

REFUSAL OF INSPECTION

Sometimes a research facility representative refuses to allow an inspection of the research facility. [2.38(b)]

If a representative of a research facility refuses to allow an inspection, be sure that:

- you have clearly identified yourself as a USDA Animal Care inspector
- the inspection is occurring during legal business hours - 7a.m.-7p.m., Monday through Friday
- the person refusing to allow the inspection is aware of the violation of the AWA regulations
- you ask the specific question: "Are you refusing to allow the inspection?"
- you ask to speak to a person of higher authority at the research facility

If the representative or the person of higher authority still refuses to allow an inspection, leave the premises and:

- complete an official inspection report
- designate this as a "Routine" inspection
- document the refusal in the inspection report narrative section
- be specific as to date, time, and the name of the person who refused to allow the inspection. An example citation is: SECT 2.38(b) ACCESS TO PROPERTY AND RECORDS- On *(date)* at *(time)*, *(name of person)* refused to allow an inspection of the facility and records.
- send the research facility a copy of the inspection report by certified, return receipt mail

NOTE: If two or more APHIS officials are present for the inspection and one is denied entry, document this as a refusal of inspection. Do not conduct an inspection.

