

## SCHEDULE 1

Article 3

### Specified animal pathogens

#### PART I

1. African horse sickness virus

**Commencement Information**

**I1** Sch. 1 para. 1 in operation at 30.8.2008, see [art. 1](#)

2. African swine fever virus

**Commencement Information**

**I2** Sch. 1 para. 2 in operation at 30.8.2008, see [art. 1](#)

3. Aujeszky's disease virus

**Commencement Information**

**I3** Sch. 1 para. 3 in operation at 30.8.2008, see [art. 1](#)

4. Avian influenza viruses that are —

- (a) uncharacterised;
- (b) Type A viruses which have an intravenous pathogenicity index in six-week-old chickens of greater than 1.2; or
- (c) Type A viruses H5 or H7 subtype for which nucleotide sequencing has demonstrated multiple basic amino acids at the cleavage site of haemagglutinin

**Commencement Information**

**I4** Sch. 1 para. 4 in operation at 30.8.2008, see [art. 1](#)

5. Babesia bovis

**Commencement Information**

**I5** Sch. 1 para. 5 in operation at 30.8.2008, see [art. 1](#)

6. Babesia bigemina

**Commencement Information**

**I6** Sch. 1 para. 6 in operation at 30.8.2008, see [art. 1](#)

7. Babesia caballi

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**Commencement Information**

**I7** Sch. 1 para. 7 in operation at 30.8.2008, see [art. 1](#)

8. Bacillus anthracis

**Commencement Information**

**I8** Sch. 1 para. 8 in operation at 30.8.2008, see [art. 1](#)

9. Bluetongue virus

**Commencement Information**

**I9** Sch. 1 para. 9 in operation at 30.8.2008, see [art. 1](#)

10. Bovine leucosis virus

**Commencement Information**

**I10** Sch. 1 para. 10 in operation at 30.8.2008, see [art. 1](#)

11. Brucella abortus

**Commencement Information**

**I11** Sch. 1 para. 11 in operation at 30.8.2008, see [art. 1](#)

12. Brucella melitensis

**Commencement Information**

**I12** Sch. 1 para. 12 in operation at 30.8.2008, see [art. 1](#)

13. Brucella ovis

**Commencement Information**

**I13** Sch. 1 para. 13 in operation at 30.8.2008, see [art. 1](#)

14. Brucella suis

**Commencement Information**

**I14** Sch. 1 para. 14 in operation at 30.8.2008, see [art. 1](#)

15. Burkholderia mallei

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**Commencement Information**

**I15** Sch. 1 para. 15 in operation at 30.8.2008, see [art. 1](#)

16. Classical swine fever virus

**Commencement Information**

**I16** Sch. 1 para. 16 in operation at 30.8.2008, see [art. 1](#)

17. Cochliomyia hominivorax

**Commencement Information**

**I17** Sch. 1 para. 17 in operation at 30.8.2008, see [art. 1](#)

18. Eastern and Western equine encephalomyelitis viruses

**Commencement Information**

**I18** Sch. 1 para. 18 in operation at 30.8.2008, see [art. 1](#)

19. Echinococcus multilocularis

**Commencement Information**

**I19** Sch. 1 para. 19 in operation at 30.8.2008, see [art. 1](#)

20. Echniococcus granulosus

**Commencement Information**

**I20** Sch. 1 para. 20 in operation at 30.8.2008, see [art. 1](#)

21. Ehrlichia ruminantium

**Commencement Information**

**I21** Sch. 1 para. 21 in operation at 30.8.2008, see [art. 1](#)

22. Equine infectious anemia virus

**Commencement Information**

**I22** Sch. 1 para. 22 in operation at 30.8.2008, see [art. 1](#)

23. Foot and mouth disease virus

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**Commencement Information**

**I23** Sch. 1 para. 23 in operation at 30.8.2008, see [art. 1](#)

24. Hendra disease virus

**Commencement Information**

**I24** Sch. 1 para. 24 in operation at 30.8.2008, see [art. 1](#)

25. Histoplasma farciminosum

**Commencement Information**

**I25** Sch. 1 para. 25 in operation at 30.8.2008, see [art. 1](#)

26. Japanese encephalitis virus

**Commencement Information**

**I26** Sch. 1 para. 26 in operation at 30.8.2008, see [art. 1](#)

27. Lumpy skin disease virus

**Commencement Information**

**I27** Sch. 1 para. 27 in operation at 30.8.2008, see [art. 1](#)

28. Maedi-Visna

**Commencement Information**

**I28** Sch. 1 para. 28 in operation at 30.8.2008, see [art. 1](#)

29. Mycoplasma agalactiae

**Commencement Information**

**I29** Sch. 1 para. 29 in operation at 30.8.2008, see [art. 1](#)

30. Mycoplasma capricolum sub species capripneumoniae

**Commencement Information**

**I30** Sch. 1 para. 30 in operation at 30.8.2008, see [art. 1](#)

31. Mycoplasma mycoides sub species mycoides SC and mycoides LC variants

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**Commencement Information**

