



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2023 Rhif 1179 (Cy. 206)

2023 No. 1179 (W. 206)

ANIFEILIAID, CYMRU

ANIMALS, WALES

IECHYD ANIFEILIAID

ANIMAL HEALTH

**Gorchymyn Ffliw Adar
(Diwygiadau Amrywiol) (Cymru)
2023**

**The Avian Influenza (Miscellaneous
Amendments) (Wales) Order 2023**

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn diwygio Gorchymyn Ffliw Adar a Ffliw sy'n Deillio o Adar mewn Mamaliaid (Cymru) (Rhif 2) 2006 (O.S. 2006/2927 (Cy. 262)) ("Gorchymyn 2006").

This Order amends the Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006 (S.I. 2006/2927 (W. 262)) ("the 2006 Order").

Mae'r diwygiadau yn cynnwys; diwygio'r diffiniad o "poultry" i fod yn gyson â diffiniad Sefydliad Iechyd Anifeiliaid y Byd (WOAH); diwygio'r diffiniad o "non-commercial premises" i fod yn gyson â Chod Daearol WOAHA ac i fod yn eglur mewn perthynas â dofednod ac adar caeth eraill a gedwir fel anifeiliaid anwes ond sydd hefyd yn cynhyrchu wyau; diwygio'r rhestr o fangreodded categori arbennig i gynnwys canolfannau achub ac adsefydlu bywyd gwyllt; ac maent yn darparu ar gyfer diffiniad o aderyn hela at ddiben paragraff 13 o Atodlen 4, paragraff 10 o Atodlen 5 a pharagraff 5 o Atodlen 7 i Orchymyn 2006. Mae'r diwygiadau hefyd yn darparu mai'r Asiantaeth Safonau Bwyd sydd i orfodi Gorchymyn 2006 mewn perthynas â lladd-dai dynodedig. Gwneir nifer bach o fân ddiwygiadau i gywiro neu i egluro diwygiadau blaenorol a wnaed i Orchymyn 2006.

The amendments include; amendment to the definition of "poultry" to provide alignment with the World Organisation for Animal Health (WOAH) definition; amendment to the definition of "non-commercial premises" to provide alignment with the WOAHA Terrestrial Code and to provide clarity in relation to poultry and other captive birds which are kept as pets but also produce eggs; amendment to the list of special category premises to include wildlife rescue and rehabilitation centres; and provides for a definition of game bird for the purpose of paragraph 13 of Schedule 4, paragraph 10 of Schedule 5 and paragraph 5 of Schedule 7 to the 2006 Order. The amendments also provide for the Food Standards Agency to enforce the 2006 Order in relation to designated slaughterhouses. A small number of minor amendments are made to correct or clarify previous amendments made to the 2006 Order.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with this Order.

2023 Rhif 1179 (Cy. 206)

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ANIFEILIAID, CYMRU

ANIMALS, WALES

IECHYD ANIFEILIAID

ANIMAL HEALTH

Gorchymyn Ffliw Adar
(Diwygiadau Amrywiol) (Cymru)
2023

The Avian Influenza (Miscellaneous
Amendments) (Wales) Order 2023

Gwnaed 6 Tachwedd 2023

Made 6 November 2023

Yn dod i rym 8 Tachwedd 2023

Coming into force 8 November 2023

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir gan adrannau 1, 7(1) a (2), 8(1), 15(5), 17(1), 23

The Welsh Ministers, in exercise of the powers conferred by sections 1, 7(1) and (2), 8(1), 15(5),

a 25 o Ddeddf Iechyd Anifeiliaid 1981(1), yn gwneud y Gorchymyn a ganlyn.

Enwi a dod i rym

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Ffliw Adar (Diwygiadau Amrywiol) (Cymru) 2023.

(2) Daw'r Gorchymyn hwn i rym ar 8 Tachwedd 2023.

