



Jersey

**RABIES (IMPORTATION OF DOGS,
CATS AND OTHER MAMMALS)
(JERSEY) ORDER 1976**

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Jersey

RABIES (IMPORTATION OF DOGS, CATS AND OTHER MAMMALS) (JERSEY) ORDER 1976

Arrangement

Article

1	Interpretation	5
2	Prohibition on landing of animals in Jersey	6
3	Detention and isolation in quarantine.....	7
4	Release from quarantine.....	9
5	Vaccination of dogs and cats in quarantine.....	9
6	Control of movement of animals after landing	9
7	Authorized quarantine premises.....	10
8	Authorized carrying agents	10
9	Records.....	10
10	Detention of animals on board vessels in harbour	11
11	Action in case of illegal landing or breach of quarantine.....	12
12	Power to destroy imported animals	12
13	Contact animals	13
14	Offences and penalties	13
15	Citation.....	13

SCHEDULE

		14
ANIMALS TO WHICH ORDER APPLIES		14
PART 1		14
PART 2		14
PART 3		15

Supporting Documents

ENDNOTES	16
Table of Legislation History.....	16
Table of Renumbered Provisions	16
Table of Endnote References	17



Jersey

RABIES (IMPORTATION OF DOGS, CATS AND OTHER MAMMALS) (JERSEY) ORDER 1976¹

THE ECONOMIC DEVELOPMENT COMMITTEE, in pursuance of Articles 1, 13, 14 and 42 of the Diseases of Animals (Jersey) Law 1956², (and as extended, as respects Article 13 thereof, by Articles 6 and 7 of the Diseases of Animals (Rabies) (Jersey) Law 1976³), for the purpose of preventing the introduction of rabies into Jersey, orders as follows –

Commencement [[see endnotes](#)]

1 Interpretation

(1) In this Order, unless the context otherwise requires –

“animal” means an animal (other than human) belonging to any of the orders of mammals specified in Part 1 and Part 2 of the Schedule;

“authorized carrying agent” means a person authorized by the Minister under Article 8 to carry animals;

“authorized quarantine premises” means premises approved by the Minister under Article 7 for use for the detention and isolation of animals in quarantine;

“cat” means an animal belonging to the species *Felis catus* of the order of mammals *Carnivora*;

“contact animal” means an animal belonging to any of the orders of mammals specified in Part 3 of the Schedule;

“dog” means an animal belonging to the species *Canis familiaris* of the order of mammals *Carnivora*;

“Law” means the Diseases of Animals (Jersey) Law 1956⁴, as extended, as respects Article 13 thereof, by Articles 6 and 7 of the Diseases of Animals (Rabies) (Jersey) Law 1976⁵;

“Pet Animals Regulations” means the Non-Commercial Movement of Pet Animals (Jersey) Regulations 2006^{6, 7}.

- (2) For the purposes of this Order and for the purposes of Articles 3, 13, 14, 34, 35, 40 and 42 of the Law insofar as they may be applicable to the making, administration and enforcement of this Order in its application to rabies –
- (a) the definition of “animals” in Article 1 of the Law is extended to include any animal (other than human) belonging to the orders of mammals specified in Parts 1, 2 and 3 of the Schedule;
 - (b) the definition of “disease” in Article 1 of the Law is extended so as to include rabies.
- (3) For the purposes of this Order, an animal shall be deemed to have been landed in Jersey immediately it is unloaded or taken out of, or in any other manner leaves or escapes from, a vessel or aircraft, and “land” and “landing” shall be construed accordingly:
- Provided that this paragraph shall not apply in respect of an animal which is, under the authority of an inspector, transported by water directly from one vessel to another, without the boat in which the animal is carried touching land, or the animal being put on land.
- (4) Words and phrases used in this Order shall, unless the context otherwise requires, have the same respective meanings as in the Pet Animals Regulations.⁸

