NOW, THEREFORE, the Ministry of Agriculture by this Order appoints the first day of July, 1950, to be the day on which the said Act shall come into operation.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twentieth day of June, 1950, in the presence of

(L.S.) (Signed) *J. McAllan*,
Assistant Secretary.

RULES

RULES, DATED THE 21ST DAY OF SEPTEMBER, 1950, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER SECTION 9 OF THE MARKETING OF POULTRY ACT (NORTHERN IRELAND), 1949.

1950. No. 163

The Ministry of Agriculture in exercise of the power conferred on it by Section 9 of the Marketing of Poultry Act (Northern Ireland), 1949, and of every other power enabling it in that behalf, hereby makes the following Rules, that is to say :—

1. *Short Title.* These Rules may be cited as the Marketing of Poultry Rules (Northern Ireland), 1950.

2. *Interpretations.* In these Rules unless the context otherwise requires :—

(1) The word " Act " shall mean the Marketing of Poultry Act (Northern Ireland), 1949.

(2) The word " Poussin " shall mean a young domestic fowl which weighs, if alive, not less than $1\frac{1}{4}$ lb. and not more than 2 lb., or if plucked, undrawn and untrussed, not less than 1 lb. and not more than $1\frac{3}{4}$ lb.

(3) " Wet Plucking " shall mean the removal of feathers by any method which involves the immersion of the carcase in water.

(4) " Clean Plucking " shall mean the removal of all feathers and all growth associated with feathers (whether known as " pins " or " downs " or otherwise).

(5) " Hard Frozen " shall mean subjected to a temperature so low as to make the carcase completely rigid.

(6) The words " Drawn and Trussed " and the abbreviation " Trussed " as applied to a grade designation of poultry shall mean with the feathers, head, shanks and all inedible offal removed, but inclusive of the giblets, and grammatical variations of these expressions shall be construed accordingly.

(7) Other expressions shall have the meanings respectively assigned to them in the Act.

(8) The Interpretation Act, 1899, (**a**) as applied to Northern Ireland by the Interpretation Act, 1921, (**b**) shall apply for the interpretation of these Rules as it applies for the interpretation of an Act of Parliament.

PART I.

Conditions applicable to licences granted or renewed by the Ministry

3. *Premises and equipment.* The holder of a Class A licence or a Class B licence shall provide premises for the purpose of his business of selling poultry by wholesale which shall comply with the following requirements :—

(1) (*a*) Subject to the provisions of sub-paragraph (8) hereof the premises of the holder of a Class A licence shall include separate rooms for each of the following purposes :—

(i) intake, killing and plucking of poultry,
(ii) packing of poultry,
(iii) storage of boxes, packing material and feathers,
(iv) refrigeration of poultry.

(*b*) Subject to the provisions of sub-paragraph (8) hereof the premises of the holder of a Class B licence shall include separate rooms for each of the following purposes :—

(i) intake, killing and plucking of poultry,
(ii) cooling and packing of poultry,
(iii) storage of boxes, packing material and feathers.

(2) The holder of a Class A or Class B licence who elects to adopt (*a*) wet plucking or (*b*) drawing and trussing, as part of his procedure for preparing poultry for sale or consignment, shall provide separate rooms for those operations.

(3) The dimensions of the premises and the arrangement of each part thereof in relation to each other part shall be such as will satisfy the Ministry that the business in respect of which a licence is granted can be conducted in accordance with these Rules with reasonable facility and despatch.

(4) The premises shall be provided with adequate lighting and ventilation ; the walls and floors shall be finished with a smooth and non-porous surface capable of being easily washed ; and the premises and any equipment provided therein shall be maintained in a clean and sanitary condition and free from any odour likely to contaminate the poultry or packing material.

(5) A supply of running water shall be provided and wash basins or sinks provided at appropriate points in the premises. Where wet

(**a**) 52-3 V., c.63. (**b**) 12 Geo. 5, c.4 (N.I.).

plucking is practised, a plentiful supply of clean hot water shall be made available, and in either case drainage shall be provided at suitable points.

(6) Premises shall not, unless prior authority in writing has been given by the Ministry, be used for any purposes other than those of the business in respect of which the owner or occupier holds a licence.

(7) The holder of a Class A licence, a Class B licence or a Class C licence shall provide suitable vehicles, poultry crates and weighing machines for the purpose of the collection of poultry from producers.

(8) In respect of an application for a Class A licence or a Class B licence it shall be sufficient compliance with the provisions of this rule if any alterations or additions which the applicant is required by the Ministry to make respecting the premises or the buildings or plant thereon shall have been completed before the first day of April, 1951.

4. *Limitation on sales and purchases of poultry between licence holders*

(1) The holder of a Class B licence may not sell to the holder of a Class A licence any poultry other than live poultry, and the holder of a Class A licence may not buy from the holder of a Class B licence any poultry other than live poultry.

