

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

The Slaughter of Animals (Use of Humane Killers) Ordinance, 1948 *

[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 VIII, p. 21; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); the Slaughter of Livestock (Amendment) Ordinance, 1996 (No. XVI of 1996, Recueil d'Ordonnances Tome XXVII, p. 56); 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). See also the Reform (Guernsey) Law, 1948 (Ordres en Conseil Vol. XIII, p. 288). This Ordinance has been repealed by the Animal Welfare (Guernsey) Ordinance, 2012 (No. III of 2012).

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**The Slaughter of Animals (Use of Humane Killers)
Ordinance, 1948**

ARRANGEMENT OF SECTIONS

1. Definitions.
2. Penalty for unlicensed slaughterer.
3. Penalty for use of improper humane killer.
4. Conditions for issue of Licences.
5. Register.
6. Exceptions.
7. Licences to be additional to other licences.
8. Herm and Jethou included.

SCHEDULE

(Made on 18th June, 1948.)

The Slaughter of Animals (Use of Humane Killers) Ordinance, 1948

THE COURT, on the representations of the States Board of Administration and of the Guernsey Society for the Prevention of Cruelty to Animals, and having heard His Majesty's Comptroller thereon, hereby orders: –

Definitions.

1. In this Ordinance the following expressions shall have the meanings hereby respectively assigned, to them –

"Board" means the States [Commerce and Employment

"licence" means a licence issued by the Board, authorising the holder to slaughter scheduled animals,

"licensed slaughterer" means a person who is in possession of a valid licence,

"scheduled animal" means an animal of a breed [...] specified in the Schedule to this Ordinance.

NOTES

In section 1,

the words in square brackets in the definition of the expression "Board" were substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph with effect from 6th May, 2004;¹

the words omitted in square brackets in the definition of the

expression "scheduled animal" were repealed by the Slaughter of Livestock (Amendment) Ordinance, 1996, section 1(b), with effect from 1st August, 1996.

The functions, rights and liabilities of the Agriculture and Countryside Board and of its President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Commerce and Employment Department and its Minister 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.²

In accordance with the provisions of the Reform (Guernsey) Law, 1948, Article 70(3), with effect from 1st January, 1950, this formerly Provisional Ordinance of the Royal Court became a Permanent Ordinance of the States.

Penalty for unlicensed slaughterer.

2. Any person other than a licensed slaughterer who slaughters a scheduled animal shall be guilty of an offence and shall be liable on conviction to a fine not exceeding [level 1 on the uniform scale].

NOTE

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

Penalty for use of improper humane killer.

3. Any person who slaughters a scheduled animal otherwise than by the proper use of a humane killer of a type approved by the States Veterinary Officer[, otherwise than in such manner as may be approved by the States Veterinary shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding [level 1 on the uniform scale] and to the suspension or cancellation of his licence, if any.

NOTES

In section 3,

the words in the first pair of square brackets were inserted by the Slaughter of Livestock (Amendment) Ordinance, 1996, section 1(c), with effect from 1st August, 1996;

the words and figure in the second pair of square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, section 2(2), with effect from 1st July, 1989.

Conditions for issue of Licences.

4. The Board shall not issue a licence to any person unless that person shall previously have satisfied the Board –

- (a) that he has made adequate arrangements to be at all material times in possession of a humane killer,
- (b) that the humane killer is of a type approved by the States Veterinary Officer, and
- (c) that he is competent to use that humane killer.

Register.

5. The Board shall compile and maintain a register of licensed slaughterers.

Exceptions.

6. The provisions of this Ordinance shall not apply in the case of a scheduled animal slaughtered in order to spare it from unnecessary suffering.

Licences to be additional to other licences.

7. The licence required under the provisions of this Ordinance shall be addition to and not in substitution for any licence required by the provisions of [any

other enactment for the time being in force].

NOTE

In section 7, the words in square brackets were substituted by the Slaughter of Livestock (Amendment) Ordinance, 1996, section 1(d), with effect from August, 1996.

Herm and Jethou included.

8. The provisions of this Ordinance shall apply to the Islands of Herm and Jethou.

NOTE

The Ordinance was made and came into operation on 18th June, 1948.

[SCHEDULE

Section 1

Horses
Ponies
Donkeys
Mules
Pigs
Goats
Sheep
Bulls
Cows
Oxen
Heifers
Steers
Calves]

NOTE

The Schedule was substituted by the Slaughter of Livestock (Amendment) Ordinance, 1996, section 1(a), with effect from 1st August, 1996.

¹ These words were previously substituted by the Slaughter of Livestock (Amendment) Ordinance, 1996, section 1(a), with effect from 1st August, 1996, subject to the transitional provisions in section 2 of the 1996 Ordinance; the States Agricultural and Milk Marketing Board (Transfer of Functions) Ordinance, 2001, section 3, Schedule 2, paragraph 5, with effect from 21st January, 2002.

² The functions, rights and liabilities of the States Agriculture and Countryside Board and of its President arising under or by virtue of this Ordinance were previously transferred to it from 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 5, with effect from 21st January, 2002, subject to the savings and transitional provisions in section 2 of the 2001 Ordinance.