

STATUTORY INSTRUMENTS

2006 No. 2702

The Avian Influenza and Influenza of Avian Origin in Mammals (England) (No.2) Order 2006

PART 3

Measures on suspicion of avian influenza

Veterinary inquiries and sampling

12.—^[F1](1) The Secretary of State must ensure that a veterinary inquiry is started at a suspect premises as soon as reasonably practicable if he suspects—

- (a) that poultry, other captive birds or kept mammals on the premises—
 - (i) are infected with avian influenza virus; or
 - (ii) have been moved to those premises from premises where avian influenza or influenza of avian origin is suspected or has been confirmed; or
- (b) that infection may have been present on the premises in the preceding 56 days.]

(2) If the Secretary of State has authorised a veterinary inspector or another veterinary surgeon to take samples from poultry ^[F2], other captive birds or kept mammals] on premises other than suspect premises or other than for the purposes of the veterinary inquiry referred to in paragraph (1), he must direct by notice to the occupier of the premises ^[F3]which] of the measures in Schedule 1 ^[F4]or Schedule 9] apply to the premises.

^[F5](3) The Secretary of State must ensure that any veterinary inquiry conducted under paragraph (1) or (2) is conducted in accordance with the procedures set out in the diagnostic manual.]

^[F6](4) A veterinary inquiry under paragraph (1) conducted at premises where mammals are kept may be carried out whether or not—

- (a) poultry or other captive birds are kept on the premises; or
- (b) avian influenza virus is present or has been present on the premises in the preceding 56 days.]

Textual Amendments

- F1** Art. 12(1) substituted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), **4(10)(a)**
- F2** Words in art. 12(2) substituted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), **4(10)(b)(i)**
- F3** Word in art. 12(2) substituted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), **4(10)(b)(ii)**
- F4** Words in art. 12(2) inserted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), **4(10)(b)(iii)**

Changes to legislation: There are currently no known outstanding effects for the *The Avian Influenza and Influenza of Avian Origin in Mammals (England) (No.2) Order 2006, Section 12.* (See end of Document for details)

- F5** Art. 12(3) inserted (21.12.2021) by The Exotic Animal Disease (Amendment) (England) Order 2021 (S.I. 2021/1472), arts. 1(1), **3(3)**
- F6** Art. 12(4) inserted (20.12.2023) by The Exotic Disease (Amendment) (England) Order 2023 (S.I. 2023/1415), arts. 1(1), **4(10)(c)**

Changes to legislation:

There are currently no known outstanding effects for the The Avian Influenza and Influenza of Avian Origin in Mammals (England) (No.2) Order 2006, Section 12.