Diwygio Gorchymyn Ffliw Adar a Ffliw sy'n Deillio o Adar mewn Mamaliaid (Cymru) (Rhif 2) 2006

2. Mae Gorchymyn Ffliw Adar a Ffliw sy'n Deillio o Adar mewn Mamaliaid (Cymru) (Rhif 2) 2006(2) wedi ei ddiwygio yn unol ag erthyglau 3 i 11.

Diwygio erthygl 2 (dehongli)

3. Yn erthygl 2—

(a) yn lle'r diffiniad o “brood-and-move Galliformes” rhodder—

““brood-and-move poultry” means poultry that have been, are being or are to be moved for the purposes of growing or fattening to premises other than those where they were reared”;

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- (1) 1981 p. 22. (“Deddf 1981”). Diwygiwyd adran 8(1) o Ddeddf 1981 gan adran 34(2) o Ddeddf Amaethyddiaeth 2020 (p. 21). Mae adran 87(4) o Ddeddf 1981 yn darparu, yn ddarostyngedig i ddarpariaethau a grybwyllir yn is-adran (5), fod y Ddeddf yn cael effaith mewn perthynas â dofednod fel y mae'n cael effaith mewn perthynas ag anifeiliaid. Diwygiwyd adran 87(4) o Ddeddf 1981 gan adran 2(2) o Ddeddf Iechyd a Lles Anifeiliaid 1984 (p. 40). Mae erthygl 3(1) o Orchymyn Ffliw Adar a Ffliw sy'n Deillio o Adar mewn Mamaliaid (Cymru) (Rhif 2) 2006 (O.S. 2006/2927) (Cy. 262) yn estyn, at ddioben y Gorchymyn hwnnw, y diffiniad o “poultry” o dan adran 87(4) o Ddeddf 1981 i gynnwys pob aderyn, a'r diffiniad o “disease” o dan adran 88(1) o Ddeddf 1981 i gynnwys unrhyw haint mewn mamaliaid a achosir gan feirws ffliw sy'n deillio o adar. Trosglwyddwyd swyddogaethau “the appropriate Minister” a “the Ministers” (yr olaf i'r graddau yr oeddent yn arferadwy gan Ysgrifennydd Gwladol Cymru) o dan Ddeddf 1981, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru ar y pryd gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672). Diffinnir “the appropriate Minister” a “the Ministers” yn adran 86(1) o Ddeddf 1981. Trosglwyddwyd y swyddogaethau o dan Ddeddf 1981, i'r graddau yr oeddent yn arferadwy gan yr Ysgrifennydd Gwladol, Ysgrifennydd Gwladol yr Alban neu Ysgrifennydd Gwladol Cymru, i'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd gan Orchymyn Trosglwyddo Swyddogaethau (Amaethyddiaeth a Bwyd) 1999 (O.S. 1999/3141). Trosglwyddwyd holl swyddogaethau'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd wedi hynny i'r Ysgrifennydd Gwladol gan Orchymyn y Weinyddiaeth Amaethyddiaeth, Pysgodfeydd a Bwyd (Diddymu) 2002 (O.S. 2002/794). Trosglwyddwyd swyddogaethau perthnasol yr Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru ar y pryd gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2004 (O.S. 2004/3044). Mae swyddogaethau Cynulliad Cenedlaethol Cymru yn arferadwy bellach gan Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraff 30 o Atodlen 11 iddi.
- (2) O.S. 2006/2927 (Cy. 262), a ddiwygiwyd gan O.S. 2020/280 (Cy. 81); mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

17(1), 23 and 25 of the Animal Health Act 1981(1), make the following Order.

Title and coming into force

1.—(1) The title of this Order is the Avian Influenza (Miscellaneous Amendments) (Wales) Order 2023.

(2) This Order comes into force on 8 November 2023.

