

1974 No. 1775
HEALTH AND SAFETY
**The Anthrax Prevention Act 1919
(Repeals and Modifications) Regulations 1974**

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| <i>Made</i> - - - - | 28th October 1974 |
| <i>Laid before Parliament</i> | 7th November 1974 |
| <i>Coming into Operation</i> | 1st January 1975 |

The Secretary of State in exercise of the powers conferred on him by sections 15(1) and (3)(a) and 82(3)(a) of the Health and Safety at Work etc. Act 1974(a) (“the 1974 Act”) and of all other powers enabling him in that behalf, and after consultation with the Health and Safety Commission and such other bodies as appeared to him to be appropriate, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Anthrax Prevention Act 1919 (Repeals and Modifications) Regulations 1974 and shall come into operation on 1st January 1975.

(2) The Interpretation Act 1889(b) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Repeal

2. The Anthrax Prevention Act 1919(c) (“the 1919 Act”) is hereby repealed in so far as it relates to Great Britain.

Modification of the Anthrax Prevention Order 1971

3.—(1) Notwithstanding Regulation 2 above, the Anthrax Prevention Order 1971(d) (“the 1971 Order”) shall continue in force, subject to the modifications specified in paragraph (2) of this Regulation.

(2) In Article 2(2) of and in paragraphs 3(b), 4(b) and 6(b) of the Schedule to the 1971 Order, for the references to the Secretary of State there shall be substituted references to the Health and Safety Executive.

(a) 1974 c. 37.
(c) 1919 c. 23.

(b) 1889 c. 63.
(d) S.I. 1971/1234 (1971 II, p. 3584).

Supplemental

4.—(1) These Regulations shall not affect the validity of anything done under the 1919 Act before the coming into operation of the Regulations; and anything which at the coming into operation of the Regulations is in process of being done under the 1919 Act by or in relation to the Secretary of State may be continued by or in relation to the Health and Safety Executive.

(2) Without prejudice to paragraph (1) of this Regulation, approvals and authorisations given by the Secretary of State under the 1971 Order shall continue in effect as if given by the said Executive.

(3) Any document relating to the functions under the 1919 Act of the Secretary of State shall have effect, so far as may be necessary for the purpose of or in consequence of the provisions of these Regulations, as if any reference to, or to the department or any officer of, the Secretary of State were a reference to, or to an officer of, the said Executive.

Signed by order of the Secretary of State.

28th October 1974.

Harold Walker,

Joint Parliamentary Under Secretary of State,
Department of Employment.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

The Anthrax Prevention Act 1919 enables provision to be made by Order in Council for controlling the importation into the United Kingdom of goods infected or likely to be infected with anthrax. It also enables the Secretary of State to make arrangements for the disinfection of infected goods.

These Regulations repeal the Anthrax Prevention Act 1919 in so far as it relates to Great Britain, its provisions to that extent being superseded by the wider powers contained in the Health and Safety at Work etc. Act 1974.

The Anthrax Prevention Order 1971 is preserved subject to modifications necessary to secure the transfer of functions under it from the Secretary of State to the Health and Safety Executive.

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