

Statutory Instrument 1994 No. 1151

The Wildlife and Countryside Act 1981 (Variation of Schedule 4) Order 1994

© Crown Copyright 1994

Statutory Instruments printed from this website are printed under the superintendence and authority of the Controller of HMSO being the Queen's Printer of Acts of Parliament.

The legislation contained on this web site is subject to Crown Copyright protection. It may be reproduced free of charge provided that it is reproduced accurately and that the source and copyright status of the material is made evident to users.

It should be noted that the right to reproduce the text of Statutory Instruments does not extend to the Queen's Printer imprints which should be removed from any copies of the Statutory Instrument which are issued or made available to the public. This includes reproduction of the Statutory Instrument on the Internet and on intranet sites. The Royal Arms may be reproduced only where they are an integral part of the original document.

The text of this Internet version of the Statutory Instrument which is published by the Queen's Printer of Acts of Parliament has been prepared to reflect the text as it was Made. A print version is also available and is published by The Stationery Office Limited as the **The Wildlife and Countryside Act 1981 (Variation of Schedule 4) Order 1994**, ISBN 0110441516. The print version may be purchased by clicking [here](#). Braille copies of this Statutory Instrument can also be purchased at the same price as the print edition by contacting TSO Customer Services on 0870 600 5522 or e-mail:customer.services@tso.co.uk.

Further information about the publication of legislation on this website can be found by referring to the [Frequently Asked Questions](#).

To ensure fast access over slow connections, large documents have been segmented into "chunks". Where you see a "continue" button at the bottom of the page of text, this indicates that there is another chunk of text available.

STATUTORY INSTRUMENT

1994 No. 1151

WILDLIFE

The Wildlife and Countryside Act 1981 (Variation of Schedule 4) Order 1994

Made 25th April 1994
Laid before Parliament 3rd May 1994
Coming into force 24th May 1994

The Secretary of State—

having given any local authority affected and any other person affected an opportunity to submit objections or representations with respect to the subject matter of this Order;

having consulted with the Joint Nature Conservation Committee, being the advisory body he considers is best able to advise him as to whether this Order should be made; in exercise of the powers conferred on him by section 22(1) of the Wildlife and Countryside Act 1981⁽¹⁾, and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Wildlife and Countryside Act 1981 (Variation of Schedule 4) Order 1994 and shall come into force on 24th May 1994.

Variation of Schedule

2. The following birds are hereby removed from Schedule 4 to the Wildlife and Countryside Act 1981—

<i>Common name</i>	<i>Scientific name</i>
Avocet	Recurvirostra avosetta
Bee-eater	Merops apiaster
Bittern	Botaurus stellaris
Bittern, Little	Ixobrychus minutus
Bluethroat	Luscinia svecica
Corncrake	Crex crex
Crake, Spotted	Porzana porzana
Curlew, Stone	Burhinus oedicnemus
Divers (all species)	Gavia spp
Dotterel	Charadrius morinellus
Duck, Long-tailed	Clangula hyemalis
Falcons (all species except the following):	Falconidae (all species except the following):
Falcon, Barbary	Falco pelegrinoides
Falcon, Gyr	Falco rusticolus
Falcon, Peregrine	Falco peregrinus
Forest-Falcon, Plumbeous	Micrastur plumbeus
Hobby	Falco subbuteo
Kestrel, Lesser	Falco naumanni
Kestrel, Mauritius	Falco punctatus
Merlin	Falco columbarius

<i>Common name</i>	<i>Scientific name</i>
Godwit, Black-tailed	<i>Limosa limosa</i>
Grebe, Black-necked	<i>Podiceps nigricollis</i>
Grebe, Slavonian	<i>Podiceps auritus</i>
Greenshank	<i>Tringa nebularia</i>
Hawks, True (all species except the following):	Accipitridae (all species except the following):
Buzzard, Honey	<i>Pernis apivorus</i>
Eagle, Adalbert	<i>Aquila adalberti</i>
Eagle, Golden	<i>Aquila chrysaetos</i>
Eagle, Geat Philippine	<i>Pithecophaga jefferyi</i>
Eagle, Imperial	<i>Aquila heliaca</i>
Eagle, New Guinea	<i>Harpyopsis novaeguineae</i>
Eagle, White-tailed	<i>Haliaeetus albicilla</i>
Fish-Eagle, Madagascar	<i>Haliaeetus vociferoides</i>
Goshawk	<i>Accipiter gentilis</i>
Harrier, Hen	<i>Circus cyaneus</i>
Harrier, Marsh	<i>Circus aeruginosus</i>
Harrier, Montagu	<i>Circus pygargus</i>
Hawk, Galapagos	<i>Buteo galapagoensis</i>
Hawk, Grey-backed	<i>Leucopternis occidentalis</i>
Hawk, Hawaiian	<i>Buteo solitarius</i>
Hawk, Ridgway	<i>Buteo ridgwayi</i>
Hawk, White-necked	<i>Leucopternis lacernulata</i>
Hawk-Eagle, Wallace	<i>Spizaetus nanus</i>
Honey-Buzzard, Black	<i>Henicopernis infuscatus</i>
Kite, Red	<i>Milvus milvus</i>
Sea-Eagle, Pallas	<i>Haliaeetus leucoryphus</i>
Sea-Eagle, Steller	<i>Haliaeetus pelagicus</i>
Serpent-Eagle, Andaman	<i>Spilornis elgini</i>
Serpent-Eagle, Madagascar	<i>Eutriorchis astur</i>
Serpent-Eagle, Mountain	<i>Spilornis kinabaluensis</i>
Sparrowhawk, Gundlach	<i>Accipiter gundlachi</i>
Sparrowhawk, Imitator	<i>Accipiter imitator</i>
Sparrowhawk, New Britain	<i>Accipiter brachyurus</i>
Sparrowhawk, Small)	<i>Accipiter nanus</i>)
Hoopoe	<i>Upupa epops</i>
Kingfisher	<i>Alcedo atthis</i>

