

1974. No. 12

[NC]

## DISEASES OF ANIMALS

## Waste Food

ORDER, DATED 22ND JANUARY 1974, MADE BY THE DEPARTMENT OF AGRICULTURE UNDER SECTIONS 5, 13 AND 53 OF THE DISEASES OF ANIMALS ACT (NORTHERN IRELAND) 1958.

The Department of Agriculture in exercise of the powers conferred on it by sections 5, 13 and 53 of the Diseases of Animals Act (Northern Ireland) 1958(a) and of every other power enabling it in that behalf hereby makes the following Order:—

*Citation and commencement*

1. This Order may be cited as the Waste Food (Feeding to Livestock and Poultry) Order (Northern Ireland) 1974 and shall come into operation on 1st February 1974.

*Revocation*

2. The Diseases of Animals (Boiling of Animal Food) Order (Northern Ireland) 1962(b) is hereby revoked.

*Interpretation*

3. For the purposes of this Order—

“animals” means animals specified in Part I of the First Schedule of the Diseases of Animals Act (Northern Ireland) 1958 (as amended by the Rabies (Importation of Mammals) Order (Northern Ireland) 1972(c)) other than livestock as defined hereunder;

“approved disinfectant” means a disinfectant for the time being approved by the Department under the Diseases of Animals (Approval of Disinfectants) Order (Northern Ireland) 1972(d) for the purposes of general Orders;

“birds” means poultry specified in Part II of the First Schedule of the Diseases of Animals Act (Northern Ireland) 1958 (as amended by the Diseases of Animals (Amendment of First Schedule—Poultry) Order (Northern Ireland) 1973(e)) other than poultry as defined hereunder;

“boiled” means treated so that all of the waste food or meat being treated is held for at least one hour at a temperature of not less than 100°C (212°F) or treated by an alternative process which has been authorised in writing by the Department;

“eggs” means the eggs of poultry or birds;

“livestock” means cattle, sheep, goats and all other ruminating animals and swine;

“meat” means the carcase of any livestock or any poultry and includes part of a carcase, bones, blood, offal or other part of livestock or poultry;

(a) 1958. c. 13.

(b) S.R. & O. (N.I.) 1962, No. 72.

(c) S.R. & O. (N.I.) 1972, No. 17.

(d) S.R. & O. (N.I.) 1972, No. 16.

(e) S.R. & O. (N.I.) 1973, No. 170.

“poultry” means domestic fowls, turkeys, geese, ducks, guinea-fowls, domestic pigeons and any other birds kept in captivity;

“waste food” means any broken or waste foodstuffs (including table or kitchen refuse, scraps or waste) which may contain or have been in contact with any meat, milk, eggs or egg shells,

but does not include meal containing protein of livestock or poultry origin.

*Prohibition on the use of unboiled meat or waste food*

4.—(1) No unboiled meat or unboiled waste food shall be used for feeding to livestock or poultry or for feeding to animals or birds on premises where livestock or poultry are kept.

(2) Boiled waste food shall not be used for feeding to livestock or poultry unless, where the provisions of Article 9 require it, boiling has been carried out in accordance with the conditions of a licence granted by the Department.

(3) Boiled meat which has been in contact with unboiled meat or unboiled waste food shall be regarded as unboiled meat, and boiled waste food which has been in contact with unboiled meat or unboiled waste food shall be regarded as unboiled waste food.

(4) No person having charge or control of any unboiled meat or unboiled waste food shall permit it to come into contact with any other food intended for feeding to livestock or poultry, or to animals or birds on premises where livestock or poultry are kept, or allow livestock or poultry to have access to unboiled meat or unboiled waste food.

*Absolute prohibition on feeding food from ships, etc., to livestock, poultry, animals or birds*

5. Notwithstanding the provisions of Article 4, no person shall in any circumstances use for feeding to livestock or poultry or to any animal or bird any food or edible matter which was on any ship, aircraft, hovercraft or road or other vehicle as stores for the consumption of passengers, crew, livestock, poultry, animals or birds and was imported into Northern Ireland from any country other than the Republic of Ireland.

