DISEASES OF ANIMALS

1957 No. 628

The Diseases of Animals (Waste Foods) Order, 1957

Made - - - -	*9th April*, 1957
Coming into Operation	*1st June*, 1957

The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly, by virtue and in exercise of the powers conferred on them by Sections 1, 20 and 85 of the Diseases of Animals Act, 1950(**a**), and of all other powers enabling them in this behalf, hereby order as follows:—

Application, Citation and Commencement

1. This Order (which applies to Great Britain) may be cited as the Diseases of Animals (Waste Foods) Order, 1957, and shall come into operation on the 1st day of June, 1957.

Interpretation

2.—(1) In this Order, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"animals" means cattle, sheep, pigs and goats;

"boiled" means exposed for at least one hour to a temperature of not less than 212°F., and the expressions "boiling" and "unboiled" shall be construed accordingly;

"local authority", except in Article 5 hereof, has the meaning assigned to it by Section 59 of the Diseases of Animals Act, 1950;

"the Minister" means the Minister of Agriculture, Fisheries and Food;

"poultry" means birds of the following species, that is to say, domestic fowls, turkeys, geese, ducks, guinea-fowls and domestic pigeons; and pheasants kept in captivity;

"waste foods" has the meaning assigned to it by Article 3 of this Order.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Meaning of "waste foods"

3. The waste foods to which this Order applies are—

(*a*) any meat, bones, offal or other part of the carcase of any animal or of any poultry;

(*b*) any broken or waste foodstuffs (including table or kitchen refuse, scraps or waste) which contain or have been in contact with any meat, bones or offal or with any other part of the carcase of any animal or poultry—

Provided that this Order shall not apply to any waste foods after they have been boiled in accordance with the requirements of this Order as long as they are kept separate from all unboiled waste foods.

(**a**) 14 Geo. 6. c. 36. (**b**) 52 & 53 Vict. c. 63.

Prohibition of use of unboiled waste foods for feeding

4. No person shall use any waste foods to which this Order applies for feeding to animals or poultry unless the waste foods—

(*a*) have been boiled, and

(*b*) where the provisions of the next succeeding Article require it, have been boiled by means of plant and equipment operated in accordance with the conditions of a licence in force under this Order.

Regulation of waste foods used or distributed by collectors

5.—(1) Where any person collecting or receiving waste foods from the premises of other persons, or from any vessel, has brought or caused to be brought together at any place any waste foods to which this Order applies for the purpose of there feeding them to animals or poultry, or processing or redistributing them for use for feeding to animals or poultry, the following provisions of this Article shall apply as respects the boiling there of the waste foods to which this Order applies and their movement from that place.

(2) Except as hereafter provided, any such waste foods boiled at such place shall be boiled by means of plant and equipment operated in accordance with the conditions of a licence in force under this Order.

(3) It shall be unlawful to move the waste foods or to cause them to be moved from such place unless they have been boiled—

Provided that waste foods to which this Order applies may be moved from such place without being boiled if no animals or poultry are at any time kept there and the waste foods are moved—

(i) either by, or by the servants of, a person holding a licence in force under this Order in respect of any plant and equipment directly to the premises at which the plant and equipment are operated, or

(ii) by, or by the servants of, a person operating plant and equipment as respects which no licence is required directly to the premises at which the plant and equipment are operated.

(4) No licence shall be required in respect of any plant or equipment operated—

(*a*) in England and Wales by a local authority as defined by Section 9 of the Agriculture (Miscellaneous Provisions) Act, 1954(**a**), which collects waste under that Section for use as animal feedingstuffs, or in Scotland by any town or county council, or

(*b*) by any person having in his possession or under his control not more than 4 weaned pigs and 50 head of poultry who collects or receives waste foods for consumption on his own premises by such pigs or poultry.

Licences

6.—(1) Where by this Order any licence is required in respect of any plant and equipment, it shall be granted to the person responsible for the operation of the plant and equipment by the local authority in whose district the premises on which the plant and equipment to be used for the purposes of this Order are situated, and the local authority is hereby empowered to grant such licence only if it is satisfied that the plant and equipment are adequate to ensure that the waste foods can be boiled in accordance with the requirements of this Order and that all reasonable arrangements have been made to prevent (*a*) the contamination of any waste foods that have been boiled by any unboiled waste foods, and (*b*) access to unboiled waste foods by animals or poultry.

(a) 2 & 3 Eliz. 2. c. 39.

(2) Any licence granted under this Article shall be in the form set out in the First Schedule to this Order or substantially to the like effect.

Unboiled waste foods to be kept apart from boiled waste foods, animals and poultry

7. No person having the charge or control of any waste foods to which this Order applies shall permit them to come into contact with waste foods that have been boiled already, or allow animals or poultry to have access to them, but no person shall be guilty under the Diseases of Animals Act, 1950, of any contravention of this Article if he proves to the satisfaction of the Court that he took all reasonable steps to prevent the unboiled waste foods from coming into contact with the boiled waste foods and from being accessible to animals or poultry.

Transitional Provisions

8. Where any plant and equipment used for boiling were, immediately before the coming into operation of this Order, licensed, or deemed to have been licensed, under the Diseases of Animals (Licensing of Waste Food Sterilisation Plant) Order, 1954(**a**), the person then lawfully operating them shall, until notice to the contrary is given to him by the local authority, be deemed to be a person to whom a licence has been granted under this Order, and the plant and equipment may be operated by him under and subject to any licence and any conditions attached thereto in force immediately before the coming into operation of this Order.