2 Prohibition on landing of animals in Jersey

- (1) Subject to the provisions of this Order, the landing in Jersey of an animal brought from a place outside Jersey is prohibited, except under the authority, and in accordance with the terms and conditions, of a licence previously granted by or on behalf of the Minister.
- (2) The prohibition on landing contained in paragraph (1) shall not apply to an animal brought to Jersey –
- (a) from any other part of the British Islands if the animal –
 - (i) has never been outside the British Islands,
 - (ii) has been brought into the British Islands under the Community Regulation and a provision prescribing the same requirements that are prescribed by Regulation 6 of the Pet Animals Regulations, or
 - (iii) has been detained and isolated in quarantine for a period of at least 6 months before being landed in Jersey; and
 - (b) under the Community Regulation and the Pet Animals Regulations.⁹
- (3) No animal shall be landed in Jersey elsewhere than at the Port of St. Helier, the Port of Gorey or St. Peter’s Airport, except –
- (a) under the authority of a licence previously granted by or on behalf of the Minister, where exceptional circumstances exist in connection with the bringing to Jersey of a particular animal;
 - (b) under the authority of the Veterinary Officer, where the vessel or, as the case may be, the aircraft which is bringing the animal to

Jersey is ordered or forced to be diverted in the interest of safety, or in the light of other exceptional circumstances; or

- (c) an animal brought to Jersey in accordance with Article 2(2)(a).¹⁰
- (4) Notwithstanding the provisions of paragraph (2), if at any time the Minister has reason to believe that there is an outbreak of rabies in one of the territories referred to in that paragraph, and considers it necessary to act urgently to prevent the introduction of that disease into Jersey, the Minister may direct that paragraph (1) shall apply to animals brought to Jersey from that territory, and any such direction shall remain in force for a period of 28 days unless revoked by a subsequent direction before the end of that period.
- (5) The Minister shall take all reasonable steps to bring any direction made under paragraph (4) to the notice of any person who is likely to be affected by it, and, in any proceedings for an offence arising by virtue only of the direction, it shall be a defence that at the time when the offence was committed the accused had no reason to believe that the direction was in existence.
- (6) For the purposes of this Order, an animal which –
- (a) is taken from a place in Jersey, the Bailiwick of Guernsey, Great Britain, the Isle of Man, Northern Ireland or the Republic of Ireland, to a place outside those territories (whether or not it is landed at that place, or comes into contact with any animal while there, or during the journey thereto or therefrom); or
- (b) while outside Jersey, comes into contact with an animal to which, if it were brought to Jersey, the prohibition on landing contained in Article 2(1) would apply,
- shall, when landed in Jersey, be deemed to be an animal brought from a place outside those territories.
- (7) A carrier complying with Regulation 8(5)(b) of the Pet Animals Regulations is not in breach of paragraph (1) in respect of the animal concerned.¹¹

3 Detention and isolation in quarantine

- (1) Where an animal specified in Part 1 of the Schedule is landed in Jersey in accordance with a licence granted under Article 2, it shall, after being so landed, be immediately detained and isolated in quarantine at its owner's expense for the rest of its life, at such premises and subject to such conditions as may be specified in the licence; and any animal so specified which is born in Jersey (whether or not its parents or any one of them was brought from a place outside Jersey) shall similarly be detained and isolated in quarantine for life.
- (2) Where an animal specified in Part 2 of the Schedule is landed in Jersey in accordance with a licence granted under Article 2, it shall, after being so landed, be immediately detained and isolated in quarantine at its owner's expense –

- (a) for a period of 6 months; or
- (b) in the case of an animal brought to Jersey from a place in the Bailiwick of Guernsey, Great Britain, the Isle of Man, Northern Ireland or the Republic of Ireland before the end of a period of detention and isolation in quarantine in that place for such period as will ensure that the animal is detained and isolated in quarantine for an aggregate period of not less than 6 months from the date of its landing in that place,

at such premises and subject to such conditions as may be specified in the licence; and any offspring which is born to any such animal during the period of its detention and isolation in quarantine shall similarly be detained and isolated at its owner's expense for the remainder of the period applying in respect of its dam, or for such shorter period, and at such premises and subject to such conditions, as the Veterinary Officer may in any particular case direct.

- (2A) However, paragraph (2) does not apply to any animal of the Orders Rodentia and Lagomorpha where a licence granted under Article 2 states that it is being brought into Jersey –
 - (a) for use at research premises in connection with scientific research; or
 - (b) to the Durrell Wildlife Conservation Trust.¹²
- (3) The Minister may by licence permit 2 or more animals required to be detained under paragraph (1) or (2) to be kept together in quarantine, subject to such conditions as may be specified in the licence:

Provided that, where the licence is granted in respect of 2 or more animals to which paragraph (2) applies, the period of quarantine referred to in that paragraph shall, unless the Veterinary Officer otherwise directs, be computed in respect of all the animals to which the licence relates by reference to the latest date on which any such animal was landed in Jersey.