Amendments to the Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006

2. The Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006(2) is amended in accordance with articles 3 to 11.

Amendments to article 2 (interpretation)

3. In article 2—

(a) for the definition of “brood-and-move Galliformes” substitute—

““brood-and-move poultry” means poultry that have been, are being or are to be moved for the purposes of growing or fattening to premises other than those where they were reared”;

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- (1) 1981 c. 22. (“the 1981 Act”). Section 8(1) of the 1981 Act was amended by section 34(2) of the Agriculture Act 2020 (c. 21). Section 87(4) of the 1981 Act provides that subject to provisions mentioned in subsection (5) the Act has effect in relation to poultry as it has effect in relation to animals. Section 87(4) of the 1981 Act was amended by section 2(2) of the Animal Health and Welfare Act 1984 (c. 40). Article 3(1) of the Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006 (S.I. 2006/2927) (W. 262) extends, for the purpose of that Order, the definition of “poultry” under section 87(4) of the 1981 Act to include all birds and the definition of “disease” under section 88(1) of the 1981 Act to include any infection in mammals caused by influenza virus of avian origin. Functions under the 1981 Act of “the appropriate Minister” and of “the Ministers” (the latter in so far as exercisable by the Secretary of State for Wales) were transferred, so far as exercisable in relation to Wales, to the then National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). “The appropriate Minister” and “the Ministers” are defined in section 86(1) of the 1981 Act. The functions under the 1981 Act, so far as exercisable by the Secretary of State, the Secretary of State for Scotland or the Secretary of State for Wales, were transferred to the Minister of Agriculture, Fisheries and Food by the Transfer of Functions (Agriculture and Food) Order 1999 (S.I. 1999/3141). All functions of the Minister of Agriculture, Fisheries and Food were then transferred to the Secretary of State by the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794). Relevant functions of the Secretary of State were transferred to the then National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 2004 (S.I. 2004/3044). The functions of the National Assembly for Wales are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).
- (2) S.I. 2006/2927 (W. 262), amended by S.I. 2020/280 (W. 81); there are other amending instruments but none is relevant.

- (b) yn lle'r diffiniad o "non-commercial premises" rhodder—

““non-commercial premises” means any premises where all poultry or other captive birds (including those kept as pets), their eggs or other poultry products are kept by their keeper for personal consumption, or for use, exclusively within or for the purposes of the same household;”;

- (c) yn lle'r diffiniad o "poultry" rhodder —

““poultry” means a bird reared or kept in captivity for any of the following purposes—

- (i) the production of meat or eggs for consumption or other poultry products;
- (ii) restocking supplies of game;
- (iii) any breeding programme for the production of such categories of birds or products specified in (i) and (ii);

but does not include any birds that are kept for the purposes of a single household, where the birds and their keeper have no direct or indirect contact with other poultry or poultry facilities, and the birds and products of the birds are used exclusively within, or for the purposes of the same household;”;

- (d) ar ôl y diffiniad o "poultry" mewnosoder—

““poultry product” means anything originating or made (whether in whole or in part) from any living or dead poultry, and includes the carcase of any poultry;”.

- (b) for the definition of "non-commercial premises" substitute—

““non-commercial premises” means any premises where all poultry or other captive birds (including those kept as pets), their eggs or other poultry products are kept by their keeper for personal consumption, or for use, exclusively within or for the purposes of the same household;”;

- (c) for the definition of "poultry" substitute—

““poultry” means a bird reared or kept in captivity for any of the following purposes—

- (i) the production of meat or eggs for consumption or other poultry products;
- (ii) restocking supplies of game;
- (iii) any breeding programme for the production of such categories of birds or products specified in (i) and (ii);

but does not include any birds that are kept for the purposes of a single household, where the birds and their keeper have no direct or indirect contact with other poultry or poultry facilities, and the birds and products of the birds are used exclusively within, or for the purposes of the same household;”;

- (d) after the definition of "poultry" insert—

““poultry product” means anything originating or made (whether in whole or in part) from any living or dead poultry, and includes the carcase of any poultry;”.

