

Medical Officer of Health, and by any other information which may be in the possession of the Local Authority indicating possible danger to the public health from the consumption of the shell-fish in question.

ARTICLE IV.—(1) In the case of a public laying the Local Authority of the district in which the laying is situate shall forthwith, on receipt of such a representation as is referred to in Article III. of these Regulations, or, if the laying is situate in their own district, on receipt of the report of their Medical Officer of Health referred to in subdivision (1) of Article II. of these Regulations, give to the persons interested notice to appear before them, within such time not less than twenty-one days as may be specified in the notice, to show cause why an order should not be made prohibiting, as the circumstances may require, the distribution for sale for human consumption of shell-fish brought from the laying, unless the shell-fish have been relaid for such period as the Local Authority, on the advice of their Medical Officer of Health, may direct.

(2) The notice shall be given by advertisement published in each of two successive weeks in one or more local newspapers circulating in the district, and a copy of the notice shall be served, either personally or by post, upon every person known to the Local Authority to be interested in the laying referred to in the notice.

(3) If in the opinion of the Local Authority sufficient cause is not shown why an order should not be made by the Local Authority, then the Local Authority shall forthwith make such order as the circumstances require.

ARTICLE V.—In the case of a private laying the Local Authority of the district in which the laying is situate shall forthwith, on receipt of such a representation as is referred to in Article III. of these Regulations, or, if the laying is situate in their own district, on receipt of the report of the Medical Officer of Health referred to in subdivision (1) of Article II. of these Regulations, communicate with the owner and occupier thereof, and if the owner or other the occupier is able and willing to give to the Local Authority an undertaking that he will forthwith carry out their requirements for dealing with the shell-fish taken from the laying or for prohibiting the taking of shell-fish therefrom and that he will not permit shell-fish to be taken therefrom otherwise than in accordance with such requirements, the Local Authority may accept the undertaking so given.

If such an undertaking is not given and sufficient cause is not shown why an order should not be made by the Local Authority, then the Local Authority shall forthwith make such order as the circumstances require.

ARTICLE VI.—(1) If the Local Authority of the district in which the laying is situate shall, on receipt of such a representation as is referred to in Article III. of these Regulations, fail to give notice provided for in Article IV. or to communicate with the owner and occupier as provided in Article V., as the case may be, or if after compliance with those Articles they shall refuse to make an order, then the Local Authority making the representation may appeal to Us within fourteen days after the date of such refusal or after a period of six weeks has elapsed from

the date of their representation without an assurance that the notice has been given or the communication made, and if, after such inquiry into the circumstances as We may deem necessary, We are satisfied that an order should be made, We may require the Local Authority of the district in which the laying is situate to make such order in the matter as We may think fit.

(2) For the purposes of this Article it shall be the duty of the Local Authority of the district in which the laying is situate forthwith to inform the Local Authority making the representation of their refusal to make an order.

ARTICLE VII.—A Local Authority shall, with as little delay as possible, inform Us and the Board of Agriculture and Fisheries of any action taken under these Regulations, and, when action has been taken by a Local Authority in whose district a laying is situate as a result of a representation from the Local Authority of another district, the like information shall be supplied to that Local Authority.

ARTICLE VIII.—(1) As soon as practicable after an order under these Regulations is made the Local Authority making the order shall cause a copy of the order to be served, either personally or by post, upon every person known to the Local Authority to be interested in the laying referred to in the order if the laying is a public laying, and on the owner, if any, and on the occupier, if any, if the laying referred to in the order is a private laying.

(2) The order shall come into operation on the expiration of seven days from the date of compliance with subdivision (1) of this Article.

(3) As soon as practicable after the order has come into operation the Local Authority shall, if the laying is a public laying—

(a) publish the order in one or more local newspapers circulating in the district; and

(b) cause warning notices containing a copy of the order or a sufficient statement of its terms and printed in easily legible type to be posted in conspicuous places in the vicinity of the laying.

If the laying is a private laying the Local Authority may publish the order and cause warning notices to be posted if they consider it to be necessary or expedient.

ARTICLE IX.—(1) If at any time the Local Authority are satisfied that the conditions of the laying have so changed that any order may be withdrawn without prejudice to the public health, the Local Authority shall forthwith withdraw the order and shall send a statement of the reasons for the withdrawal to Us, and to the Board of Agriculture and Fisheries, and to the Local Authority of any district that has made a representation with regard to the laying in respect of which the order was made.

(2) In the event of an appeal being made under Article XI. of these Regulations against the refusal of the Local Authority to withdraw the order, the order shall continue to be operative until and unless it is varied or withdrawn by Us.

ARTICLE X.—(1) Where an order has been made by a Local Authority under these Regulations and has come into operation, any person who for human consumption sells, or