

Island of  Guernsey

Ordinance of the States. **XXXI**  
**1950**

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Made .. .. 8th November, 1950

Coming into operation .. 9th November, 1950

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**The Foot and Mouth Disease Ordinance,  
1950.**

THE STATES, on the representations of the States Committee for Agriculture and Fisheries, hereby order:—

1. In this Ordinance:

- (a) "Animal" means cattle, sheep, goats and all other ruminating animals and swine and includes the carcase of an animal;
- (b) "Board" means the Board of Administration;

- (c) "Carcase" means the carcase of any animal, and includes part of a carcase, and the meat, bones, hide, skin, hoofs, horns, offal, or other part of any animal separately or otherwise, or any portion thereof;
  - (d) "Cattle" means bulls, cows, oxen, heifers and calves;
  - (e) "Livestock" means animals, horses, asses, mules, dogs and any other domestic animal and poultry;
  - (f) "Poultry" includes domestic fowls, turkeys, geese, ducks, guinea-fowls and pigeons;
  - (g) "Infected Place" shall be a place, the extent of which shall be defined by the Board;
  - (h) "States Veterinary Officer" includes any person nominated by the Board to carry out any special duties in relation to this Ordinance.
2. (1) Every person having in his possession or under his charge an animal which is affected or suspected of being affected with Foot and Mouth Disease shall immediately notify the States Veterinary Officer or a member of the Island Police and shall:
- (a) prevent the access of livestock or of any person (other than the States Veterinary Officer and the person attending the animal) to the premises on which the affected or suspected animal is; and
  - (b) detain on the premises all livestock and carcasses thereon.
- (2) The restrictions imposed by this section shall remain in operation as regards any premises until notice in writing to the contrary is given to such person by the States Veterinary Officer.

3. (1) The States Veterinary Officer is, in any case where he suspects that Foot and Mouth Disease exists on any premises, authorised to inspect such premises and any animal on the premises and to keep under inspection any suspected premises or animal for any period which he may think fit.  
  
(2) Before entering any such premises the States Veterinary Officer 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.
4. The States Veterinary Officer shall, immediately after carrying out an inspection in accordance with the provisions of the last foregoing section, inform the Board of any animal found to be, or suspected of being, affected.
5. On receipt of notification from the States Veterinary Officer that Foot and Mouth Disease exists, or is suspected to exist, on any premises, the Board may declare the premises or any part thereof to be an Infected Place and any such premises shall, for as long as such declaration is in force, be subject to the following regulations:
  - (a) No animal shall be moved into or out of the Infected Place.
  - (b) No horse, ass, mule, dog, or any other domestic animal or poultry and no carcase, foodstuffs, litter, dung, utensil, food-bag, pen, hurdle, vehicle or other thing shall be moved out of the Infected Place except with a licence granted by the Board and in accordance with such conditions as may be specified therein.

- (c) All liquid manure, urine or shed washings shall be thoroughly disinfected to the satisfaction of the States Veterinary Officer before being permitted to drain or escape from any shed, yard or other place in which a diseased animal is or has recently been kept.
- (d) No person, other than the States Veterinary Officer or the person attending the animal, shall enter or leave the Infected Place unless authorised by, and in accordance with, a written permit obtained from the Board.
- (e) Any person entering any part of the Infected Place shall wear suitable overall clothing and boots which are capable of being disinfected and shall, before leaving such place, thoroughly disinfect such clothing and boots and his hands. When not in use such clothing and boots shall be left in such place as the States Veterinary Officer shall direct.
- (f) Any person attending an affected or suspected animal shall not attend an animal not so affected or suspected unless authorised by and in accordance with, a written permit obtained from the Board.
- (g) Such receptacle as the States Veterinary Officer may approve containing disinfectant of a kind approved by him, shall be kept at or near every exit from an Infected Place, and the said disinfectant shall be changed or renewed as he may direct.
- (h) The milk from a diseased or suspected animal shall not be moved from the Infected Place, and any such milk shall not be used for the food of animals unless and until it has been boiled. Any utensil in which such milk is placed before being so treated shall be thoroughly sterilised with boiling water before any other milk is placed therein.

- (i) The Board may direct that the premises or any part thereof, and any vehicle, utensil, appliance or other thing thereon or used in connection therewith shall be disinfected to the satisfaction of the States Veterinary Officer.
  - (j) The owner of the animal shall give to the Board or the States Veterinary Officer any information concerning the animal which the Board or that Officer may require.
6. (1) The Board may prohibit by order published in La Gazette Officielle :
- (a) the movement of any animal into or out of the area within a radius of one mile from the centre of the Infected Place (such area being hereafter referred to as the Infected Area);
  - (b) the movement of any animal across any road, lane or public footpath within the Infected Area;
  - (c) the watering of any animal from any stream within the Infected Area;
  - (d) the grazing of any animal on pasture within the Infected Area unless it is tethered; and
  - (e) the export of any animal from the Island of Guernsey.
- (2) The States Veterinary Officer shall, if so instructed by the Board, inspect any animal within an Infected Area, and shall submit a report of any such inspection to the Board.

