
WELSH STATUTORY INSTRUMENTS

2011 No. 692

The Tuberculosis (Wales) Order 2011

PART 1

General

Title, commencement and application

1. The title of this Order is the Tuberculosis (Wales) Order 2011; it applies in relation to Wales and comes into force on 31 March 2011.

Interpretation

2. In this Order—

“the Act” (“*y Ddeddf*”) means the Animal Health Act 1981;

“affected animal” (“*anifail yr effeithiwyd arno*”) means a non-bovine animal which is affected with tuberculous emaciation, or is excreting or discharging tuberculous material, or is affected with a chronic cough, or shows any other clinical signs of tuberculosis;

“approved disinfectant” (“*diheintydd cymeradwy*”) means a disinfectant that is approved for use against tuberculosis in accordance with the Diseases of Animals (Approved Disinfectants) (Wales) Order 2007(1);

“keeper” (“*ceidwad*”) means any person who owns or is responsible for a non-bovine animal whether on a permanent or temporary basis, but it does not include a person responsible for a non-bovine animal solely because the person is transporting it;

“non-bovine animal” (“*anifail nad yw'n anifail buchol*”) means a deer, goat, alpaca, guanaco, llama or vicuna;

“premises” (“*mangre*”) includes—

- (a) land or buildings; and
- (b) any other place including, in particular, a vehicle, a vessel, an aircraft, or a tent or other moveable structure;

“relevant test” (“*prawf perthnasol*”) means a diagnostic test for tuberculosis which is approved by the Welsh Ministers;

“suspected animal” (“*anifail dan amheuaeth*”) means a non-bovine animal which is suspected of being affected with tuberculosis and includes a non-bovine animal that has been in close contact with such a non-bovine animal;

“tuberculosis” (“*twbercwlosis*”) means infection with *Mycobacterium bovis* (*M.bovis*); and

“veterinary improvement notice” (“*hysbysiad gwella milfeddygol*”) means a notice served under article 8 (veterinary improvement notice).

Revocations and amendments

- 3.—(1) The following Orders are revoked insofar as they apply in relation to Wales—
- (a) the Tuberculosis (Deer) Order 1989⁽²⁾; and
 - (b) the Tuberculosis (Deer) Notice of Intended Slaughter and Compensation Order 1989⁽³⁾.
- (2) In the Tuberculosis (Wales) Order 2010⁽⁴⁾—
- (a) in article 12(1) (tuberculosis testing) for “by” substitute “before”; and
 - (b) in article 22(1) (isolation of *M. Bovis* in a laboratory) for “Veterinary Laboratories Agency” substitute “Welsh Ministers”.

Savings and transition

- 4.—(1) Any notice or licence issued, or approval or consent granted, under the Tuberculosis (Deer) Order 1989 or the Tuberculosis (Deer) Notice of Intended Slaughter and Compensation Order 1989 and which has effect at the coming into force of this Order remains in force as if it were a notice or licence issued, or approval or consent granted, under this Order.
- (2) This Order applies in relation to a notice served under the Tuberculosis (Deer) Notice of Intended Slaughter and Compensation Order 1989 as it applies to a notice served under this Order.

⁽²⁾ S.I. 1989/878.

⁽³⁾ S.I. 1989/1316.

⁽⁴⁾ S.I. 2010/1379 (W.122).