STATUTORY RULES OF NORTHERN IRELAND

# 2007 No. 209

# ANIMALS

## ANIMAL HEALTH

# The Poultry Breeding Flocks and Hatcheries Scheme Order (Northern Ireland) 2007

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| *Made - - - -* | *23rd March 2007* |
| *Coming into operation* | *13th April 2007* |

The Department of Agriculture and Rural Development(**1**), makes the following Order in exercise of the powers conferred on it by Articles 8(1) and 8(2) of the Diseases of Animals (Northern Ireland) Order 1981(**2**) and with the approval of the Department of Finance and Personnel.

In accordance with Article 8(1) of that Order it has consulted with the bodies which appear to it to be representative of the interests concerned.

### Citation and commencement

**1.** This Order may be cited as The Poultry Breeding Flocks and Hatcheries Scheme Order (Northern Ireland) 2007 and comes into operation on 13th April 2007.

### Breeding flocks and hatcheries scheme

**2.** For the purposes of keeping poultry, so far as practicable, free from Salmonella and controlling and, so far as practicable, reducing the incidence of Salmonella, the Department makes the Scheme set out in the Schedule to this Order.

(**1**) Formerly the Department of Agriculture for Northern Ireland; see the Departments Order 1999 (S.I. 1999/283 (N.I. 1)) Article 3(4)

(**2**) S.I. 1981/1115 (N.I. 22) as amended by S.I. 1984/702 (N.I. 2) Article 17, S.I. 1994/1891 (N.I. 6) Article 22

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 23rd March 2007.

*E. Redmond*
A senior officer of the Department of Agriculture and Rural Development

Sealed with the Official Seal of the Department of Finance and Personnel on 23rd March 2007.

*Mary McIvor*
A senior officer of the Department of Finance and Personnel

SCHEDULE Article 2

POULTRY BREEDING FLOCKS AND HATCHERIES SCHEME (NORTHERN IRELAND) 2007

# PART I

## INTRODUCTION

### Citation

1. This Scheme may be cited as The Poultry Breeding Flocks and Hatcheries Scheme (Northern Ireland) 2007.

### Interpretation and application

2.—(1) In this Scheme—

"approved laboratory" means a laboratory approved by the Department for the purposes of this Order;

"breeding flock" means a flock kept for the production of eggs intended for incubation;

"building" includes a shed and any part of a building that has its own ventilation system and is separated from other parts of the building by a solid partition;

"chick" means a bird less than 72 hours old that has not been fed;

"Commission Regulation" means Commission Regulation (EC) No 1003/2005 implementing Regulation (EC) No 2160/2003 as regards a Community target for the reduction of the prevalence of certain salmonella serotypes in breeding flocks of *Gallus gallus* and amending Regulation (EC) No 2160/2003(**3**), as amended by Commission Regulation (EC) No 1168/2006;

"the Department" means the Department of Agriculture and Rural Development;

"flock" means poultry of the same health status kept on the same holding or in the same enclosure and constituting a single epidemiological unit and, in the case of housed poultry, includes all birds sharing the same airspace;

"layer breeder" means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce eggs for human consumption, or

(b) whose progeny will be grown to produce eggs for human consumption;

"meat breeder" means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce meat for human consumption, or

(b) whose progeny will be grown to produce meat for human consumption;

"poultry" means domestic fowls, turkeys, geese or ducks.

### Competent authority

3. The Department is the competent authority for the purposes of—

(**3**) O.J. No. L 170, 1.7.2005, p.12 as amended by O.J. No. L 211, 1.8.2006, p 4

(a) Commission Regulation (EC) No 1003/2005 implementing Regulation (EC) No 2160/2003 as regards a Community target for the reduction of the prevalence of certain salmonella serotypes in breeding flocks of *Gallus gallus* and amending Regulation (EC) No 2160/2003(**4**) (in this Order, referred to as "the Commission Regulation"); and

(b) Commission Regulation (EC) No 1177/2006 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards requirements for the use of specific control methods in the framework of the national programmes for the control of salmonella in poultry(**5**) (in this Order, referred to as "Commission Regulation 1177/2006").

# PART II

## NOTIFICATION OF HATCHERIES AND BREEDING FLOCKS

### Notification of hatcheries

4.—(1) The occupier of a poultry hatchery with a total incubator capacity of 1000 eggs or more must notify the Department of the information in Annex 1, paragraph 1—

(a) in the case of a hatchery established after the date this Order comes into operation, within three months of the establishment of the hatchery; and

(b) in any other case within three months of the coming into operation of this Order.

(2) The occupier must notify the Department of any change or addition to that information within three months of the change or addition.

(3) This Article does not apply to any occupier who has notified the Department of that information under any other statutory provision.

### Notification of breeding flocks

5.—(1) The occupier of a holding on which one or more breeding flocks of at least 250 poultry of any single species are kept must notify the Department of the information in Annex 1, paragraph 2—

(a) in the case of such a holding established after the coming into operation of this Order, within three months of the establishment of the holding; and

(b) in any other case within three months of the coming into operation of this Order.

(2) The occupier must notify the Department of any change or addition to that information within three months of the change or addition.

(3) This Article does not apply to any occupier who has notified the Department of that information under any other statutory provision.

(**4**) O.J. No. L 170, 1.7.2005, p.12. This Regulation extends to the EEA through Decision of the EEA Joint Committee No 101/2006 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement (O.J. No. L 333, 30.11.2006, p.6)
(**5**) O.J. No. L 212, 2.8.2006, p.3