

Statutory Document No. 2023/0321



Veterinary Surgeons Act 2005

VETERINARY SURGERY (ARTIFICIAL INSEMINATION) ORDER 2023¹

Approved by Tynwald: 17 January 2024
Coming into operation in accordance with article 2

The Department of Environment, Food and Agriculture makes the following Order under section 2 of the Veterinary Surgeons Act 2005, after consulting with the Royal College of Veterinary Surgeons in accordance with section 6(1) of that Act.

1 Title

This Order is the Veterinary Surgery (Artificial Insemination) Order 2023.

2 Commencement

If approved by Tynwald this Order comes into operation on the day after it is approved.¹

3 Interpretation

In this Order —

“**the Act**” means the Veterinary Surgeons Act 2005;

“**cow**” means a cow of the bovine species, including bison and buffalo.

4 Exemption from prohibition on the practice of veterinary surgery for artificial insemination of cows

- (1) Section 1 of the Act does not prohibit an individual who is not registered in the Register of Veterinary Surgeons from artificially inseminating a cow if the conditions in paragraph (2) are complied with.
- (2) The conditions are that the individual carrying out the artificial insemination —
 - (a) is 16 years or older;

¹ Section 6(2) of the Veterinary Surgeons Act 2005 specifies that the Order shall be laid before Tynwald and if Tynwald at the sitting before which the Order is so laid or at the next following sitting fails to approve the Order, the Order shall thereupon cease to have effect.

- (b) has never been convicted of an offence relating to the welfare of animals;
 - (c) is an authorised person to carry out artificial insemination in cows under the Artificial Insemination Regulations 1989²; and
 - (d) either —
 - (i) carries out that artificial insemination as part of an approved course; or
 - (ii) has successfully completed an approved course.
- (3) In this article “approved course” means a training course in the artificial insemination of cows that —
- (a) has been approved for the purposes of regulation 3(3) the Veterinary Surgery (Artificial Insemination) Order 2010 (of Parliament)³; or
 - (b) is approved for the time being by the Department, after consultation with the Royal College of Veterinary Surgeons.

5 Exemption from prohibition on the practice of veterinary surgery for artificial insemination of mares

- (1) Section 1 of the Act does not prohibit an individual who is not registered in the Register of Veterinary Surgeons from artificially inseminating a mare if the conditions in paragraph (2) are complied with.
- (2) The conditions are —
- (a) that the individual carrying out the artificial insemination is 18 years or older;
 - (b) is an authorised person to carry out artificial insemination in mares under the Artificial Insemination Regulations 1989⁴; and
 - (c) either —
 - (i) carries out that artificial insemination under the direct and continuous supervision of a veterinary surgeon as part of an approved course; or
 - (ii) has successfully completed an approved course and in each of the 2 years beginning with the date on which that individual successfully completed that approved course —
 - (A) has carried out at least 5 artificial inseminations of mares; or
 - (B) is declared in writing by a veterinary surgeon, who has personally supervised that individual's artificial

² GC 10/90

³ SI 2010/2059

⁴ GC 10/90

insemination of a mare, competent to carry out artificial insemination of mares.

- (3) In this article “approved course” means a training course in the artificial insemination of mares that –
- (a) has been approved for the purposes of regulation 4(3) of the Veterinary Surgery (Artificial Insemination) Order (of Parliament)⁵; or
 - (b) is approved for the time being by the Department, after consultation with the Royal College of Veterinary Surgeons.

MADE 18 DECEMBER 2023

⁵ SI 2010/2059

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.