*Disposal of unboiled waste food*

6. Without prejudice to Article 8(c) a person shall not dispose of any unboiled waste food in his possession except by one or more of the following methods:—

- (a) Disposal in a manner approved by the Department on the premises where the waste food originated;
- (b) disposal to a district council refuse collection service;
- (c) disposal to a person licensed to collect waste food under Article 7;
- (d) disposal to a refuse disposal agency approved by the Department.

*Licence to collect unboiled waste food*

7.—(1) No person, other than a district council or an agency approved under Article 6(d), shall collect or move unboiled waste food from any premises except under the authority of, and subject to the conditions of, a licence granted by the Department.

(2) A licence granted under the preceding paragraph may, for the purposes of preventing the spread of disease, contain such conditions as the Department thinks fit and, without prejudice to the generality of the foregoing, may in particular include those conditions specified in Schedule 1.

8. A person holding a licence under Article 7 shall not dispose of unboiled waste food except in accordance with the following provisions:—

- (a) By direct delivery to a person licensed to operate plant and equipment under Article 9;
- (b) by direct delivery to premises approved by the Department for the holding of unboiled waste food prior to the delivery of such waste food to a person licensed to operate plant and equipment under Article 9;
- (c) by direct delivery to premises approved by the Department for the feeding of unboiled waste food to animals:

Provided that in the case of delivery to premises specified at (b) and (c) no livestock or poultry are at any time kept on the premises.

*Licence to operate plant and equipment for boiling waste food*

9.—(1) Except as provided under Article 8(b) and (c), where a person has brought or caused to be brought together at any place any unboiled waste food collected or received from the premises of other persons, for the purpose of feeding it to livestock or poultry, or processing it for use for feeding to livestock or poultry, such waste food shall be boiled in such premises and by means of such plant and equipment as may be authorised by the Department under the conditions of a licence.

(2) A licence granted under this Article shall, for the purpose of preventing the spread of disease, contain such conditions as the Department thinks fit and, without prejudice to the generality of the foregoing, include in particular those conditions specified in Schedule 2.

*Prohibition on distribution of boiled waste food*

10. No person shall move or cause or permit to be moved any boiled waste food intended for feeding to livestock or poultry from the premises on which it was boiled except to other premises occupied by the holder of the licence relating to the premises on which the boiling took place, unless such movement is made in accordance with the conditions of an authority issued by the Department in writing.

*Licence to collect unboiled meat for feeding to livestock or poultry*

11.—(1) No person shall collect or move from any premises any unboiled meat intended for feeding to livestock or poultry, or boil such meat, except under the authority of a licence granted by the Department.

(2) A licence granted under the preceding paragraph may, for the purpose of preventing the spread of disease, contain such conditions as the Department thinks fit and, without prejudice to the generality of the foregoing, may include all or any of the conditions applicable to waste food in Schedule 1 and Schedule 2:

Provided that nothing in this Article shall apply to the collection or movement to other premises of unboiled meat for the purpose of processing into meal or other equivalent product.

*Restriction on the sale of swine*

12. A person who holds a licence under Article 7, Article 9 or Article 11 shall not sell or dispose of, or permit to be sold or disposed of, otherwise than for immediate slaughter, any swine which are in his possession.

*Keeping of records*

13. Without prejudice to any proceedings which may be taken under the Movement of Animals (Records) Order (Northern Ireland) 1969(f), a licence granted under Article 7, Article 9 or Article 11 may be revoked if the licence holder fails to keep a record of purchases and sales of swine in his possession as required under the provisions of the aforesaid Order.

