

SCHEDULE

Article 2

CONTROL OF SALMONELLA IN POULTRY SCHEME (NORTHERN IRELAND) 2008

PART I INTRODUCTION

Citation

1. This Scheme may be cited as The Control of Salmonella in Poultry Scheme (Northern Ireland) 2008 and comes into operation on 28th July 2008.

Commencement Information

II [Sch. para. 1](#) in operation at 28.7.2008, see [art. 1](#)

Interpretation

2. In this Scheme—

“approved laboratory” means a laboratory approved by the Department for the purposes of this Order;

“breeding flock” means a flock kept for the production of eggs intended for incubation;

“building” includes a shed and any part of a building that has its own ventilation system and is separated from other parts of the building by a solid partition;

“chick” means a bird less than 72 hours old that has not been fed;

“the Department” means the Department of Agriculture and Rural Development;

“flock” means poultry of the same health status kept on the same holding or in the same enclosure and constituting a single epidemiological unit and, in the case of housed poultry, includes all birds sharing the same airspace;

“layer breeder” means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce eggs for human consumption, or

(b) whose progeny will be grown to produce eggs for human consumption;

“laying flock” means a flock of poultry kept for the production of eggs intended for human consumption;

“meat breeder” means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce meat for human consumption, or

(b) whose progeny will be grown to produce meat for human consumption;

“occupier” means, in relation to any hatchery or holding, the person in charge of the hatchery or holding;

“poultry” means birds of the species *Gallus gallus*, turkeys, ducks and geese.

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Poultry Scheme Order (Northern Ireland) 2008, SCHEDULE. (See end of Document for details)

Commencement Information

I2 Sch. para. 2 in operation at 28.7.2008, see **art. 1**

Competent authority

3. The Department is the competent authority for the purposes of—

- [^{F1}(za) Commission Regulation (EC) No 2160/2003 on the control of salmonella and other food-borne zoonotic agents;]
- (a) Commission Regulation (EC) No 1003/2005 implementing Regulation (EC) No 2160/2003 as regards a Community target for the reduction of the prevalence of certain salmonella serotypes in breeding flocks of *Gallus gallus* and amending Regulation (EC) No 2160/2003(1);
 - (b) Commission Regulation (EC) No 1168/2006 implementing Regulation (EC) No 2160/2003 as regards a Community target for the reduction of the prevalence of certain salmonella serotypes in laying hens of *Gallus gallus* and amending Regulation (EC) No 1003/2005(2); and
 - (c) Commission Regulation (EC) No 1177/2006 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards requirements for the use of specific control methods in the framework of the national programmes for the control of salmonella in poultry(3).

Textual Amendments

F1 Sch. para. 3(za) inserted (31.12.2020) by The Animal Health, Seed Potatoes and Food (Amendment) (Northern Ireland) (EU Exit) Regulations 2019 (S.I. 2019/962), regs. 1(2), 2; 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

I3 Sch. para. 3 in operation at 28.7.2008, see **art. 1**

PART II

POULTRY HATCHERIES

Notification of poultry hatcheries

4.—(1) The occupier of a poultry hatchery with a total incubator capacity of 1000 eggs or more must notify the Department of the information in Annex 1, paragraph 1—

- (a) within three months of the coming into operation of this Order; or
- (b) in the case of such a hatchery established after the date this Order comes into operation, within three months of the establishment of the hatchery.

(2) The occupier must notify the Department of any change or addition to that information within three months of the change or addition.

- (1) O.J. No L 170, 1.7.2005, p.12. This Regulation extends to the EEA through Decision of the EEA Joint Committee No 101/2006 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement (O.J. No L 333, 30.11.2006, p.6)
- (2) O.J. No. L 211, 1.8.2006, p. 4
- (3) O.J. No. L 212, 2.8.2006, p.3

(3) This Paragraph does not apply to any occupier who has notified the Department of that information under any other statutory provision.

Commencement Information

I4 Sch. para. 4 in operation at 28.7.2008, see **art. 1**

Records in a hatchery incubating *Gallus gallus*

[^{F25} The Department is the competent authority for the purposes of—

- (a) [Commission Regulation \(EC\) No 1177/2006](#) implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards requirements for the use of specific control methods in the framework of the national programmes for the control of salmonella in poultry;
- (b) [Commission Regulation \(EU\) No 200/2010](#) implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of Salmonella serotypes in adult breeding flocks of *Gallus gallus*, as last amended by [^{F3}Commission Regulation (EU) 2019/268] ; and
- (c) [Commission Regulation \(EU\) No 517/2011](#) implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Union target for the reduction of the prevalence of certain Salmonella serotypes in laying hens of *Gallus gallus* and amending Regulation (EC) No 2160/2003 and [Commission Regulation \(EU\) No 200/2010](#)[^{F4}, as amended by Commission Regulation (EU) 2019/268].]

