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STATUTORY INSTRUMENTS

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**1976 No. 1040**

**Animals (Northern Ireland) Order 1976**

**Duty to take care to prevent damage from animals straying onto the public road**

7.—(1) So much of the rules of the common law relating to liability for negligence as excludes or restricts the duty which a person might owe to others to take such care as is reasonable to see that damage is not caused by animals straying onto a public road is hereby abolished.

(2) Where damage is caused by animals straying from unfenced land onto a public road a person who placed them on the land shall not be regarded as having committed a breach of the duty to take care by reason only of placing them there if—

- (a) the land is situated in an area where fencing is not customary; and
- (b) he had a right to place the animals on that land.

**Changes to legislation:**

Animals (Northern Ireland) Order 1976, Section 7 is up to date with all changes known to be in force on or before 28 May 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 am. (prosp.) by [1998 c. 32 s.74\(1\)Sch.4 para. 11](#)