- (4) The Minister, if satisfied that exceptional circumstances exist, may by licence permit other animals to be kept with animals being detained in quarantine under paragraph (1) or (2), subject to compliance with such conditions as may be specified in the licence; and where an animal to which such a licence relates has been in contact with an animal detained under those paragraphs, it shall remain in quarantine at its owner's expense for the remainder of the period applying in respect of the animal with which it has been in contact, or for such shorter period as the Minister may in any particular case direct, and be treated for the purposes of this Order as an animal which has been brought to Jersey from a place outside it.
- (5) Notwithstanding paragraphs (1), (2), (3) and (4), if an outbreak of rabies occurs at authorized quarantine premises, or the Minister has reason to suspect that an animal detained or previously detained at such premises may be or may have been affected with that disease, the Minister may, without prejudice to the Rabies (Control) (Jersey) Order 1976¹³, by notice served on the person supervising the premises, and (where practicable) on the owner of any animal detained there require that any such animal be

detained and isolated at its owner's expense for such longer period as may be specified in the notice, and subject to such conditions as may be so specified.

4 Release from quarantine¹⁴

If a pet animal that is a dog, cat or ferret has been detained and isolated in quarantine under Article 3(2), the Minister may grant a licence releasing it from quarantine if satisfied that a person would be entitled to bring the animal into Jersey under the Community Regulation and the Pet Animals Regulations.

5 Vaccination of dogs and cats in quarantine

- (1) During the period of its detention and isolation in quarantine under Article 3(2), every dog and cat shall, at its owner's expense, be vaccinated against rabies with a vaccine approved for the purpose by the Minister, in such manner, and on such number of occasions and at such intervals, as the Veterinary Officer may require either generally, or in a particular case.¹⁵
- (2) The requirement to vaccinate against rabies in paragraph (1) shall not apply in any case where the Minister is satisfied that –
 - (a) the animal in question has been vaccinated (and revaccinated if applicable) under the Community Regulation; and
 - (b) a neutralising antibody titration has been carried out on a blood sample from that animal under the Community Regulation and the Pet Animals Regulations and has met the requirements of the Community Regulation.¹⁶

6 Control of movement of animals after landing

- (1) When an animal is landed in Jersey in accordance with a licence granted under Article 2 (other than an animal brought into Jersey that is exempted from quarantine by Article 3(2A)), the person in charge of the animal at the time of landing shall hand it over immediately to the authorized carrying agent named in the licence, who shall forthwith remove the animal to the authorized quarantine premises specified in the licence.¹⁷
- (2) An animal shall not be moved from the authorized quarantine premises specified in the licence during the period of its detention and isolation in quarantine except to other authorized quarantine premises, or to a vessel or aircraft for exportation, and in either case only by an authorized carrying agent, and in accordance with the terms and conditions of a further licence granted by the Minister:

Provided that, if the Veterinary Officer is satisfied that an animal is in urgent need of veterinary treatment of a kind which cannot be administered at the authorized quarantine premises where the animal is, the Veterinary Officer may authorize the movement of the animal by an authorized carrying agent to a place at which such treatment can be

administered, subject to compliance with such conditions as he or she may consider appropriate; and the person supervising the authorized quarantine premises where the animal is shall ensure that all such conditions are complied with.

7 Authorized quarantine premises

- (1) No premises shall be used for the detention and isolation in quarantine of an animal to which this Order applies except with the approval of, and subject to such terms and conditions as may be determined by, the Minister and unless they are under the supervision of a person authorized to act in that behalf by the Minister.
- (2) The Minister may at any time withdraw an approval or authorization given under paragraph (1), or vary the terms or conditions subject to which it was given, but without prejudice to anything lawfully done pursuant thereto before such withdrawal or variation takes effect.

8 Authorized carrying agents

- (1) The Minister may in writing authorize any person as carrying agent for the purposes of this Order, and any such authorization may be issued for such period, and given subject to such terms and conditions, as may be specified therein.
- (2) An authorization given by the Minister under paragraph (1) may relate generally to the movement of animals to which this Order applies, or to any class or species of such animals, or to the movement of a specified animal or specified animals on an occasion or on occasions so specified.
- (3) The Minister may at any time withdraw an authorization given under paragraph (1), or vary the terms and conditions subject to which it was given, but without prejudice to anything lawfully done pursuant thereto before such withdrawal or variation takes effect.

