

Statutory Instrument 1998 No. 3071

The Bovine Spongiform Encephalopathy (No. 2) (Amendment) Order 1998

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STATUTORY INSTRUMENTS

1998 No. 3071

ANIMALS

ANIMAL HEALTH

The Bovine Spongiform Encephalopathy (No. 2) (Amendment) Order 1998

Made

8th December 1998

Coming into force

4th January 1999

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred on them by sections 1, 8(1), 15(4), 32(2), 34(7), 35(1) and (1A), 36(5)(a), 72 and 83(2) of the Animal Health Act 1981^[1] hereby make the following Order:-

Title and commencement

1. This Order may be cited as the Bovine Spongiform Encephalopathy (No. 2) (Amendment) Order 1998 and shall come into force on 4th January 1999.

Amendment of the Bovine Spongiform Encephalopathy (No. 2) Order 1996

2. Article 4(1) of the Bovine Spongiform Encephalopathy (No. 2) Order 1996^[2] shall be amended as follows-

(a) the definition of "exposed animal" shall be revoked and the following definition substituted-

" "exposed animal" means a bovine animal, other than an offspring animal, which has been exposed to the infection of the disease;" and

(b) after the definition of "MBM product" the following definition shall be inserted-

" "offspring animal" means a bovine animal born on or after 1st August 1996 in the United Kingdom to a dam which-

(a) was affected or suspected of being affected with the disease when it gave birth to the animal; or

(b) has subsequently become affected or suspected of being affected with the disease;"

Jeff Rooker

Minister of State, Ministry of Agriculture, Fisheries and Food

7th December 1998

Sewel

Parliamentary Under Secretary of State, Scottish Office

8th December 1998

Signed by authority of the Secretary of State for Wales

Jon Owen Jones

Parliamentary Under Secretary of State, Welsh Office

8th December 1998

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, which extends to Great Britain, amends the BSE (No. 2) Order 1996 (S.I. 1996/3183, as amended by S.I. 1997/2387) as a consequence of the BSE Offspring Slaughter Regulations 1998. The definition of "exposed animal" is amended to exclude any offspring animal, defined as a bovine animal born on or after 1st August 1996 in the United Kingdom to a dam which was affected or suspected of being affected with BSE when it gave birth to the animal or which has subsequently become affected or suspected of being affected with BSE.

A Regulatory Impact Assessment for this Order is not required.

Notes:

[1] 1981 c. 22; see section 86(1) for definitions of "the Minister" and "the Ministers"; section 1 was applied to bovine spongiform encephalopathy by the Zoonoses Order 1988 (S.I. 1988/2264).[back](#)

[2] S.I. 1996/3183, amended by S.I. 1997/2387.[back](#)

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Prepared 19 January 1999