**I31** Sch. 1 para. 31 in operation at 30.8.2008, see [art. 1](#)

32. Mycoplasma mycoides var capri

**Commencement Information**

**I32** Sch. 1 para. 32 in operation at 30.8.2008, see [art. 1](#)

33. Newcastle disease (avian paramyxovirus type 1) viruses which are—

- (a) uncharacterised; or
- (b) have an intracerebral pathogenicity index in one-day-old chicks of 0.4 or more, when not less than 10 million 50% egg infectious doses (EID<sub>50</sub>) are administered to each bird in the test.

**Commencement Information**

**I33** Sch. 1 para. 33 in operation at 30.8.2008, see [art. 1](#)

34. Nipah disease virus

**Commencement Information**

**I34** Sch. 1 para. 34 in operation at 30.8.2008, see [art. 1](#)

35. Peste des petits ruminants virus

**Commencement Information**

**I35** Sch. 1 para. 35 in operation at 30.8.2008, see [art. 1](#)

36. Rabies virus and all viruses of the genus Lyssavirus

**Commencement Information**

**I36** Sch. 1 para. 36 in operation at 30.8.2008, see [art. 1](#)

37. Rift Valley Fever virus

**Commencement Information**

**I37** Sch. 1 para. 37 in operation at 30.8.2008, see [art. 1](#)

38. Rinderpest virus

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**Commencement Information**

**I38** Sch. 1 para. 38 in operation at 30.8.2008, see [art. 1](#)

39. St. Louis equine encephalomyelitis virus

**Commencement Information**

**I39** Sch. 1 para. 39 in operation at 30.8.2008, see [art. 1](#)

40. Sheep and goat pox virus

**Commencement Information**

**I40** Sch. 1 para. 40 in operation at 30.8.2008, see [art. 1](#)

41. Swine vesicular disease virus

**Commencement Information**

**I41** Sch. 1 para. 41 in operation at 30.8.2008, see [art. 1](#)

42. Teschen disease virus

**Commencement Information**

**I42** Sch. 1 para. 42 in operation at 30.8.2008, see [art. 1](#)

43. Theileria annulata

**Commencement Information**

**I43** Sch. 1 para. 43 in operation at 30.8.2008, see [art. 1](#)

44. Theileria equi

**Commencement Information**

**I44** Sch. 1 para. 44 in operation at 30.8.2008, see [art. 1](#)

45. Theileria parva

**Commencement Information**

**I45** Sch. 1 para. 45 in operation at 30.8.2008, see [art. 1](#)

46. Trichinella spiralis

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**Commencement Information**

**I46** Sch. 1 para. 46 in operation at 30.8.2008, see [art. 1](#)

47. Trypanosoma brucei

**Commencement Information**

**I47** Sch. 1 para. 47 in operation at 30.8.2008, see [art. 1](#)

48. Trypanosoma congolense

**Commencement Information**

**I48** Sch. 1 para. 48 in operation at 30.8.2008, see [art. 1](#)

49. Trypanosoma equiperdum

**Commencement Information**

**I49** Sch. 1 para. 49 in operation at 30.8.2008, see [art. 1](#)

50. Trypanosoma evansi

**Commencement Information**

**I50** Sch. 1 para. 50 in operation at 30.8.2008, see [art. 1](#)

51. Trypanosoma simiae

**Commencement Information**

**I51** Sch. 1 para. 51 in operation at 30.8.2008, see [art. 1](#)

52. Trypanosoma vivax

**Commencement Information**

**I52** Sch. 1 para. 52 in operation at 30.8.2008, see [art. 1](#)

53. Venezuelan equine encephalomyelitis virus

**Commencement Information**

**I53** Sch. 1 para. 53 in operation at 30.8.2008, see [art. 1](#)

54. Vesicular stomatitis virus

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**Commencement Information**

**I54** Sch. 1 para. 54 in operation at 30.8.2008, see [art. 1](#)

55. West Nile virus

**Commencement Information**

**I55** Sch. 1 para. 55 in operation at 30.8.2008, see [art. 1](#)

## PART II

56. The live virus causing viral haemorrhagic disease of rabbits

**Commencement Information**

**I56** Sch. 1 para. 56 in operation at 30.8.2008, see [art. 1](#)

## SCHEDULE 2

Article 6

### Powers of inspectors

#### General powers of inspectors

1.—(1) The inspector may be accompanied by such other persons as the inspector considers necessary.

