



Jersey

# **DISEASES OF ANIMALS (WELFARE IN TRANSIT) (JERSEY) ORDER 2001**

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## DISEASES OF ANIMALS (WELFARE IN TRANSIT) (JERSEY) ORDER 2001

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Jersey

## **DISEASES OF ANIMALS (WELFARE IN TRANSIT) (JERSEY) ORDER 2001<sup>1</sup>**

**THE ECONOMIC DEVELOPMENT COMMITTEE**, in pursuance of Articles 1(1)(a), 1(2), 10(j), 11, 14, 20, 26 and 42 of the Diseases of Animals (Jersey) Law 1956,<sup>2</sup> orders as follows –

Commencement [[see endnotes](#)]

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### **1 Interpretation**

(1) In this Order, unless the context otherwise requires –

“animal” includes bird;

“cattle” means all domestic animals of the bovine species;

“Community” means, subject to paragraph (2), the Communities defined in the European Communities (Jersey) Law 1973;<sup>3</sup>

“goats” means all domestic animals of the caprine species;

“journey” means transport from place of departure to place of destination;

“means of transport” means those parts (including detachable parts) of road vehicles, vessels and aircraft used for loading and carrying animals;

“Member State” means a member of the Community;

“partition” includes the wall of any pen;

“pen” includes a box or stall;

“pigs” means all domestic animals of the porcine species;

“place of departure” means the place at which the animal is first loaded on to a means of transport, or any place where the animals have been unloaded and accommodated for 24 hours or more, watered, fed and, if necessary, cared for, but excluding any transfer point or place where animals are rested in the course of a journey;

“place of destination” means the place at which an animal is finally unloaded from a means of transport, but excluding any transfer point or place where animals are rested in the course of a journey;

“poultry and domestic birds” means –

- (a) domestic fowl;
- (b) domestic breeds of turkeys, guinea-fowl, ducks, geese and quails; and
- (c) pheasants and partridges;

“principal Law” means the Diseases of Animals (Jersey) Law 1956;<sup>4</sup>

“ramp” includes the door of a vehicle which is used as a loading ramp and any loading bridge or gangway;

“receptacle” means any crate, box or other rigid container used for the transport of animals which is not self-propelled and does not form a part (whether detachable or not) of a means of transport;

“registered horse” means a horse registered with –

- (a) an organization recognized in Great Britain pursuant to the Horses (Zootechnical Standards) Regulations 1992 of the United Kingdom there applicable or such enactment as from time to time replaces them; or
- (b) an organization of another country or territory, there recognized according to the law of that place having substantially the like effect as the Regulations mentioned in sub-paragraph (a);

“rest period” means a continuous period in the course of a journey during which animals are not being moved by a means of transport;

“sheep” means any domestic animal of the ovine species;

“third country” means a country which is not a Member State but excludes the Bailiwick of Guernsey;

“transfer point” means a place where transport is interrupted in order to transfer animals from one means of transport to another;

“transport” means any movement of animals, effected by a means of transport, and includes loading and unloading the animals;

“transporter” means any natural or legal person transporting animals –

- (a) on his or her own account;
- (b) for the account of a third party; or
- (c) by providing a third party with a means of transport of animals,

where such transport is of a commercial nature and carried out for the purpose of gain;

“transport of a commercial nature” means transport in the course of a trade or business;

“vehicle” means in relation to the transport of animals by road, any vehicle (including a trailer of any description and the detachable body of a vehicle) constructed or adapted for use on a road.

- (2) For the purposes of this Order, the European Union and Community shall be deemed to include Jersey and the Bailiwick of Guernsey.
- (3) A reference in this Order to a Community Directive is a reference to that Directive as amended at the date this Order is made.
- (4) A certificate or approval under this Order shall be in writing and may be subject to conditions and may be amended, suspended or revoked by notice in writing at any time.

