Sealed with the Official Seal of the Ministry of Finance this 24th day of March, nineteen hundred and fifty-nine, in the presence of

(L.S.) *T. M O'Neill,*
Minister of Finance.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations empower the Northern Ireland Hospitals Authority to pay travelling expenses to relatives visiting patients who are undergoing treatment in hospital for tuberculosis.

They also provide for the continuance by the Hospitals Authority of existing arrangements in respect of the payment of travelling expenses of relatives visiting certain other patients who were, prior to 1st April, 1959, undergoing treatment in hospitals transferred from the Tuberculosis Authority to the Hospitals Authority on that date.

1959. No. 54 **[C]**

AGRICULTURE

Tuberculosis (Attested Herds) (Northern Ireland) Scheme

SCHEME DATED 25TH MARCH, 1959, MADE BY THE MINISTRY OF AGRICULTURE UNDER SUB-SECTION (2) OF SECTION TWO OF THE DISEASES OF ANIMALS ACT (NORTHERN IRELAND), 1958(a).

The Ministry of Agriculture by virtue and in exercise of the powers conferred on it by sub-Section (2) of Section two of the Diseases of Animals Act (Northern Ireland), 1958, and of every other power enabling it in that behalf and with the approval of the Ministry of Finance, hereby makes the following Scheme:

Citation and Commencement

1. This Scheme may be cited as the Tuberculosis (Attested Herds) (Northern Ireland) Scheme, 1959, and shall come into operation on the first day of April, 1959. As from that date this Scheme shall apply to all herds which immediately before that date were Attested Herds or Supervised Herds for the purposes of the Tuberculosis (Attested Herds) Scheme dated 11th September, 1954(b), as subsequently amended.

Definitions

2. In this Scheme, unless the context otherwise requires, the following terms have the meanings herein assigned to them:

"Animal" means bovine animal;

(a) 1958. c. 13. (b) S.R. & O. (N.I.) 1954, No. 142.

"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 of 1927, Amendment Order, 1931;

"Assisted Test" means a test with tuberculin carried out by a Veterinary Surgeon employed by the Ministry;

"Attested Herd" means a herd in respect of which a Certificate of Attestation has been granted by the Ministry and which is on the Register of Attested Herds;

"Herd" means a herd of bovine animals;

"Official Test" means a test with tuberculin carried out by a Veterinary Inspector of the Ministry or any Veterinary Surgeon who may be employed by the Ministry for the purpose;

"Register of Attested Herds" means the Register of Attested Herds kept by the Ministry;

"Scheme" means the Tuberculosis (Attested Herds) (Northern Ireland) Scheme;

"Supervised Herd" means a herd which is for the time being subject to the Rules so far as they are applicable to Supervised Herds;

"The Ministry" means the Ministry of Agriculture.

Application for registration of herd

3. The owner of a herd (not being a herd kept in an area which is for the time being an eradication area or attested area for the purposes of Section three of the Diseases of Animals Act (Northern Ireland), 1958), who applies for an official test with a view to the registration of the herd in the Register of Attested Herds will be required:—

(*a*) to satisfy the Ministry that the management of the herd and the conditions under which it is kept are suitable for the observance of the Rules applicable to attested herds which are specified in the First Schedule to the Scheme;

(*b*) to produce evidence in the form of certificates signed by a Veterinary Surgeon that he has carried out a series of tuberculin tests of the herd and that on the last two occasions on which the test was applied no reactor was found, provided that there was an interval of not less than 60 days and not more than 90 days between the two tests and that the second of these two tests was carried out not more than 60 days before the date of application to the Ministry for an official test;

(*c*) to furnish a declaration that all cattle on the premises on which the herd was kept at the time of the two tests were included in the tests; and

(*d*) to give a written undertaking that he will, to the best of his ability abide by and observe the said Rules and any amendment or addition thereto which may be made by the Ministry and that pending a decision on his application, no cattle will be moved on to his premises without the Ministry's sanction.

