

1970. No. 62

[C]

MARKETING OF EGGS

ORDER*, DATED THE 9TH DAY OF MARCH 1970, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 5 OF THE MARKETING OF EGGS (AMENDMENT) ACT (NORTHERN IRELAND) 1969.

The Ministry of Agriculture in exercise of the powers conferred on it by Section 5 of the Marketing of Eggs (Amendment) Act (Northern Ireland) 1969(a) and of every other power enabling it in that behalf after such consultation as is required by Section 6 of that Act and with the approval of the Ministry of Finance hereby makes the following Order:

Citation

1. This Order may be cited as the Egg Quality Certificate Scheme Order (Northern Ireland) 1970.

2. There shall be a scheme to be known as the Egg Quality Certificate Scheme (hereinafter referred to as "the Scheme") which shall operate in accordance with the following provisions of this Order.

Definitions

3. In this Order:—

the expression "first quality" as applied to eggs has the meaning assigned to it in Rule 20(2)(a) of the Marketing of Eggs Rules (Northern Ireland) 1966(b);

"Haugh Unit" means a measure of egg albumen quality which is determined

0.37

by the formula $100 \log (H - 1.7W + 7.57)$, where W is the weight of the egg in ounces and H is the height of the albumen in millimetres when the egg is broken out.

Eligibility

4. A producer shall not be entitled to participate in the Scheme unless he has in the 6-week period prior to the date of his application to participate therein sold to a licensed wholesale dealer an average of 75 dozen or more eggs per week.

Application for Admission

5.—(1) A producer who wishes to participate in the Scheme shall complete Part I of the application set out in the First Schedule and procure the completion of Part II thereof by a licensed wholesale dealer of his choice.

(2) On completion of Parts I and II of the said form as aforesaid the said producer shall forward it to the Ministry and the Ministry may if it sees fit accept the application and permit the said producer to participate in the Scheme.

(a) 1969. c. 33 (N.I.).

(b) S.R. & O. (N.I.) 1966, No. 150.

*This Order was affirmed by a Resolution of the Senate on 24th March 1970 and by Resolution of the House of Commons on 19th March 1970.

(3) Where a producer has more than one production unit the Ministry may at its discretion accept a separate application in respect of each unit provided that it is satisfied that the eggs from each unit are clearly identified.

Registration of Licensed Wholesale Dealers

6. Where an application under Article 5 is accepted by the Ministry the name of the licensed wholesale dealer who has completed that application shall be entered by the Ministry in a register which shall be maintained for purposes of the Scheme.

Conditions to be observed by Licensed Wholesale Dealers

7. Any licensed wholesale dealer who has been registered by the Ministry in accordance with Article 6 shall—

- (a) provide at his own expense the staff, equipment and facilities required to carry out the testing of eggs for purposes of this Scheme;
- (b) employ only sampling and testing techniques, testing equipment and facilities that have been approved by the Ministry;
- (c) satisfy the Ministry that he has provided at each of his premises where testing is carried out such number of persons with adequate knowledge and experience of the testing of eggs as is in the opinion of the Ministry sufficient for the proper testing of eggs;
- (d) carry out the tests prescribed in the Second Schedule on eggs supplied to him by any producer participating in the Scheme;
- (e) as soon as possible notify the Ministry in the form set out in the Third Schedule of the results of tests carried out.

Issue of Certificate of Egg Quality

8.—(1) The Ministry shall issue a Certificate in the form set out in the Fourth Schedule to be known as a Certificate of Egg Quality to any producer participating in the Scheme if—

- (a) following inspection of the producer's premises by one of its officers the Ministry is satisfied that the requirements of the Fifth Schedule are met;
- (b) the eggs supplied by the said producer have passed the shell thickness and albumen quality tests prescribed in Part I of the Second Schedule; and
- (c) a report in the form set out in the Sixth Schedule has been received by the Ministry from the licensed wholesale dealer.

(2) The Ministry shall notify the licensed wholesale dealer to whom a producer has undertaken to supply eggs of the issue of a Certificate of Egg Quality to that producer.

Testing by the Ministry

9. The Ministry may at its discretion on the premises of any licensed wholesale dealer who has been registered by it carry out on eggs supplied to that dealer by any producer participating in the Scheme any of the tests referred to in the Second Schedule. Such tests may be in lieu of or in addition to tests carried out by the licensed wholesale dealer.