9 Records

- (1) The person in charge of authorized quarantine premises shall adopt such system for the identification of animals received at such premises, and shall keep such records in relation to their receipt, treatment and subsequent release, or death, and other matters, as may be required by the Minister, either generally or in a particular case.
- (2) Every entry in such a record shall be made in a permanent and legible form within 36 hours of the event which is required by this Article to be recorded.
- (3) Every entry in such a record shall be retained by the person whose duty it is to keep such records for a period of at least 12 months from such event, and shall be produced by the person for inspection at all reasonable times on demand to an inspector, who shall be entitled to take a copy of such entry.

10 Detention of animals on board vessels in harbour¹⁸

- (1) The person having charge or control of a vessel in a port in Jersey shall ensure that a foreign animal which is on board that vessel –
 - (a) is at all times restrained, and kept securely confined within a totally enclosed part of the vessel from which it cannot escape;
 - (b) does not come into contact with any other animal, or any contact animal, other than an animal or contact animal with which it has been transported to Jersey; and
 - (c) is in no circumstances permitted to land, other than in accordance with a licence granted under Article 2.
- (2) If a foreign animal is lost from a vessel in a port in Jersey, the person having charge or control of that vessel shall forthwith give notice of the loss to the Veterinary Officer, an officer of police, or an officer of the Impôts.
- (3) If a foreign animal is involved in an incident whereby rabies virus could, if present in that animal, be transmitted to a human being, or to another animal or a contact animal (other than an animal or contact animal with which it has been transported to Jersey) the person for the time being in charge of the animal shall forthwith give notice of the incident to the Veterinary Officer who, on receipt of such notice, may, if the Veterinary Officer thinks fit, require (in the case of an animal which would otherwise not be permitted to land under this Article) that the animal shall not leave Jersey until after it has undergone detention and isolation in quarantine at its owner's expense, at such premises, for such period (not exceeding 6 calendar months) and subject to such conditions, as the Veterinary Officer may direct.
- (4) No person shall cause or permit a native animal or a native contact animal other than –
 - (a) a dog belonging to the States of Jersey Police Force which is kept under the constant control of a trained handler while on board; or
 - (b) an animal or contact animal which is loaded on board a vessel in a port in Jersey for exportation from Jersey on that vessel,to go on board a vessel in a port in Jersey on which there is a foreign animal.
- (5) The Veterinary Officer or an officer of police may seize, or cause to be seized –
 - (a) any foreign animal in relation to which there has been a contravention of or failure to comply with any provision of this Article; and
 - (b) any native animal or native contact animal in relation to which there has been a contravention of or failure to comply with paragraph (4),

and where an animal or contact animal has been so seized, the Veterinary Officer may, without prejudice to Article 12, or to any proceedings arising in connection with such contravention or failure to comply –

- (i) move the animal or cause it to be moved to authorized quarantine premises for the purposes of detention and isolation in quarantine at its owner's expense for a period of 6 calendar months, or for such shorter period as the Veterinary Officer may direct; or
 - (ii) in the case of a foreign animal, export it from Jersey or cause it to be so exported.
- (6) In this Article –

“foreign animal” means an animal which has, within the preceding 6 calendar months, been in a place outside the British Islands or the Republic of Ireland;

“native animal” means an animal which has at no time within the preceding 6 months been in a place outside the British Islands or the Republic of Ireland;

“native contact animal” means a contact animal which is ashore in Jersey, whether or not it has been landed from a vessel.

11 Action in case of illegal landing or breach of quarantine¹⁹

- (1) The Veterinary Officer or an officer of police may seize, or cause to be seized –
- (a) any animal which is required to be detained and isolated in quarantine under this Order, or under a licence granted or notice served hereunder, and which has not been so detained or isolated; or
 - (b) any animal which there is reason to believe has been landed in Jersey in contravention of this Order, or of a licence granted hereunder,

and, where an animal has been so seized, the Veterinary Officer may, without prejudice to Article 12, or to any proceedings arising from any such default or contravention –

