

From Gavel Fell at OS map ref NY 117184; north east in a straight line following fencing to where it meets Whiteoak Beck at OS map ref NY 129191; north following Whiteoak Beck to OS map ref NY 131201; east following the field boundary wall to OS map ref NY 133201; north then north west following the wall to OS map ref NY 131205; east north east along the wall to OS map ref NY 133206; north then north west along the wall to OS map ref NY 132207; north east along the field boundary fence to where it meets a stream at OS map ref NY 133208; north east following the stream to OS map ref NY 134209; north west then north east following the field boundary fence to the junction of tracks at Maggie's Bridge (OS map ref NY 134210); west following the main track to where it joins a footpath at OS map ref NY 126212; south then north along the southern edge of Holme Wood to OS map ref NY 122210; south west following fencing to OS map ref NY 118208; north west following fencing to OS map ref NY 117210; south west following fencing to OS map ref NY 111207; south following fencing to Fothergill Head at OS map ref NY 113191; south east then south over Fothergill Head following the fell intake boundary fence to OS map ref NY 114187; south east following fencing to Gavel Fell at OS map ref NY 117184;

##### **In addition to the said area, that comprising those parts of the County of Cumbria which lie within the following boundaries:**

From a junction of footpaths at OS map ref NY 109154; north west on the footpath to Ennerdale Water at OS map ref NY 106155; north and then south along the edge of Ennerdale Water to a footpath at OS map ref NY 091151; west following the footpath to Cragg Farm; west following forest boundary to OS map ref NY 072147; south following field boundaries to OS map ref NY 068145; south and then north west following forest boundary to OS map ref NY 065145; south west following forest boundary to a minor road at OS map ref NY 063144; south west in a straight line to a minor road at OS map ref NY 062143; south on the minor road via Blakeley Raise and Cold Fell to its junction with a minor road at OS map ref NY 048066; south east on a minor road to OS map ref NY 048065; north east along the minor road to where it crosses the River Calder at OS map ref NY 056068; north along the River Calder to OS map ref NY 062078; south east following the field boundary to its junction with the minor road north east of High Prior Scales (OS map ref NY 064075); east following the field boundary to where it meets a footpath at Farmery (OS map ref NY 076071); north east following the footpath to OS map ref NY 077072; south east along the boundary of Ponsonby Fell to OS map ref NY 076061; east to the west corner of Blengdale Forest (OS map ref NY 077062); south east following the edge of Blengdale Forest to OS map ref NY 080057; north east following the edge of Blengdale Forest to OS map ref NY 082062; follow the edge of Blengdale Forest to OS map ref NY 086058; across the River Bleng and through Blengdale Forest in a direct line to the edge of the forest at OS map ref NY 088058; north and then east following the edge of Blengdale Forest to OS map ref NY 093060; south east along the field boundaries to a minor road at OS map ref NY 096053; north east along the field boundaries to where it meets Bolton

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Wood at OS map ref NY 097054; south following the boundary of Bolton Wood to where it meets a minor road at OS map ref NY 106045; east along the Gosforth/Nether Wasdale minor road to its junction with a minor road at OS map ref NY 113047; north east on the minor road to the road junction at OS map ref NY 119049; north east on the minor road leading to Greendale and via Greendale to the edge of Wastwater at OS map ref NY 151054; south west following the edge of Wastwater and across where the River Irt leaves Wastwater at OS map ref NY 144038; west on a track to its junction with a footpath at Eastwaite (OS map ref NY 137034); south on the footpath to where it meets Latterbarrow Wood at OS map ref NY 135031; west along the north edge of the forest to a minor road at OS map ref NY 119028; south west along the minor road to Santon Bridge (OS map ref NY 111016); south east along a minor road to its junction with the River Esk at OS map ref NY 149995; east following the River Esk to OS map ref NY 212013; north following the River Esk to OS map ref NY 221057; north east along a tributary to where it meets a footpath at OS map ref NY 231074; north east along the footpath to its junction with another footpath at OS map ref NY 235083; north west along the footpath to OS map ref NY 218094; north east along the footpath to OS map ref NY 222100 just north of Styhead Tarn; north west along the footpath to where it meets the edge of Ennerdale Forest at OS map ref NY 196122; north west following the edge of Ennerdale Forest to where it meets a footpath at OS map ref NY 192125; north west following the footpath running along the River Liza and Ennerdale Water to a junction of footpaths at OS map ref NY 109154.

