

(2.) If any person fails to cleanse and disinfect in accordance with any such Regulation, it shall be lawful for the Local Authority, without prejudice to the recovery of any penalty for the infringement of such Regulation, to cause such place to be cleansed and disinfected, and to recover summarily the expenses of such cleansing and disinfection from such person.

Occupiers to give facilities for Cleansing.

9.—(1.) Where the power of causing any place to be cleansed and disinfected under this Order is exercised by the Local Authority, the owner, lessee, or occupier thereof shall give all reasonable facilities for that purpose.

(2.) Any person failing to comply with the provisions of this Article shall be deemed guilty of an offence against the Act of 1894.

Provisions as to Regulations of Local Authority.

10.—(1.) The Local Authority shall forthwith send to the Board a copy of every Regulation made by them under this Order.

(2.) If the Board are satisfied on inquiry, with respect to any Regulation made by the Local Authority under this Order, that the same is for any reason objectionable, and direct the revocation thereof, the same shall thereupon cease to operate.

Withholding of Compensation.

11.—(1.) The Local Authority may, if they think fit, withhold, either wholly or partially, compensation in respect of a horse, ass, or mule slaughtered by their order under this Order where the horse, ass, or mule was in their opinion affected with strangles at the time of its being brought into their District.

(2.) The Local Authority before determining under sub-section seven of section twenty of the Act of 1894 or under this Article, to withhold, either wholly or partially, compensation or other payment in respect of a horse, ass, or mule slaughtered by their order under this Order, shall give to the owner of the horse, ass, or mule an opportunity of making representations to them respecting the facts and circumstances of the case, and shall consider the same.

Record of Slaughter.

12. The Local Authority shall keep, in the form provided by the Board, a record relative to horses, asses, or mules slaughtered by their order under this Order, stating the particulars indicated in such form, with such variations as circumstances require.

Production of Licences; Names and Addresses.

13.—(1.) Every person in charge of any horse, ass, or mule being moved, where, under any Regulation of the Local Authority made under this Order, a Movement Licence is necessary, shall, on demand of a Justice, or of a constable, or of an Inspector or other officer of the Local Authority produce and show to him the Licence, if any, authorizing the movement, and shall allow it to be read and a copy of or extract from it to be taken by the person to whom it is produced.

(2.) Every person so in charge shall, on demand as aforesaid, give his name and address to the Justice, or constable, or Inspector or other officer.

Offences.

14.—(1.) If any horse, ass, or mule is moved in contravention of a Regulation of the Local Authority made under this Order, or of the conditions of a Movement Licence thereunder, the owner of such horse, ass, or mule, and the person for the time being in charge thereof, and the person causing, directing, or permitting the movement, and the person moving or conveying such horse, ass, or mule, and the owner and the

charterer and the master of the vessel in which it is moved, and the consignee or other person receiving or keeping it knowing it to have been moved in contravention as aforesaid, shall, each according to and in respect of his own acts and defaults, be deemed guilty of an offence against the Act of 1894.

(2.) If any person, with a view to unlawfully evade or defeat the operation of this Order, by clipping, or washing, or in any other manner, takes out, effaces, or obliterates, or attempts to take out, efface, or obliterate, any mark clipped, painted, or stamped on any horse, ass, or mule as required by a Regulation of the Local Authority made under this Order, the person doing the same, and the person causing, directing, or permitting the same to be done, and the owner of the horse, ass, or mule, and the person for the time being in charge thereof, shall, each according to and in respect of his own acts and defaults, be deemed guilty of an offence against the Act of 1894.

(3.) If anything is omitted to be done as regards cleansing or disinfection in contravention of a Regulation of the Local Authority made under this Order, the owner and the lessee and the occupier of any place in or in respect of which the same is omitted, shall, each according to and in respect of his own acts and defaults, be deemed guilty of an offence against the Act of 1894.

(4.) If a person in charge of any horse, ass, or mule being moved, where, under a Regulation of the Local Authority made under this Order, a Movement Licence is necessary, on demand made under this Order, fails to give his true name and address, or gives a false name or address, he shall be deemed guilty of an offence against the Act of 1894.

Interpretation.

15. In this Order—

“The Board” means the Board of Agriculture:

“The Act of 1894” means the Diseases of Animals Act, 1894:

“Fodder” means hay or other substance commonly used for food of horses, asses, or mules:

“Litter” means straw or other substance commonly used for bedding or otherwise for or about horses, asses, or mules:

“Master” includes a person having the charge or command of a vessel:

Other terms have the same meaning and scope as in the Act of 1894.

Extent.

16. This Order extends to the county of Orkney only.

Commencement.

17. This Order shall come into operation on the second day of January, one thousand nine hundred and three.

Short Title.

18. This Order may be cited as the ORKNEY (STRANGLES) ORDER OF 1902.

In witness whereof the Board of Agriculture have hereunto set their Official Seal this thirty-first day of December, one thousand nine hundred and two



T. H. Elliott,
Secretary.

Copies of the above Order can be obtained on application to the Secretary, Board of Agriculture, 4, Whitehall Place, London, S.W.