- (i) move the animal, or cause it to be moved, to authorized quarantine premises for purposes of detention and isolation in quarantine at its owner's expense for a period of 6 calendar months, or for such shorter period as the Veterinary Officer may direct; or
 - (ii) export it from Jersey, or cause it to be exported.
- (2) Nothing in this Article shall affect the powers of the officers of the Impôts to seize or detain as liable to forfeiture under the Customs and Excise (Jersey) Law 1999²⁰ an animal which is landed in Jersey in contravention of this Order or of a licence granted hereunder, or to institute legal proceedings under that Law in respect of such contravention.²¹

12 Power to destroy imported animals

The Minister may cause to be destroyed any animal landed in Jersey in contravention of this Order, or of a licence granted hereunder, or any animal in

respect of which there is, after it has been landed, a contravention of any such licence, and may recover any expenses reasonably incurred in so doing from the owner of the animal on demand as a civil debt.

13 Contact animals

Except as otherwise provided in this Order, where an animal or contact animal comes into contact with an animal –

- (a) which is being or should be detained and isolated in quarantine under this Order, or which has escaped from such detention and isolation;
- (b) which is awaiting exportation from a port or airport in Jersey;
- (c) which is on board a vessel in a port in Jersey in circumstances to which Article 10 applies; or
- (d) which has been, or is suspected of having been, landed in Jersey in contravention of this Order, or of a licence granted hereunder,

the Veterinary Officer or an officer of police may seize the animal or contact animal, or cause it to be seized, and, where an animal or contact animal has been so seized, the Veterinary Officer may treat it according to such of the provisions of this Order as the Veterinary Officer thinks fit.²²

14 Offences and penalties

Any person who –

- (a) in contravention of Article 2(1), lands or attempts to land, or causes or permits the landing or attempted landing of any animal, in Jersey;
- (b) lands or attempts to land an animal in Jersey in contravention of any provision of this Order, or any condition of a licence granted hereunder, or, in respect of the landing of an animal in Jersey, fails to comply with such a provision or condition, or causes or permits any such contravention or non-compliance; or
- (c) with respect to an animal which has been landed in Jersey, does or omits to do anything relating to the detention and isolation in quarantine of the animal in contravention of this Order, or of a licence granted hereunder,

shall be liable to imprisonment for a term not exceeding 12 months or a fine, or both.²³

15 Citation

This Order may be cited as the Rabies (Importation of Dogs, Cats and other Mammals) (Jersey) Order 1976.

SCHEDULE

(Article 2)

ANIMALS TO WHICH ORDER APPLIES**PART 1**

ANIMALS SUBJECT TO QUARANTINE FOR LIFE

<i>Order</i>		<i>Common names of some species</i> (see note below)
Chiroptera	Desmodontidae only	Vampire bats.

PART 2

ANIMALS SUBJECT TO 6 MONTHS' QUARANTINE

<i>Order</i>		<i>Common names of some species</i> (see note below)
Carnivora		Dogs, cats, jackals, foxes, wolves, bears, racoons, coatis, pandas, otters, weasels, martens, polecats, badgers, skunks, mink, ratels, genets, civets, linsangs, mongooses, hyaenas, ocelts, pumas, cheetahs, lions, tigers, leopards.
Chiroptera	All families except Desmodontidae	Bats, flying foxes.
Dermoptera		Flying lemurs.
Edentata		Anteaters, sloths, armadillos.
Hyracoidea		Hyraxes.
Insectivora		Solenodons, tenrecs, otter shrews, golden moles, hedgehogs, elephant shrews, shrews, moles, desmans.
Lagomorpha		Pikas.
Marsupialia		Opossums, marsupial mice, dasyures, marsupial moles, marsupial anteaters, bandicoots, rat opossums, cuscuses, phalangers, koalas, wombats, wallabies, kangaroos.

Primates	All families except Hominidae (Man)	Tree-shrews, lemurs, indrises, sifakas, aye-ayes, lorises, bush-babies, tarsiers, titis, uakaris, sakis, howlers, capuchins, squirrel monkeys, marmosets, tamarins, macaques, mangabeys, baboons, langurs, gibbons, great apes.
Rodentia	All families and species (except coypus, grey squirrels and muskrats)	Gophers, red squirrels, chipmunks, marmots, scaly-tailed squirrels, pocket mice, kangaroo-rats, beavers, mountain beavers, springhaas, mice, rats, hamsters, lemmings, voles, gerbils, water rats, dormice, jumping mice, jerboas, porcupines, cavies (including guinea-pigs), capybaras, chinchillas, spiny rats, gundis.

