1979 No. 267

ANIMALS

Diseases of Animals (Export Health Certificates) Order (Northern Ireland) 1979

Made	*2nd August* 1979
Coming into operation	*20th August* 1979

The Department(a) of Agriculture, in exercise of the powers conferred on it by section 24A(b) 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 Diseases of Animals (Export Health Certificates) Order (Northern Ireland) 1979 and shall come into operation on 20th August 1979.

Interpretation

2. In this Order—

"appropriate health certificate" has the meaning assigned to it in Article 3(3);

"bovine animal" means bull, cow, ox, heifer or calf;

"Community" means European Economic Community;

"Community provisions" means any provision of the Directives of the European Economic Community referred to in the Schedule;

"district council" means a council established under the Local Government Act (Northern Ireland) 1972(d);

"fresh poultry meat" means meat or offal fit for human consumption which has not undergone any preserving process (other than chilling or freezing) and which is derived from any poultry;

"importing Member State" means a Member State to which it is intended to export from Northern Ireland any fresh poultry meat, bovine animals or swine;

"Member State" means a state other than the United Kingdom which is a member of the European Economic Community;

"official veterinary surgeon" means a veterinary surgeon designated by the Department for the purposes of the European Communities Poultry Meat (Hygiene) Regulations (Northern Ireland) 1977(e);

"poultry" means domestic fowls, turkeys, geese, ducks and guinea fowls;

"veterinary surgeon" means a person registered in the register of veterinary surgeons under section 2 of the Veterinary Surgeons Act 1966(f).

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(b) As inserted by S.R. & O. (N.I.) 1972 No. 351 (p. 1740) Art. 3 and Sch. 4 para. 2
(c) 1958 c. 13 (N.I.)
(d) 1972 c. 9 (N.I.)
(e) S.R. 1977 No. 165 (I, p. 947)
(f) 1966 c. 36

Export health certificates

3.—(1) Subject to paragraph (4) the exportation from Northern Ireland to a Member State of fresh poultry meat, bovine animals and swine, is prohibited unless there is in force in relation to that fresh poultry meat or those bovine animals or swine an appropriate health certificate signed in the case of bovine animals and swine by a veterinary inspector and in the case of fresh poultry meat by an official veterinary surgeon.

(2) No person shall export from Northern Ireland to a Member State any fresh poultry meat, bovine animals or swine unless that fresh poultry meat is, or those bovine animals or swine are, accompanied by an appropriate health certificate signed as aforesaid.

(3) In this Article "appropriate health certificate" means:—

(*a*) in the case of bovine animals intended for any purpose other than immediate slaughter, a health certificate which is in the form of Model I of Annex F to Council Directive No. 64/432/EEC(g) as amended(h) (hereinafter referred to as "the said Directive as amended") and which complies with the requirements relating to health certificates set out in Article 3(2)(i) of the said Directive as amended;

(*b*) in the case of bovine animals intended for immediate slaughter, a health certificate which is in the form of Model II of Annex F to the said Directive as amended and which complies with the requirements relating to health certificates set out in Article 3(2)(i) of the said Directive as amended;

(*c*) in the case of swine intended for any purpose other than immediate slaughter, a health certificate which is in the form of Model III of Annex F to the said Directive as amended and which complies with the requirements relating to health certificates set out in Article 3(2)(i) of the said Directive as amended;

(*d*) in the case of swine intended for immediate slaughter, a health certificate which is in the form of Model IV of Annex F to the said Directive as amended and which complies with the requirements relating to health certificates set out in Article 3(2)(i) of the said Directive as amended; or

(*e*) in the case of fresh poultry meat, a health certificate which is in the form of the Model in Annex IV to Council Directive No. 71/118/EEC(i) as amended(j) and which complies with the requirements relating to health certificates set out in Chapter XI of Annex I to that Directive (amended as aforesaid).

(4) The provisions of paragraphs (1) and (2) shall not apply to the exportation from Northern Ireland to a Member State of:—

(*a*) fresh poultry meat, bovine animals or swine, on the importation of which the importing Member State is authorised by Community provisions to impose, and has imposed, conditions other than those laid down by those Community provisions and compliance with which conditions is certified by a veterinary inspector or, as the case may be, an

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(g) OJ No. 121, 29.7.64, p. 1977
(h) The relevant amendments are Council Directives Numbers: 66/600/EEC, OJ No. 192, 27.10.66, p. 3294; 71/285/EEC, OJ No. L179, 9.8.71, p. 1; 72/445/EEC, OJ No. L298, 31.12.72, p. 49; 77/98/EEC, OJ No. L26, 31.1.77, p. 81
(i) OJ No. L55, 8.3.71, p. 23
(j) The relevant amendment is Council Directive No. 75/431/EEC, OJ No. L192, 24.7.75, p. 6