

1960. No. 172

[NC]

**DISEASES OF ANIMALS ACT****Eradication of Bovine Tuberculosis**

ORDER, DATED 8TH NOVEMBER, 1960, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 5 OF THE DISEASES OF ANIMALS ACT (NORTHERN IRELAND), 1958(a).

The Ministry of Agriculture in exercise of the powers conferred on it by Section 5 of the Diseases of Animals Act (Northern Ireland), 1958, 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 Tuberculosis (Identification of Animals) Order (Northern Ireland), 1960, and shall come into operation on the 25th day of November, 1960.

*Interpretation*

2. In this Order:—

“Act” means the Diseases of Animals Act (Northern Ireland), 1958;

“animal” means bovine animal;

“ear tag” means a metal tag of a type approved by the Ministry and bearing an identification number for application to an animal's ear;

“ear tattoo” means an identification number tattooed into an animal's ear in accordance with the provisions of a notice or instruction served under Article 4;

“identification number” means an animal's herd number as allocated by the Ministry followed by the individual number of the animal;

“mark” means to mark with an ear tag or ear tattoo as required by either a notice served under Article 4 hereof or by Paragraph 2 of the First Schedule or by Paragraph 2 of the Second Schedule of the Tuberculosis (Attested Herds) (Northern Ireland) Scheme, 1959(b), or by Article 9 of the Tuberculosis (Area Eradication) Order (Northern Ireland), 1959(c), or by Article 4 of the Tuberculosis (Movement of Cattle) (No. 2) Order (Northern Ireland), 1960(d), or any substituted enactment for the time being in force;

“notice” means a notice as prescribed by Article 4 requiring animals to be marked in an approved manner;

“premises” means any buildings, field or other enclosure.

*Movement of Animals*

3.—(1) No person shall move or attempt to move or cause or permit to be moved an animal on to or off premises registered for the purposes of the Tuberculosis (Attested Herds) (Northern Ireland) Scheme, 1959, or the Tuberculosis (Area Eradication) Order (Northern Ireland), 1959, unless it has been marked.

(a) 1958. c. 13.

(b) S.R. & O. (N.I.) 1959, No. 54.

(c) S.R. & O. (N.I.) 1959, No. 146.

(d) S.R. & O. (N.I.) 1960, No. 78.

(2) For the purposes of this Article, where an animal imported from the Republic of Ireland is being moved on to such premises in Northern Ireland under the provisions of Article 3 of the Tuberculosis (Movement of Cattle) (No. 2) Order (Northern Ireland), 1960, an ear tag or ear tattoo applied to its ear in the Republic of Ireland under the Attested Herds Scheme or the Bovine Tuberculosis (Eradication) Scheme or the Bovine Tuberculosis (14 Day Test) Order, 1960, of the Republic of Ireland or any substituted enactment for the time being in force, shall be accepted as a mark but the Ministry may require such an animal to be re-marked by the herd-owner on to whose premises it is moved.

(3) Nothing in this Article shall prevent the movement from registered premises of animals seized by an authorised officer as defined in Article 2(1) of the Imported Livestock Order, 1958(a).

#### *Marking*

4.—(1) A veterinary inspector of the Ministry may serve a notice in the form set out in the Schedule on any herd-owner requiring him to mark any animal owned by him or in his possession.

(2) It shall be the duty of a herd-owner on whom a notice has been served under Paragraph (1) to comply with the requirements of such notice.

(3) Where an animal is to be marked it shall be marked with its own identification number and with no other identification number.

(4) An animal shall not be marked unless its owner has received a notice under this Article or other instruction from the Ministry in accordance with the Tuberculosis (Attested Herds) (Northern Ireland) Scheme, 1959, or the Tuberculosis (Area Eradication) Order (Northern Ireland), 1959, or the Tuberculosis (Movement of Cattle) (No. 2) Order (Northern Ireland), 1960, or any substituted enactment for the time being in force, requiring him to mark that animal.

(5) No person shall remove, obliterate or efface or cause to be removed, obliterated or effaced from any living or dead animal any ear tag or ear tattoo except with the permission of the Ministry.

(6) Where the ear tag of an animal which has been duly marked is missing from its ear, the owner of the animal shall re-mark it with the next free identification number in his herd series and shall immediately inform the Ministry giving the number of the missing ear tag and the new identification number now applied to the animal and he shall record the new identification number in his herd register.

(7) No person shall except with the permission of the Ministry:

(a) transfer an ear tag from an animal or a carcase to any other animal;  
or

(b) use for marking any animal an ear tag which has at any time already been used for marking any other animal; or

(c) apply to any animal by means of an ear tattoo an identification number which has at any time already been applied to any other animal.

(8) No person shall have in his possession an ear tag which bears an identification number which is a duplicate of an identification number already allocated to any animal in his herd or any other herd.

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(a) S.I. 1958, No. 558.

(9) No person shall give away or sell any ear tag bearing an identification number appropriate to his herd and no person shall receive or buy any ear tag bearing an identification number appropriate to another person's herd.

*Exception for Breed Societies*

5. Nothing in this Order shall prohibit the marking of pedigree animals in accordance with the rules of a Breed Society and such mark may be accepted by the Ministry as sufficient identification of the animal for the purposes of this Order.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 8th day of November, nineteen hundred and sixty.

(L.S.)

W. A. V. Sanderson,  
Assistant Secretary.

SCHEDULE

MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND

DISEASES OF ANIMALS ACT (NORTHERN IRELAND), 1958

TUBERCULOSIS (IDENTIFICATION OF ANIMALS) ORDER (NORTHERN IRELAND), 1960

**Notice requiring Bovine Animals to be Marked in an approved manner**

To .....  
of .....

In pursuance of the above Order made under the Diseases of Animals Act (Northern Ireland), 1958, you are hereby required to mark or cause to be marked every bovine animal kept by you at this date or at any future time in the following manner:

1. The herd number which is ..... followed by the serial number identifying each individual animal separately beginning with the number 1 should be applied to each animal.
2. The marking shall be by Ear Tag applied to the upper rim of the ear midway between the head and the tip of the ear—the right ear being used in home-bred cattle and the left ear in imported cattle.
3. The mark shall be applied—
  - (a) to every bovine animal kept on the said premises within 28 days from this date;
  - (b) to every calf born on the premises within 28 days of birth;
  - (c) to every other bovine animal not later than 28 days after its arrival on the said premises.

Provided that, if any animal is moved off the said premises before the expiration of such period of 28 days as is applicable to it, the mark shall be applied to it before it is so moved.
4. This notice shall not apply—
  - (a) to any pedigree animal which is marked in accordance with the Rules of a Breed Society; or
  - (b) to any animal which is already lightly marked for identification purposes in the manner indicated above at the date of service hereof, or at the date of its arrival on the said premises, whichever is the later.

Dated this ..... day of ..... 19....

..... (Signed) .....

Veterinary Inspector,