

STATUTORY INSTRUMENTS

**2006 No. 2702**

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

**PART 6**

Measures on confirmation of low pathogenic avian influenza

**Measures on special category premises**

**50.**—(1) The occupier of infected premises which are special category premises where poultry and other captive birds are not killed [<sup>F1</sup>or slaughtered] under paragraph 5 of Schedule 3 to the Act must ensure that—

- (a) poultry and other captive birds are—
  - (i) housed; or
  - (ii) isolated (if so directed by a veterinary inspector on the basis that housing is impractical or would adversely affect the birds' welfare to a significant degree);
- (b) no poultry or other captive bird is moved from the premises except—
  - (i) to a designated slaughterhouse or other premises in accordance with a licence granted by a veterinary inspector; <sup>F2</sup>...
  - <sup>F3</sup>(ii) .....

(2) The occupier of the premises must take all reasonable steps to minimise contact between birds isolated under paragraph (1)(a)(ii) and wild birds.

(3) A veterinary inspector must not grant a licence under paragraph (1)(b) unless he is satisfied, following tests on the birds, that there is not a significant risk that the proposed movement would spread highly pathogenic avian influenza [<sup>F4</sup>virus].

**Textual Amendments**

- F1** Words in art. 50(1) inserted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), [4\(27\)\(a\)\(i\)](#)
- F2** Word in art. 50(1)(b)(i) omitted (20.12.2023) by virtue of [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), [4\(27\)\(a\)\(ii\)](#)
- F3** Art. 50(1)(b)(ii) omitted (20.12.2023) by virtue of [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), [4\(27\)\(a\)\(iii\)](#)
- F4** Word in art. 50(3) inserted (20.12.2023) by [The Exotic Disease \(Amendment\) \(England\) Order 2023 \(S.I. 2023/1415\)](#), arts. 1(1), [4\(27\)\(b\)](#)

**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 50.