(2) The holder of a Class A licence may not sell to another holder of a Class A licence any poultry other than live poultry or poultry prepared for sale or consignment in accordance with the conditions set forth in the First Schedule to these Rules.

5. *Procedure for the preparation of poultry for sale.* In the preparation of poultry for sale or consignment, the holder of a Class A licence shall comply with the conditions set forth in Part I, Section A, Part II and Part III of the First Schedule to these Rules, and the holder of a Class B licence shall comply with the conditions set forth in Part I, Section B, of the said schedule.

The provisions of this rule are subject to any authorisation which may be granted by the Ministry for the preparation of poultry for any special requirements of the trade.

PART II.

Conditions to permits granted by the Ministry

6. *Permits granted to holders of Class A licences.* The holder of a Class A licence shall not, for the purposes of the preparation for sale or consignment of any poultry sent from Northern Ireland to Great Britain or the Isle of Man in the course of trade or business, use any premises or equipment other than premises or equipment approved by the Ministry for the purposes of his licence.

7. *Permits granted to producers.* Where the quantity of dead poultry sent by a producer from Northern Ireland to Great Britain or the Isle

of Man under permit granted by the Ministry exceeds 50 lb. in weight in any one week or where the quantity of live poultry sent to Great Britain or the Isle of Man for purposes other than breeding, laying or rearing, exceeds twelve in any one week, the provisions of Part I (with the exception of Rule 3 (7)) and of Part III, Rules 10 (2) and (3) and 12 (2) shall have effect in relation to the holder of a permit as thay have in relation to the holder of a Class A licence.

PART III.

General

8. *Forms.* The forms set out in the Second Schedule hereto or forms to the like effect shall be used in the cases in which they are stated to be applicable, and shall for the purposes of the Act and of these Rules be deemed to be the prescribed forms.

9. *Date of renewal of Licence.* For the purposes of sub-section six of section one of the Act the date until which a licence granted under the Act shall, unless suspended or revoked or surrendered by the holder, remain in force shall be the 30th day of September next after the date on which it was granted.

10. *Fees payable in respect of Licences*

(1) The fees payable upon the grant or renewal of licences under section one of the Act shall be as follow :—

For a Class A licence — Five pounds
For a Class B licence — Five pounds
For a Class C licence — Two pounds

(2) The additional sum payable in respect of poultry sent to Great Britain or the Isle of Man by the holder of a Class A licence shall be :—

For poussins—one-eighth of a penny per bird.
For other poultry (dead)—one-eighth of a penny per lb.
For other poultry (live)—one penny per bird.

(3) The amount calculated at the rates prescribed in the foregoing paragraph due by the holder of a Class A licence in respect of any calendar month shall be payable to the Ministry not later than the fifteenth day next after the end of the said calendar month.

11. *Exemption from purchase by weight.* For the purposes of section five of the Act it shall not be obligatory to purchase by weight any poultry intended for the purpose of breeding, laying or rearing provided that at the time of purchase the purchaser makes a declaration to that effect to the seller. Where the purchaser is a licence holder the said declaration shall be in writing.

12. *Records and returns*

(1) The holder of a licence shall keep a record of his purchases and sales of poultry as follows :—

(*a*) Purchases : The date of purchase, the name and address of the person from whom the poultry was purchased and in addition —

(i) for poussins—the number of birds ;

(ii) for dead poultry other than poussins—the description and weight.

(iii) for live poultry other than poussins—the description, weight and number.

(*b*) Sales : The date of sale, the name and address of the person to whom the poultry was sold and in addition —

(i) for poussins—the number of birds.

(ii) for dead poultry other than poussins—the description and weight.

(iii) for live poultry other than poussins—the description, weight and number.

(2) The holder of a Class A licence shall make returns to the Ministry in respect of poultry sent from Northern Ireland to Great Britain or the Isle of Man, as follow :—

(*a*) A return, which shall accompany the consignment, showing the date of despatch, the destination, and the description and weight or, in the case of poussins or live poultry, the description and number of the poultry contained in the consignment.

(*b*) A return showing the description and weight or, in the case of poussins or live poultry, the description and number of poultry sent by the licence holder during each calendar month, which shall be forwarded to the Ministry not later than the fifteenth day after the end of the month to which it relates.

13. *Date of Operation.* These Rules shall come into effect on the first day of October, 1950.

Sealed with the Official Seal of the Ministry of Agriculture this twenty-first day of September, 1950, in the presence of

(L.S.) *J. McAllan,*
Assistant Secretary.

The Ministry of Finance hereby approves the rates of licence fees prescribed by Regulation 10 hereto.

Sealed with the Official Seal of the Ministry of Finance this 21st day of September, 1950, in the presence of

(L.S.) (Signed) *Thom McCrea,*
Assistant Secretary.