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STATUTORY INSTRUMENTS

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**2006 No. 2703**

**The Avian Influenza (Vaccination) (England) Regulations 2006**

**Powers of inspectors**

**19.**—(1) An inspector may, when performing his functions under these Regulations, require by notice the person in charge of any vehicle or equipment to cleanse and disinfect it.

(2) A veterinary inspector or an inspector acting under his direction may, when performing his functions under these Regulations—

- (a) cleanse and disinfect any part of premises or any thing on those premises;
- (b) require, by notice, the occupier of any premises to cleanse and disinfect any part of those premises or any thing on those premises;
- (c) require, by notice, the occupier of any premises or the keeper of any poultry or other captive bird—
  - (i) to keep or isolate any poultry, other captive bird or animal in a specified place;
  - (ii) to separate any poultry, other captive bird or animal from any other animal or bird.

(3) The following provisions of the Act apply as if these Regulations were an Order made under the Act<sup>(1)</sup>—

- (a) section 63 (general powers of inspectors);
- (b) section 64 (powers of inspectors as to poultry);
- (c) section 64A<sup>(2)</sup> (powers of inspectors relating to Community obligations);
- (d) section 65(1) to (3) (power to detain vessels and aircraft).

(4) Section 65A of the Act<sup>(3)</sup> (inspection of vehicles) applies as if—

- (a) these Regulations were an Order made under the Act;
- (b) the definition of poultry in section 87(4) of the Act were extended to include all birds; and
- (c) every vaccination zone or premises specified in a vaccination notice were designated for the duration of its existence for the purposes of that section.

(5) An inspector who enters any premises under regulation 8 or paragraph (3) may—

- (a) mark any bird or other thing for identification purposes;
- (b) take samples from any bird;
- (c) take with him such people and things as he considers necessary.

(6) Any person who enters premises under paragraph (5)(c) may return to them unaccompanied to take any further steps necessary to execute or enforce these Regulations.

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(1) The definition of poultry in section 87(4) of the Act was extended to include poultry and other captive birds, as defined in these Regulations, by [S.I. 2006/2702](#).

(2) Section 64A was inserted by [S.I. 1992/3293](#), regulation 2.

(3) Section 65A was inserted by the Animal Health Act 2002 ([c.42](#)), section 10.

**Changes to legislation:**

There are currently no known outstanding effects for the The Avian Influenza (Vaccination) (England) Regulations 2006, Section 19.