

(vii) Pleuro-Pneumonia

THE PLEURO-PNEUMONIA (AMENDMENT) ORDER OF 1938. DATED
MARCH 3, 1938.

1938 No. 195

(5666.)

The Minister of Agriculture and Fisheries, by virtue and in exercise of the powers vested in him under the Diseases of Animals Acts, 1894 to 1937, the Agriculture Act, 1937^(a), and of every other power enabling him in this behalf, hereby orders as follows:—

Notice of Disease.

1. Articles 1 and 2 of the Pleuro-Pneumonia Order of 1928^(b), hereinafter referred to as the principal Order, are hereby revoked and the following Article is substituted therefor:—

“ 1.—(1) Every person having or having had in his possession or under his charge an animal or carcase affected with or suspected of being affected with pleuro-pneumonia shall with all practicable speed give notice of the fact of the animal or carcase being so affected or suspected to a constable of the police force for the police area wherein the animal or carcase so affected or suspected is or was.

(2) A veterinary surgeon who examines any animal or the carcase of any animal, and is of opinion that the animal is affected with pleuro-pneumonia or was so affected when it died or was slaughtered or suspects that the animal or carcase is or was so affected shall with all practicable speed give notice of the affection or suspicion of affection to a constable of the police force for the police area in which the animal or carcase is.

(3) The constable receiving any such notice shall immediately

(i) transmit the information to the Secretary, Ministry of Agriculture and Fisheries, Whitehall Place, London, S.W.1, by telegraph*;

(ii) transmit the information by the most expeditious means to the Veterinary Inspector appointed for

^(a) 1 Edw. 8 & 1 Geo. 6. c. 70. ^(b) S.R. & O. 1928 (No. 205) p. 118.
* Telegrams should be priority telegrams and addressed “ Important, Agric. Parl. London.”

the time being by the Minister to receive such information within the area wherein the animal or carcase is; and

- (iii) give information of the receipt by him of the notice forthwith to an Inspector of the Local Authority who shall forthwith report the same to the Local Authority.

(4) A veterinary surgeon who under and in accordance with this Article gives notice of the existence or suspected existence of pleuro-pneumonia shall be entitled to receive from the Minister a fee of two shillings and sixpence for each notification. Where two or more animals or carcases are examined by a veterinary surgeon on the same premises and at the same time and are found to be affected with pleuro-pneumonia or are suspected of being so affected, one fee only shall be payable to him in respect of the notification of the existence or suspected existence of pleuro-pneumonia in such animals or carcases."

Veterinary Enquiry by Ministry.

2. The following paragraphs shall be substituted for paragraphs (1), (2) and (3) of Article 4 of the principal Order:—

" Veterinary Enquiry by Ministry as to existence of Pleuro-pneumonia.

" 4.—(1) Where by reason of information received under the preceding Articles or otherwise there is ground for suspecting that pleuro-pneumonia exists or has within 56 days existed on any premises, a Veterinary Inspector shall examine the animals and any carcases on such premises with a view to ascertain the correctness of such information. The opinion of the Veterinary Inspector as to the existence or otherwise of pleuro-pneumonia shall be subject to confirmation by the Minister.

(2) For the purposes of this Article the Veterinary Inspector may enter on any part of the premises and the occupier of the premises and the persons in his employment shall render such reasonable assistance to the Inspector as may be required for all or any of the purposes of this Article.

(3) Every such Veterinary Inspector before entering any premises in which pleuro-pneumonia exists or is suspected to exist shall put on suitable boots and overall clothing which are capable of being disinfected, and immediately before leaving such premises shall thoroughly disinfect his boots, overall clothing and hands."

Miscellaneous Amendments.

3.—(1) In paragraph (1) of Article 3 of the principal Order the following words shall be added after "existed on any premises shall",—

"transmit the information forthwith to the Veterinary Inspector as in sub-paragraph (3) (ii) of Article 1 of this Order, if this has not already been done by a police constable and shall then".

(2) Paragraph (4) of Article 8 of the principal Order relating to the examination by a Veterinary Inspector of the Local Authority of animals exposed to the infection of pleuro-pneumonia, is hereby revoked.

(3) In paragraph (i) of Article 11 of the principal Order the following words shall be added after the word "telegraph",—
"and also by the most expeditious means to the Veterinary Inspector appointed for the time being by the Minister to receive such information within the area wherein the animal is".

(4) In Article 19 (*Interpretation*) of the principal Order the following definitions of the expressions "Approved Disinfectant" and "Inspector" shall be substituted for the definitions in that Article

"Approved Disinfectant" has the meaning assigned to it in the Diseases of Animals (Disinfection) Order of 1936^(a).

"Inspector" means a person appointed to be an Inspector for the purposes of the Diseases of Animals Act, 1894^(b), by the Minister or by a Local Authority, and when used in relation to an officer of the Ministry includes a veterinary inspector.

The following definition shall be added:—

"Veterinary Inspector" means a Veterinary Inspector appointed by the Minister.

Commencement.

4. This Order shall come into operation on the first day of April, nineteen hundred and thirty-eight.

5. The Interpretation Act, 1889^(c), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Short Title and Construction.

6. This Order may be cited as the Pleuro-Pneumonia (Amendment) Order of 1938 and shall be read as one with the principal Order.

(a) S.R. & O. 1938 No. 191, p. 303 below.

(b) 57 & 58 Vict. c. 57.

(c) 52 & 53 Vict. c. 63.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this third day of March, nineteen hundred and thirty-eight.

(L.S.)

Donald Fergusson,
Secretary.