
WELSH STATUTORY INSTRUMENTS

2005 No. 3384

**The Avian Influenza (Preventive Measures)
(Wales) (No. 2) Regulations 2005**

Powers of inspectors in case of default

11.—(1) If a person fails to comply with a requirement of these Regulations or of a declaration, notice or licence under them, a veterinary inspector or an inspector may take any steps he or she considers necessary to ensure the requirement is met, including —

- (a) seizing, detaining or disposing of any bird moved, kept or otherwise dealt with in breach of these Regulations and of any such declaration, notice or licence; and
- (b) directing any person to take or refrain from specified action in respect of any place, bird, animal, vehicle, product or other thing.

(2) Any steps taken are without prejudice to proceedings for an offence arising out of the default.

(3) The person in default must reimburse any reasonable expenses incurred by the National Assembly or the local authority in taking such steps and any such reimbursement is recoverable summarily.

Commencement Information

11 Reg. 11 in force at 9.12.2005, see [reg. 1](#)

Changes to legislation:

The Avian Influenza (Preventive Measures) (Wales) (No. 2) Regulations 2005, Section 11 is up to date with all changes known to be in force on or before 28 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Instrument rev by [S.I. 2006/2803 reg 23](#)