7. A declaration that any premises are an Infected Place may be revoked by the Board after an inspection by, and on the advice of, the States Veterinary Officer, and notice of such revocation shall be published in La Gazette Officielle.
8. (1) It shall be an offence under this Ordinance—
  - (a) for any person knowingly, without the permission of the Board, to bring an animal infected or suspected of being infected with Foot and Mouth Disease into a public place or into any place where such animal may come into contact with other animals or poultry;
  - (b) for any person in charge of such infected or suspected animals as aforesaid to fail to take all reasonable precautions to prevent access of other animals or poultry to them, or being in control of a place where such infected or suspected animals have been while so infected or suspected, to fail to take reasonable precautions to prevent access by animals or poultry to that place.
- (2) An animal or poultry in respect of which there has been a contravention of the last preceding sub-section and any other animal or poultry having come into contact therewith may be detained in such place (being a place in the possession of the owner of the first-named animal or poultry or under the control of the Board), for such time and under such conditions as the Board may direct, and any expense incurred in carrying out such a direction shall be paid by the said owner.
9. The Board may cause to be disposed of in such manner as it shall direct, and at the expense of the States :

- (a) any animal affected or suspected of being affected with Foot and Mouth Disease; and
  - (b) any animal which is or has been in contact with an animal affected with Foot and Mouth Disease, or which appears to the Board to have been in any way exposed to the infection of that disease.
10. (1) Subject to his having complied with the provisions of this Ordinance compensation shall be paid by the States to the owner of any animal slaughtered under and in accordance with such provisions.
- (2) The compensation payable shall,
- (a) in the case of cattle in no case exceed the maximum amount applicable thereto under Article VI. of the Ordonnance relative à la Tuberculose Bovine of the 6th day of June, 1936, as amended by the Ordinance of the 18th day of May, 1946, or under any enactment from time to time amending or replacing the same; and
  - (b) in the case of a sheep, goat or other ruminating animal or pig in no case exceed the value as meat of such sheep, goat, animal or pig;
- but no deduction shall be made from such value on the ground that the animal slaughtered was, or was suspected of being, affected with Foot and Mouth Disease.
- (3) (a) If, where an animal is ordered by the Board to be slaughtered, the Board and the owner of the animal do not agree as to the value of such animal, such value shall be assessed, before slaughter, by two valuers,

of whom one shall be appointed by the Board, and the other by the owner of the animal.

(b) If such owner shall fail to inform the Board in writing within such period as the Board shall specify to him of the name and address of the valuer appointed by him, a valuer shall be appointed by the States Committee for Agriculture and Fisheries, who shall then for the purposes of this Ordinance be deemed to be the valuer appointed by the owner.

(c) The valuers so appointed shall before commencing their valuation nominate an umpire, who shall assess the value of the animal if the valuers disagree. The decision of the valuers or of the umpire, as the case may be, shall be final.

(4) Payment of compensation as aforesaid shall be full satisfaction of the value of the animal so slaughtered and of all expenses incurred by the owner of the animal in carrying out his duties under this Ordinance, including the costs, if any, of and incidental to a valuation.

11. No person may dig up or cause to be dug up any carcase disposed of by burial under the provisions of this Ordinance except in accordance with the provisions of a permit issued by the Board.

12. The cost of any disinfection carried out under and in accordance with the provisions of this Ordinance shall be borne by the States, save that where such cost has been increased by any wilful act or neglect on the part of the owner of the animal

concerned, or of his servants or agents, the Board may recover, as a civil debt, from such owner the amount of such increase.

13. Any person who shall contravene any of the provisions of this Ordinance or of any Order given hereunder or who shall obstruct or attempt to obstruct the States Veterinary Officer in the execution of any of his duties hereunder shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred pounds.
14. The enactments set out in the first column of the Schedule hereto are hereby repealed to the extent shown in the second column thereof.
15. This Ordinance shall apply to the Islands of Guernsey, Herm and Jethou.
16. This Ordinance shall come into force on the 9th day of November, 1950.

## SCHEDULE.

*First Column.**Second Column.*

Ordonnance relative à la maladie dite "The Foot and Mouth Disease", passed on the 1st day of May, 1915, as amended by the Ordonnance supplémentaire à l'Ordonnance relative à la maladie dite "The Foot and Mouth Disease", passed on the 24th day of April, 1922.

Ordonnance supplémentaire à l'Ordonnance relative à la maladie dite "The Foot and Mouth Disease", passed on the 21st day of January, 1924.

Ordonnance par rapport à la Maladie dite "Foot and Mouth Disease", passed on the 9th day of April, 1938.

JAMES E. LE PAGE,  
H.M. Greffier.