Textual Amendments

- F2** Sch. para. 5 substituted (11.4.2019) by [The Animal Health and Welfare \(Amendment\) Regulations \(Northern Ireland\) 2019 \(S.R. 2019/82\)](#), reg. 1, **Sch. 4 para. 5(a)**
- F3** Words in Sch. para. 5(b) substituted (30.10.2019) by [The Animal Health and Welfare \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2019 \(S.R. 2019/197\)](#), reg. 1, **Sch. 2 para. 1(2)(a)**
- F4** Words in Sch. para. 5(c) inserted (30.10.2019) by [The Animal Health and Welfare \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2019 \(S.R. 2019/197\)](#), reg. 1, **Sch. 2 para. 1(2)(b)**

PART III

BREEDING OR LAYING FLOCKS

Notification of breeding or laying flocks

6.—(1) The occupier of a holding on which one or more breeding flocks or laying flocks of at least 250 poultry of any single species are kept must notify the Department of the information in Annex 1 paragraph 2—

- (a) within three months of the coming into operation of this Order; or
- (b) in the case of such a holding established after the date this Order comes into operation, within three months of the establishment of the holding.

(2) The occupier must notify the Department of any change or addition to that information within three months of the change or addition.

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Poultry Scheme Order (Northern Ireland) 2008, SCHEDULE. (See end of Document for details)

(3) This Paragraph does not apply to any occupier who has notified the Department of that information under any other enactment.

Commencement Information

I5 Sch. para. 6 in operation at 28.7.2008, see art. 1

PART IV

BREEDING OR LAYING FLOCKS OF THE SPECIES *GALLUS GALLUS*

CHAPTER 1

Duties of an occupier

Application of Chapter 1

7.—(1) This Part applies in relation to any holding on which one or more breeding flocks of the species *Gallus gallus* of at least 250 birds are kept.

(2) It applies in relation to any holding on which one or more laying flocks of the species *Gallus gallus* are kept unless all the eggs are—

- (a) for private domestic use; or
- (b) supplied in small quantities by the producer to the final consumer or to local retail shops.

(3) Any reference to an occupier is a reference to an occupier of such a holding.

(4) All references in this Schedule to birds are references to birds of the species *Gallus gallus*, and all references to flocks are to flocks of those birds.

Commencement Information

I6 Sch. para. 7 in operation at 28.7.2008, see art. 1

Notification of arrival of breeding flocks

8.—(1) The occupier must notify the Department of the expected date of arrival at the holding of every breeding flock of at least 250 birds.

(2) The notification must be made at least two weeks before the expected date of arrival.

Commencement Information

I7 Sch. para. 8 in operation at 28.7.2008, see art. 1

Notification of movement to laying phase of breeding flocks

9. At least two weeks before a breeding flock is expected to move to the laying phase, or to a laying unit, the occupier must notify the Department of the date that the flock is expected to—

- (a) move to the laying phase or laying unit; and
- (b) end its production cycle.

Commencement Information

I8 Sch. para. 9 in operation at 28.7.2008, see **art. 1**

Breeding flocks: sampling times

10.—(1) The occupier must take samples from each breeding flock on the holding at the following times—

- (a) when the birds are chicks;
- (b) when the birds are four weeks old;
- (c) two weeks before the date the flock is moved to a laying unit or (if they are not moved) the date they are expected to come into lay; and
- (d) every second week during the laying period.

(2) Sampling under sub-paragraph (1) must be done in accordance with the method of sampling specified in Annex 2.

Commencement Information

I9 Sch. para. 10 in operation at 28.7.2008, see **art. 1**

Laying flocks: sampling times

11.—(1) The occupier must take samples from each laying flock on the holding at the following times—

- (a) when the birds are chicks;
- (b) two weeks before the date the flock is moved to a laying unit or (if they are not moved) the date they are expected to come into lay; and
- (c) every 15 weeks during the laying period, starting when the birds are between 22 and 26 weeks old.

(2) Sampling under sub-paragraph (1) must be done in accordance with the method of sampling specified in Annex 2.

Commencement Information

I10 Sch. para. 11 in operation at 28.7.2008, see **art. 1**

Submission of samples to an approved laboratory

12.—(1) The occupier must, on the day a sample is taken under this Scheme, dispatch the sample to a laboratory approved by the Department for the purposes of testing for the presence of salmonella.

(2) The occupier must identify the samples and provide the following information—

- (a) the name of the occupier;
- (b) the address of the holding;
- (c) the type of samples;
- (d) the date on which the samples were taken;

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Poultry Scheme Order (Northern Ireland) 2008, SCHEDULE. (See end of Document for details)

- (e) the identification of the flock;
- (f) the age of the flock;
- (g) in the case of a breeding flock—
 - (i) whether the flock is a flock of layer breeders or meat breeders; and
 - (ii) the status in the breeding pyramid of the flock.

