Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Poultry Compartments (Wales) Order 2010. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

WELSH STATUTORY INSTRUMENTS

2010 No. 1780 (W.169)

ANIMALS, WALES

ANIMAL HEALTH

The Poultry Compartments (Wales) Order 2010

Made - - - -	*8 July 2010*
Coming into force - -	*30 July 2010*

The Welsh Ministers, make the following Order in exercise of the powers conferred by sections 1 and 8(1) of the Animal Health Act 1981(**1**), and paragraph 1A of Schedule 2 to the European Communities Act 1972.

The Welsh Ministers consider it expedient that references to Commission Regulation (EC) 616/2009(**2**) implemented by this Order should have effect as references to that Regulation as amended from time to time.

Title, application and commencement

1. The title of this Order is the Poultry Compartments (Wales) Order 2010. It applies in relation to Wales and comes into force on 30 July 2010.

Commencement Information

I1 Art. 1 in force at 30.7.2010, see **art. 1**

Interpretation

2. In this Order:—

"administrative site" means premises in which documents or records relating to a production site are kept;

"Commission Regulation" means Commission Regulation (EC) No 616/2009 implementing Council Directive 2005/94/EV as regards the approval of poultry compartments and other

(**1**) 1981 c. 22. Functions conferred under the 1981 Act on "the Minister" and "the Ministers" are so far as they are exercisable in relation to Wales, vest in the Welsh Ministers. Those functions were transferred to the National Assembly for Wales constituted by the Government of Wales Act 1998 (c. 38) by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672) article 2. By virtue of paragraphs 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32), they were transferred to the Welsh Ministers.

(**2**) OJ No L 181, 14.7.2009, p.16.

captive birds compartments with respect to avian influenza and additional preventive biosecurity measures in such compartments as amended from time to time; and

"production site" means premises where poultry are kept for the purposes of breeding, rearing, fattening or egg production and which are the subject of an application under article 4.

Commencement Information

I2 Art. 2 in force at 30.7.2010, see **art. 1**

Competent authority

3. The Welsh Ministers are the competent authority for the purposes of the Commission Regulation.

Commencement Information

I3 Art. 3 in force at 30.7.2010, see **art. 1**

Applications

4. Applications for approval of compartments must be made on the forms provided by the Welsh Ministers on the Welsh Assembly Government website.

Commencement Information

I4 Art. 4 in force at 30.7.2010, see **art. 1**

Power of inspectors

5.—(1) An inspector may, for any purpose relating to this Order—

(a) enter any premises approved as a compartment under this Order and any administrative site which contains records relevant to the approval of a site as a compartment;

(b) require the keeper to produce or copy any document or record;

(c) remove and retain a copy of any document or record;

(d) have access to, and check the operation of, any computer and any associated apparatus or material which is or has been used in connection with records;

(e) where a record is kept by means of a computer, require the record to be produced in a form which may be taken away;

(f) be accompanied by a representative of the European Commission or any person the inspector considers necessary.

(2) A person required to do anything by an inspector acting under paragraph (1) must, unless they have reasonable cause, do so without delay.

(3) For the purposes of this article an inspector means any person approved as an inspector under the Animal Health Act 1981.