
STATUTORY INSTRUMENTS

2007 No. 3574

The Control of Salmonella in Poultry Order 2007

PART 1

Introduction

Title, application and commencement

1. This Order may be cited as the Control of Salmonella in Poultry Order 2007; it applies in England and comes into force on 28th January 2008.

Interpretation

2. In this Order—

“breeding flock” means a flock kept for the production of eggs intended for incubation;

“chick” means a bird less than 72 hours old that has not been fed;

[^{F1}“Commission Regulation (EU) No 200/2010” means Commission Regulation (EU) No 200/2010 implementing Regulation (EC) No 2160/2003 as regards a Union target for the reduction of the prevalence of *Salmonella* serotypes in adult breeding flocks of *Gallus gallus*;

“Commission Regulation (EU) No 517/2011” means Commission Regulation (EU) No 517/2011 implementing Regulation (EC) No 2160/2003 as regards a Union target for the reduction of the prevalence of certain *Salmonella* serotypes in laying hens of *Gallus gallus* and amending Regulation (EC) No 2160/2003 and Commission Regulation (EU) No 200/2010;]

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

“layer breeder” means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce eggs for human consumption, or

(b) whose progeny will be grown to produce eggs for human consumption;

“laying flock” means a flock of poultry kept for the production of eggs intended for human consumption;

“meat breeder” means poultry kept for the production of eggs intended for the incubation and hatching of chicks—

(a) that will be grown to produce meat for human consumption, or

(b) whose progeny will be grown to produce meat for human consumption;

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

“poultry” means birds of the species *Gallus gallus*, turkey, ducks and geese.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to *The Control of Salmonella in Poultry Order 2007*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** Words in [art. 2](#) inserted (24.12.2012) by [The Agriculture, Animals, Environment and Food etc. \(Miscellaneous Amendments\) Order 2012 \(S.I. 2012/2897\)](#), arts. 1(1), **22(2)**

Competent authority

- 3.** The Secretary of State is the competent authority for the purposes of—
- [^{F2}(a) Commission Regulation (EU) No 200/2010;
 - (b) Commission Regulation (EU) No 517/2011; and
 - (c) [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⁽¹⁾.

Textual Amendments

- F2** Art. 3(a)(b) substituted for art. 3(a)(b) (24.12.2012) by [The Agriculture, Animals, Environment and Food etc. \(Miscellaneous Amendments\) Order 2012 \(S.I. 2012/2897\)](#), arts. 1(1), **22(3)**

PART 2

Poultry hatcheries

Notification of poultry hatcheries

- 4.—(1)** The occupier of a poultry hatchery with a total incubator capacity of 1000 eggs or more must notify the Secretary of State of the information in this article—
- (a) within three months of the coming into force of this Order; or
 - (b) in the case of such a hatchery established after the date this Order comes into force, within three months of the establishment of the hatchery.
- (2) The occupier must notify the Secretary of State 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 Secretary of State of that information under any other enactment.
- (4) The information to be notified is—
- (a) the name, address and telephone number of the occupier;
 - (b) the address and telephone number of the hatchery;
 - (c) the incubator capacity of the hatchery; and
 - (d) the species of poultry hatched at the hatchery.

(1) OJ No L 212, 2.8.2006, p.3.

Records in a hatchery incubating *Gallus gallus*

5. If a hatchery incubates eggs of the species *Gallus gallus* and has a capacity of 1000 eggs or more, when eggs or chicks are moved on to or off the hatchery the occupier must record—

- (a) the date of the movement;
- (b) the number of eggs or chicks moved;
- (c) whether the movement is on to or off the hatchery;
- (d) if the movement is off the holding, the holding of destination; and
- (e) in the case of eggs brought on to the hatchery for incubation, the holding of origin.

PART 3

Breeding or laying flocks

Notification of breeding or laying flocks

6.—(1) The occupier of a holding on which one or more breeding flocks or laying flocks of at least 250 poultry of any single species are kept must notify the Secretary of State of the information in this article—

- (a) within three months of the coming into force of this Order; or
- (b) in the case of such a holding established after the date this Order comes into force, within three months of the establishment of the holding.

(2) The occupier must notify the Secretary of State 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 Secretary of State 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) for each flock—
 - (i) the identification of the flock;
 - (ii) whether it is a breeding flock or a laying flock;
 - (iii) the species;
 - (iv) the number of poultry;
- (e) for each breeding flock—
 - (i) whether the flock is a flock of layer breeders or meat breeders; and
 - (ii) the status in the breeding pyramid of the flock.

Breeding or laying flocks of the species *Gallus gallus*

7. The Schedule (breeding or laying flocks of the species *Gallus gallus*) has effect.

Prohibition on the use of antimicrobials

8. No person may administer any antimicrobial to any bird of the species *Gallus gallus* as a specific method to control salmonella in breach of Article 2 of Commission Regulation (EC) 1177/2006 (use of antimicrobials).

Prohibition on the use of vaccines

9. No person may administer any live salmonella vaccine to any bird of the species *Gallus gallus* in breach of Article 3(1) of Commission Regulation (EC) 1177/2006 (use of vaccines).

PART 4

Miscellaneous

Records

10. Any person required to keep a record under this Order 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 Secretary of State and allow a copy of it to be made or an extract from it to be taken.

Tampering with samples

11. 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 Order, except as provided for in this Order.

Powers of Secretary of State in cases of default

12. If any person fails to take any action required by this Order, an inspector may arrange for such action to be taken at the expense of the person in default.

Enforcement

13.—(1) This Order is enforced by the local authority.

(2) The Secretary of State may direct, in relation to cases of a particular description or any particular case, that the Secretary of State will enforce this Order instead of the local authority.

[^{F3}(3) Where the Secretary of State makes a direction under paragraph (2), the Secretary of State may delegate to the Director of Public Prosecutions functions in relation to the prosecution of an offence under section 73 of the Animal Health Act 1981 relating to this Order.]

Textual Amendments

F3 Art. 13(3) added (24.12.2012) by [The Agriculture, Animals, Environment and Food etc. \(Miscellaneous Amendments\) Order 2012 \(S.I. 2012/2897\)](#), arts. 1(1), **22(4)**

Revocation

14. The Poultry Breeding Flocks and Hatcheries (England) Order 2007(2) is revoked.

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Minister of State
Department for Environment, Food and Rural
Affairs

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- art. 3(za) inserted by [S.I. 2019/971 art. 2](#)