

SCOTTISH STATUTORY INSTRUMENTS

2006 No. 45

The Foot-and-Mouth Disease (Slaughter and Vaccination) (Scotland) Regulations 2006

PART 2

Powers of Slaughter

Exemption from slaughter for certain susceptible animals

10.—(1) The Scottish Ministers may, after consulting the Chief Veterinary Officer (Scotland), decide not to slaughter susceptible animals kept in—

- (a) a laboratory, zoo, wildlife park or other premises keeping animals principally for the purposes of display or education of the public, or an enclosed area principally used for shooting;
- (b) the premises of a body, institute or centre which—
 - (i) keeps animals only for the purposes of conservation, display and education of the public, or scientific research or breeding of such animals for research; and
 - (ii) is approved by the Scottish Ministers in relation to those animals in accordance with any provision which gives effect in relation to Scotland to Article 13(2) of Council Directive [92/65/EEC](#) of 13th July 1992 laying down animal health requirements governing trade in certain animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(1) to Directive [1990/425/EEC](#)^{M1}^{F1}, as last amended by Commission Implementing Decision (EU) 2017/2174]; or
- (c) other premises keeping susceptible animals for scientific purposes or purposes related to conservation of species or farm animal genetic resources.

(2) The Scottish Ministers shall not make a decision under paragraph (1) unless they are satisfied that—

- (a) basic European Community interests are not endangered (and in particular they shall take into account any threat of the spread of foot-and-mouth disease to other member States); and
- (b) the measures in place to prevent any risk of spreading the disease virus are adequate.

(3) If the premises consist of two or more separate production units (by virtue of a declaration under article 12(1) of the Order), the Scottish Ministers may decide not to slaughter susceptible animals on free units of those premises.

Textual Amendments

- F1** Words in [reg. 10\(1\)\(b\)\(ii\)](#) inserted (28.2.2019) by [The Environment, Food and Rural Affairs \(Miscellaneous Amendments and Revocations\) \(Scotland\) Regulations 2018 \(S.S.I. 2018/391\)](#), [regs. 1\(1\), 26\(4\)](#)

Status: Point in time view as at 28/02/2019. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the The Foot-and-Mouth Disease (Slaughter and Vaccination) (Scotland) Regulations 2006, Section 10. (See end of Document for details)

Marginal Citations

M1 O.J. No. L 268, 14.9.1992, p54.

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