PART 3

ADDITIONAL ANIMALS FOR CONTACT PURPOSES

<i>Order</i>	<i>Common names of some species</i> (see note below)
Artiodactyla	Pigs, peccaries, hippopotamuses, camels, llamas, chevrotains, deer, giraffes, pronghorns, cattle, antelopes, duikers, gazelles, goats, sheep.
Monotremata	Echidnas, duck-billed platypuses.
Perissodactyla	Horses, asses, zebras, tapirs, rhinoceroses.
Pholidota	Pangolins.
Proboscidea	Elephants.
Tubulidentata	Aardvarks.
<p>Note: some of the common names of animals included in this Schedule are set out opposite the appropriate reference. This list is for guidance only and does not form part of the Order.</p>	

ENDNOTES**Table of Legislation History**

Legislation	Year and No	Commencement
Rabies (Importation of Dogs, Cats and Other Mammals) (Jersey) Order 1976	R&O.6296	1 June 1976
Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment) (Jersey) Order 1976	R&O.6300	1 June 1976
Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment No. 2) (Jersey) Order 1978	R&O.6520	3 April 1978
Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment No. 3) (Jersey) Order 2000	R&O.14/2000	28 February 2000
Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment No. 4) (Jersey) Order 2001	R&O.47/2001	15 March 2001
Rabies (Importation of Dogs, Cats and other Mammals) (Amendment No. 5) (Jersey) Order 2003	R&O.139/2003	3 December 2003
States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005	R&O.132/2005	9 December 2005
Rabies (Importation of Dogs, Cats and Other Mammals) (Amendment No. 6) (Jersey) Order 2006	R&O.70/2006	5 July 2006

Table of Renumbered Provisions

Original	Current
1(3A)	1(4)
1(4)	spent, omitted from this revised edition
(5)	spent, omitted from this revised edition; former paragraph inserted by R&O.47/2001
3A	4
4	5
5	6

Original	Current
6	7
7	8
8	9
9	10
10	11
11	12
12(1)	13
12(2)	repealed by R&O.6520
13	14
14	spent, omitted from this revised edition
15	spent, omitted from this revised edition
16	15
FIRST SCHEDULE	SCHEDULE
PART I	PART 1
PART II	PART 2
PART III	PART 3
SECOND SCHEDULE	spent, omitted from this revised edition

Table of Endnote References

- ¹ This Order has been amended by the States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government
- ² chapter 02.400
- ³ chapter 02.500
- ⁴ chapter 02.400
- ⁵ chapter 02.500
- ⁶ chapter 02.400.57
- ⁷ amended by R&O.65/2006
- Article 1(1) definition of "Pet Travel Scheme Order" substituted by R&O.70/2006; definition of "2000 Order" formerly substituted by definition of "Pet Travel Scheme Order" by R&O.139/2003
- ⁸ Article 1(4) inserted by R&O.14/2000, amended by R&O.139/2003, R&O.70/2006
- ⁹ Article 2(2) substituted by R&O.70/2006; former paragraph substituted by R&O.14/2000, amended by R&O.47/2001, R&O.139/2003
- ¹⁰ Article 2(3) amended by R&O.6520, R&O.47/2001
- ¹¹ Article 2(7) added by R&O.70/2006
- ¹² Article 3(2A) inserted by R&O.70/2006
- ¹³ chapter 02.400.68
- ¹⁴ Article 4 substituted by R&O.70/2006; former Article substituted by R&O.139/2003; former Article inserted by R&O.14/2000, amended by R&O.47/2001
- ¹⁵ Article 5(1) amended by R&O.14/2000

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- ¹⁶ Article 5(2) *substituted by R&O.70/2006; former paragraph inserted by R&O.14/2000; amended by R&O.47/2001, R&O.139/2003*
- ¹⁷ Article 6(1) *amended by R&O.70/2006*
- ¹⁸ Article 10 *substituted by R&O.6520*
- ¹⁹ Article 11 *substituted by R&O.6520*
- ²⁰ *chapter 24.660*
- ²¹ Article 11(2) *amended by R&O.47/2001*
- ²² Article 13 *amended by R&O.6520*
- ²³ Article 14 *amended by R&O.6300*