1977 No. 47

ANIMALS

The Brucellosis Control (Amendment) Order (Northern Ireland) 1977

Made . . . . . *25th February* 1977

Coming into operation . . . *1st April* 1977

The Department(a) of Agriculture, in exercise of the powers conferred on it by sections 3, 13, 18 and 53 of the Diseases of Animals Act (Northern Ireland) 1958(b), and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Brucellosis Control (Amendment) Order (Northern Ireland) 1977 and shall come into operation on 1st April 1977.

Amendment of the Brucellosis Control Order (Northern Ireland) 1972

2. The Brucellosis Control Order (Northern Ireland) 1972(c), as amended(d), is hereby further amended as follows:—

(1) In Article 5 after paragraph (2) there shall be added:

"(2A) On completion of an official test, a herdowner or his agent shall sign a statement presented to him by an authorised officer that all animals in his possession in the categories specified in the notice described in paragraph (2) have been submitted for testing.".

(2) For Article 11 there shall be substituted:

"*Registration and acquisition of eligible animals*

11.—(1) The owner of a herd containing eligible animals which is neither a Brucellosis (Certified) Herd nor a Brucellosis (Eradication) Herd shall prior to 1st June 1977 make application to the Department of Agriculture to have that herd included in the Brucellosis Register.

(2) After 1st June 1977 any person, other than the owner of a Brucellosis (Certified) Herd or a Brucellosis (Eradication) Herd or a person who has made an application to have a herd included in the Brucellosis Register in accordance with paragraph (1), who acquires an eligible animal, shall within 24 hours from such acquisition inform the Department of Agriculture by notice in writing that he has acquired such an animal.".

(a) Formerly Ministry: *see* 1973 c. 36 Sch. 5 para. 8(1)
(b) 1958 c. 13 (N.I.)
(c) S.R. & O. (N.I.) 1972 No. 94 (p. 360)
(d) S.R. & O. (N.I.) 1973 No. 77 (I, p. 350); S.R. & O. (N.I.) 1973 No. 437 (II, p. 2610); S.R. 1976 No. 84

(3) In Article 20:

(*a*) After sub-paragraph (1)(*e*) there shall be added:

"or

(*f*) the owner of a herd in which eligible animals have been compulsorily slaughtered under Article 7 as animals which have been exposed to the possibility of infection with brucellosis by being in contact with reactors; or

(*g*) the owner of a herd in which any animal is not identified in accordance with Article 14 of the Tuberculosis Control Order (Northern Ireland) 1964(e);".

(*b*) After sub-paragraph (1)(*v*) the following sub-paragraphs shall be added:

"(vi) requiring him if he acquires a holding since the date of the notice within seven days from the date of such acquisition to inform a Divisional Veterinary Officer by notice in writing of such acquisition and the area, the location of the holding acquired and the name and address of the person from whom such holding was acquired, and prohibiting him from moving any animal on to such land except under and in accordance with the conditions of an authority issued by the Department of Agriculture in writing;

(vii) requiring him prior to the disposal of his holding or any part thereof by way of sale, grant, lease, exchange, surrender, licence, letting in conacre, or otherwise, to inform the Department of Agriculture by notice in writing of such disposal and the area and location of the holding disposed of, and unless the holding disposed of was held by him as a licensee, in conacre or under a lease which has terminated, to inform the Department of Agriculture within seven days of such disposal and the name and address of the person to whom he has disposed of his holding or any part thereof;

(viii) requiring him not to permit the movement of eligible animals on to his premises for a period of 6 months after the removal of animals which have been exposed to the possibility of infection with brucellosis by being in contact with reactors.".

(4) In Articles 25 and 26 for "Articles 27 and 28" there shall be substituted "Article 27".

(5) For Article 28 there shall be substituted the following Article:

"**28.** Where an animal (other than a castrated male animal) is to be imported for direct shipment from Northern Ireland, the Department of Agriculture may issue a movement permit authorising the movement of that animal from the point of entry to the port of shipment subject to such conditions as may be included in the permit.".

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 25th February 1977.

(L.S.) *J. C. Chalmers*
Assistant Secretary

(e) S.R. & O. (N.I.) 1964 No. 31 (p. 118)

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport.)

This Order makes the following amendments to the Brucellosis Control Order (Northern Ireland) 1972:

(1) a herdowner shall sign a statement after the completion of the official test that he has presented all eligible animals in his possession for testing;

(2) it shall be an offence for a herdowner to have in his possession any eligible animal unless he is included or has applied to be included in the Brucellosis Register;

(3) the Department of Agriculture may now serve a notice on the owner of a herd in which animals have been slaughtered as in-contacts or on the owner of a herd in which animals are suspected of being wrongly identified, prohibiting movement;

(4) it extends the controls imposed upon a herd which is under restriction to require the owner of such a herd to notify the Department of Agriculture of the acquisition or disposal of any land occupied by him including land let to him in conacre; and it prohibits the movement of any eligible animals on to his premises for 6 months after the removal of in-contact animals;

(5) where animals (other than castrated male animals) are to be imported from the Republic of Ireland for onward shipment from Northern Ireland the Department of Agriculture may issue a permit authorising the movement of such animals from the point of entry to the port of shipment under such conditions as the Department of Agriculture may consider necessary.