

STATUTORY INSTRUMENTS

**2003 No. 130**

**ANIMALS, ENGLAND**

**ANIMAL HEALTH**

**<sup>F1</sup>The Bluetongue Order 2003**

*Made* - - - - *28th January 2003*

*Coming into force* - - *19th February 2003*

The Secretary of State for Environment, Food and Rural Affairs, in exercise of her powers under sections 1, 7(1), 8(1), 15(4), 17(1), 23, 25, 32, 34, 35, 36, 83(2) and 88(2) of the Animal Health Act 1981 makes the following Order:

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with **art. 4**)

**Title, commencement and extent**

<sup>F1</sup>**1.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with **art. 4**)

**Interpretation**

<sup>F1</sup>**2.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with **art. 4**)

**Extension of definition of “disease”**

<sup>F1</sup>**3.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with **art. 4**)

**Exemption for activities authorised under the Specified Animal Pathogens Order 1998**

**F14.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Vaccination against the disease**

**F15.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Initial requirements where disease is known or suspected to exist**

**F16.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Isolation of animals**

**F17.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Notification by inspectors**

**F18.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Powers of veterinary inspectors and officers**

**F19.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

**Measures when the disease is confirmed**

**F110.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Restrictions in protection and surveillance zones

**F111.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Powers of inspectors and officers in protection and surveillance zones

**F112.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Disease in Scotland and Wales

**F112A.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Declarations of zones

**F112B.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Slaughter of animals

**F113.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## General duties of occupiers and keepers

**F114.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Powers of inspectors in case of default

**F115.** .....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

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*Changes to legislation: There are currently no known outstanding effects for the The Bluetongue Order 2003. (See end of Document for details)*

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## General powers of inspectors

<sup>F1</sup>16. ....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Enforcement and offences

<sup>F1</sup>17. ....

**F1** Order revoked (except for art. 18) (2.11.2007) by [The Bluetongue Order 2007 \(S.I. 2007/3154\)](#), **art. 27(a)** (with [art. 4](#))

## Revocations

**18.** The Specified Diseases (Notification and Slaughter) Order 1992 <sup>M1</sup> and the Specified Diseases (Notification) Order 1996 <sup>M2</sup> are revoked insofar as they apply to bluetongue.

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### Marginal Citations

**M1** [S.I. 1992/3159](#).

**M2** [S.I. 1996/2628](#).

*Elliot Morley*  
Parliamentary Under-Secretary of State,  
Department for Environment, Food and Rural  
Affairs

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order implements Council Directive [2000/75/EC](#) laying down specific provisions for the control and eradication of bluetongue (OJ No. L327, 22.12.2000, p. 74).

Articles 1, 2 and 3 contain introductory provisions, including definitions of certain terms used in the Order. Article 4 provides that certain activities authorised under the Specified Animal Pathogens Order 1998 (S.I. 1998/463) are not covered by the Order. Article 5 prohibits unauthorised vaccination against the disease.

Articles 6 to 9 concern measures to be taken when bluetongue is known or suspected to exist on premises. Articles 6 and 7 provide for notification to be given to the Divisional Veterinary Manager and for the isolation of animals when disease is known to exist or is suspected. Article 8 provides for the service of notices by inspectors requiring compliance with certain restrictions. The general powers of veterinary inspectors and of officers of the Secretary of State are set out in sections 63 and 64A of the Animal Health Act 1981. Article 9 of this Order provides the specifics as to the exercise of certain of these powers when an outbreak of bluetongue is suspected.

Articles 10 to 13 concern measures to be taken when an outbreak of bluetongue has been confirmed. Article 10 provides for the service of notices. Articles 11 and 12 set out the restrictions which apply in areas declared to be infected areas by the Secretary of State under the Act. Article 13 applies provisions in that Act relating to the slaughter of animals.

Article 14 sets out the general duties of occupiers and keepers under the Order. Article 15 sets out the powers of inspectors when the requirements in notices served by them are not complied with. Article 16 sets out their general powers. Article 17 provides that the Order shall be executed and enforced by the local authority. Article 18 revokes the Specified Diseases (Notification and Slaughter) Order 1992 (S.I. 1992/3159) and the Specified Diseases (Notification) Order 1996 (S.I. 1996/2628) insofar as they apply to bluetongue.

Failure to comply with this Order is an offence under section 73 of the Animal Health Act 1981.

A Regulatory Impact Assessment has been prepared and placed in the library of each House of Parliament. Copies can be obtained from the Animal Health (Disease Control) Division, Department for Environment, Food and Rural Affairs.

**Changes to legislation:**

There are currently no known outstanding effects for the The Bluetongue Order 2003.