
EXPLANATORY NOTE

(This note is not part of the Order.)

This Order further amends the Brucellosis Control Order (Northern Ireland) 1972 (“the principal Order”) which prescribes the amount of compensation payable for bovine animals which are slaughtered or caused to be slaughtered by the Department because they are reactors when tested for brucellosis or have been exposed to the possibility of infection with the disease.

The compensation payable under the principal Order is, in the case of a reactor, an amount equal to 75 per cent of either the animal’s market value or the average price calculated in accordance with Schedule 5 of the principal Order, whichever is the lower. In the case of an animal which is not a reactor, the amount of compensation payable is the animal’s full market value. The term “market value” is expressed in Article 9(2) of the principal Order as the price which might reasonably have been obtained for the animal from a purchaser in the market at the time of valuation if it had been free from brucellosis.

Subject to a saving in relation to animals slaughtered before the coming into operation of this Order, this Order amends the definition of “market value” in the principal Order so that in relation to animals over 30 months old the market value is the higher of either the price which could have been obtained for the animal in the market or the price which would have applied if the animal had been slaughtered in accordance with Commission Regulation (EC) No. 716/96 (O.J. No. L99, 19.4.96, p. 14).