*Validity of licences and power to suspend licences*

14.—(1) If the holder of a licence, authority or certificate granted under this Order fails to comply with any provision of the Order or any condition for the time being attached to the licence, authority or certificate, the Department may suspend or revoke such licence, authority or certificate by a notice in writing served on the holder.

(2) A licence holder shall at all reasonable times permit an inspector to enter the licensed premises and to examine any plant, equipment, tool, vehicle or other things thereon, and to take temperatures and samples of any waste food found thereon.

*Transitional provisions*

15. Any licence granted by the Department under the provisions of Article 5 of the Diseases of Animals (Boiling of Animal Food) Order (Northern Ireland) 1962 authorising the use of plant and equipment for boiling waste food shall, notwithstanding the revocation of that Order and the provisions of Articles 7 and 9 of this Order, be deemed to be a valid licence for the purposes of Articles 7 and 9 of this Order until 31st July 1974.

*Exemption*

16.—(1) The Department may, if it is considered expedient to do so, issue a certificate exempting any person, premises, meat, or waste food from all or any of the provisions of this Order.

(2) A certificate of exemption issued under this article may contain such conditions as the Department thinks fit for the purpose of preventing the spread of disease.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland this 22nd day of January 1974.

(L.S.)

*W. H. Jack,*  
Assistant Secretary.

## SCHEDULE 1

## Article 7

**Licences to collect waste food***Conditions.*

1. Waste food must be carried—
  - (a) in leak-proof bins or other containers with close-fitting lids, or
  - (b) in a leak-proof vehicle where the waste food must be kept under cover if bins or containers are not used.
  
2. Any bin or other container or any article which has on any occasion been used for the carriage of unboiled waste food or any vehicle if it has carried any bin or other container which has been so used, shall not be used for the carriage of—
  - (a) livestock or poultry, or
  - (b) feedingstuffs for livestock or poultry, or
  - (c) any other thing intended to be used in connection with livestock or poultry, unless as soon as is practicable after each occasion of such use, and before being used again, and in any event before leaving the premises where the waste food is boiled or held, the bin or other container or the vehicle as the case may be has been thoroughly cleansed and disinfected with an approved disinfectant.
  
3. Livestock or poultry or feedingstuffs for livestock or poultry (other than unboiled waste food) or any other thing intended to be used in connection with livestock or poultry, shall not be carried in any vehicle at the same time as such vehicle is being used for the carriage of unboiled waste food or for the carriage of any bin or other container which has been used for the carriage of unboiled waste food, and has not after such use been cleansed and disinfected with an approved disinfectant.
  
4. The premises where unboiled waste food is held shall be roofed and completely enclosed by walls. The floor shall be of concrete or other impervious material and the walls shall be rendered with a smooth impervious finish to a height of at least 6 feet. The floor shall be adequately drained to an inside gully trap and hence by closed drain to a soak-away or other approved means of disposal. The premises shall be rendered bird (including poultry) and vermin proof.
  
5. Adequate facilities shall be provided for the cleansing and disinfection of all bins, containers, vehicles and other equipment used in the carriage or storage of unboiled waste food.
  
6. Any vehicle used for the collection of unboiled waste food shall bear the name and address of the owner and the licence number of the waste food collector.

## SCHEDULE 2

## Article 9

**Licences to operate plant and equipment for boiling waste food**

For the purposes of this Schedule the expression "animals" is extended to include "livestock" as defined in Article 3, and the expression "birds" is extended to include "poultry" as defined in that Article.

The limits of the licensed premises shall be defined in the licence.

*Conditions*

1. The licensed premises shall contain a boiling house which shall be divided into two areas or compartments to be used for the following purposes:

- (a) One area for the reception and storage of unboiled waste food hereinafter called the "reception area",
- (b) one area for the handling of boiled waste food hereinafter called the "clean area".

The design of the boiling house shall be such as to prevent direct movement of waste food, personnel and equipment between the two areas.

