
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 205

ANIMALS

ANIMAL HEALTH

**The Control of Salmonella in Broiler Flocks
Scheme Order (Northern Ireland) 2009**

Made - - - - 20th May 2009

Coming into operation 17th June 2009

The Department of Agriculture and Rural Development⁽¹⁾, makes the following Order in exercise of the powers conferred by Articles 8(1) and 8(2) of the Diseases of Animals (Northern Ireland) Order 1981⁽²⁾, and with the approval of the Department of Finance and Personnel.

In accordance with Article 8(1) of that Order it has consulted with the bodies which appear to it to be representative of the interests concerned.

Citation and commencement

1. This Order may be cited as the Control of Salmonella in Broiler Flocks Scheme Order (Northern Ireland) 2009 and comes into operation on 17th June 2009.

Commencement Information

II Art. 1 in operation at 17.6.2009, see [art. 1](#)

Control of salmonella in broiler flocks scheme

2. For the purposes of keeping broiler flocks, so far as is practicable, free from Salmonella and controlling and, so far as practicable, reducing the incidence of Salmonella, the Department makes the Scheme set out in the Schedule to this Order.

(1) Formerly the Department of Agriculture for Northern Ireland; see the Departments Order 1999 (S.I. 1999/283 (N.I. 1)) Article 3(4)
(2) S.I. 1981/1115 (N.I. 22) as amended by S.I. 1984/702 (N.I. 2) Article 17, S.I. 1994/1891 (N.I. 6) Article 22

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Broiler Flocks Scheme Order (Northern Ireland) 2009. (See end of Document for details)

Commencement Information

I2 Art. 2 in operation at 17.6.2009, see [art. 1](#)

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 20th May 2009.

(L.S.)

C. McMaster
A senior officer of the Department of Agriculture
and Rural Development

Sealed with the Official Seal of the Department of Finance and Personnel on 20th May 2009.

(L.S.)

Jack Layberry
A senior officer of the Department of Finance
and Personnel

SCHEDULE

Article 2

CONTROL OF SALMONELLA IN BROILER FLOCKS SCHEME (NORTHERN IRELAND) 2009

Citation

1. This Scheme may be cited as The Control of Salmonella in Broiler Flocks Scheme (Northern Ireland) 2009 and comes into operation on 17th June 2009.

Commencement Information

I3 Sch. para. 1 in operation at 17.6.2009, see [art. 1](#)

Interpretation

2. In this Scheme—

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

“broiler flock” means a flock kept for the production of meat intended for human consumption;

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

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

“holding” means any holding on which one or more broiler flocks of chickens are kept or are intended to be kept;

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

“chickens” means birds of the species *Gallus gallus*.

Commencement Information

I4 Sch. para. 2 in operation at 17.6.2009, see [art. 1](#)

Competent authority

[^{F13} The Department is the competent authority for the purposes of—

[^{F2}(za) Commission Regulation (EC) No 2160/2003 on the control of salmonella and other food-borne zoonotic agents;]

(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; and

(b) Commission Regulation (EU) No 200/2012 concerning a Union target for the reduction of *Salmonella Enteritidis* and *Salmonella Typhimurium* in flocks of broilers, as provided for in Regulation (EC) No 2160/2003 [^{F3}, as amended by Commission Regulation (EU) 2019/268].]

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Broiler Flocks Scheme Order (Northern Ireland) 2009. (See end of Document for details)

- F1** Sch. para. 3 substituted (11.4.2019) by The Animal Health and Welfare (Amendment) Regulations (Northern Ireland) 2019 (S.R. 2019/82), reg. 1, **Sch. 4 para. 11(a)**
- F2** Sch. para. 3(z) 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), **3**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Sch. para. 3(b) 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. 3**

Notification of broiler flocks

4.—(1) The occupier of the holding on which one or more broiler flocks are kept must notify the Department of the information in paragraph (4) of this article—

- (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.

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

(4) The information to be notified is —

- (a) the name, address and telephone number of the holding;
- (b) the name, address and telephone number of the occupier and of the person who owns each flock on the holding;
- (c) the number of flocks on the holding;
- (d) where there is more than one flock on the holding, the identification of each flock;
- (e) the number of chickens in each flock.

(5) The occupier must notify the Department of the expected date of arrival at the holding of every flock at least two weeks before the expected date of arrival.