.....
Commencement Information

I11 Sch. para. 12 in operation at 28.7.2008, see **art. 1**

Records of samples

13. The occupier must, as soon as is reasonably practicable after taking a sample, keep a record of the information in Annex 3 paragraph 1.

.....
Commencement Information

I12 Sch. para. 13 in operation at 28.7.2008, see **art. 1**

Records of movements

14. When birds or eggs (other than eggs for human consumption) are moved on to or off a holding the occupier must keep a record of the information in Annex 3 paragraph 2.

.....
Commencement Information

I13 Sch. para. 14 in operation at 28.7.2008, see **art. 1**

CHAPTER 2

Duties on the person in charge of a laboratory

Duties on the person in charge of a laboratory

15.—(1) The person in charge of a laboratory who receives samples must ensure that the sample is refrigerated and that the examination begins within 48 hours of receipt.

- (2) That person must prepare a sample from chick box liners or hatcher box liners by—
 - (a) taking a piece of soiled liner weighing at least one gram from each liner;
 - (b) bulking together all the pieces from a consignment; and
 - (c) placing the bulked material in Buffered Peptone Water (BPW) at the rate of not more than 1 gram of liner for every 10 ml of BPW.
- (3) In the case of breeding flocks that person must—
 - (a) prepare boot swab samples in accordance with [^{F5}point 3.1.3 of the Annex to Commission Regulation (EU) 200/2010];
 - (b) prepare any other samples of faeces in accordance with [^{F6}point 3.1.4 of that Annex]; and
 - (c) test the samples for salmonella in accordance with the method in point 3.2 of that Annex.
- (4) For laying flocks that person must—

- (a) prepare boot swabs' samples in accordance with point 3.1.1 of the Annex to [^{F7}Commission Regulation (EU) No 517/2011];
 - (b) prepare any other samples of faeces or dust in accordance with 3.1.2 of that Annex; and
 - (c) test the samples for salmonella in accordance with the method in point 3.2 of that Annex.
- (5) That person must send the results as soon as practicable to the person who submitted the sample.

Textual Amendments

- F5** Words in Sch. para. 17(3)(a) substituted (11.4.2019) by The Animal Health and Welfare (Amendment) Regulations (Northern Ireland) 2019 (S.R. 2019/82), reg. 1, **Sch. 4 para. 5(b)(i)**
- F6** Words in Sch. para. 17(3)(b) substituted (11.4.2019) by The Animal Health and Welfare (Amendment) Regulations (Northern Ireland) 2019 (S.R. 2019/82), reg. 1, **Sch. 4 para. 5(b)(ii)**
- F7** Words in Sch. para. 17(4)(a) substituted (11.4.2019) by The Animal Health and Welfare (Amendment) Regulations (Northern Ireland) 2019 (S.R. 2019/82), reg. 1, **Sch. 4 para. 5(b)(iii)**

Commencement Information

- I14** Sch. para. 15 in operation at 28.7.2008, see **art. 1**

CHAPTER 3

Prohibition on the use of antimicrobials and vaccines

Prohibition on the use of antimicrobials

16. A person may not administer any antimicrobial to any bird of the species *Gallus gallus* as a specific method to control salmonella in breach of Article 2 of Commission Regulation (EC) 1177/2006 (use of antimicrobials).

Commencement Information

- I15** Sch. para. 16 in operation at 28.7.2008, see **art. 1**

Prohibition on the use of vaccines

17. A person may not administer any live salmonella vaccine to any bird of the species *Gallus gallus* in breach of Article 3(1) of Commission Regulation (EC) 1177/2006 (use of vaccines).

Commencement Information

- I16** Sch. para. 17 in operation at 28.7.2008, see **art. 1**

PART V

MISCELLANEOUS

Records

18. Any person required to keep a record under this Scheme must keep it for two years from the date it is made and must produce it to an inspector or officer of the Department on demand and allow a copy of it to be made or an extract from it to be taken.

Commencement Information

I17 [Sch. para. 18](#) in operation at 28.7.2008, see [art. 1](#)

Tampering with samples

19. A person must not tamper with a sample or do anything to it that is likely to affect the result of any test required to be carried out under this Scheme, except as provided for in this Scheme.

Commencement Information

I18 [Sch. para. 19](#) in operation at 28.7.2008, see [art. 1](#)

Powers of the Department in cases of default

20. If a person fails to take any action required by this Scheme, an inspector may arrange for such action to be taken at the expense of the person in default.

Commencement Information

I19 [Sch. para. 20](#) in operation at 28.7.2008, see [art. 1](#)

Revocation

21. The Poultry Breeding Flocks and Hatcheries Scheme Order (Northern Ireland) 2007(4) is revoked.

Commencement Information

I20 [Sch. para. 21](#) in operation at 28.7.2008, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Control of Salmonella in Poultry Scheme Order (Northern Ireland) 2008, SCHEDULE.