ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

ANIMALS (DISEASES AND IMPORTATION) ACT R.S.A. c. A85

Showing the Law as at 31 December 2022

Regulation	Citation	Page
AMBLYOMMA VARIEGATUM, HEARTWATER AND DERMATOPHILOSIS REGULATIONS	R.R.A. A85-1	3
ANIMALS (IMPORTATION) CONTROL REGULATIONS *Consolidates: U.K. S.I. 2019 No. 852, in force 14 May 2019*	R.R.A. A85-2 *(31/12/2022)*	9
FOOT AND MOUTH DISEASE REGULATIONS	R.R.A. A85-3	21
INFECTED AREAS DECLARATION ORDER	R.R.A. A85-4	29
POWERS OF INSPECTOR REGULATIONS	R.R.A. A85-5	31

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Revised Regulations of Anguilla: A85-1

ANIMALS (DISEASES AND IMPORTATION) ACT (R.S.A. c. A85)

AMBLYOMMA VARIEGATUM, HEARTWATER AND DERMATOPHILOSIS REGULATIONS

Note: These Regulations are enabled under sections 12 and 14 of the Animals (Diseases and Importation) Act, R.S.A. c. A85.

TABLE OF CONTENTS

SECTION

1. Interpretation
2. Notification of amblyomma variegatum, heartwater and dermatophilosis
3. Authority of Director of Agriculture
4. Duty of owner of infected place
5. Control of infected animals
6. Infected animals to be marked
7. Disposal of carcass
8. Prohibition of movement of animals
9. Entry into land
10. Power to search vehicles, etc.
11. Control over the importation of animals
12. Stray animals
13. Quarantine
14. Penalty
15. Citation

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Interpretation

1. In these Regulations—

"Act" means the Animals (Diseases and Importation) Act;

"Director" means the Director of Agriculture;

"infected area" means an area which is declared by the Governor, by order under section 6 of the Act, to be an infected area for purposes connected with the control and elimination of amblyomma variegatum, heartwater or dermatophilosis;

"infected place" means any place which is declared by the Governor, by order under section 5 of the Act, to be an infected place for purposes connected with the control and elimination of amblyomma variegatum, heartwater or dermatophilosis;

"Veterinary Surgeon" includes an officer of the Department of Agriculture.

Notification of amblyomma variegatum, heartwater and dermatophilosis

2. (1) Any person who has in his possession or under his charge any animal infected with or suspected of being infected with amblyomma variegatum, heartwater or dermatophilosis, or the carcass of an animal so infected or suspected of being infected, shall as soon as practicable give notice of such animal or carcass to the Director, or to an environmental health officer, or to the police officer in charge of the nearest police station.

(2) Every veterinary surgeon who, upon examining any animal or the carcass of any animal, is of the opinion or suspects that such animal is infected with amblyomma variegatum or was so infected when it died or was slaughtered, shall as soon as practicable give notice of the infection or suspected infection to the Director, or to an environmental health officer, or to the police officer in charge of the nearest police station.

(3) Every environmental health officer, or officer in charge of a police station, upon receiving such notice as is mentioned in subsections (1) or (2) shall—

(a) forthwith transmit the information to the Director; and

(b) as soon as may be practicable thereafter, confirm in writing to the Director the transmission of such information.

Authority of Director of Agriculture

3. The Director may give directions in relation to the steps to be taken in dealing with any animal infected with amblyomma variegatum, heartwater or dermatophilosis and any other animal within any infected area or infected place, and the owner or occupier of every such area or place shall comply with such directions.

Duty of owner of infected place

4. The owner or occupier of an infected place shall—

(a) prevent access by any other animals to any part of the premises which have been exposed to infection by any animal infected with or suspected of being infected with amblyomma variegatum, heartwater or dermatophilosis; and

(b) detain on the premises any animal infected with or suspected of being infected with amblyomma variegatum, heartwater or dermatophilosis, and any other animal which has been in the same shed, stable, building, yard or field with any such animal.

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Control of infected animals

5. (1) No person shall—

(a) expose in any market, fair, sale, yard or in any other place where animals are exposed for sale;

(b) place in any place adjacent to any market, fair, sale, yard or other place where animals are exposed for sale;

(c) carry, lead or drive or cause to be carried, led or driven on any highway or thoroughfare;

(d) place, keep, graze or permit to be placed, kept or grazed, on the sides of any public road or on any land, adjoining a public road, which is unfenced or insufficiently fenced; or

(e) allow to stray onto a public road or the sides thereof, or in any field or place which is insufficiently fenced, or to be on land which is unenclosed;

any animal infected with, or suspected of being infected with, amblyomma variegatum, heartwater or dermatophilosis.