## **2 Application**

- (1) This Order shall apply only to journeys of more than 50 kilometres.
- (2) Subject to paragraphs (3) and (4), this Order shall apply to the transport of –
  - (a) the following domestic animals, namely, cattle, sheep, pigs, goats and horses;
  - (b) poultry, domestic birds and domestic rabbits;
  - (c) domestic dogs and domestic cats;
  - (d) all other mammals (except humans) and birds;
  - (e) other vertebrate animals and cold-blooded animals, and for the purposes of the principal Law in its application to this Order the definition of animals and poultry in Article 1 of that Law shall be extended to cover all the above.
- (3) This Order (except as provided for in paragraph (4)) shall not apply –
  - (a) to transport which is not of a commercial nature;
  - (b) to the transport of any individual animal accompanied by a natural person who has responsibility for the animal during transport;
  - (c) to the transport of pet animals accompanying their owner on a private journey.
- (4) Article 3(1) shall apply to all transport of animals, and Article 6 insofar as it relates to cattle, sheep, pigs, goats and horses shall apply to all transport of such animals.
- (5) Nothing in this Order shall be construed as authorizing the importation or exportation of any animal which is prohibited by another enactment or as derogating from the requirements of another enactment concerning importation and exportation.

## **3 General provisions on the protection of animals in transport**

- (1) No person shall transport any animal in a way which causes or is likely to cause injury or unnecessary suffering to that animal.
- (2) Without prejudice to the generality of paragraph (1), a master of a vessel shall not transport any animal by sea, and a commander of an aircraft shall not transport any animal by air, if in his or her judgment the animal is likely to be caused injury or unnecessary suffering in the course of the

transport due to adverse weather, sea or air conditions likely to be encountered during the voyage or flight.

- (3) Any person transporting cattle, sheep, pigs, goats or horses shall do so in accordance with Schedules 1 and 2.
- (4) Any person transporting poultry and domestic birds or domestic rabbits shall do so in accordance with Schedules 1 and 3.
- (5) Any person transporting domestic dogs or domestic cats shall do so in accordance with Schedules 1 and 4.
- (6) Any person transporting mammals or birds of a type not mentioned in the preceding paragraphs shall do so in accordance with Schedules 1 and 5.
- (7) Any person transporting vertebrate animals or cold-blooded animals of a type not mentioned in the preceding paragraphs shall do so in accordance with Schedule 6.

#### **4 Space allowance**

- (1) Without prejudice to the generality of Article 3(1), no person shall transport any animal in a way which is likely to cause injury or unnecessary suffering because of the amount of space available to each animal.
- (2) In deciding whether or not the space available is adequate, a transporter shall –
  - (a) have regard to the limits set out in Schedule 7; and
  - (b) consider the animal's weight, size and physical condition, the means of transport, the weather conditions and the likely journey time.

#### **5 Fitness of animals to travel**

- (1) No person shall transport any animal unless –
  - (a) it is fit for the intended journey; and
  - (b) suitable provision has been made for its care during the journey and on arrival at the place of destination.
- (2) Without prejudice to the generality of paragraph (1), for the purposes of this Article an animal shall not be considered fit for its intended journey if it is ill, injured, infirm or fatigued, unless it is only slightly injured, ill, infirm or fatigued and the intended journey is not likely to cause it unnecessary suffering.
- (3) For the purposes of this Article mammals shall not be considered fit for transport if they –
  - (a) are likely to give birth during transport;
  - (b) have given birth during the preceding 48 hours; or
  - (c) are new-born animals in which the navel has not completely healed.

- (4) For the purposes of this Article, infant mammals and infant birds specified in Article 2(2)(d) which are not accompanied by their mother shall not be considered fit for their intended journey if they are incapable of feeding themselves.
- (5) Notwithstanding paragraphs (1) and (2), any cattle, sheep, pigs, goats and horses may be transported to the nearest available place for veterinary treatment or diagnosis, or to the nearest available place of slaughter if the animal is not likely to be subject to unnecessary suffering by reason of its unfitness but an animal transported pursuant to this paragraph may not be dragged or pushed by any means, or lifted by a mechanical device, unless this is done in the presence of and under the supervision of a veterinary surgeon who is arranging for it to be transported with all practicable speed to a place for veterinary treatment.

