

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 2,444 of 1st September, 1988.

LEGAL NOTICE NO. 89 OF 1988.

ANIMALS AND BIRDS ORDINANCE.

ANIMALS (TRANSIT)) (AMENDMENT) RULES 1988

In exercise (if the powers conferred (in him h, section '6 of .11 Animals and Birds Ordinance, and of all other enabling powers, the Governor has made the following rules –

Title and interpretation.

1.(1)These rules may be cited as the Animals (Transit) (Amendment) Rules 1988

(2) In these rules "the principal rules" means the Animals (Transit) Rules.

Amendment of rule 3 of principal rules.

2. Rule 3 of the principal rules is amended as follows-

(a) by the insertion in subrule (3) after subparagraph (a) of the following new subparagraph –

"(aa) by reason of the unsanitary condition of that part or receptacle or (it inadequate provision of litter or other arrangements for maintaining it in a reasonably sanitary condition during the carriage;"

(b) by the insertion after subrule (4) of the following new subrule—

"(4A) The owner of an animal intended to be loaded or his agent shall, not more than seven days and not less than 48 hours before the intended time of loading, give notice in writing to a Government veterinary surgeon specifying the time and place of the intended loading, the vehicle, vessel or aircraft in which the animal is intended to be loaded, -and particulars of the equipment and other arrangements for loading: and if such a veterinary surgeon is of the opinion that those arrangements should he modified in order in prevent injury or unnecessary

suffering to the animal he may by notice in writing served on the owner or his agent or the person in charge of the loading specify the modifications required, and it shall be the duty of the recipient of the notice to take all reasonable steps to comply with those requirements or to ensure that they are complied with".

Amendment of rule 5 of principal rules.

3. Rule 5 of the principal rules is amended as follows-

(a) subrule (1) is replaced by the following-

"(1) Except in the case of carriage by road to a destination within 25 kilometres of the frontier with Spain, no person shall load or cause or permit an animal to be loaded for carriage to any place outside Gibraltar unless, not more than 24 hours before the loading, a Government veterinary surgeon has inspected the animals comprising the consignment and has issued a certificate signed by him stating that they are fit for carriage.";

(b) in subrule (2) subparagraphs (a) and (b) are replaced by the following words, namely "(whether or not loaded in Gibraltar and wherever the destination) is unfit for carriage";

(c) in subrule (3)-

(i) the words "the condition of an animal is such as would bring it within subrule (1)(a) or (b)" are replaced by the words "an animal is unfit for carriage"; and

(ii) at the end of subparagraph (h) the full stop is replaced by "; or" followed by the following new subparagraph-

"(c) requiring him to have the animal rested or treated at such place and in such manner as he may specify in the notice and not to move the animal from that place unless such movement is

authorised by the notice and is in accordance with the conditions, if any, specified in the notice.";

(d) the following new subrule is inserted after subrule (3)-

(3A) Mammals likely to give birth during carriage or having given birth during the 48 hours preceding loading shall not be considered to be fit for carriage."

Amendment of rule 7 of principal rules.

4. Rule 7(2) is amended by omitting the fullstop at the end thereof and adding the words "and in certain cases to the need to separate animals according to their age or sex".

Dated this 1st day of September, 1988.

By Command,

W. E. QUANTRILL.

Deputy Governor.