Precautions to be adopted in connection with the carriage of waste foods

9.—(1) Where any bin or other container, or any road vehicle, has on any occasion been used for the carriage of waste foods to which this Order applies, or any vehicle has carried any bin or other container which has been so used, it shall be unlawful to use the bin or other container or the vehicle for the carriage of (*a*) animals or poultry, (*b*) feedingstuffs for animals or poultry (other than waste foods to which this Order applies), or (*c*) any other thing intended to be used for or about animals or poultry, unless as soon as practicable after each occasion of such use and before being again used the bin or other container, or the vehicle as the case may be, has been thoroughly disinfected by washing the bin or other container, or the floor, roof and sides of the inside of the vehicle, *either* with disinfectant which is an approved disinfectant for the purposes of the Diseases of Animals (Disinfection) Order of 1936(**b**), *or* with a solution prepared by dissolving sodium carbonate (washing soda) in water in the proportion of one half pound of sodium carbonate to one gallon of hot water.

(2) It shall be unlawful to convey any animals or poultry or feedingstuffs for animals or poultry (other than waste foods to which this Order applies) or any other thing intended to be used for or about animals or poultry in any road vehicle at the same time as such road vehicle is being used for the carriage of waste foods to which this Order applies or for the carriage of any bin or other container which has been used for the carriage of such waste foods and has not after such use been disinfected in accordance with the requirements of this Order.

Exemption

10.—(1) The Minister as respects England and Wales or the Secretary of State as respects Scotland may, if he thinks it expedient so to do, issue a certificate exempting any person, premises or waste foods from all or any of the provisions of this Order.

(a) S.I. 1954/1689 (1954 I, p. 126).
(b) S.R. & O. 1938/191 (Rev. II, p. 320: 1938 I, p. 303).

(2) Any certificate of exemption granted under this Article may be granted subject to any conditions the Minister, or the Secretary of State, may think fit to attach for the purpose of preventing the spreading of disease.

Enforcement

11. The provisions of this Order shall, except where it is otherwise provided, be executed and enforced by the local authority.

Revocation

12. The Orders referred to in the Second Schedule to this Order are hereby revoked.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this eighth day of April, nineteen hundred and fifty-seven.

(L.S) *D. Heathcoat Amory,*
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this ninth day of April, nineteen hundred and fifty-seven.

(L.S.) *John S. Maclay,*
Secretary of State for Scotland.

FIRST SCHEDULE

[*Name of Local Authority*]

DISEASES OF ANIMALS ACT, 1950

The Diseases of Animals (Waste Foods) Order, 1957

LICENCE

The hereby licenses to operate the plant and equipment described in the Schedule to this Licence for the boiling of waste foods under and in accordance with the provisions of the Diseases of Animals (Waste Foods) Order, 1957, and with the conditions of this Licence.

CONDITIONS

1. The plant and equipment described in the Schedule to this Licence shall be operated at

2. This Licence shall be produced for inspection to any authorised officer of the Ministry of Agriculture, Fisheries and Food or of the Department of Agriculture for Scotland or of if any such officer has given the person authorised to operate the plant and equipment 24 hours' notice of his intention to inspect the Licence.

3. This Licence is not transferable and may be revoked at any time by notice in writing by

Dated the day of , 195 .

(Signed) .....
Authorised by the

SCHEDULE

SECOND SCHEDULE

Diseases of Animals (Boiling of Animal Foodstuffs) Order of 1947(a).

The Diseases of Animals (Licensing of Waste Food Sterilisation Plant) Order, 1954.

Foot-and-Mouth Disease (Disinfection of Road Vehicles) Order of 1941(b).

Foot-and-Mouth Disease (Disinfection of Road Vehicles) (Amendment) Order of 1942(c).

EXPLANATORY NOTE

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

Waste foods may, if not boiled for one hour, spread foot-and-mouth and other diseases. This Order prohibits the feeding of unboiled waste foods to certain animals or to poultry. It also provides that, where a person has collected from the premises of other persons onto his own premises any waste foods for feeding to animals or poultry, the waste foods shall not be used on or moved from his premises unless they have first been boiled for one hour in a plant licensed by the local authority. But if no animals or poultry are kept on the collector's premises, the unboiled waste foods may be moved from those premises, either by another collector for boiling in his own licensed plant, or to a plant operated by a local authority, or by a small stockkeeper to his premises for feeding, after boiling, to his own pigs or poultry. The Order also prohibits the carriage of animals, poultry or feedingstuffs in a vehicle that is carrying unboiled waste foods; and it requires the disinfection of vehicles and containers after each occasion on which they are used for the carriage of unboiled waste foods before they are again used for the carriage of animals, poultry or feedingstuffs.

1957 No. 170

The Exported Cattle Protection Order, 1957

Made - - - -	*6th February*, 1957
Coming into Operation	*26th February*, 1957

The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly in exercise of the powers conferred upon them by sections 1, 20 and 23 of the Diseases of Animals Act, 1950(d), and section 11 of the Agriculture (Miscellaneous Provisions) Act, 1954(e), and of all other powers enabling them in that behalf, hereby order as follows:—

Citation and Commencement

1. This Order, which may be cited as the Exported Cattle Protection Order, 1957, shall come into operation on the 26th day of February, 1957.

(a) S.R. & O. 1947/1175 (Rev. II, p. 317: 1947 I, p. 82).
(b) S.R. & O. 1941/312 (Rev. II, p. 518: 1941 I, p. 77).
(c) S.R. & O. 1942/1794 (Rev. II, p. 519: 1942 I, p. 18).
(d) 14 Geo. 6. c. 36. (e) 2 & 3 Eliz. 2. c. 39.