Diwygio erthygl 22 (mesurau mewn mangre categori arbennig)

4. Yn erthygl 22—

- (a) ym mharagraff (3), ar ôl is-baragraff (g) mewnosoder—

(h) “wildlife rescue and rehabilitation centres.”;

- (b) ym mharagraff (5), ar y diwedd mewnosoder—

“and “wildlife rescue and rehabilitation centre” means any facility dedicated to the sole purpose of providing treatment and temporary care of injured, orphaned or sick wild animals or birds including any facility for their housing, feeding and treatment under the supervision of a veterinary surgeon for the primary purpose of their release back into the wild”.

Amendment to article 22 (measures on special category premises)

4. In article 22—

- (a) in paragraph (3), after sub-paragraph (g) insert—

(h) “wildlife rescue and rehabilitation centres.”;

- (b) in paragraph (5), at the end insert—

“and “wildlife rescue and rehabilitation centre” means any facility dedicated to the sole purpose of providing treatment and temporary care of injured, orphaned or sick wild animals or birds including any facility for their housing, feeding and treatment under the supervision of a veterinary surgeon for the primary purpose of their release back into the wild”.

Diwygio erthygl 33 (mesurau eraill pan gadarnheir fflw adar mewn deorfa neu ymhlith adar caeth eraill mewn mangre categori arbennig)

5. Yn erthygl 33(1)—

- (a) ar ôl “hatchery or in” mewnosoder “any”;
- (b) ar ôl “special category premises,” mewnosoder “or any birds on special category premises listed in article 22(3)(a) to (e) or (h).”.

Diwygio erthygl 63 (mesurau sy’n ymwneud â chigydda ac â chig dofednod)

6. Yn erthygl 63, ar ôl paragraff (7), mewnosoder—

“(8) No person is to—

- (a) feed raw poultry meat produced from poultry originating in the protection zone to animals or birds;
- (b) permit raw poultry meat produced from poultry originating in the protection zone to be used in the production of raw pet food.

(9) Nothing in this article requires the application of a special mark to poultry meat which is produced by an on-farm slaughter facility registered under Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(1).”.

Diwygio erthygl 64 (dofednod a symudir i fangre y tu allan i barthau o dan reolaeth ac eithrio ar gyfer cigydd)

7. Yn erthygl 64—

- (a) ym mharagraff (2) yn lle “or brood-and-move Galliformes” rhodder “or brood-and-move poultry”;
- (b) ar ôl paragraff (6) mewnosoder—

“(7) The occupier of any premises to which poultry is moved under this article must, for at least 21 days from the date on which the poultry was moved to the premises, take such measures as may be directed by a veterinary inspector to reduce the risk of spread of avian influenza to poultry, other captive birds or wildlife, including a requirement to house or otherwise keep that poultry separate from other birds or mammals on the premises.”.

Amendment to article 33 (alternative measures where avian influenza is confirmed at a hatchery or in other captive birds on special category premises)

5. In article 33(1)—

- (a) after “hatchery or in” insert “any”;
- (b) after “special category premises,” insert “or any birds on special category premises listed in article 22(3)(a) to (e) or (h).”.

Amendment to article 63 (measures relating to slaughter and to poultry meat)

6. In article 63, after paragraph (7) insert—

“(8) No person is to—

- (a) feed raw poultry meat produced from poultry originating in the protection zone to animals or birds;
- (b) permit raw poultry meat produced from poultry originating in the protection zone to be used in the production of raw pet food.

(9) Nothing in this article requires the application of a special mark to poultry meat which is produced by an on-farm slaughter facility registered under Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(1).”.

Amendment to article 64 (poultry moved to premises outside controlled zones other than for slaughter)

7. In article 64—

- (a) in paragraph (2) for “or brood-and-move Galliformes” substitute “or brood-and-move poultry”;
- (b) after paragraph (6) insert—

“(7) The occupier of any premises to which poultry is moved under this article must, for at least 21 days from the date on which the poultry was moved to the premises, take such measures as may be directed by a veterinary inspector to reduce the risk of spread of avian influenza to poultry, other captive birds or wildlife, including a requirement to house or otherwise keep that poultry separate from other birds or mammals on the premises.”.

