

---

WELSH STATUTORY INSTRUMENTS

---

**2006 No. 1762**

**The Avian Influenza and Influenza of Avian  
Origin in Mammals (Wales) Order 2006**

**PART 4**

**Measures on confirmation of highly pathogenic avian  
influenza at premises other than regulated places**

**Declaration of protection, surveillance and restricted zones**

**28.**—(1) The National Assembly must, on confirmation by the Chief Veterinary Officer of highly pathogenic avian influenza on premises in Wales, declare a protection zone and a surveillance zone around the infected premises.

(2) The National Assembly must, on confirmation by the Chief Veterinary Officer of highly pathogenic avian influenza in an area of England which is 3 kilometres or less from Wales, declare a protection zone and a surveillance zone in Wales.

(3) The National Assembly must, on confirmation by the Chief Veterinary Officer of highly pathogenic avian influenza in an area of England which is more than 3 and up to 10 kilometres from Wales—

- (a) declare a surveillance zone in Wales; and
- (b) declare a protection zone in Wales (if it considers it necessary to prevent the spread of avian influenza).

(4) The National Assembly may declare protection and surveillance zones in Wales on confirmation by the Chief Veterinary Officer of highly pathogenic avian influenza in an area of England or Scotland which is more than 10 kilometres from Wales.

(5) The National Assembly must, if it considers it necessary to reduce the risk of the spread of avian influenza, declare one or more restricted zones in addition to protection and surveillance zones.

(6) Paragraphs (1), (2) and (3) do not affect the power of the National Assembly to disapply measures or to apply alternative measures under articles 30(2), 31(2) and 33.