

## SCHEDULE 1

### MEASURES APPLICABLE IN RESPECT OF A WILD BIRD CONTROL AREA

#### PART III

#### MOVEMENT OF CONTROLLED MEAT

##### **Restriction on the movement of controlled meat out of a wild bird control area**

1.—(1) A person shall not move controlled meat out of a wild bird control area except under the authority of and in accordance with the conditions of a licence granted by the Department.

(2) The Department may not grant a licence under sub-paragraph (1) unless it is for the movement of—

- (a) fresh meat from poultry produced in accordance with Annex II and Sections II and III of Annex III to Regulation (EC) No. 853/2004 and subject to the official controls set out in [F1 Article 18 of Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products];
- (b) processed fresh meat or meat products produced from the fresh meat referred to in paragraph (a) in accordance with Sections V and VI of Annex III to Regulation (EC) No. 853/2004;
- (c) fresh meat from poultry, processed fresh meat from poultry or meat products from such fresh meat or processed fresh meat, other than the fresh meat, processed fresh meat and meat products referred to in sub-paragraphs (2)(a) and (b) to other parts of United Kingdom, provided—
  - (i) the meat or product is identified with the national mark described in paragraph 2(1) or with the mark described in paragraph 2(2); and
  - (ii) he is satisfied that the meat or product meets the conditions set out in paragraph 3;
- (d) fresh meat or processed fresh meat produced from poultry or wild game birds originating from an area which subsequent to such production is declared a wild bird control area, provided such meat has been obtained, cut and stored separately from poultry or wild game bird meat produced after the date when the control area is established;
- (e) meat products containing the meat referred to in paragraph (d) produced in establishments within the wild bird control area.

(3) A person other than the final consumer of meat marked with a mark referred to in sub-paragraph (2)(c) shall not deface, obliterate or remove that mark, unless licenced by the Department.

##### **Textual Amendments**

- F1** Words in Sch. 1 Pt. III para. 1(2)(a) substituted (14.12.2019) by virtue of [The Official Controls \(Animals, Feed and Food\) Regulations \(Northern Ireland\) 2019 \(S.R. 2019/227\)](#), regs. 1, **18(3)**

##### **Commencement Information**

- II** Sch. 1 Pt. 3 para. 1 in operation at 24.3.2007, see [reg. 1](#)

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to *The Avian Influenza (H5N1 in Wild Birds) Regulations (Northern Ireland) 2007*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

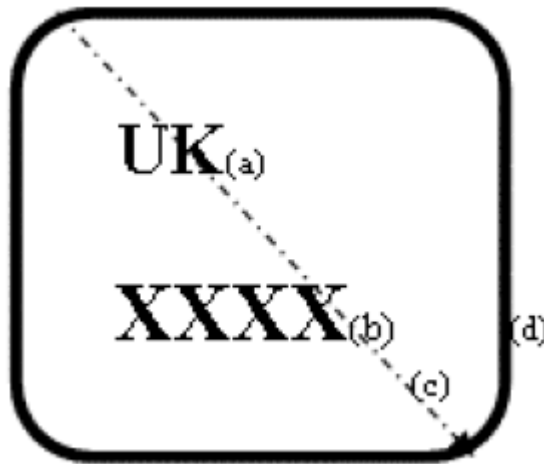
**National mark**

<sup>F2</sup>2.—(1) The national mark referred to in paragraph 1(2)(c)(i) must—

- (a) be square;
- (b) be clear and visible; and
- (c) contain in legible form, the following—
  - (i) on the upper part, the letters “[<sup>F3</sup>UK(NI)]”;
  - (ii) in the centre, the slaughterhouse approval number;
  - <sup>F4</sup>(iii) . . . . .

(2) The other identification mark referred to in paragraph 1(2)(c)(i) must be—

- (a) the shape set out below;
- (b) of the dimensions referred to below or of proportionate dimensions; and
- (c) legible to the naked eye.