(1) EUR 2004/853, a ddiwygiwyd gan O.S. 2019/640 a 2022/1351. Diwygiwyd O.S. 2019/640 gan O.S. 2020/1504.

(1) EUR 2004/853, amended by S.I. 2019/640 and 2022/1351. S.I. 2019/640 was amended by S.I. 2020/1504.

Diwygio erthygl 85 (gorfodi)

8. Yn erthygl 85, ar ôl paragraff (1), mewnosoder—
“(1A) But in relation to designated slaughterhouses, this Order is enforced by the Food Standards Agency.”.

Diwygio Atodlen 4 (mesurau mewn parth gwarchod)

- 9.—(1) Mae Atodlen 4 wedi ei diwygio fel a ganlyn.
- (2) Ym mharagraff 13—
- (a) daw'r ddarpariaeth bresennol yn is-baragraff (1);
- (b) ar ôl is-baragraff (1) mewnosoder—
“(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting.”.
- (3) Ym mharagraff 14—
- (a) yn y pennawd, yn lle “and carcasses” rhodder “, semen, blood samples and carcasses”;
- (b) yn y geiriau o flaen is-baragraff (a), yn lle'r geiriau “any poultry” hyd at “or carcasses” rhodder “any poultry or other captive birds, or any eggs, poultry meat, semen, blood samples or carcasses from any poultry or any other captive birds into,”.
- (4) Ym mharagraff 16—
- (a) yn is-baragraff (f), yn lle “or brood-and-move Galliformes” rhodder “or brood-and-move poultry”;
- (b) ar ôl is-baragraff (m) mewnosoder—
“(n) semen to a breeding premises or to a designated premises for scientific, diagnostic or pharmaceutical purposes;
- (o) blood to a laboratory or veterinary practice for scientific or diagnostic purposes.”.
- (5) Ym mharagraff 17(a), yn lle “must have examined” rhodder “must have inspected and where necessary examined the”.
- (6) Ym mharagraff 20(1), hepgorer paragraff (c).
- (7) Ym mharagraff 22—
- (a) yn y pennawd, yn lle “brood-and-move Galliformes” rhodder “brood-and-move poultry”;

Amendment to article 85 (enforcement)

8. In article 85, after paragraph (1) insert—
“(1A) But in relation to designated slaughterhouses, this Order is enforced by the Food Standards Agency.”.

Amendment to Schedule 4 (measures in a protection zone)

- 9.—(1) Schedule 4 is amended as follows.
- (2) In paragraph 13—
- (a) the existing provision becomes sub-paragraph (1);
- (b) after sub-paragraph (1) insert—
“(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting.”.
- (3) In paragraph 14—
- (a) in the heading, for “and carcasses” substitute “, semen, blood samples and carcasses”;
- (b) in the words before sub-paragraph (a), for the words “any poultry” to “or carcasses” substitute “any poultry or other captive birds, or any eggs, poultry meat, semen, blood samples or carcasses from any poultry or any other captive birds into,”.
- (4) In paragraph 16—
- (a) in sub-paragraph (f), for “or brood-and-move Galliformes” substitute “or brood-and-move poultry”;
- (b) after sub-paragraph (m) insert—
“(n) semen to a breeding premises or to a designated premises for scientific, diagnostic or pharmaceutical purposes;
- (o) blood to a laboratory or veterinary practice for scientific or diagnostic purposes.”.
- (5) In paragraph 17(a), for “must have examined” substitute “must have inspected and where necessary examined the”.
- (6) In paragraph 20(1), omit paragraph (c).
- (7) In paragraph 22—
- (a) in the heading, for “brood-and-move Galliformes” substitute “brood-and-move poultry”;

- (b) daw'r ddarpariaeth bresennol yn is-baragraff (1);
- (c) yn is-baragraff (1), yn lle "or brood-and-move Galliformes", yn y ddau le y mae'n digwydd, rhodder "or brood-and-move poultry";
- (d) ar ôl is-baragraff (1) mewnosoder—
 "(2) The occupier of premises to which ready-to-lay poultry or brood-and-move poultry are moved must not move that poultry from that premises for a period of at least 21 days from the day on which that poultry was moved onto the premises."

