

**EXPLANATORY MEMORANDUM TO
THE DISEASES OF ANIMALS (APPROVED DISINFECTANTS) (FEES) (ENGLAND)
ORDER 2008**

2008 No. 652

1. This explanatory memorandum has been prepared by the Department for Environment, Food and Rural Affairs and is laid before Parliament by Command of Her Majesty.

2. Description

2.1 The Statutory Instrument replaces the Diseases of Animals (Fees for the testing of Disinfectants) Order 2008. The new Order increases the fees payable for the testing of disinfectants.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 The Order increases the fees payable for the testing of disinfectants. These fees were last increased in 2007.

4. Legislative Background

4.1 The Animal Health Act 1981 and the Diseases of Animals (Approved Disinfectants) Order 2007 (made under the 1981 Act) provide for the Secretary of State to approve disinfectants for use in certain circumstances and against certain animal diseases if they can demonstrate efficacy during laboratory testing. The Animal Health Act 1981 provides legislative power to charge for testing.

5. Territorial Extent and Application

5.1 This instrument applies to England.

6. European Convention on Human Rights

As the Diseases of Animals (Fees for the Testing of Disinfectants) Order is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

7.1 Veterinary disinfectants are a vital component of animal disease control strategies, both in the everyday prevention of disease and in controlling diseases spread during epidemic outbreaks. Defra has put in place a statutory mechanism under the Diseases of Animals (Approved Disinfectants) Order 2007. This allows disinfectants to be placed on an approved list for the control of different diseases if they demonstrate efficacy against specific pathogens in laboratory tests.

7.2 Due to the popularity of the Diseases of Poultry triple dilution test, this testing options has been extended for products tested under TB and general Orders. Due to the

methodology used, it is not possible to offer the same option with any economy of scale for products tested under Foot and Mouth and Swine Vesicular Disease Orders.

8. Impact

8.1 An Impact Assessment is not required for Statutory Instruments that simply change fees. However, the testing and supporting administration of the above has been simplified as far as possible to keep costs down.

9. Contact

Ivy Wellman at the Department for Environment, Food and Rural Affairs, Tel: 020 7238 6189 or e-mail: ivy.wellman@defra.gsi.gov.uk .