## **6 Treatment of sick animals**

- (1) Where animals fall ill or are injured during transport, the person in charge of the animals shall ensure that they receive first-aid treatment as soon as possible, that they are given appropriate veterinary treatment and if necessary are slaughtered in a way which does not involve unnecessary suffering.
- (2) Without prejudice to the generality of paragraph (1), where an animal which is being transported by sea or air falls ill or is injured during the journey, the master of the vessel or the commander of the aircraft shall, if he or she considers it necessary having regard to the availability of appropriate veterinary treatment or of landing the animal without causing it unnecessary suffering, cause it to be slaughtered in a way which does not involve unnecessary suffering.

## **7 Feeding and watering, travelling times and rest periods**

- (1) No person shall transport animals unless, at an appropriate time before the journey begins, and as appropriate to the species, the animals are accommodated in a place which is not a means of transport, offered liquid and food and if necessary cared for.
- (2) In the case of cattle, sheep, pigs, goats and horses (except registered horses), the transporter shall ensure that they are rested, and offered liquid and food during a journey at least in accordance with Schedule 8.
- (3) In the case of poultry and domestic birds and domestic rabbits, the transporter shall ensure that during a journey suitable food and liquid is available, in suitable quantities and at suitable intervals, save in the case of –
  - (a) a journey lasting less than 12 hours, disregarding loading and unloading times; or
  - (b) a journey lasting less than 24 hours for chicks of all species, provided that it is completed within 72 hours after hatching.

- (4) In the case of domestic dogs and domestic cats, the transporter shall ensure that during the journey they are fed at intervals of not more than 24 hours and given liquid at intervals of not more than 12 hours and that clear written instructions about feeding and watering accompany the animals.
- (5) In the case of other mammals and birds, the transporter shall ensure that they are suitably fed and watered at appropriate intervals during a journey, and that clear written instructions about feeding and watering and any special care required accompany the animals and that the instructions are complied with.
- (6) Nothing in this Article or Schedule 8 shall require the unloading of any animal which normally lives on its means of transport.
- (7) In this Article, in relation to the transport of registered horses, it shall be for the transporter to prove that the animals being transported are registered.

## **8 Accompaniment of vertebrate animals by competent persons**

- (1) Any transporter who transports vertebrate animals shall ensure that the persons to whom he or she entrusts the animals include at least one person who has either –
  - (a) specific training; or
  - (b) equivalent practical experience,qualifying him or her to handle and transport vertebrate animals and to administer, if necessary, appropriate care, and who has sufficient knowledge of and abilities in the competencies set out in Schedule 9 to enable him or her to safeguard the welfare of the animals being transported.
- (2) Paragraphs (3) to (5) shall only apply in relation to a journey which involves the transport of cattle, sheep, pigs, goats or horses.
- (3) In the case of a person who has specific training, that person shall have a qualification relating to the welfare of animals during transport approved by the Minister.
- (4) In the case of a person who has practical experience equivalent to specific training, that person shall have been assessed, using a method approved by the Minister, to ensure that that person has the necessary ability, competence and knowledge qualifying him or her to handle and transport and, if necessary, administer appropriate care to the animals being transported, and the result of that assessment recorded in writing and a copy given to the person who has been assessed.
- (5) The transporter shall keep a copy of the record of the assessment carried out under the preceding paragraph throughout the time that the person is engaged by him or her on journeys accompanying animals, and for a period of 6 months thereafter and shall produce it on demand to an inspector.
- (6) In the case of a transporter authorized by a competent authority referred to in Article 11(1)(b) or in a Member State, it shall be sufficient that the

person accompanying the animals has satisfied the requirements on competence of that authority or Member State.

## **9 Duties on transporters**

- (1) Any person transporting animals shall ensure that the animals are transported without delay to their place of destination.
- (2) In the case of animals transported in a receptacle, any person in charge of the animals shall ensure that they are not caused injury or unnecessary suffering while they are in the receptacle either waiting to be loaded on to the means of transport or after they have been unloaded.

