



Jersey

# **TUBERCULOSIS (JERSEY) ORDER 1958**

**Revised Edition**

02.400.82

Showing the law as at 1 January 2006

This is a revised edition of the law





Jersey

## TUBERCULOSIS (JERSEY) ORDER 1958

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Jersey

## **TUBERCULOSIS (JERSEY) ORDER 1958<sup>1</sup>**

**THE ECONOMIC DEVELOPMENT COMMITTEE**, in pursuance of Articles 3, 6, 10 and 42 of the Diseases of Animals (Jersey) Law 1956,<sup>2</sup> orders as follows –

Commencement [[see endnotes](#)]

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### **1 Interpretation<sup>3</sup>**

In this Order –

“animals” means cattle and swine;

“approved disinfectant” has the meaning assigned to it in the Diseases of Animals (Approved Disinfectants) (Jersey) Order 1958;<sup>4</sup>

“cow” includes a heifer that has calved or is in milk;

“disease” means tuberculosis;

“disinfect” means disinfect with an approved disinfectant;

“examine” includes the taking of specimens for laboratory examination;

“Law” means the Diseases of Animals (Jersey) Law 1956;<sup>5</sup>

“milk” includes cream and separated or skimmed milk;

“owner” includes an authorized agent of the owner;

“premises” includes land;

### **2 Power to slaughter**

- (1) The provisions of Article 8 of the Law shall apply to tuberculosis.
- (2) For the purposes of this Article, “animals” is not restricted by its definition in this Order.

**3 Precautions in the case of a suspected animal**

- (1) Where there is a suspected animal on any premises, the occupier of those premises shall keep that animal isolated from all other animals.
- (2) Where the suspected animal is a cow, the occupier of the premises on which the cow is to be found shall not mix or allow to be mixed the milk produced by the cow with any other milk but shall forthwith boil or otherwise sterilize, or cause to be boiled or otherwise sterilized, the milk produced by the cow.
- (3) Any utensil in which milk produced by a suspected animal is placed before being boiled or otherwise sterilized shall be thoroughly cleansed and scalded with steam or boiling water before any other milk is placed therein.

**4 Veterinary enquiry by the Minister**

Where notice has been given under Article 4 of the Law that any animal is affected with disease or where there are reasonable grounds for suspecting that any animal is affected with disease, the Minister shall cause the diseased or suspected animal and, if the Minister thinks fit, other animals on the premises on which the diseased or suspected animal is to be found to be examined by the Veterinary Officer.

**5 Declaration of an infected place**

- (1) Where the examination under Article 4 shows that there is on any premises a diseased animal, the Minister may declare those premises to be an infected place:  

Provided that no such declaration may be made in respect of the premises of the States' Slaughterhouse.
- (2) The Minister, as soon as may be after declaring any premises to be an infected place, shall cause to be served on the occupier of those premises a notice of such declaration.
- (3) The Minister may at any time vary a declaration under paragraph (1) and, in such a case, shall cause to be served on the occupier of the infected place a notice specifying the variation so made.
- (4) Where under this Article any premises have been declared to be an infected place, those premises shall forthwith upon such declaration become subject to the rules set out in Article 6 and it shall be the duty of the occupier of the infected place to comply with those rules.
- (5) The Minister may cause notices to be affixed or exhibited on or about an infected place for ensuring notification that the premises have been declared to be an infected place.
- (6) The Minister, as soon as satisfied that any premises declared to be an infected place for the purposes of this Order no longer constitute a danger of spreading the infection of disease, shall declare those premises no longer to be an infected place.

- (7) The Minister, as soon as may be after declaring any premises no longer to be an infected place, shall cause to be served on the occupier of those premises a notice of such declaration.

## **6 Rules applicable to an infected place**

- (1) Any premises declared to be an infected place under Article 5 shall, for so long as those premises remain so declared, be subject to the following, that is to say –
- (a) except under and in accordance with a permit in writing granted by or on behalf of the Minister, no animal shall be moved into or out of the infected place;
  - (b) except under and in accordance with a permit in writing granted by or on behalf of the Minister, no hay, straw, fodder or dung shall be moved out of the infected place;
  - (c) the person having the custody of a diseased or suspected cow shall not allow any of the milk produced by that cow to be mixed with any other milk but shall forthwith boil and destroy, or cause to be boiled and destroyed, any milk produced by that cow and the person shall effectively sterilize, or cause to be effectively sterilized, with boiling water any utensil in which milk from that cow was placed before being so boiled and destroyed;
  - (d) any person whatsoever entering any shed, stable, field or other place in the infected place in which a diseased or suspected animal is or has been kept shall wear boots which are capable of being disinfected and shall, before leaving such shed, stable, field or other place, thoroughly cleanse and disinfect his or her boots and hands;
  - (e) the occupier of the infected place shall cleanse and disinfect or cause to be cleansed and disinfected, in such manner as the Veterinary Officer may direct, any shed, stable, field or other place in the infected place in which a diseased animal has been kept.
- (2) Where, in pursuance of a permit granted under paragraph (1)(a), a diseased or suspected animal has been transferred into or out of the infected place in any vehicle, the occupier of the infected place or the owner of that vehicle, as the case may be, shall forthwith after such use cleanse and disinfect that vehicle or cause it to be cleansed and disinfected in such manner as the Veterinary Officer may require.

## **7 Provision as to cleansing and disinfection by the Minister**

Where any person required under this Order to cleanse and disinfect, or cause to be cleansed and disinfected, any vehicle, shed, stable, field or any other place or thing fails to carry out such cleansing and disinfection, the Minister may, without prejudice to any proceedings for an offence in respect of such default, cause that cleansing and disinfection to be carried out and, in such a case, may recover from that person, as a civil debt, the expenses of such cleansing and disinfection.

**8 Citation**

This Order may be cited as the Tuberculosis (Jersey) Order 1958.

**ENDNOTES****Table of Legislation History**

<b>Legislation</b>	<b>Year and No</b>	<b>Commencement</b>
Tuberculosis (Jersey) Order 1958	R&O.3962	1 December 1958
Tuberculosis (Amendment) (Jersey) Order 1964	R&O.4603	1 February 1965
Tuberculosis (Amendment No. 2) (Jersey) Order 1965	R&O.4615	26 January 1965
Tuberculosis (Amendment No. 3) (Jersey) Order 1967	R&O.4881	1 January 1967
Tuberculosis (Amendment No. 4) (Jersey) Order 1984	R&O.7284	16 May 1984
States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005	R&O.132/2005	9 December 2005

**Table of Renumbered Provisions**

<b>Original</b>	<b>Current</b>
3	repealed by R&O.7284; former Article amended by R&O.4603, R&O.4615, substituted by R&O.4881
4	3
5	4
6	5
7	6
8	7
9	8

**Table of Endnote References**

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- <sup>1</sup> *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*
- <sup>2</sup> *chapter 02.400*
- <sup>3</sup> *Article 1*
- <sup>4</sup> *definitions “transfer”, “receive” deleted by R&O.7284*
- <sup>5</sup> *chapter 02.400.14*
- chapter 02.400*