Suspension or Withdrawal of Certificate

10.—(1) A Certificate of Egg Quality shall automatically be suspended from the beginning of any calendar month (or such other period as is referred to

in Part II of the Second Schedule) in which the producer's eggs fail to pass the quality tests prescribed in the said Part II or in which the average number of eggs of other than first quality in the consignments received from the producer by the licensed wholesale dealer exceeds 10%. A Certificate of Egg Quality that has been suspended shall automatically be reinstated from the beginning of the next calendar month (or such other period as aforesaid) in which the producer's eggs pass the said tests and in which the average number of eggs of other than first quality in the consignments received from the producer by the licensed wholesale dealer does not exceed 10%.

(2) The Ministry may at its discretion withdraw a Certificate of Egg Quality where the producer has failed to comply with any of the requirements of the Fifth Schedule. Such certificate shall not be re-issued until the Ministry is satisfied that the requirements of the Fifth Schedule are again being complied with. Where a Certificate of Egg Quality has been withdrawn the Ministry may, notwithstanding the producer's compliance with the requirements of the Fifth Schedule, refuse to re-issue such Certificate until a period not exceeding 6 months has elapsed from the date of withdrawal. An application for the re-issue of a Certificate of Egg Quality shall be dealt with in accordance with Article 5.

Cancellation of Registration

11. Where any licensed wholesale dealer who has been registered by the Ministry under this Scheme fails to comply with the requirements of the Scheme the Ministry may cancel the registration of the said licensed wholesale dealer and any producer who has entered into an arrangement to supply eggs to that dealer for purposes of this Scheme and who wishes to continue as a participant in the Scheme by supplying eggs to another licensed wholesale dealer who is either registered or who is prepared to become registered by the Ministry for purposes of the Scheme may apply to be permitted to do so. Such application shall be in the form prescribed in the First Schedule save that where the application is received by the Ministry within one month of the date of cancellation of the registration of the first mentioned licensed wholesale dealer the Ministry may waive the requirements in paragraphs 3 and 4 of Part II of the First Schedule. On receipt of such application completed to its satisfaction the Ministry shall notify the producer and the second mentioned licensed wholesale dealer of the continuance of the producer's Certificate of Egg Quality.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 9th day of March 1970.

(L.S.)

H. S. Oliver,
Assistant Secretary.

The Ministry of Finance hereby approves of the foregoing Scheme

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 9th day of March 1970.

(L.S.)

C. F. Darling,
Assistant Secretary.

FIRST SCHEDULE

(Article 5)

MINISTRY OF AGRICULTURE

MARKETING OF EGGS ACTS (NORTHERN IRELAND) 1957 AND 1969
EGG QUALITY CERTIFICATE SCHEME (NORTHERN IRELAND) 1970

Application Form

PART I

(To be completed by the Producer)

- 1. I/We
of

Enter name
and address
of licensed
wholesale
dealer

hereby undertake to supply eggs to
.....
of

and to no other licensed wholesale dealer.

- 2. I/We agree to the Ministry and the licensed wholesale dealer taking without payment such eggs as may be required for testing under the above Scheme.
- 3. I/We undertake to comply with the requirements of the Scheme and I/We hereby apply for admission thereto.

Signature

Date

(When Part I has been completed the form should be passed to the licensed wholesale dealer named at paragraph 1 above).

PART II

(To be completed by the licensed wholesale dealer)

- 1. I/We
of

hereby undertake for purposes of the Scheme to purchase eggs from

Enter name
and address
of producer

.....
of

- 2. I/We hereby undertake to carry out such testing as is required for purposes of the Scheme on eggs purchased from the above-named producer(s).
- 3. I/We hereby certify that in the 6 week period prior to the date of this application the above-named producer(s) supplied to me/us an average of 75 dozen or more eggs per week.

- 4. I/We hereby certify that in each of the 3 consecutive consignments of eggs received from the above-named producer(s) immediately prior to the date of this application form the number of eggs of other than first quality did not exceed 10%.
- 5. I/We undertake to comply with the requirements of the Scheme and I/we request that my/our name(s) be registered by the Ministry for purposes of the Scheme.

Signature

Date

(When Part II of the form has been completed by the licensed wholesale dealer it should be returned to the producer for transmission to the Ministry).

• SECOND SCHEDULE

(Articles 7, 8 and 9)

PART I

For the purpose of enabling the Ministry to decide a producer's eligibility for a Certificate of Egg Quality the following testing procedure shall be followed by the licensed wholesale dealer.