When the application has been approved by the Ministry the herd will become a supervised herd.

Transitional Provisions

4.—(1) The owner of a herd may, so long as this Article remains in operation, apply for assistance under the Scheme, provided he complies with

sub-paragraphs (*a*), (*c*) and (*d*) of Article 3 hereof and produces evidence in the form of a certificate signed by a Veterinary Surgeon that he has carried out at least one tuberculin test of the herd and that no reactor was found at that test, provided that that test took place not more than 60 days before the date of application to the Ministry for assistance.

(2) The Ministry on receipt of the application will be prepared to arrange for the carrying out of subsequent tests which will be assisted tests and, when the application has been approved by the Ministry, the herd will become a supervised herd.

(3) After each assisted test the owner of the herd must immediately isolate all reactors, dispose of them as quickly as possible and disinfect the premises in the manner prescribed in Article 11.

(4) If no reactors are revealed at the first assisted test the herd will become eligible for an official test.

(5) If more than 10% reactors are found at an assisted test, no further tests will be applied unless the herd subsequently qualifies again in accordance with sub-paragraph (1) hereof.

(6) If less than 10% reactors are found at an assisted test:

(*a*) the reactors must immediately after notification to the owner be isolated and disposed of by the owner as quickly as possible and the premises thereafter disinfected in the manner prescribed in Article 11;

(*b*) the non-reactors must be submitted to a further assisted test which will take place not earlier than 60 days from the date of completion of the disinfection of the premises;

(*c*) if no reactor is revealed as a result of such retest, further assisted tests will be carried out until all the animals in the herd have passed the two tests at intervals of not less than 60 days between each test, when the herd will become eligible for an official test;

(*d*) if any reactor is revealed as a result of the first retest the procedure described in sub-paragraphs (*a*) and (*b*) hereof will be repeated for a second, and if any reactor is still revealed, a third time, and if on either of such tests no reactor is revealed, the procedure described in sub-paragraph (*c*) hereof will be carried out;

(*e*) if any reactor is revealed at the third retest referred to in the preceding sub-paragraph the application for a Certificate of Attestation will be refused.

(7) This Article will cease to be effective after 31st August, 1959, subject however to the subsequent completion of the procedure prescribed by it in the case of any applications complying with its terms which have been received by the Ministry on that date, and which have not lapsed by reason of the herds having more than 10% reactors at an assisted test.

Conditions applicable to Supervised Herds

5.—(1) The owner of the herd must, during the whole period from the date of approval by the Ministry of his application under Article 3 or Article 4 until the date of issue or refusal of a Certificate of Attestation, observe all rules specified in the Second Schedule.

(2) If the owner of a supervised herd fails to carry out his undertaking to comply with the conditions prescribed in this Scheme his application will be refused.

(3) Notwithstanding anything contained in this Scheme the Ministry may decline to accept and proceed upon any application received under this Scheme from an owner of any herd.

Official Test

6.—(1) If the requirements of Articles 3 and 4 are satisfactorily met, an official test will be carried out in the herd not earlier than 60 days from the date of the last of the two negative tests described in Articles 3 or 4 as the case may be.

(2) If no reactor is revealed in the official test, and other requirements of the Scheme are being met, a Certificate of Attestation will be issued in respect of the herd.

(3) If any reactors are found in any official test, the following procedure will be adopted:

(*a*) The reactors must immediately after notification to the owner be isolated and disposed of by the owner as quickly as possible and the premises thereafter disinfected in the manner described in Article 11.

(*b*) The non-reactors must be submitted to a further official test, such retest to take place not earlier than 60 days from the date of completion of the disinfection of the premises.

(*c*) If reactors continue to be found the procedure described in (*a*) and (*b*) of this sub-paragraph will be repeated a second and, if necessary, a third time.

(*d*) If in an Attested Herd reactors are found at the fourth test, the Ministry may withhold bonus payments under Articles 14 or 15 for such period as it may determine.

