1959. No. 146 **[NC]**

DISEASES OF ANIMALS

Eradication of Bovine Tuberculosis

ORDER, DATED 26TH AUGUST, 1959, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 3 OF THE DISEASES OF ANIMALS ACT (NORTHERN IRELAND), 1958(a).

The Ministry of Agriculture for Northern Ireland by virtue of and in exercise of the powers vested in it under Section 3 of the Diseases of Animals Act (Northern Ireland), 1958, and of every other power enabling it in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order, which may be cited as the Tuberculosis (Area Eradication) Order (Northern Ireland), 1959, shall come into operation on the 31st day of August, 1959.

Interpretation

2. In this Order:—

"Act" means the Diseases of Animals Act (Northern Ireland), 1958;

"animal" means bovine animal;

"approved disinfectant" means a five per cent. solution of standard phenol or a disinfectant otherwise approved for the time being by the Ministry for the purposes of the Animals Disinfection (Northern Ireland) Order, 1927, Amendment Order 1931;

"authorised officer" means an officer authorised by the Ministry for the purposes of this Order and includes Veterinary Inspector;

"constable" means any member of the Royal Ulster Constabulary;

"attested herd" has the meaning assigned to it by the Tuberculosis (Attested Herds) Scheme, 1959(b);

"supervised herd" means a herd supervised for the purposes of the Tuberculosis (Attested Herds) Scheme, 1959, and includes a herd in an eradication area not being an attested herd where a compulsory tuberculin test has been carried out by or on behalf of the Ministry;

"eradication area" and "attested area" mean respectively an area which is for the time being an eradication area or an attested area as the case may be for the purposes connected with the control of tuberculosis by virtue of an Order made under Section 3 of the Act;

"herd" means a herd of bovine animals;

"licence" means a movement licence issued under this Order by the Ministry and includes a permit for the movement of an animal issued under the Tuberculosis (Attested Herds) Scheme, 1959, or any modification of that Scheme for the time being in force;

"Ministry" means the Ministry of Agriculture for Northern Ireland.

Application of Order

3.—(1) This Order, except where otherwise specified, shall apply only to such areas as the Ministry has declared to be eradication or attested areas.

(a) 1958, c. 13. (b) S.R. & O. (N.I.) 1959, No. 54.

(2) Any farm, holding or enclosure which is partly inside and partly outside an eradication or attested area shall be deemed to be wholly within the said area.

Assistance to Veterinary Officers

4.—(1) The Ministry may at any time cause an official test to be made of all or any animals in a herd in an eradication or attested area.

(2) The occupier of any premises in an eradication or attested area on which bovine animals are kept shall comply with all reasonable requirements of a Veterinary Inspector as to the collection, penning and securing of such animals for the purpose of a tuberculin test or an examination.

Testing and Vaccination

5.—(1) No animal kept in an eradication or attested area shall be tested with tuberculin except with the consent of the Ministry.

(2) No animal kept in an eradication or attested area shall be vaccinated against tuberculosis.

Movement into an Eradication or Attested Area

6.—(1) No animal shall be moved into an eradication or attested area except under the authority of a licence and in accordance with the conditions (if any) subject to which the licence is issued.

(2) A licence in respect of an animal other than attested or supervised shall not be issued unless the applicant for the licence produces a certificate signed by a Veterinary Surgeon that the animal has passed a tuberculin test within the previous fourteen days.

(3) Paragraph (2) of this Article shall not apply to the movement into an eradication or attested area of an animal for immediate slaughter or for immediate shipment.

Movement on to or off premises in an Eradication or Attested Area

7. A Veterinary Inspector or other officer of the Ministry may by notice in writing served on the occupier of any premises in an eradication or attested area prohibit the movement of animals on to or off the premises except under the authority of a licence and in accordance with the conditions (if any) subject to which the licence is issued. Such notice shall remain in force until it is withdrawn by a further notice in writing signed by a Veterinary Inspector or other officer of the Ministry and served as aforesaid.

Movement within Eradication Area

8.—(1) SPECIAL CONDITIONS

The following movements of cattle on to or from the premises on which are kept an attested herd or a supervised herd are prohibited except with a licence obtainable from the Ministry. If at a tuberculin test any animal in an attested or supervised herd has reacted, a licence may be withheld at the discretion of the Ministry or may be granted subject to such conditions as may be specified in the licence:

(*a*) Movement

(i) between one attested herd and another

(ii) from an attested herd to a supervised herd.

In these two cases the only conditions of the licence will be those specified in Paragraph (2).

(*b*) Movement to or from a place of sale where accommodation is reserved and approved by the Ministry for the exposure of cattle from attested herds. In this case the conditions of the licence will vary according to the circumstances of the case and may or may not require the isolation and official testing of animals after return to or entry into an attested or supervised herd.

(*c*) Movement to an attested herd from a supervised herd, or from one supervised herd to another. In such cases a licence will be granted only if the animal when tested on the last occasion with tuberculin at the premises of origin did not react, or is a calf under fourteen days old. The animal will normally be subjected to an official test after the movement has taken place. This test will be not earlier than sixty days after the date of the last test of the animal, or in the case of a calf under fourteen days old, not later than sixty days after its arrival on the premises. The animal shall be isolated until so tested, except for such contact with other animals in the herd as may be necessary for breeding purposes. If the animal reacts to the test it will be dealt with under the Tuberculosis (Slaughter of Reactors) Order (Northern Ireland), 1959(a), and the part of the premises occupied by it must be disinfected in the manner described in Article 16.

(*d*) Movement to or from an Agricultural Show. A permit for the movement of an animal from an attested herd or from a supervised herd to an agricultural show will be granted only in a case where special accommodation has been set apart at the show for animals from attested and supervised herds. Such a permit will be available for movement to one or more than one show at which special accommodation is provided as above indicated.

(*e*) Movement to an attested or supervised herd from premises other than those specified in the preceding sub-paragraphs (*a*) to (*d*). In all such cases the following conditions will normally be included in the licence:—

(i) A Veterinary Surgeon must certify that the animal was tested with tuberculin within fourteen days prior to movement and did not react, provided that this condition will not apply in the case of young calves for rearing unless they are more than fourteen days old;

(ii) at the end of a period of sixty days after its arrival on the premises it will be subjected to an official test, the animal being kept in isolation in the meantime, except for such contact with other animals in the herd as may be necessary for breeding purposes only. If the animal does not react to the official test it may be added to the herd, but if it reacts it will be dealt with under the Tuberculosis (Slaughter of Reactors) Order (Northern Ireland), 1959, and the part of the premises occupied by it must be disinfected in the manner prescribed in Article 16.

(*f*) Movement for breeding purposes. Applications will also be considered for facilities for the movement of animals for breeding purposes under such special conditions as may be specified between attested herds and supervised herds.

(2) GENERAL CONDITIONS

The following conditions will be included in all licences issued under this Order authorising the movement of an animal, namely:

(a) S.R. & O. (N.I.) 1959, No. 144.