1. A random sample of 25 of the producer's eggs shall be drawn at the packing station before testing and grading are carried out in accordance with Rules 20 and 21 of the Marketing of Eggs Rules (Northern Ireland) 1966(b).
2. The eggs shall be broken out and the shell thickness and albumen quality determined in millimetres and Haugh Units respectively.
3. Eggs shall be deemed to have passed the shell thickness and albumen quality tests where—
 - (a) the average shell thickness of the sample is at least 0.345 millimetres;
 - (b) not more than three shells in the sample measure less than 0.310 millimetres;
 - (c) the average albumen quality of the eggs in the sample is at least 68 Haugh Units; and
 - (d) the albumen quality of not more than three eggs in the sample is less than 60 Haugh Units.

PART II

The licensed wholesale dealer shall also carry out the following testing procedures in respect of each producer's eggs, such testing to be carried out once in each calendar month or such other period as the Ministry may from time to time determine beginning with the calendar month or such other period as aforesaid that follows the date of issue of the Certificate of Egg Quality:

1. A random sample of 25 eggs shall be drawn as in paragraph 1 of Part I.
2. Of the sample 10 eggs shall be broken out and their shell thickness and albumen quality determined.
3. Eggs shall be deemed to have passed the shell thickness and albumen quality tests where—
 - (a) the average shell thickness of the 10 eggs is at least .350 millimetres; and
 - (b) the average albumen quality of the 10 eggs is at least 75 Haugh Units.
4. If when the testing procedure prescribed in paragraph 3 of this Part is carried out it is found that the standards prescribed in sub-paragraphs (b) or (d) of paragraph 3 of Part I are not reached then the eggs shall be deemed to have failed the test and the remaining 15 eggs in the sample shall not be broken out.
5. Should the 10 eggs fail to reach the standards prescribed in paragraph 3 of this Part the remaining 15 eggs shall be broken out and their shell thickness and albumen quality determined. The result of the test shall then be decided by applying the standards prescribed in paragraph 3 of Part I to the entire sample of 25 eggs.

THIRD SCHEDULE
(Article 7)
MINISTRY OF AGRICULTURE
EGG QUALITY CERTIFICATE SCHEME (NORTHERN IRELAND) 1970
Scheme Report

292

No.

Name of licensed wholesale dealer

Address

Calendar month or 4/5 week period ended

Producer	Certificate number	Date of test	Dozens 1st Quality supplied in period	Average percentage faults removed during period	No. eggs tested (10 or 25)	Shell Thickness		Haugh Units	
						Average	No. eggs under 0.31 mm.	Average	No. eggs under 60 HU

Marketing of Eggs

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FOURTH SCHEDULE

(Article 8)

Certificate No.

MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND
MARKETING OF EGGS ACTS (NORTHERN IRELAND) 1957 AND 1969
EGG QUALITY CERTIFICATE SCHEME (NORTHERN IRELAND) 1970

Certificate of Egg Quality

Name of Producer

It is hereby certified that the premises of the above-named producer have been inspected and found to be of the standards prescribed in the Scheme.

It is further certified that the eggs produced by the above-named producer have been tested and have been found to be of standards of quality which meet the requirements of the Scheme.

Dated this day of 19....

Authorised by the Minister.

Ministry of Agriculture,
Dundonald House,
Upper Newtownards Road,
BELFAST,
BT4 3SB.

FIFTH SCHEDULE

*(Article 8)***Egg Storage Accommodation Requirements and other Conditions
applicable to Producers' Premises**

1. The producer shall provide an egg storage room which—
 - (a) shall be sufficiently large to provide ample storage space for one week's output of eggs at peak production rate; and
 - (b) shall have walls and roof with such thermal insulation and shall be provided with such means of ventilation as may in the opinion of the Ministry be adequate for the purpose of the storage of eggs.
2. The egg storage room shall not be used for any purpose other than the storage and handling of eggs.
3. The producer shall maintain the egg storage room in a clean condition at all times.

SIXTH SCHEDULE

(Article 8)

MINISTRY OF AGRICULTURE

EGG QUALITY CERTIFICATE SCHEME (NORTHERN IRELAND) 1970

Initial Quality Test

Producer's Name

Address

.....

Percentage faults removed during grading and testing in the 3 consecutive consignments prior to application:

Consignment No. 1 2 3

Interior Quality Tests (25 egg sample):

Average shell thickness mm.

Number of eggs with shell measuring less than 310 mm.

Average number of Haugh Units

Number of eggs measuring less than 60 Haugh Units

Signature of tester

Name of licensed wholesale dealer

Address

.....

EXPLANATORY NOTE

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

The Scheme is voluntary. It lays down standards of shell thickness and internal egg quality which, if attained by egg producers, entitle them to receive a Certificate of Egg Quality.