
STATUTORY RULES OF NORTHERN IRELAND

2010 No. 253

ANIMALS

ANIMAL HEALTH

**The Zoonoses and Animal By-Products (Fees)
(Amendment) Regulations (Northern Ireland) 2010**

Made - - - - 4th August 2010

Coming into operation 28th August 2010

The Department of Agriculture and Rural Development is designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to the common agricultural policy of the European Community.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Department that it is expedient for references to Regulation (EC) No 2160/2003 of the European Parliament and of the Council on the control of salmonella and other specified food-borne zoonotic agents⁽³⁾ and for certain provisions of other Community instruments to be construed as references to that Regulation and those provisions as amended from time to time.

The Department of Agriculture and Rural Development makes the following Regulations in exercise of the powers conferred by section 2(2) of, as read with paragraph 1A of Schedule 2⁽⁴⁾ to, the European Communities Act 1972 and section 56(1), (2) and (5) of the Finance Act 1973⁽⁵⁾.

In accordance with section 56(1) and (5) of the Finance Act 1973, the Department of Finance and Personnel consents to the making of these Regulations.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Zoonoses and Animal By-Products (Fees) (Amendment) Regulations (Northern Ireland) 2010 and shall come into operation on 28th August 2010.

(1) [S.I. 2000/2812](#)

(2) [1972 c 68](#)

(3) O.J. No.L 325, 12.12.2003, p.1 as last amended by [Commission Regulation \(EC\) No. 213/2009](#)

(4) Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 (c.51).

(5) [1973 c. 51.](#)

(2) The Interpretation Act (Northern Ireland) 1954(6) applies to these Regulations as it applies to an Act of the Northern Ireland Assembly.

Amendment of the Zoonoses and Animal By-Products (Fees) Regulations (Northern Ireland) 2008

2.—(1) The Zoonoses and Animal By-Products (Fees) Regulations 2008(7) are amended in accordance with paragraphs (2) to (3).

(2) In regulation 2(1) (interpretation)—

(a) in the definition of “official control samples”, after (iii) substitute “.” with “; or”.

(b) in the definition of “official control samples”, after (iii) insert—

“(iv) point 4 of part D of Annex II to Regulation (EC) No. 2160/2003 as regards a Community target for the reduction of salmonella and other specific food-bourne zoonotic agents on laying flocks of *Gallus gallus* as last amended by Commission Regulation (EC) No. 1237/2007(8) and as amended from time to time; or

(v) part 1(b)(iii) of the Annex to Commission Regulation (EC) No. 584/2008(9) implementing Regulation (EC) No 2160/2003 as regards a Community target for the reduction of the prevalence of certain salmonella serotypes in flocks of *Meleagrisgallopavo* as amended from time to time.”.

(3) For the Schedule substitute the Schedule set out in the Schedule.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 4th August 2010.



Mark Browne (Dr)
A senior officer of the Department of Agriculture
and Rural Development

(6) 1954 c. 33 (N.I.)
(7) S.R.2008 No. 359 as amended by S.R.2009 No.326
(8) OJ No L280, 24.10.2007, p5
(9) OJ No L162, 21.06.2008, p3

The Department of Finance and Personnel consents to regulation 2(3) and the Schedule.
Sealed with the Official Seal of the Department of Finance and Personnel on 4th August 2010.



Adrian Arbuthnot
A senior officer of the Department of Finance
and Personnel

Status: This is the original version (as it was originally made).

SCHEDULE

Regulation 2(3)

Schedule to be substituted for the Schedule to the Zoonoses and Animal By-Products (Fees) Regulations (Northern Ireland) 2008

“SCHEDULE

Regulation 3

Fees payable to the Department

<i>Activities</i>	<i>Fee</i>	<i>Fee to be paid by:</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
Taking or supervising the taking of official control samples and or tests under point 4 of part D of Annex II to the European Regulations EU 2160/2003 as amended by EU 1237/2007	£64.50 for the first ½ hour (or part thereof) of each visit plus £11.50 per ½ hour (or part thereof) thereafter.	The person in charge of the holding
Conducting tests under point 4(b) (i) of part D of Annex II to the European Regulations EU 2160/2003 as amended by EU 1237/2007	£77.50 for the examination of 5 faecal samples and 2 dust samples	The person in charge of the holding
Conducting tests under point 4(b) (i) of part D of Annex II to the European Regulations EU 2160/2003 as amended by EU 1237/2007	£115 for the examination of 5 pairs of boot swab samples and 2 dust samples	The person in charge of the holding
Conducting tests under point 4(b) (ii) of part D of Annex II to the European Regulations EU 2160/2003 as amended by EU 1237/2007	£2,407.00	The person in charge of the holding
Conducting tests under point 4(b) (iii) of part D of Annex II to the European Regulations EU 2160/2003 as amended by EU 1237/2007	£2,697.00	The person in charge of the holding
Examination of official control samples	£18.50	The person in charge of the holding”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Zoonoses and Animal By-Products (Fees) Regulations (Northern Ireland) 2008.

They make provision for the Department to charge fees for activities required under [Commission Regulation \(EC\) No 1003/2005](#) (OJ No L 170, 1.7.2005, p 12), [Commission Regulation \(EC\) No. 1168/2006](#) (OJ No L 211, 1.8.2006, p 4), [Commission Regulation \(EC\) No. 646/2007](#) and [Regulation \(EC\) No 2160/2003](#) (OJ No L 325, 12.12.2003, p1). The activities and the fees are listed in the Schedule.

A regulatory impact assessment, which includes compliance cost assessment of the effect that these Regulations are likely to have on business costs, has been placed in the Library of the Assembly. Copies may be obtained from the Department of Agriculture and Rural Development, Animal Disease Control and Trade Policy Branch, Room 715, Dundonald House, Stormont Estate, Upper Newtownards Road, Belfast, BT4 3SB.