(2) For the purposes of enforcing this Order an inspector may—

- (a) take any necessary equipment or materials on to the premises;
- (b) make such examination and investigation as may in any circumstances be necessary, and may direct that the premises, any part of the premises or anything in the premises be left undisturbed (whether generally or in particular respects) for so long as is reasonably necessary for the purpose of any examination or investigation;
- (c) take measurements or photographs or make recordings;
- (d) take samples of any articles or substances, or the atmosphere (both on the premises and in the vicinity of the premises);
- (e) cause any article or substance to be dismantled or subjected to any process or test (but not so as to damage or destroy it unless this is in the circumstances necessary for the purpose of the process or test);
- (f) take possession of any article or substance and detain it for so long as is necessary—
  - (i) to examine it and do to it anything that the inspector has power to do;
  - (ii) to ensure that it is not tampered with before the examination is completed;
  - (iii) to ensure that it is available for use as evidence in any civil or criminal proceedings;
- (g) require any person whom the inspector has reasonable cause to believe to be able to give any information (including that person's name and address) relevant to any examination



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or investigation, to answer (in the absence of persons other than a person nominated by that person to be present and any persons whom the inspector may allow to be present) such questions as the inspector thinks fit to ask and to sign a declaration of the truth of the answers;

- (h) require the production of, inspect, and take copies of any licence issued under this Order or any record, or remove it to enable it to be copied and examined;
- (i) require any person to afford such facilities and assistance with respect to any matters or things within that person's control or in relation to which that person has responsibilities as are necessary to enable the inspector to exercise any of the powers conferred by this Schedule;
- (j) have access to, inspect and check the operation of any computer and any associated apparatus or material that is or has been in use in connection with the records; and for this purpose may require any person having charge of, or otherwise concerned with the operation of, the computer, apparatus or material to afford such assistance as may reasonably be required and, where a record is kept by means of a computer, may require the records to be produced in a form in which they may be taken away.

(3) An inspector who proposes to exercise the power conferred by sub-paragraph (2)(e) in the case of an article or substance found in any premises must, if so requested by a person who at the time is present in and has responsibilities in relation to those premises, cause anything which is to be done by virtue of that power to be done in the presence of that person.

(4) Before exercising the power conferred by sub-paragraph (2)(e) in the case of any article or substance, an inspector must consult such persons as appear appropriate for the purpose of ascertaining what dangers, if any, there may be in doing anything proposed to be done under that power.

(5) Where an inspector takes possession of any article or substance found in any premises, the inspector must leave there, either with a responsible person or, if that is impracticable, fixed in a conspicuous position, a notice giving particulars of that article or substance sufficient to identify it and stating that it has been taken under that power; and before taking possession of any such substance under that power an inspector must, if it is practicable to do so, take a sample of it and give to a responsible person at the premises a portion of the sample marked in a manner sufficient to identify it.

(6) No answer given by a person in pursuance of a requirement imposed under sub-paragraph (2)(g) is admissible in evidence against that person or the spouse or civil partner of that person in any proceedings.

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#### **Commencement Information**

**I57** Sch. 2 para. 1 in operation at 30.8.2008, see [art. 1](#)

#### **Seizure of pathogens**

2.—(1) Where an inspector has reasonable grounds for suspecting that a specified animal pathogen or a carrier is in the possession of a person who does not hold a licence required by this Order or in contravention of a condition of a licence granted under this Order, that inspector may at any time seize, or caused to be seized, such pathogen, carrier or any material in which the inspector reasonably suspects such pathogen to have been kept or into which they reasonably suspect it to be introduced.

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(2) If the inspector considers it expedient to do so, that inspector may for the purpose of preventing the introduction or spreading of disease, detain, treat or destroy any pathogen, carrier or material seized.

**Commencement Information**

**I58** Sch. 2 para. 2 in operation at 30.8.2008, see [art. 1](#)

**Cleansing and disinfection**

3.—(1) An inspector may, by notice served upon the occupier of any premises (including a dwelling house) or upon the owner or person in charge of any vehicle by which a specified pathogen, carrier or material is or has been present in contravention of this Order or of a licence issued under it, require the person on whom the notice was served to cleanse and disinfect such premises, place or vehicle in such manner as that inspector may by such notice specify at the expense of the person on whom the notice is served.

(2) Where the requirements of such a notice have not been complied with, the inspector may carry out or cause to be carried out the cleansing and disinfection specified in the notice at the expense of the person on whom the notice has been served.

**Commencement Information**

**I59** Sch. 2 para. 3 in operation at 30.8.2008, see [art. 1](#)

**Production of licences**

4. Any person acting under the authority of a licence issued under this Order, shall on demand made by an officer of Her Majesty's Customs and Excise, an inspector or by a member of the Police Service of Northern Ireland produce the licence and allow a copy thereof or an extract therefrom to be taken and shall, also on such demand, furnish his name and address.

**Commencement Information**

**I60** Sch. 2 para. 4 in operation at 30.8.2008, see [art. 1](#)

**Status:**

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