
 STATUTORY INSTRUMENTS

1966 No. 568

ANIMALS

DISEASES OF ANIMALS

**The Importation of Horses, Asses and Mules (Amendment)
Order 1966**

<i>Made</i> - - - -	12th May 1966
<i>Laid before Parliament</i>	13th May 1966
<i>Coming into Operation</i>	15th May 1966

The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly, in exercise of the powers vested in them under sections 1, 24, 33, 84 and 85 of the Diseases of Animals Act 1950(a), (as extended by the Diseases of Animals (Extension of Definitions) Order 1952(b) and as read with the Transfer of Functions (Animal Health) Order 1955(c) and, as adapted to air transport, by section 11 of the Agriculture (Miscellaneous Provisions) Act 1954(d) and of all other powers enabling them in that behalf, deeming it expedient to make the following order for preventing the importation of infectious equine anaemia into Great Britain, hereby order as follows:—

Citation and commencement

1. This order, which may be cited as the Importation of Horses, Asses and Mules (Amendment) Order 1966, shall come into operation on 15th May 1966.

Interpretation

2.—(1) In this order—

“licence” means a written licence granted by the Minister or Secretary of State for the purposes of this order;

“the principal order” means the Importation of Horses, Asses and Mules Order 1957(e) as amended by the Importation of Horses, Asses and Mules (African Horse Sickness) (Prohibition) Order 1961(f).

(2) This order shall be construed as one with the principal order.

Prohibition of importation of horses from Europe without a licence

3.—(1) Notwithstanding anything in the principal order, no horse brought to Great Britain from any of the countries referred to in the Schedule hereto shall be landed in Great Britain during the period commencing with 15th May 1966 and ending with 14th November 1966 unless there is a licence in force permitting such landing.

(2) For the purposes of this article a horse is brought from a country if—

(a) its journey to Great Britain started in that country, or

(b) any vessel or aircraft, carrying the horse, in the course of its journey to Great Britain, called at, or landed in, that country.

(a) 1950 c. 36. For change of title of the Minister see S.I. 1955/554 (1955 I, p. 1200).

(b) S.I. 1952/1236 (1952 I, p. 128). (c) S.I. 1955/958 (1955 I, p. 1184).

(d) 1954 c. 39. (e) S.I. 1957/467 (1957 I, p. 159). (f) S.I. 1961/260 (1961 I, p. 436).

(3) A licence may be granted subject to any conditions which in the opinion of the Minister or Secretary of State are expedient for the purpose of preventing the introduction of infectious equine anaemia into Great Britain.

Compliance with conditions of licence

4.—(1) It shall be the duty of the person to whom a licence is granted to ensure that the conditions of the licence, so long as they remain in force, are complied with and are brought to the notice of every person who for the time being is the owner of, or is in possession or in charge of, the horse to which the licence relates.

(2) The conditions of the licence shall be binding upon every such person as is referred to in the preceding paragraph, and every contravention of, or failure to comply with, a condition of the licence by such a person shall be an offence by him against the Diseases of Animals Act 1950.

Power to detain horse on breach of condition

5.—(1) Where a condition of a licence is not complied with, the Minister or Secretary of State may, without prejudice to any proceedings which may be taken against any person by virtue of the last foregoing article, take possession of the horse to which the licence relates and detain it for so long as is necessary to ensure that the conditions of the licence are complied with.

(2) Any expenses incurred by the Minister or Secretary of State in taking possession of or detaining a horse under the provisions of this article may be recovered by him as a debt from the person to whom the licence was granted or the person who was the owner of the horse at the time when the breach of condition occurred.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 12th May 1966.

(L.S.)

Frederick Peart,

Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland on 12th May 1966.

(L.S.)

William Ross,

Secretary of State for Scotland.

Article 3(1)

SCHEDULE

**COUNTRIES FROM WHICH HORSES MAY NOT BE BROUGHT TO GREAT BRITAIN
AND LANDED WITHOUT A LICENCE**

All countries in Europe, except the following:—

Channel Islands,
Isle of Man,
Northern Ireland,
Republic of Ireland,
Turkey,
U.S.S.R.

EXPLANATORY NOTE

(This Note is not part of the order.)

This order, made under the Diseases of Animals Act 1950, prohibits the landing of horses in Great Britain from European countries without a licence from the Minister of Agriculture, Fisheries and Food or the Secretary of State for Scotland. A disease known as swamp fever, which has broken out in France, is believed to be infectious equine anaemia, and the order is made to prevent the introduction of this latter disease into Great Britain. The prohibition, unless extended by a subsequent order, will be for a period of 6 months from 15th May 1966. Conditions may be imposed in licences, and contraventions can be enforced by prosecution of the offender and detention of the horse.