## **10 IATA and CITES**

- (1) No person shall transport an animal by air except in compliance with the standards set by the International Air Transport Association.
- (2) No person shall transport an animal to which the Convention on International Trade in Endangered Species refers except in compliance with the CITES guidelines for transport and preparation for shipment of live wild animals or in compliance with the standards set by the International Air Transport Association.

## **11 Authorizations and registration**

- (1) No person shall transport vertebrate animals by sea or air except under –
  - (a) in the case of a transporter established in Jersey, an authorization granted by the Minister under this Article;
  - (b) in the case of a transporter established in the Bailiwick of Guernsey, an authorization to transport animals granted by the competent authority pursuant to an enactment there applicable having substantially the like effect as this Order;
  - (c) in the case of a transporter established in a Member State, an equivalent authorization to transport animals granted by the competent authority of the Member State of establishment for the purposes of implementing Council Directive 91/628/EEC; or
  - (d) in the case of a transporter established in a third country, an authorization to transport animals granted by the competent authority of a Member State of the European Union for the purposes of implementing Council Directive 91/628/EEC.
- (2) An authorization granted by the Minister under this Article –
  - (a) shall be in writing;
  - (b) may be general or specific; and
  - (c) may be made subject to conditions.
- (3) Schedule 10, relating to authorizations, shall have effect.

- (4) In the case of a transporter authorized outside Jersey, if the Minister is satisfied that serious or repeated infringements have taken place against this Order, provided that all the possibilities afforded by mutual recognition referred to in Council Directive 91/628/EEC have been exhausted and after contacts between or on behalf of the parties and the Commission, the Minister may, by notice in writing served on the transporter, temporarily prohibit the transporter from transporting vertebrate animals in Jersey.
- (5) Any person requiring a specific authorization under this Order shall register as a transporter with the Minister.

## **12 Route plans**

- (1) This Article shall apply in relation to horses (other than registered horses), cattle, sheep, pigs and goats, where the animals are exported from or imported to Jersey, provided that the journey time exceeds 8 hours.
- (2) If there is more than one transporter for a journey, this Article shall be complied with by the person consigning the animals for the whole period of the journey.
- (3) A transporter who intends to transport animals on a journey to which this Article applies shall draw up on paper and sign a route plan which is in a form approved by the Minister containing the information set out in Schedule 11 and which covers the whole period of the journey.
- (4) The transporter shall submit the signed route plan with his or her application for an export health certificate to the Veterinary Officer
- (5) If the Veterinary Officer is satisfied that the proposed journey is in compliance with this Order, he or she shall mark on the route plan the number or numbers of the export health certificates of the animals, stamp the route plan and ensure that it is returned to the transporter with the signed health certificate.
- (6) No person shall transport animals on a journey to which this Article applies unless he or she has received from the Veterinary Officer a duly stamped route plan which relates to those animals and that journey.
- (7) The transporter shall ensure that the original copy of the route plan is attached to the export health certificate and accompanies the consignment throughout the journey.
- (8) The transporter shall ensure that, where the journey exceeds the time limits set out in Schedule 8, the transport of the animals is not begun unless –
  - (a) reservations have been made at all stopping or transfer points specified in the route plan, and he or she has received written confirmation of the reservations; and
  - (b) steps have been taken to meet the animals' need for food and liquid during the journey, including contingency plans for when the route plan is changed or where the journey is interrupted for reasons beyond his or her control.