(*e*) If reactors are found at the fourth test in a herd which is not yet attested, the application for the registration of the herd will be cancelled.

(4) Owners of herds where assisted tests have been carried out in accordance with Article 4 of this Scheme or under any previous Scheme and who have subsequently voluntarily withdrawn from the Scheme or whose certificates have been cancelled by the Ministry shall not, on application for re-entry, be entitled to any further assisted tests. Such owners may have application for re-entry considered provided they supply at their own expense a veterinary certificate of two consecutive negative tests separated by not less than 60 days and not more than 90 days and the application for re-entry to the Scheme shall be made not later than 60 days after the second test. If the Ministry decides to accept the application for re-entry, an official test will be carried out not earlier than 60 days from the date of the second test described in this sub-paragraph.

Award of Certificate in the case of a new herd constituted by animals from Attested Herds

7. In the case of a new herd being constituted by animals transferred from Attested Herds, the Ministry will be prepared to consider the issue of a Certificate of Attestation in respect of the new herd without a further official test. The date of validity of such a Certificate will be determined by the Ministry having regard to the circumstances of the case.

Continuance in force of Certificate of Attestation

8. A Certificate of Attestation will continue in force until it is surrendered by the owner or is revoked or cancelled by the Ministry.

Cancellation of Certificate of Attestation

9. A Certificate may be cancelled by the Ministry in writing at any time if, in the opinion of the Ministry, the owner of the herd has failed to observe any of the Rules for the time being in force under this Scheme or any of the conditions of a permit under such Rules or any requirement of the Ministry under this Scheme, and the herd in that event will be removed from the Register of Attested Herds; provided that in lieu of the cancellation of the Certificate under this Article, the whole or part of any bonus payable to the owner of the herd under Articles 13, 14 and 15 of the Scheme may be withheld for such period as may be determined by the Ministry.

Tuberculin Tests

10.—(1) *Charges.* Only official tests and assisted tests will be carried out without charge to the herd owner.

(2) *Official Test at any Time.* The Ministry may at any time cause an official test to be made of all or any animals in an Attested Herd.

(3) *Testing of Swine.* To prevent the risk of infection from swine kept on the same premises as the Attested Herd, the Ministry may by notice in writing require the tuberculin testing of such swine by a Veterinary Surgeon at the owner's expense, and impose such limitation on the free movement of such swine within the premises as the Ministry may consider necessary. Any swine that react to the test must be disposed of as quickly as possible, and that part of the premises concerned shall be disinfected in the manner prescribed in Article 11 of the Scheme.

(4) *Claims.* No claim will be entertained by the Ministry in respect of any loss occasioned by the death, injury or illness, however caused, of an animal submitted to any tests carried out on behalf of the Ministry.

Disinfection of Premises

11. Where in this Scheme or in the Rules contained in the Schedules thereto the disinfection of premises is required to be carried out after the removal of cattle or swine reacting to the tuberculin test the method to be adopted shall be as follows:

(1) after reactors have been taken out of that part of the premises to be disinfected, and before removing manure, fittings or other materials therein, that part shall be freely sprinkled or saturated with an approved disinfectant;

(2) manure shall then be removed and stacked remote from cattle and pigs and shall not subsequently be scattered on pasture land;

(3) after the removal of the manure all parts of the premises with which the cattle or their excretions and sputum have come in contact shall be thoroughly scraped, the scraping removed and these parts then scrubbed and washed thoroughly with a 4 per cent. solution of washing soda in hot water and finally sprayed with an approved disinfectant;

(4) all utensils, or other articles, used for and about the cattle or swine shall be thoroughly cleansed and washed with a 4 per cent. solution of washing soda in hot water. The boots and hands of persons carrying out the disinfection shall be washed in an approved disinfectant.

Register of Attested Herds

12. A register of attested herds comprising particulars of herds in respect of which a Certificate of Attestation has been granted by the Ministry, will be kept by the Ministry and published from time to time.