- (b) the existing provision becomes sub-paragraph (1);
- (c) in sub-paragraph (1), for "or brood-and-move Galliformes", in both places it occurs, substitute "or brood-and-move poultry";
- (d) after sub-paragraph (1) insert—
 "(2) The occupier of premises to which ready-to-lay poultry or brood-and-move poultry are moved must not move that poultry from that premises for a period of at least 21 days from the day on which that poultry was moved onto the premises."

Diwygio Atodlen 5 (mesurau mewn parth gwyliadwriaeth)

10.—(1) Mae Atodlen 5 wedi ei diwygio fel a ganlyn.

(2) Ar ôl paragraff 8 mewnosoder—

"Restrictions on the movement of carcasses of poultry and other captive birds within the zone

8A.

(1) No person is to remove carcasses of poultry or other captive birds from premises in the zone.

(2) But a veterinary inspector or an inspector under the direction of a veterinary inspector may licence the removal of carcasses of poultry or other captive birds for the purpose of disposal or diagnosis from premises in the zone."
 "

(3) Ym mharagraff 10—

- (a) daw'r ddarpariaeth bresennol yn is-baragraff (1);
- (b) ar ôl is-baragraff (1) mewnosoder—
 "(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting."

(4) Ym mharagraff 11—

- (a) daw'r ddarpariaeth bresennol yn is-baragraff (1);
- (b) yn is-baragraff (1), ar ôl "no person is to move any poultry or eggs" mewnosoder "into or";
- (c) ar ôl is-baragraff (1) mewnosoder—
 "(2) The occupier of premises to which poultry is moved, must not move that poultry from that premises for a period of at least 21 days from the day on which that poultry was moved onto the premises."

Amendment to Schedule 5 (measures in a surveillance zone)

10.—(1) Schedule 5 is amended as follows.

(2) After paragraph 8 insert—

"Restrictions on the movement of carcasses of poultry and other captive birds within the zone

8A.

(1) No person is to remove carcasses of poultry or other captive birds from premises in the zone.

(2) But a veterinary inspector or an inspector under the direction of a veterinary inspector may licence the removal of carcasses of poultry or other captive birds for the purpose of disposal or diagnosis from premises in the zone."

(3) In paragraph 10—

- (a) the existing provision becomes sub-paragraph (1);
- (b) after sub-paragraph (1) insert—
 "(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting."

(4) In paragraph 11—

- (a) the existing provision becomes sub-paragraph (1);
- (b) in sub-paragraph (1), after "no person is to move any poultry or eggs" insert "into or";
- (c) after sub-paragraph (1) insert—
 "(2) The occupier of premises to which poultry is moved, must not move that poultry from that premises for a period of at least 21 days from the day on which that poultry was moved onto the premises."

(5) Ym mharagraff 15—

- (a) yn y pennawd, yn lle “and eggs” rhodder “, eggs, poultry meat, semen, blood samples and carcasses”;
- (b) yn is-baragraff (1), yn lle “poultry or eggs” rhodder “poultry or other captive birds, or any eggs, semen, blood samples or carcasses from any poultry or any other captive birds”;
- (c) yn is-baragraff (1)(b), ar ôl “veterinary inspector” mewnosoder “or by an inspector under the direction of a veterinary inspector”;
- (d) yn is-baragraff (2)(d), yn lle “or brood-and-move Galliformes” rhodder “or brood-and-move poultry”;
- (e) ar ôl is-baragraff (2)(i) mewnosoder—
 - “(j) semen to a breeding premises or to a designated premises for scientific, diagnostic or pharmaceutical purposes;
 - (k) blood samples to a laboratory or veterinary practice for scientific or diagnostic purposes.”.