- (9) The transporter shall ensure that the person in charge of the animals during the journey endorses on the route plan the times and places at which the animals transported are fed and watered during the journey, and that this information is written on the route plan at the time such feeding and watering takes place.
- (10) Both the transporter of the animals and the person in charge of the animals during the journey shall take all reasonable steps to ensure that the route plan is complied with.
- (11) When the journey is completed, the person who signed the route plan when it was originally submitted shall either –
  - (a) certify in writing on the route plan that it was complied with during the journey; or
  - (b) if it was not complied with, shall describe on the route plan the actual journey, together with the reasons for the route plan not being complied with, andshall send it within 15 days of completion of the journey to the Veterinary Officer, and shall keep proof that it was sent and of the date on which it was sent for a period of 6 months.
- (12) The transporter shall keep a second copy of the route plan for a period of 6 months from completion of the journey, and shall produce it on demand at the request of an inspector and allow copies to be taken.
- (13) In the case of exports direct to third countries from Jersey, where the journey time within the European Union exceeds 8 hours, or where the animals are being exported to third countries by sea and the total travelling time exceeds 8 hours, the transporter shall –
  - (a) ensure that the route plan is certified (by means of stamp and signature) at the point of departure from Jersey by the Veterinary Officer after he or she has checked that the animals are fit to continue their journey; and
  - (b) within 15 days of the completion of the journey, send back the route plan to the Veterinary Officer.
- (14) If a transporter is a limited company, the route plan shall be signed by a director of that company or a person within the company nominated by him or her in writing to act on behalf of the company.
- (15) In this Article, in relation to the transport of registered horses, it shall be for the transporter to prove if required by an inspector that the animals being transported are registered.

### **13 Animal Transport Certificate**

- (1) A transporter shall ensure that, except where a route plan is required, all animals which he or she is transporting are accompanied throughout the journey by documentation stating –
  - (a) the name and address of the transporter;
  - (b) the name and address of the owner of the animals;

- (c) the place that the animals were loaded, and their final destination;
  - (d) the date and time the first animal was loaded;
  - (e) the date and time of departure; and
  - (f) the time and place the requirements for resting periods laid down in Schedule 8 were met.
- (2) The transporter shall keep a copy of the documentation for a period of 6 months from the completion of the journey, and shall produce it to an inspector on demand and allow copies to be taken.
- (3) Where a copy of the documentation required to be kept in accordance with paragraph (2) is kept in an electronic or magnetic form, references in that paragraph –
  - (a) to production of the copy shall be, if the inspector so requires, references to its production in a written form; and
  - (b) to allowing copies to be taken, shall be references to the taking thereof in a written form.

#### **14 Third countries**

- (1) No person shall import any animal from outside the European Union into Jersey, either for consignment to a destination in Jersey or transit through Jersey, unless he or she has given a written undertaking to the Minister to comply with the requirements of Council Directive 91/628/EEC on the protection of animals during transport and has made arrangements to comply with them.
- (2) No person shall transport vertebrate animals from Jersey to a destination outside the European Union unless the person in charge of the transport undertaking has first signed and dated an undertaking in the form set out in Schedule 12 (which, after it has been made, shall remain valid for all such journeys).

#### **15 Powers of an inspector**

- (1) Where an inspector considers that animals are being transported, or are about to be transported, in a way which is likely to cause injury or unnecessary suffering, or in any other way in contravention of any provision of this Order, he or she may serve a notice on the person appearing to him or her to be in charge of the animals requiring that person to take any action necessary to ensure compliance with this Order, giving reasons for the requirements.
- (2) Without prejudice to the generality of paragraph (1), an inspector may in particular –
  - (a) prohibit that transport of the animals, either indefinitely or for a period specified in the notice;
  - (b) specify conditions under which the animals may be transported;
  - (c) require the journey to be completed or the animals to be returned to their place of departure by the most direct route, provided that this

course of action would not cause unnecessary suffering to the animals;

- (d) require the animals to be held in suitable accommodation with appropriate care until the problem is solved; or
  - (e) require the humane slaughter of the animals.
- (3) If it is necessary for identification purposes, an inspector may mark an animal.
  - (4) If any person fails to comply with the requirements of a notice served under this Article, the inspector shall have powers to carry out those requirements himself or herself, or cause them to be carried out, and the transporter shall be liable for the cost of such action.
  - (5) In deciding whether or not to serve a notice under this Article, an inspector may take into account any previous failure to comply with any provision of this Order or of any other Order made under Article 10(j), 11, 14, 20 or 26 of the principal Law or any previous failure to comply with Article 16 of the principal Law and in particular any failure to submit a completed and correct route plan at the end of any previous journey.