(2) In addition to any penalty imposed upon any person convicted of an offence against this section, any animal found in any place in contravention of the provisions of this section may be moved by or at the directions of the Director to any appropriate place and there detained and isolated, and further dealt with as the Director may direct.

Infected animals to be marked

6. The Director shall—

(a) place, or cause to be placed, a clearly defined brand, mark or tag upon every animal infected or suspected of being infected with amblyomma variegatum, heartwater or dermatophilosis; and

(b) make, or cause to be made, a record of the placing of such brand, mark or tag, and the name and address of the owner of such animal, in a register which the Director shall keep for that purpose.

Disposal of carcass

7. Where an animal dies within an infected place, a pit, not less than 7 feet deep and not less than 100 feet from any dwelling house, river, well, water course, drain or other channel, shall be dug as near as practicable to the place where the animal died, and the carcass of the animal shall be buried with lime within such pit not later than 12 hours from the time of its death.

Prohibition of movement of animals

8. (1) No animal shall be moved from an infected place or area to an uninfected place or area, or from an uninfected place or area to an infected place or area by the owner or by any other person who is in charge, or has the possession, of such an animal.

(2) Where any area is declared to be an infected area, the Director shall cause to be publicised such order by any means as may appear to him to be expeditious.

Entry into land

9. The Director or any person acting under his direction in writing may enter any land, farm or other premises without a warrant during normal working hours, with or without police assistance, for the purpose of

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inspecting any animal to determine whether such animal is infected with amblyomma variegatum, heartwater or dermatophilosis, and to cause any animal so infected to be treated as the Director may direct.

Power to search vehicles, etc.

10. The Director or any person acting under his direction in writing may at any time without a warrant enter and search any vehicle, vessel or boat in which, or in respect of which, he reasonably believes that any of these Regulations has not been or is not being complied with.

Control over the importation of animals

11. (1) No person shall import into Anguilla any animal unless it is accompanied by a certificate from a Veterinary Officer of the country from which such animal has been shipped, stating that the animal is free from amblyomma variegatum, heartwater or dermatophilosis, and that the animal has been treated with a specified acaricide not more than 7 days before the date of such shipment.

(2) Every animal imported into Anguilla shall on entering be inspected by the Veterinary Surgeon to determine whether it is infected with amblyomma variegatum, heartwater or dermatophilosis.

(3) Any animal imported into Anguilla which is found on inspection by the Veterinary Surgeon to be infected with amblyomma variegatum, heartwater or dermatophilosis shall be as soon as practicable treated with an acaricide and placed in quarantine for 14 days or for such longer period as the Director may prescribe; and such animal shall be given further acaricide treatment by the Veterinary Surgeon during the period in quarantine.

(4) Whenever the Governor deems it necessary in order to prevent the introduction into, or the spread of any disease within, Anguilla, he may by notice, prohibit the entry of, or direct the removal of, any animal which is being or has been brought into Anguilla from any country as he may specify in such notice.

Stray animals

12. (1) Any animal found straying within any area infected with amblyomma variegatum, heartwater or dermatophilosis may be seized by a police officer or the Veterinary Surgeon and taken to, and detained at, any place designated for that purpose by the Director.

(2) Any stray animal seized under subsection (1) shall be treated for amblyomma variegatum, heartwater or dermatophilosis, and shall be kept for 36 hours at the place designated under subsection (1).

(3) Where any animal seized and detained under subsection (1) is not claimed by its owner within 36 hours, it may be slaughtered on the direction of the Director.

Quarantine

13. (1) Any premises, place, area or locality where amblyomma variegatum, heartwater or dermatophilosis is found to exist shall be placed under quarantine by notification in writing by the Director and such notice shall be personally served on the owner or other person in charge of such premises, place, area or locality.

(2) Quarantined premises or a quarantined place, area or locality shall be identified by means of posters which shall indicate the terms and conditions under which the movement of animals out of such premises, place, area or locality shall be permitted.

(3) No animal shall be moved from any premises, place, area or locality placed under quarantine by the Director under subsection (1), except under the authority of a permit granted by the Director.

(4) Any premises, place, area or locality where animals which have been unlawfully moved from any quarantined premises, place, area or locality have been kept, or to which animals have been moved to from any other infected premises, place, area or locality, shall also be placed under quarantine.

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Penalty

14. Any person who contravenes or fails to comply with any provision of these Regulations commits an offence and is liable on summary conviction to a fine of $4,000 or to imprisonment for a term of 12 months or to both.

Citation

15. These Regulations may be cited as the Amblyomma Variegatum, Heartwater and Dermatophilosis Regulations, Revised Regulations of Anguilla, A85-1.

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