2. If the reception area is not of adequate size to permit the parking, unloading, cleansing and disinfection of vehicles, an additional area shall be provided hereinafter called the "disinfection area" which shall be of sufficient dimensions for the above purposes.

3. The disinfection area shall be completely enclosed by walls or fences to a height of 6 feet and shall include within it a door leading to the reception area. Entrance to the disinfection area from outside shall be by means of a gate which shall lead solely to that area.

4. The floor of the disinfection area shall be of concrete or other impervious material.

5. The reception and clean areas must be fully enclosed by walls and roofed and must be rendered proof against ingress by animals, birds and vermin.

6. The boiler or steamer shall be located in the reception area and shall be placed permanently in the dividing wall or adjacent to the dividing wall.

7. The boiler or steamer must be capable of raising the temperature of all the waste food to 100° C (212° F) and maintaining it at that temperature for at least one hour.

8. The floor of the reception area and of the clean area shall be of concrete or other impervious material. The walls of each area shall be rendered with a smooth impervious finish to a height of at least 6 feet.

9. The floor of the reception area and of the clean area shall each be adequately drained to an inside gully trap and hence by closed drain to a soak-away or other approved means of disposal.

10. A piped water supply shall be provided in the reception area and also in the clean area.

11. Adequate light and ventilation shall be provided in the boiling house.

12. The reception area and the clean area must be of sufficient size to permit the efficient handling and boiling of the quantity of waste food received.

13. The licence holder shall not permit any unboiled waste food to remain in the reception area for more than 48 hours before being boiled.

14. Suitable facilities for the cleansing and disinfection of all tools and containers shall be provided either in the reception area or in the disinfection area. The licence holder shall ensure that the premises and all tools and containers are thoroughly cleansed and disinfected with an approved disinfectant at the end of each day on which boiling of waste food has taken place.

15. No receptacle which has been used for holding unboiled waste food shall be used for any other purpose unless the receptacle has first been sterilised or disinfected with an approved disinfectant.

16. The licence holder shall ensure that any tool or container used for handling boiled waste food on the licensed premises is not used for handling unboiled waste food and is kept entirely separate from any tool or container used for handling unboiled waste food.

17. All personnel handling unboiled waste food shall wear protective clothing and rubber boots which, when not in use, must be retained in the reception area or disinfection area. Such protective clothing and rubber boots may not be used for any other purpose unless they have previously been cleansed and disinfected with an approved disinfectant.

18. The licence holder shall ensure that no animals, birds or vermin are at any time permitted on the licensed premises.

## EXPLANATORY NOTE

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

This Order revokes and re-enacts with amendments the Diseases of Animals (Boiling of Animal Food) Order (Northern Ireland) 1962.

The Order prohibits the feeding of unboiled meat and unboiled waste food to livestock or poultry or to animals or birds on premises where livestock or poultry are kept.

Waste food collected and brought on to premises for feeding to livestock or poultry must be boiled, as prescribed by the Order, in plant licensed for the purpose by the Department. Where a person uses waste food originating solely from his own household for feeding to his own livestock or poultry, he must first boil the waste food, as prescribed by the Order, but a licence for the boiling plant is not required.

With certain exceptions, persons who collect unboiled waste food from the premises of other persons must obtain a licence from the Department. Collectors may only dispose of such waste food by the methods prescribed in the Order. A licence is required by a person who collects unboiled meat from other premises for the purpose of boiling and feeding it to livestock or poultry, but this provision does not apply in the case of meat collected for processing into meal or other equivalent product.

*Other main provisions of the Order are:*

1. Prohibition on the disposal of waste food by any person except in a manner prescribed by the Order.
2. Prohibition on feeding to livestock, poultry, animals or birds of food or edible matter brought into Northern Ireland as stores on a ship, aircraft etc. from any country other than the Republic of Ireland.
3. Restriction on the sale or disposal of swine otherwise than for immediate slaughter, if owned by persons licensed under the Order to collect or boil waste food or meat.