(6) Yn lle paragraff 17 (gan gynnwys y pennawd) rhodder—

“Requirements for the movement of poultry from premises in the zone to a designated slaughterhouse

17. Poultry must not be moved from premises in the zone to a designated slaughterhouse outside the zone unless—

- (a) the movement commences within 24 hours of the completion of a veterinary inspection of the poultry at the premises, and
- (b) the appropriate minister responsible for the designated slaughterhouse has authorised the movement of that poultry.”.

Diwygio Atodlen 7 (mesurau mewn parth o dan gyfyngiadau fflw adar pathogenedd isel)

11.—(1) Mae Atodlen 7 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 5—

- (a) daw'r ddarpariaeth bresennol yn is-baragraff (1);
- (b) ar ôl is-baragraff (1) mewnosoder—

“(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting.”.

(5) In paragraph 15—

- (a) in the heading, for “and eggs” substitute “, eggs, poultry meat, semen, blood samples and carcasses”;
- (b) in sub-paragraph (1), for “poultry or eggs” substitute “poultry or other captive birds, or any eggs, semen, blood samples or carcasses from any poultry or any other captive birds”;
- (c) in sub-paragraph (1)(b), after “veterinary inspector” insert “or by an inspector under the direction of a veterinary inspector”;
- (d) in sub-paragraph (2)(d), for “or brood-and-move Galliformes” substitute “or brood-and-move poultry”;
- (e) after sub-paragraph (2)(i) insert—
 - “(j) semen to a breeding premises or to a designated premises for scientific, diagnostic or pharmaceutical purposes;
 - (k) blood samples to a laboratory or veterinary practice for scientific or diagnostic purposes.”.

(6) For paragraph 17 (including the heading) substitute—

“Requirements for the movement of poultry from premises in the zone to a designated slaughterhouse

17. Poultry must not be moved from premises in the zone to a designated slaughterhouse outside the zone unless—

- (a) the movement commences within 24 hours of the completion of a veterinary inspection of the poultry at the premises, and
- (b) the appropriate minister responsible for the designated slaughterhouse has authorised the movement of that poultry.”.

Amendment to Schedule 7 (measures in a low pathogenic avian influenza restricted zone)

11.—(1) Schedule 7 is amended as follows.

(2) In paragraph 5—

- (a) the existing provision becomes sub-paragraph (1);
- (b) after sub-paragraph (1) insert—

“(2) For the purpose of this paragraph, game birds include any pheasant, partridge, grouse (or moor game), black (or heath) game or ptarmigan or ducks bred for shooting.”.

(3) Ym mharagraff 6, ar ôl “or eggs” mewnosoder “into or”.

(4) Yn lle paragraff 7(2)(f) rhodder—

“(f) eggs to a designated egg packing centre in disposable packaging or packaging which has been cleansed and disinfected in accordance with the instructions of a veterinary inspector or an inspector under the direction of a veterinary inspector and in accordance with biosecurity requirements specified by a veterinary inspector or an inspector under the direction of a veterinary inspector;”.

(3) In paragraph 6, after “or eggs” insert “into or”.

(4) For paragraph 7(2)(f) substitute—

“(f) eggs to a designated egg packing centre in disposable packaging or packaging which has been cleansed and disinfected in accordance with the instructions of a veterinary inspector or an inspector under the direction of a veterinary inspector and in accordance with biosecurity requirements specified by a veterinary inspector or an inspector under the direction of a veterinary inspector;”.

Lesley Griffiths

Y Gweinidog Materion Gwledig a Gogledd Cymru, a'r
Trefnydd, un o Weinidogion Cymru
6 Tachwedd 2023

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Minister for Rural Affairs and North Wales, and
Trefnydd, one of the Welsh Ministers
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