1989 No. 3

PUBLIC HEALTH

Food Protection (Emergency Prohibitions) (Amendment) Order (Northern Ireland) 1989

Made	*5th January 1989*
Coming into operation . .	*9th January 1989*

Whereas the Department of Agriculture is of the opinion, in accordance with section 1(1)(*a*) of the Food and Environment Protection Act 1985(**a**), that there has been or may have been an escape of substances of such descriptions and in such quantities and such circumstances as are likely to create a hazard to human health through human consumption of food;

And whereas the said Department is of the opinion, in accordance with section 1(1)(*b*) of the said Act, that in consequence of the said escape of substances food which is or may be in the future in the areas described in the Schedule to the Food Protection (Emergency Prohibitions) Order (Northern Ireland) 1987(**b**), or which is or may be in the future derived from anything in those areas, is, or may be, or may become, unsuitable for human consumption;

Now, therefore, the said Department, in exercise of the powers conferred on it by sections 1(1) and 24(3) of the said Act(**c**), and of every other power enabling it in that behalf, hereby makes the following Order:—

Title and commencement

1. This Order may be cited as the Food Protection (Emergency Prohibitions) (Amendment) Order (Northern Ireland) 1989 and shall come into operation on 9th January 1989.

Amendment

2. For Article 6(2) of the Food Protection (Emergency Prohibitions) Order (Northern Ireland) 1987(**b**) there shall be substituted:—

"(2) Paragraph (1) shall not apply in the case of—

(*a*) any sheep which was moved from any place in accordance with a consent given under section 2(1) of the Act which did not require that the sheep to which it applies should be marked in a manner specified therein;

(*b*) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 10th

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(**a**) 1985 c. 48
(**b**) S.R. 1987 No. 367 as amended by S.R. 1988 No. 194 and S.R. 1988 No. 349
(**c**) *See also* section 25(2)

January 1988 which was subject to the condition that the sheep to which it applies should be marked with a blue mark;

(*c*) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 31st July 1988 which was subject to the condition that the sheep to which it applies should be marked with an apricot mark;

(*d*) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 2nd October 1988 which was subject to the condition that the sheep to which it applies should be marked with a green mark; or

(*e*) any sheep which—

(i) was moved from any place in accordance with a consent given under the said section 2(1) which was subject to the condition that the sheep to which it applies should be marked with a red mark; or

(ii) was moved from any place in accordance with a consent given under the said section 2(1) on or after 3rd October 1988 which was subject to the condition that the sheep to which it applies should be marked with a blue mark; or

(iii) was moved from any place in accordance with a consent given under the said section 2(1) on or after 9th January 1989 which was subject to the condition that the sheep to which it applies should be marked with an apricot mark;

and which has been examined and marked with an ear tag by a person authorised in that behalf by the Department.''.

Revocation

3. The Food Protection (Emergency Prohibitions) (Amendment No. 4) Order (Northern Ireland) 1988(**a**) is hereby revoked.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 5th January 1989.

(L.S.) *D. A. J. Hirrell*
Assistant Secretary

(**a**) S.R. 1988 No. 349

EXPLANATORY NOTE

(This note is not part of the Order.)

The Food Protection (Emergency Prohibitions) Order (Northern Ireland) 1987 (as amended) (''the principal order'') contains emergency prohibitions on various activities in order to prevent human consumption of food which has been or which may have been rendered unsuitable for that purpose in consequence of the escape of radioactive substances from a nuclear reactor situated at Chernobyl in the USSR.

This Order further amends the principal order by—

(*a*) exempting from the prohibition on slaughter throughout the United Kingdom any sheep identified by an apricot paint mark on or after 9th January 1989 which has been examined and subsequently marked with an ear tag by a person authorised by the Department and from the prohibition on the supply, throughout the United Kingdom of any meat derived from such sheep; and

(*b*) removing the requirement that sheep identified by a green paint mark on or before 2nd October 1988 must be examined and marked with an ear tag before being exempt from the prohibition on slaughter throughout the United Kingdom and the prohibition on the supply throughout the United Kingdom of any meat derived from such sheep.

This Order also revokes the Food Protection (Emergency Prohibitions) (Amendment No. 4) Order (Northern Ireland) 1988.