**Each area excludes any part of a road, track, footpath or river by reference to which its boundary is defined.**

## PART II

### AREAS REMAINING DESIGNATED

#### **Cumbrian restricted areas**

**The area comprising those parts of the County of Cumbria which lie within the following boundaries:**

From Gavel Fell at OS map ref NY 117184; in a southerly direction following fencing over Whiteoak to OS map ref NY 116171; west following fencing to OS map ref NY 108173; north following fencing to OS map ref NY 109175; west following fencing to OS map ref NY 107176; north following fencing to OS map ref NY 108180; west following fencing alongside Croasdale Beck to OS map ref NY 099179; south west following fencing to OS map ref NY 096178; south east following fencing to its junction with the fell intake boundary wall at OS map ref NY 097177; east following the field boundary to OS map ref NY 098177; south east following fell walls and boundaries along the edge of Banna Fell and Herdus Fell to OS map ref NY 112160; south following field boundaries to OS map ref NY 112159; west following the boundary of Bowness Plantation to a track at OS map ref NY 110159; south on the track to its junction with a footpath at OS map ref NY 109154; south east along the footpath to where it runs along the shore of Ennerdale Water and ultimately crosses a stream (Dry Beck) at OS map ref NY 118148; north along Dry Beck to where it meets the boundary of Bowness Plantation at OS map ref NY 118155; south east following the boundary to OS map ref NY 119155 then north east following the fell boundary fence to OS map ref NY 124164 just east of Great Borne summit; following the fencing in an easterly direction to OS map ref NY 136162; north east following the fencing to OS map ref NY 137163; north following the fencing to OS map ref NY 136173; east following the fencing to OS map ref NY 139173; north following the fell intake boundary fence running through Mosedale to OS map ref NY 138185; north east then north following fencing to OS map ref NY 138194; west following fencing to OS map ref NY

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133194 then south along the fencing to OS map ref NY 134187; west following fencing to OS map ref NY 127186; then north west in a straight line to OS map ref NY 125189; south west in a straight line following fencing to Gavel Fell at OS map ref NY 117184;

**In addition to the said area, that comprising those parts of the County of Cumbria which lie within the following boundaries:**

From where a minor road crosses the River Esk at OS map ref NY 149995; south along the minor road to its junction with a minor road at OS map ref SD 148991; south west along minor road to its junction with A595(T) (OS map ref SD 114963); south on A595(T) to its junction with a minor road at Broad Oak (OS map ref SD 114945); south following the minor road to its junction with a minor road at OS map ref SD 118921; south east on minor road to Fold Gate (OS map ref SD 119919); south following the fell wall to Whitbeck to where it meets the A595(T) at OS map ref SD 121836; south on the road A595(T) to where it meets the fell wall at OS map ref SD 127825; follow fell wall to Grice Croft (OS map ref SD 171862); south east along track to Baystone Wood, north then south along boundary of Baystone Wood to Knott End at OS map ref SD 173866; south east along track to where it meets the A595(T) at OS map ref SD 179863; north east on the road A595(T) to its junction with a minor road at OS map ref SD 180864; north on the minor road via Broadgate and Cragg Hall to its junction with a minor road at OS map ref SD 177894; east along the minor road to its junction with a minor road at OS map ref SD 186899; north west along the minor road to its junction with a track at Beckstones OS map ref SD 183903; north on the track via Ulpha Park to its junction with a minor road at OS map ref SD 187924; north east on minor road to Bobbin Mill Bridge (OS map ref SD 190926); north along track to Rainsbarrow Wood at OS map ref SD 190927; north east along boundary of Rainsbarrow Wood to where it meets the road at OS map ref SD 197934; north east on the minor road via The Crook and across the River Duddon to its junction with a minor road at OS map ref SD 213953; from Hall Dunnerdale Bridge (OS map ref SD 213953) north east along River Duddon to Cockley Beck Bridge (OS map ref NY 247017); west following minor road over Hardknott Pass to Wha House Bridge at OS map ref NY 204009; west along the River Esk to where it passes under a minor road at OS map ref NY 149995.

**Each area excludes any part of a road, track, footpath or river by reference to which its boundary is defined.**

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#### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order further partially revokes the Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) (England) Order 1991 which contains emergency prohibitions restricting various activities in order to prevent human consumption of food which has been or may have been rendered unsuitable for that purpose in consequence of the escape of radioactive substances from a nuclear reactor situated at Chernobyl in the Ukraine.

This partial revocation reduces the areas subject to the restrictions set out in the principal Order. The last partial revocation was contained in the [Food Protection \(Emergency Prohibitions\) \(Radioactivity in Sheep\) \(England\) \(Partial Revocation\) Order 1994 \(Statutory Instrument 1994 No. 65\)](#).

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