1994 No. 346

AGRICULTURE

Poultry Meat, Farmed Game Bird Meat and Rabbit Meat (Hygiene and Inspection) Regulations (Northern Ireland) 1994

Made . . . . . *7th September 1994*

Coming into operation . . *8th October 1994*

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The Department of Agriculture, being a Department designated(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) in relation to the common agricultural policy of the European Community, in exercise of the powers conferred on it by the said section 2(2) and section 56 of the

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(**a**) S.I. 1972/1811
(**b**) 1972 c. 68; section 2 is subject to Schedule 2 to that Act and is to be read with S.I. 1984/703 (N.I. 3) and S.R. 1984 No. 253

Finance Act 1973(**a**) and of every other power enabling it in that behalf, and with the consent of the Department of Finance and Personnel(**b**) with regard to fees or other charges, hereby makes the following Regulations:—

PART I

PRELIMINARY

Citation and commencement

1. These Regulations may be cited as the Poultry Meat, Farmed Game Bird Meat and Rabbit Meat (Hygiene and Inspection) Regulations (Northern Ireland) 1994 and shall come into operation on 8th October 1994.

Interpretation

2.—(1) In these Regulations—

"the 1977 Regulations" means the European Communities Poultry Meat (Hygiene) Regulations (Northern Ireland) 1977(**c**);

"another member State" means a member State of the European Community other than the United Kingdom;

"authorised person" means—

(*a*) in relation to any matters arising under regulation 3(3) and (4), any officer of a district council who is authorised by that council, either generally or specially, to act in relation to those matters; and

(*b*) in relation to any other matters, means any person (whether or not an officer of the Department) who is authorised by the Department, either generally or specially, to act in relation to those matters;

"batch" means a quantity of meat of the same species and type produced by or obtained from the same production run and from the same flock of origin;

"birds" means poultry or farmed game birds;

"British Islands" means the United Kingdom, the Channel Islands and the Isle of Man;

"business" includes the undertaking of a canteen, club, school, hospital or institution, whether carried on for profit or not, and any undertaking or activity carried on by a district council or other public authority;

"carcase" means—

(*a*) in relation to birds, the whole body of a bird after bleeding, plucking and eviscertation, whether or not the heart, liver, lungs, the gizzard, crop and kidneys, the legs at the tarsus, the head, oesophagus or trachea have been removed; and

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(**a**) 1973 c. 51
(**b**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6) Article 3
(**c**) S.R. 1977 No. 165 as amended by S.R. 1979 No. 261, S.R. 1981 No. 260 and S.R. 1991 No. 6

(*b*) in relation to rabbits, the whole body of a rabbit after bleeding, skinning and evisceration, whether or not the limbs at the carpus and tarsus, the head and tail have been removed;

"carcase parts" means parts of a carcase;

"cold store" means any premises, not forming part of a slaughterhouse, cutting premises or re-wrapping centre, used for the storage, under temperature controlled conditions, of fresh meat intended for sale for human consumption;

"container" includes any basket, pail, tray, package or receptacle of any kind, whether open or closed;

"contravention" in relation to any provision of these Regulations includes a failure to comply with that provision;

"Council Directive 71/118/EEC" means Council Directive 71/118/EEC(**a**) on health problems affecting the production and placing on the market of fresh poultrymeat, as amended and updated by Council Directive 92/116/EEC(**b**);

"Council Directive 91/495/EEC" means Council Directive 91/495/EEC(**c**) concerning public health and animal health problems affecting the production and placing on the market of rabbit meat and farmed game meat as amended by Council Directive 92/65/EEC(**d**);

"country of destination" means a member State to which fresh meat is sent from any other member State;

"cutting premises" means premises used for the purpose of cutting up fresh meat intended for sale for human consumption;

"cutting up" means cutting carcases into smaller cuts or removing bones from carcases or parts of carcases;

"the Department" means the Department of Agriculture for Northern Ireland;

"farmed game birds" means birds, other than poultry, which are not generally considered domestic but which are bred, reared and slaughtered in captivity;

"farmed game meat" means the meat of farmed game birds;

"final consumer" means a person who buys fresh meat—

(*a*) for his own consumption;

(*b*) for direct transport to, and consumption on, premises either in his ownership or under his personal supervision or in the ownership or under the personal supervision of a person employed by him; or

(*c*) for cooking on premises either in his ownership or under his personal supervision or in the ownership or under the personal supervision of a person employed by him for sale as ready-cooked take-away food for consumption off those premises;

(**a**) O.J. No. L55, 8.3.71, p. 23 (O.J./SE 1971 vol. I, p. 106)
(**b**) O.J. No. L62, 15.3.93, p. 1
(**c**) O.J. No. L268, 24.9.91, p. 41
(**d**) O.J. No. L268, 14.9.92, p. 54