





#### **Next steps – Guidance**

Quick start guide - by Christmas

Draft Guidance - end January for comment

Further draft to 'national committee' – April

Final draft to Parliament – June/July

Complete Parliamentary process and publish - Autumn



Care and accommodation and humane killing

- similar process and timescale

- quick start guides by Christmas

- consultation, etc, first half of 2013



21/12/2012

### **Next steps – Section 24 review**

Finally,

Section 24 review - first half of 2013

#### Why are transitional provisions needed?

New ASPA introduces changes that will affect existing licences and certificates from 1/1/13

- Scope of ASPA (cephalopods, breeding activities)
- Establishment licences
- Transposition effected through conditions (e.g. requirement for individual history files for dogs, cats & NHPs)
- Additional assessment criteria for some activities

Transitional provisions needed to apply Directive requirements fully to existing licences & certificates

### Why are transitional provisions needed?

But surely Article 64 means that we don't apply the changes to project licences granted before 1/1/13 – or do we?

Answer: Yes and no!

No as far as anything pertaining to Articles 36-45 (Requirements for Projects) is concerned but all of the other articles do apply.

## The main transitional provisions (Amendment Regulations Sch3)

- Powers will effect changes to licences and certificates from 1/1/13 without input from holders and with no section 12 appeal
- 'Deeming' effects e.g. certificate of designation becomes establishment licence
- Removal of existing authorities e.g. use of NMBAs and provision for re-authorisation
- Legality, risk and work impact balanced

# **Deeming provisions**

- Certificate of designation (PCD) becomes establishment licence (PEL)
- PCD holder becomes PEL holder and NTCO, NIO and person resp. for compliance
- ERP becomes AWERB
- New PEL, PPL & PIL standard conditions some additional conditions annulled
- Any ongoing section 12 proceedings continue
- Severity: Unclassified -> non-recovery; substantial -> severe

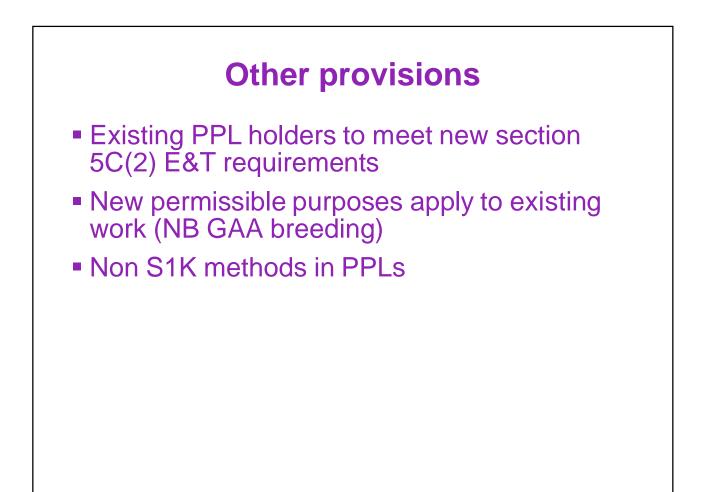
## **Provisions removing authorisation**

PCD:

- Exemptions from CoP standards
- Non-schedule 1 killing methods

PPL:

- Use of certain types of animal (feral, wild-caught, F1 marmosets, Sch2 not PB)
- Use of primates and all endangered spp
- Use of NMBAs
- Re-use if any previous procedure was 'substantial'
- Setting free or re-homing at end of procedures

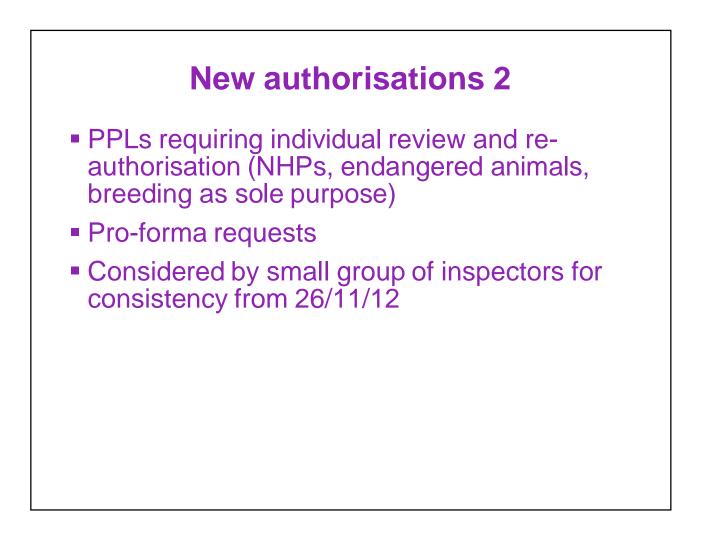


## Timing

- Transitional provisions mostly take effect 1/1/13
- But re-authorisations may be given 1 day after regulations made (19/12/12).
- Amendments and new licence grants need to be post-dated to 1/1/13.

# New authorisations 1

- Where amendment regulations remove existing authorisations, re-authorisation will be required to maintain continuity
- Most will be issued by letter
- Most will not require reappraisal of authorities in individual projects or certificates
- Most require the dutyholder to note only



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