



Statutory Document No. 457/04

**THE WILDLIFE ACT 1990 (VARIATION OF SCHEDULES)  
(ANIMALS WHICH ARE PROTECTED) ORDER 2004**

*Laid before Tynwald 13th July 2004*

*Coming into operation 16th July 2004*

In exercise of the powers conferred on the Department of Agriculture, Fisheries and Forestry by section 9 and 23(3) of the Wildlife Act 1990<sup>1</sup> and of all other enabling powers, and in accordance with the requirements of section 25 of the Act, the following Order is hereby made:-

**1. Citation and Commencement**

This Order may be cited as the Wildlife Act 1990 (Variation of Schedules) (Animals Which Are Protected) Order 2004 and shall come into operation on the 16th July 2004.

**2. Variation of Schedule 5 of the Wildlife Act 1990**

For Schedule 5 of the Wildlife Act 1990, substitute –

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<sup>1</sup> 1990 c. 2

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## Schedule 5 Animals which are Protected

<i>Common name</i>	<i>Scientific name</i>
Bats, Horseshoe (all species)	Rhinolophidae
Bats, Typical (all species)	Vespertilionidae
Beefly, Lesser	<i>Bombylius minor</i>
Cricket, Dotted bush	<i>Leptophyes punctatissima</i>
Cricket, Dark bush	<i>Pholidoptera griseoaptera</i>
Frog, Common	<i>Rana temporaria</i>
Grasshopper, Lesser mottled	<i>Stenobothrus stigmaticus</i>
Lizard, Viviparous	<i>Lacerta vivipara</i>
Moth, Grey	<i>Hadena caesia mananii</i>
Moth, Scarce crimson and gold	<i>Pyrausta sanguinalis</i>
Seals (all species)	Pinnepedia
Shark, Basking	<i>Cetorhinus maximus</i>
Shrimp, Fairy	<i>Chirocephalus diaphanus</i>
Turtle (marine) (all species)	Dermochelyidae and Cheloniidae
Whales (all species)	Cetacea

NOTE: The common name or names given in the first column of this Schedule are included by way of guidance only; in the event of any dispute or proceedings, the common name or names shall not be taken into account.”.

MADE 14th June 2004

*J. Rimington*

Minister for Agriculture, Fisheries and Forestry

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### EXPLANATORY NOTE

*(This note is not part of the Order)*

The Order varies Schedule 5 of the Wildlife Act 1990 (Animals Which Are Protected) by adding the Lesser Beefly (*Bombylius minor*) and the Scarce Crimson and Gold Moth (*Pyrausta sanguinalis*), and removing the Sand Lizard (*Lacerta agilis*), Pod Lover Moth (*Hadena perplexa capsophila*) and the Common Otter (*Lutra lutra*).