OFFERYNNAU STATUDOL CYMRU

2007 Rhif 2461 (Cy.208)

ANIFEILIAID, CYMRU

ATAL CREULONDEB

Rheoliadau Lles Anifeiliaid (Cigydda neu Ladd) (Diwygio) (Cymru) 2007

Wedi eu gwneud - -	*20 Awst 2007*
Wedi eu gosod gerbron Cynulliad Cenedlaethol Cymru	*22 Awst 2007*
Yn dod i rym - -	*12 Medi 2007*

Mae Gweinidogion Cymru, gan eu bod wedi eu dynodi (**1**) at ddibenion adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(**2**) mewn perthynas â pholisi amaethyddol cyffredin y Gymuned Ewropeaidd, yn gwneud y Rheoliadau canlynol o dan y pwerau roddwyd gan yr adran honno:

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Lles Anifeiliaid (Cigydda neu Ladd) (Diwygio) (Cymru) 2007.

(2) Mae'r Rheoliadau hyn yn dod i rym ar 12 Medi 2007.

(3) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

Diwygio Rheoliadau Lles Anifeiliaid (Cigydda neu Ladd) 1995

2.—(1) Diwygir Rheoliadau Lles Anifeiliaid (Cigydda neu Ladd) 1995(**3**) yn unol â gweddill y paragraffau yn y rheoliad hwn.

(2) Yn lle rheoliad 15, rhodder—

> "**15.** The killing of animals elsewhere than in a slaughterhouse or knacker's yard
>
> (1) Subject to sub-paragraph (2) and regulations 16 to 19, where any soliped, ruminant, pig, rabbit or bird is killed elsewhere than in a slaughterhouse or knacker's yard, it shall be killed in accordance with Parts I and III of Schedule 5.

(**1**) O.S. 2005/2766.
(**2**) 1972 p. 68.
(**3**) O.S. 1995/731; O.S. 1999/400 yw'r offeryn diwygio perthnasol.

(2) Schedule 7A (killing birds by exposure to gas mixtures elsewhere than in a slaughterhouse) has effect".

(3) Yn Atodlen 1 (trwyddedu cigyddwyr), mae'r canlynol yn cael ei ychwanegu ar ôl is-baragraff 9(2) —

"(3) Any person whose licence has been suspended or revoked under sub-paragraph (1) above must, whether or not that suspension or revocation is the subject of an appeal pursuant to paragraph 11 below, surrender it to the Agency within 14 days of receipt of a notice informing him or her of the suspension or revocation."

(4) Ym mharagraff 11 o Atodlen 3—

(a) o flaen is-baragraff (a), mewnosoder "(aa) the use of such an instrument is avoided as far as possible"; a

(b) yn lle is-baragraff (a), rhodder—

"(a) the shocks last no more than one second each, are adequately spaced out and are not used repeatedly if the animal fails to respond;".

(5) Yn Atodlen 4 (atal anifeiliaid cyn eu stynio, eu cigydda neu eu lladd), rhoddir y canlynol yn lle is-baragraff 6(2)(c)—

"(c) no bird is suspended for more than 3 minutes in the case of a turkey or 2 minutes in other cases before being stunned or killed.".

(6) Ym mharagraff 13 o Atodlen 5, yn lle is-baragraffau (c) a (d) rhodder —

"(c) for birds only, decapitation or dislocation of the neck;

(d) exposure of pigs and birds to gas mixtures at a slaughterhouse in accordance with schedule 7; or

(e) exposure of birds to carbon dioxide or gas mixtures elsewhere than at a slaughterhouse or knacker's yard in accordance with schedule 7A".

(7) Yn Atodlen 6 (gwaedu neu bithio anifeiliaid), dilëir is-baragraffau 2(3) a 2(4).

(8) Ar ôl Atodlen 7, mewnosoder:

"SCHEDULE 7A Regulation 15(2)

KILLING BIRDS BY EXPOSURE TO GAS MIXTURES
ELSEWHERE THAN IN A SLAUGHTERHOUSE

Part 1

Interpretation

1. In this Schedule—

"bird" means any domestic fowl, turkey, pheasant, quail, partridge, goose, duck or guinea fowl;

"bird shed" means a building designed and constructed to house birds that has been sealed so as to be capable of containing the gas mixture mentioned in combination 1 in the table in Part V:

"breeder hen" means a domestic fowl which has reached laying maturity and is kept for production of eggs intended for hatching:

"chamber" means a bird shed or gas container in which end of lay hens, end of life breeder hens or birds are killed by exposure to gas or gas mixtures mentioned in the second column of the table in Part V;

"end of lay hen" means a laying hen no longer required for the production of eggs;

"end of life breeder hen" means a breeder hen no longer required for the production of hatching eggs;

"gas container" means a receptacle capable of containing the gas mixtures mentioned in combinations 2 or 3 in the table in Part V;

"gas mixture" means any of the combinations of gases listed in Part V;

"laying hen" means a domestic fowl which has reached laying maturity and is kept for production of eggs not intended for hatching.

Part II

End of Lay Hens and End of Life Breeder Hens

2.

(1) Subject to paragraphs (2) and (3), end of lay hens and end of life breeder hens may be killed on premises where they have been kept as laying or breeder hens by exposure to gas mixtures in accordance with Part V of this Schedule.

(2) The owner of the end of lay hens or the end of life breeder hens must give the Welsh Ministers a minimum of five working days' notice specifying —

(a) the owner's name and address;

(b) the address of the premises at which the killings will take place;

(c) the date on which the killings will take place;

(d) which of the combinations of gas and chamber listed in the table in Part V of this Schedule is intended to be used for the killings;

(e) the number and age of hens being killed and whether kept as laying or breeder hens.

(3) Part IV of this Schedule applies to the killing of end of lay hens and end of life breeder hens permitted by this paragraph.

PART III

Killing where there is Restriction on Movement

3.—(1) The Welsh Ministers may authorise the killing of birds elsewhere than in a slaughterhouse by exposure to gas mixtures in accordance with Part V of this Schedule if—

(a) an event occurs in Great Britain that makes the movement of birds from the premises where they have been kept to a slaughterhouse impracticable; and

(b) it is foreseeable that the welfare of the birds will be compromised as result of the restrictions on their movement.

(2) An authorisation issued under this paragraph—

(a) must be in writing;

(b) may be general or specific;

(c) is subject to the conditions set out in sub-paragraph (3);

(d) may include such other conditions as may be specified in the authorisation; and

(e) may at any time be amended, suspended or revoked by notice in writing—