Commencement Information

- I5** Sch. para. 4 in operation at 17.6.2009, see **art. 1**

Sampling

5.—^[F4](1) The occupier must carry out sampling in accordance with points 1 and 2 of the Annex to Commission Regulation (EU) No 200/2012 and must despatch samples to an approved laboratory in accordance with point 2.2.4 of that Annex (and for the purposes of that point “express mail” includes first class post)]

(2) In relation to each sample the occupier must 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;
- (e) the identification of the flock, where there is more than one flock on the holding;
- (f) the date on which the flock moved onto the holding;

(g) the age of the flock.

F4 Sch. para. 5(1) substituted (11.4.2019) by The Animal Health and Welfare (Amendment) Regulations (Northern Ireland) 2019 (S.R. 2019/82), reg. 1, **Sch. 4 para. 11(b)**

Commencement Information

I6 Sch. para. 5 in operation at 17.6.2009, see **art. 1**

Records of samples

- 6.—(1) The occupier must, as soon as is reasonably practicable after taking a sample, record—
- (a) the type of sample taken;
 - (b) the date on which the sample was taken;
 - (c) where there is more than one flock on the holding, the identification of the flock from which the sample was taken;
 - (d) the age of the flock sampled;
 - (e) the laboratory to which the sample was sent;
 - (f) intended date of slaughter of the flock sampled.
- (2) The occupier must record the result of each test when it is received from the laboratory.

Commencement Information

I7 Sch. para. 6 in operation at 17.6.2009, see **art. 1**

Records of movements

7. When chickens are moved on to or off a holding the occupier must record for each flock—
- (a) the date of the movement;
 - (b) whether the movement was on to or off the holding;
 - (c) the number of chickens moved;
 - (d) the age of the chickens moved;
 - (e) in the case of the movement of an entire flock, the identification of that flock, where there is more than one flock on the holding;
 - (f) the identity of the building or group of buildings in to or from which the chickens were moved;
 - (g) the address of the holding that they came from or the slaughterhouse or holding they were sent to.

Commencement Information

I8 Sch. para. 7 in operation at 17.6.2009, see **art. 1**

Duties of the person in charge of a laboratory

8. Where a laboratory tests samples, the person in charge of the laboratory must ensure that they are tested in accordance with point 3 of the Annex to [F5Commission Regulation (EU) No 200/2012].

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the The Control of Salmonella in Broiler Flocks Scheme Order (Northern Ireland) 2009. (See end of Document for details)

F5 Words in [Sch. para. 8](#) substituted (11.4.2019) by [The Animal Health and Welfare \(Amendment\) Regulations \(Northern Ireland\) 2019 \(S.R. 2019/82\)](#), reg. 1, [Sch. 4 para. 11\(c\)](#)

Commencement Information

I9 Sch. para. 8 in operation at 17.6.2009, see [art. 1](#)

Prohibition on the use of antimicrobials

9. A person may not administer any antimicrobial to any chickens as a specific method to control salmonella in breach of Article 2 of Commission Regulation [\(EC\) 1177/2006](#) (use of antimicrobials).

Commencement Information

I10 Sch. para. 9 in operation at 17.6.2009, see [art. 1](#)

Prohibition on the use of vaccines

10. A person may not administer any live salmonella vaccine to any chickens in breach of Article 3(1) of Commission Regulation [\(EC\) 1177/2006](#) (use of vaccines).

Commencement Information

I11 Sch. para. 10 in operation at 17.6.2009, see [art. 1](#)

Records

11. 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 on demand to an inspector or officer of the Department and allow a copy of it to be made or an extract from it to be taken.

Commencement Information

I12 Sch. para. 11 in operation at 17.6.2009, see [art. 1](#)

Tampering with samples

12. 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.

Commencement Information

I13 Sch. para. 12 in operation at 17.6.2009, see [art. 1](#)

Powers of the Department in cases of default

13. If any 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

I14 Sch. para. 13 in operation at 17.6.2009, see [art. 1](#)

EXPLANATORY NOTE

(This note is not part of the Order)

This Order enforces [Commission Regulation \(EC\) No 646/2007](#) and [Commission Regulation \(EC\) No 1177/2006](#).

It makes provision for the registration of broiler flocks of birds of the species *Gallus gallus*, and imposes record-keeping requirements.

It makes provision for sampling broiler flocks of birds of the species *Gallus gallus*.

Breach of the Order is an offence under Article 52 of the Disease of Animals Order 1981.

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Control of Salmonella in Broiler Flocks Scheme Order (Northern Ireland) 2009.