

ORDINANCE

OF THE STATES OF DELIBERATION

ENTITLED

The Pests (Control of Destruction) Ordinance, 1965 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Recueil d'Ordonnances Tome XIV, p. 103; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); the Pests (Control of Destruction) (Amendment) Ordinance, 1982 (Recueil d'Ordonnances Tome XXII, p. 161); the States Committee for Agriculture (Transfer of Functions) Ordinance, 1987 (Recueil d'Ordonnances Tome XXIV, p. 17); the States Agricultural and Milk Marketing Board (Transfer of Functions) Ordinance, 2001 (No. XX of 2001, Recueil d'Ordonnances Tome XXVIII, p. 433); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Animal Welfare (Guernsey) Ordinance, 2012 (No. III of 2012). See also the Animal Welfare (Enabling Provisions) (Guernsey) Law, 2008 (No. XX of 2008).

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ARRANGEMENT OF SECTIONS

1. ...
2. ...
3. ...
4. Spreading of myxomatosis.
- 4A. ...
- 4B. ...
5. ...
6. Extent.
7. Citation and commencement.

(Made on 3rd February, 1965.)

The Pests (Control of Destruction) Ordinance, 1965

THE STATES, in pursuance of their Resolution of the twenty-eighth day of October, nineteen hundred and sixty-four, hereby order: –

Interpretation.

1. ...

NOTES

Section 1 was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.¹

In accordance with the provisions of the Animal Welfare (Enabling Provisions) (Guernsey) Law, 2008, section 4, Schedule, paragraph 5, with effect from 28th October, 2008, this Ordinance is one of those enactments which may be repealed, etc by ordinance under the 2008 Law.

Restriction on type of trap which may be used.

2. ...

NOTE

Section 2 was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.²

Open trapping of hares and rabbits.

3. ...

NOTE

Section 3 was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.³

Spreading of myxomatosis.

4. A person shall be guilty of an offence if he knowingly uses or permits the use of a rabbit infected with myxomatosis to spread the disease among uninfected rabbits and shall be liable, on conviction, to a fine not exceeding [level 2 on the uniform scale] or, if he has been previously convicted of such an offence, a fine not exceeding [level 3 on the uniform scale].

NOTE

In section 4, the words and figures in square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.⁴

[Prohibition on use, etc., of snares.

4A. ...]

NOTE

Section 4A (which was originally inserted by the Pests (Control of Destruction) (Amendment) Ordinance, 1982, section 1(d), with effect from 24th March, 1982) was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.⁵

[Order of seizure etc. by the Court.

4B. ...]

NOTE

Section 4B (which was originally inserted by the Pests (Control of Destruction) (Amendment) Ordinance, 1982, section 1(d), with effect from 24th March, 1982) was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.

Licences and orders.

5. ...

NOTE

Section 5 was repealed by the Animal Welfare (Guernsey) Ordinance, 2012, section 83, Schedule 4, paragraph 5(1), with effect from 1st July, 2014.

Extent.

6. This Ordinance shall have effect in the Islands of Guernsey, Herm and Jethou.

Citation and commencement.

7. (1) This Ordinance may be cited as the Pests (Control of Destruction) Ordinance, 1965.

(2) This Ordinance shall come into force on the first day of March, nineteen hundred and sixty-five.

¹ Prior to its repeal section 1 was amended by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 2, with effect from 6th May, 2004; and the functions, rights and liabilities of the States Commerce and Employment Department and its Minister

were transferred to it from the Agriculture and Countryside Board and of its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 2, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance. The functions, rights and liabilities of the States Agriculture and Countryside Board and its President were previously transferred to it and its President from, respectively, the States Agricultural and Milk Marketing Board and its President by the States Agricultural and Milk Marketing Board (Transfer of Functions) Ordinance, 2001, section 1, Schedule 1, paragraph 10, with effect from 21st January, 2002, subject to the savings and transitional provisions in section 2 of the 2001 Ordinance. The functions, rights and liabilities of the States Agricultural and Milk Marketing Board were previously transferred to it from the States Committee for Agriculture by the States Committee for Agriculture (Transfer of Functions) Ordinance, 1987, section 1, Schedule, with effect from 1st March, 1987, subject to the savings in section 3 of the 1987 Ordinance.

² Prior to its repeal, section 2 was amended by the Pests (Control of Destruction) (Amendment) Ordinance, 1982, section 1(a), with effect from 24th March, 1982; the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.

³ Prior to its repeal, section 3 was amended by the Pests (Control of Destruction) (Amendment) Ordinance, 1982, section 1(b), with effect from 24th March, 1982; the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.

⁴ These words and figures were previously substituted by the Pests (Control of Destruction) (Amendment) Ordinance, 1982, section 1(c), with effect from 24th March, 1982.

⁵ Prior to its repeal, section 4A was amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.