- (a) [<sup>F5</sup>UK(NI)] – letters 8 mm high;
- (b) XXXX (where XXXX is the approval number of the premises, as referred to in point 7 of Part B of Section I of Annex II to Regulation (EC) No 853/2004) – numbers 11 mm high;
- (c) diameter (to outer edge of border) – not less than 30mm;
- (d) thickness of border – 3 mm.

**Textual Amendments**

- F2** Sch. 1 Pt. III para. 2: in the identification mark “UK(NI)” substituted for “UK” (31.12.2020) by [The Animals \(Health, Identification, Trade and Veterinary Medicines\) \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/353\)](#), regs. 1(3), **3(c)**
- F3** Word in Sch. 1 Pt. III para. 2(1)(c)(i) substituted (31.12.2020) by [The Animals \(Health, Identification, Trade and Veterinary Medicines\) \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/353\)](#), regs. 1(3), **3(a)**
- F4** Sch. 1 Pt. III para. 2(1)(c)(iii) omitted (31.12.2020) by virtue of [The Animals \(Health, Identification, Trade and Veterinary Medicines\) \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/353\)](#), regs. 1(3), **3(b)**

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**F5** Word in Sch. 1 Pt. III para. 2 substituted (31.12.2020) by [The Animals \(Health, Identification, Trade and Veterinary Medicines\) \(Amendment\) \(EU Exit\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/353\)](#), regs. 1(3), **3(c)**

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**Commencement Information**

**I2** Sch. 1 Pt. 3 para. 2 in operation at 24.3.2007, see [reg. 1](#)

### Conditions for the movement of meat and products

3. The conditions referred to in paragraph [1\(2\)\(c\)\(ii\)](#) are that the meat (or the meat from which the product was made) was obtained, cut and stored separately from—

- (a) controlled meat being moved under paragraphs [1\(2\)\(a\)](#), [\(b\)](#) or [\(d\)](#); and
- (b) from meat from poultry from outside the wild bird control area.

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**Commencement Information**

**I3** Sch. 1 Pt. 3 para. 3 in operation at 24.3.2007, see [reg. 1](#)

### Separation of controlled meat

4.—(1) A person moving controlled meat out of the wild bird control area under a licence granted in accordance with paragraph [1\(2\)\(c\)](#) must ensure that it does not come into contact with controlled meat being moved under a licence granted in accordance with paragraphs [1\(2\)\(a\)](#), [\(b\)](#) or [\(d\)](#) or any meat from poultry from outside that area.

(2) A person receiving controlled meat moved under a licence granted in accordance with paragraph [1\(2\)\(c\)](#) must ensure that it is not used in meat products or meat preparations intended for placing on the market outside the United Kingdom unless it or the product or preparation in which it has been used has undergone a heat treatment at a minimum temperature of 70°C, which must be reached throughout the meat.

(3) If controlled meat referred to in paragraphs [1\(2\)\(a\)](#), [\(b\)](#) or [\(d\)](#) comes into contact with meat referred to in paragraph [1\(2\)\(c\)](#), the person moving such controlled meat must identify it in accordance with paragraph [1\(2\)\(c\)](#) as soon as is reasonably practicable and must not transport it to premises outside the United Kingdom.

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**Commencement Information**

**I4** Sch. 1 Pt. 3 para. 4 in operation at 24.3.2007, see [reg. 1](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- Sch. 1 Pt. 3 para. 2 symbol amended by [S.R. 2020/353 reg. 3\(c\)](#)

**Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:**

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 1 Pt. 5 para. 1(a) words substituted by [S.R. 2011/124 Sch. 2 reg. 27\(44\)\(d\)\(i\)](#)
- Sch. 1 Pt. 4 para. 1(5) words substituted by [S.R. 2011/124 Sch. 2 reg. 27\(44\)\(c\)](#)
- reg. 2(1)(b) words inserted by [S.R. 2011/124 Sch. 2 reg. 27\(42\)\(c\)](#)
- art. 13(1)(b) substituted by [S.R. 2011/124 Sch. 2 reg. 27\(43\)](#)