<i>Common name</i>	<i>Scientific name</i>
Petrel, Leach's	Oceanodroma leucorhoa
Phalarope, Red-necked	Phalaropus lobatus
Plover, Kentish	Charadrius alexandrinus
Plover, Little-ringed	Charadrius dubius
Quail, Common	Coturnix coturnix
Rosefinch, Scarlet	Carpodacus erythrinus
Ruff	Philomachus pugnax
Sandpiper, Green	Tringa ochropus
Sandpiper, Purple	Calidris maritima
Sandpiper, Wood	Tringa glareola
Scoter, Common	Melanitta nigra
Scoter, Velvet	Melanitta fusca
Spoonbill	Platalea leucorodia
Stilt, Black-winged	Himantopus himantopus
Stint, Temminck	Calidris temminckii
Tern, Black	Chlidonias niger
Tern, Little	Sterna albifrons
Tern, Roseate	Sterna dougallii
Treecreeper, Short-toed	Certhia brachydactyla
Whimbrel	Numenius phaeopus

3. In Schedule 4 to the Wildlife and Countryside Act 1981, at the end of the list of birds there shall be inserted—

"Any bird one of whose parents or other lineal ancestor was a bird of a kind specified in the foregoing provisions of this Schedule."

Signed by authority of the Secretary of State

Robert Atkins

Minister of State Department of the Environment

25th April 1994

EXPLANATORY NOTE

(This note is not part of the Order)

Section 7 of the Wildlife and Countryside Act 1981 ("the Act"), together with regulations made under that section, provide for the registration and ringing of captive birds included in Schedule 4 to the Act.

Article 2 of this Order removes the birds listed in that Article from Schedule 4 to the Act and Article 3 adds to that Schedule hybrids of birds specified in that Schedule.

From the coming into force of this Order the birds included in Schedule 4 to the Act will be—

<i>Common name</i>	<i>Scientific name</i>
Bunting, Cirl	<i>Emberiza cirlus</i>
Bunting, Lapland	<i>Calcarius lapponicus</i>
Bunting, Snow	<i>Plectrophenax nivalis</i>
Buzzard, Honey	<i>Pernis apivorus</i>
Eagle, Adalbert's	<i>Aquila adalberti</i>
Eagle, Golden	<i>Aquila chrysaetos</i>
Eagle, Great Philippine	<i>Pithecophaga jefferyi</i>
Eagle, Imperial	<i>Aquila heliaca</i>
Eagle, New Guinea	<i>Harpyopsis novaeguineae</i>
Eagle, White-tailed	<i>Haliaeetus albicilla</i>
Chough	<i>Pyrrhocorax pyrrhocorax</i>
Crossbills (all species)	<i>Loxia</i> spp
Falcon, Barbary	<i>Falco pelegrinoides</i>
Falcon, Gyr	<i>Falco rusticolus</i>
Falcon, Peregrine	<i>Falco peregrinus</i>
Fieldfare	<i>Turdus pilaris</i>
Firecrest	<i>Regulus ignicapillus</i>
Fish-Eagle, Madagascar	<i>Haliaeetus vociferoides</i>
Forest-Falcon, Plumbeous	<i>Micrastur plumbeus</i>
Goshawk	<i>Accipiter gentilis</i>
Harrier, Hen	<i>Circus cyaneus</i>
Harrier, Marsh	<i>Circus aeruginosus</i>
Harrier, Montagu	<i>Circus pygargus</i>
Hawk, Galapagos	<i>Buteo galapagoensis</i>
Hawk, Grey-backed	<i>Leucopternis occidentalis</i>
Hawk, Hawaiian	<i>Buteo solitarius</i>
Hawk, Ridgway	<i>Buteo ridgwayi</i>
Hawk, White-necked	<i>Leucopternis lacernulata</i>
Hawk-Eagle, Wallace	<i>Spizaetus nanus</i>

<i>Common name</i>	<i>Scientific name</i>
Hobby	Falco subbuteo
Common name	Scientific name
Honey-Buzzard, Black	Henicopernis infuscatus
Kestrel, Lesser	Falco naumanni
Kestrel, Mauritius	Falco punctatus
Kite, Red	Milvus milvus
Merlin	Falco columbarius
Oriole, Golden	Oriolus oriolus
Osprey	Pandion haliaetus
Redstart, Black	Phoenicurus ochruros
Redwing	Turdus iliacus
Sea-Eagle, Pallas	Haliaeetus leucoryphus
Sea-Eagle, Stellers	Haliaeetus pelagicus
Serin	Serinus serinus
Serpent-Eagle, Andaman	Spilornis elgini
Serpent-Eagle, Madagascar	Eutriorchis astur
Serpent-Eagle, Mountain	Spilornis kinabaluensis
Shorelark	Eremophila alpestris
Shrike, Red-backed	Lanius collurio
Sparrowhawk, New Britain	Accipiter brachyurus
Sparrowhawk, Gundlach's	Accipiter gundlachi
Sparrowhawk, Imitator	Accipiter imitator
Sparrowhawk, Small	Accipiter nanus
Tit, Bearded	Panurus biarmicus
Tit, Crested	Parus cristatus
Warbler, Cetti	Cettia cetti
Warbler, Dartford	Sylvia undata
Warbler, Marsh	Acrocephalus palustris
Warbler, Savi	Locustella luscinioides
Woodlark	Lullula arborea
Wryneck	Jynx torquilla

Any bird one of whose parents or other lineal ancestor was a bird of a kind specified in the above list.

Notes:

[1] 1981 c. 69. [back](#)