## **16 Production of plans**

- (1) The owner or charterer of any vessel to be used for the transport of animals shall –
  - (a) produce to an officer in an administration of the States for which the Minister is assigned responsibility, on demand, plans of the vessel (including details of its ventilation and any fittings for livestock); and
  - (b) subject to paragraph (2), provide such information concerning the vessel as the officer considers necessary to enable him or her to ascertain whether this Order will be complied with during the proposed journey.
- (2) No person shall be obliged by virtue of paragraph (1) to provide any information which he or she cannot, with the exercise of reasonable diligence, obtain.

## **17 Citation**

This Order may be cited as the Disease of Animals (Welfare in Transit) (Jersey) Order 2001.

**SCHEDULE 1**

(Article 3(3) to (6))

**PART 1****GENERAL REQUIREMENTS FOR THE CONSTRUCTION AND  
MAINTENANCE OF MEANS OF TRANSPORT AND RECEPTACLES FOR  
ALL MAMMALS AND BIRDS****1 Avoidance of injury and suffering**

Means of transport, receptacles, and their fittings shall be constructed, maintained and operated so as to avoid injury and unnecessary suffering and to ensure the safety of the animals during transport, loading and unloading.

**2 Substantial construction**

Every part or fitting of a means of transport or receptacle which may be exposed to the action of the weather shall be constructed, maintained and operated so as to withstand the action of the weather.

**3 Size**

The accommodation available for the carriage of animals shall be such that the animals are, unless it is unnecessary having regard to the species of animal and the nature of the journey, provided with adequate space to lie down.

**4 Floors**

Any floor on which animals stand or walk during loading, unloading or transport shall be –

- (a) sufficiently strong to bear their weight;
- (b) constructed, maintained and operated to prevent slipping; and
- (c) free of any protrusions, spaces or perforations which are likely to cause injury to animals.

**5 Weather and sea conditions**

Means of transport and receptacles shall be constructed, maintained and operated so as to protect animals against inclement weather, adverse sea conditions, marked fluctuations in air pressure, excessive humidity, heat or cold.

**6 Projections and sharp edges**

Means of transport and receptacles shall be free from any sharp edges and projections likely to cause injury or unnecessary suffering to any animal being carried.

**7 Cleanliness**

Means of transport and receptacles shall be constructed, maintained and operated so as to allow appropriate cleaning and disinfection.

**8 Escape-proof**

Means of transport and receptacles shall be escape-proof.

**9 Noise and vibration**

Means of transport and receptacles shall be constructed, maintained and operated so as to ensure that animals are not likely to be caused injury or unnecessary suffering from undue exposure to noise or vibration.

**10 Lighting**

- (1) Means of transport and receptacles shall have sufficient natural or artificial lighting to enable the proper care and inspection of any animal being carried.
- (2) Passageways, ramps and other loading equipment shall be provided with adequate natural or artificial lighting to enable the animals to be loaded or unloaded safely.
- (3) Artificial lighting required by this paragraph may be provided using a portable light.

**11 Use of partitions**

- (1) Partitions shall be used if they are necessary –
  - (a) to provide adequate support for animals; or
  - (b) to prevent animals being thrown about during transport.
- (2) When partitions are used, they shall be positioned so as to prevent injury or unnecessary suffering to animals as a result of –
  - (a) lack of support; or
  - (b) being thrown about during transport.

**12 Design of partitions**

Partitions shall be –

- (a) of rigid construction;

- (b) strong enough to withstand the weight of any animal which may be thrown against them; and
- (c) constructed and positioned so that they do not interfere with ventilation.

### **13 Transport by water or air**

Animals being transported by water or air shall –

- (a) be accommodated in suitable pens or receptacles unless they are in a vehicle on board a vessel or aircraft; and
- (b) where necessary, be secured to protect them against injury from the motion of the vessel or aircraft.

### **Additional provisions for transport by water**

#### **14**

There shall be adequate passageways on a vessel providing access to all pens, receptacles or vehicles in which animals are accommodated.

#### **15**

All parts of a vessel in which animals are accommodated shall be provided with adequate drainage and shall be kept in a sanitary condition.

