

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.

(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.

- (a) during the movement the animal shall not be allowed to come into contact with any other cattle not being moved with a similar licence granted in accordance with these Rules, nor with any swine;
- (b) any vehicle in which the animal is conveyed shall be cleansed and disinfected in the following manner immediately before the animal is placed in it:
- (i) in the case of a road vehicle—
the floor, roof and sides of the inside of the vehicle, and all other parts thereof with which such animal or any fodder, litter or other matter may come into contact, shall be scraped and swept, and the scrapings and sweepings and all dung, sawdust, litter and other matter shall be effectively removed from contact with animals; the same parts of the vehicle shall then be thoroughly washed or scrubbed or scoured with water, and then be disinfected by being thoroughly coated or washed with an approved disinfectant;
 - (ii) in the case of a railway vehicle—
the vehicle shall have been cleansed and disinfected in accordance with Article 24 of the Transit of Animals (Northern Ireland) Order, 1927, since it was last used for the conveyance of animals, and in addition to such cleansing and disinfection it shall receive a further coating or washing of the floor, roof and sides of the inside with an approved disinfectant immediately before the animal is placed in it;
- (c) if it is found necessary to water the animal during the movement, water must be supplied in a clean bucket direct from a tap and not from a water trough.

Marking

9.—(1) The owner of any animal subjected to a test for the purposes of this Order shall mark the animal in a manner approved by the Ministry and the certificate of the test shall refer to the animal by the said mark.

(2) A Veterinary Inspector or other officer of the Ministry may paint, stamp or clip any mark on any bovine animal kept in an eradication or attested area.

(3) No person shall remove, obliterate or efface or attempt to remove, obliterate or efface any such mark.

Records

10. The owner of a supervised or an attested herd shall keep accurate records of:—

(1) all cattle comprising the herd stating breed, age, sex and marking; and name of animal, if any;

(2) all births and deaths of cattle on the premises including cattle slaughtered; and

(3) all animals moved on to or off the premises, including the addresses of the premises from or to which they were so moved, the name of the vendor or purchaser as the case may be, if available, and the date of movement.

Production and Retention of Movement Licences

11.—(1) The person in charge of any animal being moved, where under this Order a licence for the movement is necessary, shall on demand by an authorised officer or by a constable, produce the licence, and allow a copy of

or an extract from it to be taken, and shall also, if required, give his name and address and the name and address of the owner of the animal, if known to him.

(2) The person in charge of an animal being moved shall deliver the licence to the person receiving delivery of the animal.

(3) The person to whose premises the animal is moved shall ensure that he receives the licence and he shall retain the said licence for a period of twelve months following the date of the movement and shall produce it on demand to an authorised officer or to a constable.

Use of milk, etc., for feeding

12. No milk or dairy by-product shall be brought on to the premises of an attested or a supervised herd for feeding to bovine or other animals except direct from the premises of another attested herd unless such milk or dairy by-product has been converted into powder form or is boiled or pasteurised. For the purposes of this Article "pasteurised" means retained at a temperature of not less than 145° and not more than 150° Fahrenheit for at least thirty minutes, or at a temperature of not less than 162° Fahrenheit for at least fifteen seconds.

Control of Goats and Swine

13. For the purpose of preventing the risk of infection from goats or swine kept on any premises in an eradication or attested area on which any bovine animal is kept, a Veterinary Inspector or other officer of the Ministry may by notice in writing served on the occupier of the premises require him to keep any such goats or swine under such control as may be prescribed in the notice or to confine them to any specified part of the premises.

Contact with Animals on adjoining land

14.—(1) The fences dividing the premises from adjoining land shall be maintained to the satisfaction of the Ministry in such condition as to prevent the infection of the herd by cattle on the adjoining land.

(2) Where a Veterinary Inspector has certified that any bovine animal kept on premises in an eradication or attested area has reacted to a tuberculin test, the occupier of the premises shall take all practicable precautions to prevent the infection of any animals kept on the adjoining land by contact with animals on his premises.

Disinfection of Premises

15. Where in this Order 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.

Offences

16.—(1) Any person who moves an animal in contravention of this Order or of the conditions of a licence granted under this Order, and the owner of such an animal and the person to whose premises the said animal is moved shall each according to and in respect of his or their own acts be guilty of an offence against the Act.

(2) Any person who fails to retain a licence in accordance with this Order or who fails to produce such licence on demand shall be guilty of an offence against the Act.

(3) Any person who fails to allow a copy of or an extract from a licence to be taken or to give his name and address or the name and address of the owner of an animal, if known, in accordance with this Order shall be guilty of an offence against the Act.

Revocation

17. The Tuberculosis (Restriction of Movement) Order (Northern Ireland), 1959(a), shall, without prejudice to anything duly done thereunder, cease to have effect as from the commencement of this Order.

Sealed with the Official Seal of the Ministry of Agriculture this 26th day of August, nineteen hundred and fifty-nine.

(L.S.)

W. A. V. Sanderson,
Assistant Secretary.

EXPLANATORY NOTE

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

This Order prescribes conditions relating to areas designated by the Ministry of Agriculture as bovine tuberculosis eradication or attested areas under Section 3 of the Diseases of Animals Act (Northern Ireland), 1958.