

NORTHAMPTON MAGISTRATES COURT

The Health Protection (Part 2A Orders) Regulations 2010

PART 2A ORDER (Premises)

1. To: **The Occupiers of the Land, xxx**
At: **xxx**
2. Upon hearing the application of Adam French, Senior Environmental Health Officer, East Northamptonshire Council.
 - a) I am satisfied that the requirement of section 45(1)(2), of the Public Health (Control of Disease) Act 1984 (as amended) are made out and that an order is necessary.
3. Removed.
4. In order to comply with the Part 2A Order you must:
 1. **Close the site to the general public including, but not limited to, general visits, visits to donate items and visits to look at animals with a view to rehoming them.**
 2. **Decontaminate the entire site by:-**
 - a) **Controlling the rat population by putting in place an effective eradication plan. This must be carried out by a pest control professional and involve any action necessary, including poisoning, trapping, gassing and shooting to lower the rat population sufficiently to reduce the risk to human health.**
 - b) **The removal of any material from the entire site that could provide harbourage for, or be contaminated by rats including, but not limited to, animal waste, used hay, straw and feed, general refuse, waste wood and plastic. This must include the contents of all barns, sheds, portacabins and caravans that are not adequately pest proofed as well as waste open to the elements.**
 - c) **Ensure all unused animal feed and bedding is stored in such a way that it will not attract rats and that it is protected from contamination by rodents.**
 3. **In addition:-**
 - a) **Provide adequate facilities for sanitation and hygiene which must include as a minimum:**
 - **A secure clean toilet with foul drainage or storage;**
 - **Sufficient washbasins with hot and cold or appropriately mixed running water that are connected to foul drainage or storage, for volunteers to wash hands;**

- Sufficient soap, preferably antibacterial, at all washbasins and a hygienic means of drying hands, preferably paper towels;
 - Provision of disinfectant to decontaminate boots and any overclothing after working with animals;
 - Secure, rodent proof storage for volunteers to store their food and personal effects.
- b) Provide written information about the risks of leptospirosis to volunteers and contractors working to decontaminate the site.
- c) When disposing of waste from the entire site you must ensure that you use an appropriately licensed waste carrier and waste disposal facility. You must be able to produce waste transfer notes for all material removed from site in order to comply with the Environmental Protection Act 1990 and the Controlled Waste Regulations 1992.

Signed

Name

JUSTICE OF THE PEACE

Date: Thursday 26 November 2015

This Order is valid for a period of **fifty six days** from the date of hearing.

PLEASE READ THE NOTES OVERLEAF CAREFULLY

If you are not sure of your rights or the implications of this order, you may want to seek legal advice

Notes

1. This Order informs you that there is a need to protect human health and a Part 2A Order has been granted. In order to remove the risk to human health you must comply with the requirements as stated under sections 2 - 4 of the Order.
2. In granting the Order the court has considered the evidence given by the authority and additional witnesses.
3. The Order will commence immediately from the date detailed on page 1 of the Order. The Order will remain in place until there is no longer a risk to human health but will not exceed the specified period. If after the specified period there is still a need to protect human health a further application will be made to the court. The Authority can apply at any time for a variation or a revocation of Part 2A Order.
4. You can apply to the Justice of the Peace for a variation or revocation of the Order. All applications must be made in writing and clearly state your reasons for requesting a variation/revocation.
5. The making of an Order does not mean that you are guilty of an offence but failure to comply with the conditions detailed under sections 2 - 4 of the Part 2A Order may make you guilty of an offence which you may be liable for prosecution and you may be liable for a fine not exceeding £20,000.
6. If you obstruct the authority in any way or in failing to comply with the Order you cause further risks to public health, you may be liable for any additional costs incurred as a result of any remedial action required.
7. If you fail to comply with the conditions as detailed in sections 2 - 4 of the Order and the Authority has to take action to secure compliance in order to protect public health you may be liable to any costs incurred by the authority. These costs will not exceed the costs incurred. Costs will not be imposed in relation to dead bodies or remains.
8. If as a result of an Order you incur financial loss you may be liable to claim compensation from the Authority. Compensation cannot be claimed for costs incurred for measures required under section 4 of the Order.
9. The Authority will have regard for your welfare and your dependant's welfare if as a result of an Order you are detained, placed in isolation or quarantined.