#### **16**

- (1) Enclosed decks of a vessel in which animals are transported (whether in vehicles or otherwise) shall be provided with an adequate means of mechanical ventilation.
- (2) Vehicles in which animals are being transported in an enclosed deck shall, where possible, be placed near a fresh air inlet.

#### **17**

Where animals are transported by water, there shall be provisions for isolation of ill or injured animals during the voyage and for first aid treatment to be given, when necessary.

#### **18**

Where animals are transported in vehicles on board vessels –

- (a) the animals' compartment shall be properly fixed to the vehicle;
- (b) the vehicle and the animals' compartment shall be equipped with tying facilities enabling them to be adequately secured to the vessel;

- (c) the animals' compartment shall have a sufficient number of vents or other means of ensuring that it is adequately ventilated bearing in mind that the air flow is restricted in the confined space of the vessel's vehicle deck;
- (d) there shall be sufficient room inside the animals' compartment (at each of its levels) to ensure that there is adequate ventilation and sufficient air space to allow the air to circulate properly; and
- (e) direct access shall be provided to each part of the animals' compartment so that the animals can, if necessary, be cared for, fed and watered during the voyage.

## **PART 2**

### **GENERAL PROVISIONS FOR THE TRANSPORT OF ALL MAMMALS AND BIRDS**

#### **19 Jolting**

Animals shall not be transported in such a way that they are severely jolted or shaken.

#### **20 Loading and unloading**

Animals shall be loaded and unloaded in such a way as to ensure that they are not caused injury or unnecessary suffering by reason of –

- (a) the excessive use of anything used for driving animals; or
- (b) contact with any part of the means of transport or receptacle or with any other obstruction.

#### **21 Emergency unloading**

Unless an animal can be loaded and unloaded in accordance with paragraph 10(6) or (7) of Part 2 of Schedule 2, a vehicle shall, at all times, carry the means to enable animals to be unloaded without causing them injury or unnecessary suffering at a place where there is no other unloading equipment.

#### **22 Segregation of animals and goods**

- (1) Goods which are being transported in the same means of transport as animals shall be positioned so that they do not cause injury or unnecessary suffering to the animals and in particular goods which could prejudice the welfare of animals shall not be carried in pens or receptacles in which animals are transported.
- (2) A carcase shall not be carried in the same road vehicle, receptacle or pen as an animal, other than the carcase of an animal which dies in the course of a journey.

**23 Cleaning and disinfection**

- (1) Animals shall be loaded only into means of transport or receptacles which have been thoroughly cleaned and where appropriate, disinfected.
- (2) Dead animals, soiled litter and droppings shall be removed from means of transport or receptacles as soon as possible.

**24 Litter**

Floors on which animals are transported shall be covered with sufficient litter to absorb urine and droppings unless equally effective alternative arrangements are in place or unless urine and droppings are regularly removed.

**25 Labelling of receptacles**

Receptacles in which animals are transported shall –

- (a) be marked or labelled so as to indicate that they contain live animals and the species of those animals;
- (b) be marked with a sign indicating the receptacle's upright position; and
- (c) be kept in an upright position.

**26 Securing of receptacles**

Receptacles shall be secured so as to prevent their displacement during transport.

**27 Humane slaughter on vessels and aircraft**

Vessels and aircraft on which animals are transported shall carry appropriate means for effecting the humane slaughter of the type of animal being carried if necessary.

**28 Attendants**

- (1) In order to ensure the necessary care of the animals during transport, consignments of animals shall be accompanied by a sufficient number of attendants, taking into account the number of animals transported and the duration of the journey.
- (2) At least one attendant shall accompany the animals except in the following cases –
  - (a) where animals are transported in receptacles which are secured, adequately ventilated and, where necessary, contain enough food and liquid, in dispensers which cannot be tipped over, for a journey of twice the anticipated time;
  - (b) where the transporter performs the function of attendant; or
  - (c) where the consignor has appointed an agent to care for the animals at appropriate stopping or transfer points.



