1980 No. 48

WILD BIRDS

Birds of Prey (Protection of Nesting Sites) Order (Northern Ireland) 1980

Made . . . . . *13th February 1980*

Coming into operation . . . *1st March 1980*

The Department of the Environment(a)

(*a*) in exercise of the powers conferred by section 16(1)(*c*) of the Wild Birds Protection Act (Northern Ireland) 1931(b) and paragraph 2(1) and (2) of Schedule 1 to the Northern Ireland Act 1974(c) and of every other power enabling it in that behalf;

(*b*) after publishing, pursuant to the said section 16, notice of its proposal to make this Order and the purport thereof and not having received any objection to the said proposal,

hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Birds of Prey (Protection of Nesting Sites) Order (Northern Ireland) 1980 and shall come into operation on 1st March 1980.

Protection of certain nesting sites

2. It shall be unlawful for any person to disturb any bird of the order *Falconiformes* and of the order *Strigiformes*.

Interpretation

3. "disturb" means to commit any act which (i) causes a bird to leave its nest; or (ii) causes a bird to remain away from its nest; or (iii) reduces the chances of the bird successfully hatching its eggs or rearing its brood.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 13th February 1980.

(L.S.)

J. A. D. Higgins
Senior Assistant Secretary

(a) Formerly the Minister of Home Affairs: *see* S.R. & O. (N.I.) 1972 No. 252 (p. 1385); 1973 c. 36 Sch. 5 para. 7; S.R. & O. (N.I.) 1973 No. 504 Art. 7 (II, p. 2992); S.I. 1976/424 (N.I. 6) Art. 3
(b) 1931 c. 14 (N.I.)
(c) 1974 c. 28

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order gives special protection at all times to the nesting sites of all birds of prey and owls.