

ORDINANCE
OF THE STATES OF DELIBERATION

ENTITLED

The Animal Carcasses (Control of Burial) Ordinance, 1998 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. 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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* Ordinance No. XXVII of 1998 (Recueil d'Ordonnances Tome XXVIII, p. 153); as amended by the: Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016). This Ordinance has been repealed by the Environmental Pollution (Water Pollution) Ordinance, 2022 (No. ** of 2022).

**ORDINANCE
OF THE STATES OF DELIBERATION**

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The Animal Carcasses (Control of Burial) Ordinance, 1998

ARRANGEMENT OF SECTIONS

1. Prohibition of burial of certain animal carcasses on private land.
2. Citation.

REPEALED

(Made on 28th October, 1998.)

The Animal Carcasses (Control of Burial) Ordinance, 1998

THE STATES, in pursuance of their Resolution of 29th April 1998^a and in exercise of the powers conferred on them by section 2 of the Prevention of Pollution (Guernsey) Law, 1989^b, hereby order: –

Prohibition of burial of certain animal carcasses on private land.

1. (1) Subject to subsection (2) of this section, a person shall not dispose of the carcass of any deceased bovine or equine animal by burying it, otherwise than on such public land and in accordance with such conditions as may be approved by the States [Committee for Home Affairs].

(2) A person does not contravene this section by complying with, and is not excused by this section from any obligation to comply with, an order made by the States [Committee for the Environment & Infrastructure] under section 5(a) of the Animal Health Ordinance, 1996^c.

NOTES

In section 1,

the words in square brackets in subsection (1) were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 6(a), with effect from 1st May, 2016;¹

the words in square brackets in subsection (2) were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 7(2) and (3)(d), with effect from 1st May, 2016.

a On Article 14 of Billet d'État No. VII of 1998.

b Ordres en Conseil Vol. XXXI, p. 500.

c Ordinance No. XI of 1996.

The functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for Home Affairs and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 6(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.²

The functions, rights and liabilities of the States Agricultural and Milk Marketing Board and of its President and Vice-President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for the Environment & Infrastructure and its President and Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 7(1) and (3)(d), with effect from 1st May, 2016.

Citation.

2. This Ordinance may be cited as the Animal Carcasses (Control of Burial) Ordinance, 1998.

NOTES

The Ordinance was made and came into operation on 28th October, 1998.

¹ These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 3(a), with effect from 6th May, 2004.

² The functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Ordinance were transferred to and vested in them from, respectively, the Board of Administration and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(a), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.