



Animal Health Act 1981

1981 CHAPTER 22

PART II

DISEASE

Infection

[^{F1}28H Suspension of orders pending appeal

- (1) The operation of any deprivation order or seizure order is suspended until—
 - (a) any period for an appeal against the order has expired;
 - (b) the period for an appeal against the conviction on which the order depends has expired; and
 - (c) any appeal against the order or that conviction has been withdrawn or finally determined.
- (2) Where the operation of a deprivation order or seizure order is suspended under subsection (1), or such an order is not executable because decree has not been extracted, the court may make an order under this subsection (an “interim order”) containing such provision as the court considers appropriate in relation to the keeping of an animal for so long as the first-mentioned order remains suspended or inexecutable.
- (3) An interim order may, in particular, make provision of the sort described in—
 - (a) paragraphs (a) and (b) of subsection (5) of section 28G;
 - (b) paragraph (a) of subsection (6) of that section.
- (4) In determining whether or how to make an interim order, the court must have regard to the desirability of—
 - (a) protecting the value of any animal to which the order applies; and
 - (b) avoiding increasing any expenses which a person may be required to reimburse.]

Status: Point in time view as at 11/01/2021.

Changes to legislation: There are currently no known outstanding effects for the Animal Health Act 1981, Section 28H. (See end of Document for details)

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Textual Amendments

- F1** Ss. 28C-28H inserted (S.) (6.10.2006) by [Animal Health and Welfare \(Scotland\) Act 2006 \(asp 11\)](#), ss. **10**, 55(1) (with s. 54); S.S.I. 2006/482, art. 2

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