1980 No. 195

ANIMALS

Movement of Animals (Records) Order (Northern Ireland) 1980

Made	*12th June 1980*
Coming into operation . . .	*1st August 1980*

The Department(**a**) of Agriculture, in exercise of the powers conferred on it by sections 40A(**b**) and 53 of the Diseases of Animals Act (Northern Ireland) 1958(**c**), and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Movement of Animals (Records) Order (Northern Ireland) 1980 and shall come into operation on 1st August 1980.

Interpretation

2. In this Order "animals" means cattle, goats, sheep and swine.

Cattle

3.—(1) Subject to the provisions of Articles 5 and 6, an owner of cattle or a person who engages in the purchase or sale of cattle shall keep or cause to be kept a record in the form set out in Schedule 1.

(2) A record required by paragraph (1) shall be made within 48 hours of the acquisition, sale, disposal, birth or death of each beast and shall give the colour, breed, sex and ear number of each beast and details—

(*a*) of the beast's entry into that person's possession, including either—

(i) in respect of a beast born into his possession, the month and year of the beast's birth and its dam's ear number; or

(ii) in respect of a beast acquired otherwise than in (i), the date it was acquired, its approximate age when acquired and either the name and address of the person from whom it was acquired if it was acquired privately or the lot number and name and address of the market or saleyard where it was purchased if it was purchased at a public sale; and

(*b*) in respect of each beast sold or disposed of, of the date of sale or disposal and either the name and address of the person to whom the beast was sent if it was sold privately or disposed of privately or of the name and address of the market or saleyard where it was sold if it was sold at a public sale; and

(*c*) in respect of any beast which dies after coming into his possession, of the date of death of the beast and the manner and place of destruction or burial of its carcase and if its carcase is sold or disposed of to another person the name and address of that person.

(3) The owner or a person operating a public sale shall allocate a lot number to each beast presented for sale on his premises and shall on the day of the proposed sale make a record of each such beast. Such record shall show—

(**a**) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(**b**) Inserted by S.I. 1975/1307 (N.I. 12) Art. 5
(**c**) 1958 c. 13 (N.I.)

(*a*) the date of that public sale;

(*b*) the lot number, sex, breed and colour of that beast;

(*c*) the name and address of the person who presented that beast; and

(*d*) the name and address of the purchaser, if any, of that beast.

Goats, sheep or swine

4.—(1) Subject to the provisions of Articles 5 and 6, an owner of goats, sheep or swine or a person who engages in the purchase or sale of goats, sheep or swine shall keep or cause to be kept a record in the form set out in Schedule 2.

(2) A record required by paragraph (1) shall be made within 7 days of the acquisition, sale, disposal, birth or death of such goats, sheep or swine and shall give the number, breed and description of such goats, sheep or swine.

(3) The owner or a person operating a public sale shall keep a record of goats, sheep or swine sold by auction on his premises and such record shall show—

(*a*) the date of sale;

(*b*) the number, breed and description of goats, sheep or swine sold; and

(*c*) the name and address of both the seller and the purchaser.

Slaughter or shipment outside Northern Ireland

5.—(1) The provisions of Articles 3(1), 3(2), 4(1) and 4(2) shall not apply to a person who purchases an animal either for slaughter within 7 days of such purchase or for shipment from Northern Ireland within 7 days of such purchase.

(2) A person who purchases an animal for such purpose shall keep a record of—

(*a*) the date of purchase;

(*b*) the name and address of the person from whom the animal was purchased, if it was purchased privately; or

(*c*) the name of the market or saleyard if the animal was purchased at a public sale;

(*d*) the ear number in the case of cattle;

(*e*) the date and place of slaughter; or

(*f*) the date and place of shipment from Northern Ireland.

(3) A record required by paragraph (2) shall be made within 48 hours of either the slaughter or the shipment from Northern Ireland of each animal.

Exemption for auctioneers and saleyard operators

6. The provisions of Articles 3(1), 3(2), 4(1) and 4(2) shall not apply to an auctioneer or a person operating a saleyard engaged in the purchase or sale of animals in so far as he is engaged in such purchase or sale in the ordinary course of his business as an auctioneer or a person operating a saleyard.

Making and retention of records

7.—(1) A record required by this Order to be kept shall be made in permanent and legible form.

(2) A person required to keep a record under Articles 3(1) or 4(1) shall retain such record from the date of the last entry in such record—

(*a*) in the case of cattle, for a period of at least 3 years; and

(*b*) in the case of goats, sheep and swine, for a period of at least 12 months.

(3) A person required to keep a record under Article 5(2) shall retain such record from the date of the last entry therein for a period of at least 12 months.

(4) A person required by this Order to keep a record shall on demand by an inspector or a constable produce to him that record and such inspector or constable shall be entitled to inspect that record and take extracts therefrom.

(5) Where a record required by this Order to be kept is lost, stolen or destroyed the person responsible for the keeping of such record shall within 72 hours of the discovery of that loss, theft or destruction—

(*a*) report in writing such occurrence to the Department; and

(*b*) make a new record in respect of every animal in his possession at the time of the discovery of that loss, theft or destruction.

Revocation

8. The following Orders are hereby revoked—

Movements of Animals (Records) Order (Northern Ireland) 1962(**d**);

Movements of Animals (Records) (Amendment) Order (Northern Ireland) 1966(**e**);

Movement of Animals (Records) Order (Northern Ireland) 1969(**f**).

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 12th June 1980.

(L.S.) *S. R. Armstrong*
Assistant Secretary

(**d**) S.R. & O. (N.I.) 1962 No. 100 (p. 424)
(**e**) S.R. & O. (N.I.) 1966 No. 199 (p. 617)
(**f**) S.R. & O. (N.I.) 1969 No. 304 (p. 1367)