**SCHEDULE 2**

(Article 3(3))

**PART 1****ADDITIONAL REQUIREMENTS FOR THE CONSTRUCTION AND  
MAINTENANCE OF MEANS OF TRANSPORT AND RECEPTACLES FOR  
CATTLE, SHEEP, PIGS, GOATS AND HORSES****1 Size and height**

The accommodation available for the carriage of animals shall be such that the animals are provided with adequate space to stand in their natural position.

**2 Ventilation**

Means of transport and receptacles shall be constructed, maintained, operated and positioned so as to provide appropriate ventilation and sufficient air space above the animals to allow air to circulate properly.

**3 Inspection of interior of receptacles**

- (1) Receptacles shall be constructed, maintained and positioned so that they allow for the inspection and care of the animals, including, if necessary, the feeding and watering of the animals.
- (2) Without prejudice to the generality of paragraph (1), receptacles carrying animals in an aircraft –
  - (a) in the lower deck compartment, shall be constructed, maintained and positioned so that all the animals may be inspected and, if necessary, cared for when the aircraft is on the ground; and
  - (b) in the main deck compartment, shall be constructed, maintained and positioned so as to provide access to every animal throughout the journey.

**Special provisions for road vehicles****4**

Vehicles shall be equipped with a roof which ensures effective protection against the weather.

**5**

Vehicles shall be equipped, on each floor on which animals are carried (other than in receptacles), with barriers, or, in the case of a vehicle exclusively used for the transport of horses, with straps, so constructed and maintained as to prevent any animal from falling out of the vehicle when any door used for loading and unloading is not fully closed.

**6**

- (1) Every ramp which is carried on or forms part of a vehicle shall be constructed, maintained and operated –
  - (a) to prevent slipping;
  - (b) so that it is not too steep for the age and species of the animal being transported;
  - (c) so that any step at the top or bottom of the ramp is not too high for the age and species of the animal being transported; and
  - (d) so that any gap between the top of the ramp and the vehicle or at the bottom of the ramp is not too wide for the age and species of the animal being transported.
- (2) In this paragraph, a ramp shall be considered too steep, a step shall be considered too high and a gap shall be considered too wide, if animals using the ramp are likely to be caused injury or unnecessary suffering by reason of the slope of the ramp, the height of the step or the width of the gap.

**7**

Vehicles (other than vehicles in which animals are being carried in receptacles) shall be constructed so that all the animals inside can be inspected from the outside, and for this purpose shall be provided with suitably arranged openings and footholds.

**8**

In the case of animals which are normally required to be tied, suitable provision shall be made so that animals may be tied to the interior of the vehicle.

**9 Approval of receptacles and pens on vessels**

- (1) In the case of journeys beginning in Jersey, receptacles or pens used on an exposed deck of a vessel shall have been approved by the Veterinary Officer before the animals are loaded.
- (2) The Veterinary Officer shall not grant an approval under this paragraph unless he or she is satisfied that, having regard to the weather and sea conditions likely to be encountered during the voyage, the receptacle or pen provides adequate protection against the sea and weather.

**PART 2****ADDITIONAL PROVISIONS FOR THE TRANSPORT OF CATTLE, SHEEP,  
PIGS, GOATS AND HORSES****10 Loading equipment**

- (1) Animals shall be loaded and unloaded in accordance with this paragraph.
- (2) Save as provided in sub-paragraphs (6) and (7) they shall be loaded and unloaded using suitable ramps, bridges, gangways or mechanical lifting gear, operated so as to prevent injury or unnecessary suffering to any animal.
- (3) The flooring of any loading equipment shall be constructed so as to prevent slipping.
- (4) Subject to sub-paragraph (6), ramps, bridges, gangways and loading platforms shall be provided on each side with protection which is –
  - (a) of sufficient strength, length and height to prevent any animal using the loading equipment from falling or escaping; and
  - (b) positioned so that it will not result in injury or unnecessary suffering to any animal.
- (5) Sub-paragraph (4) shall not apply to ramps used on a vehicle for loading horses if –
  - (a) the vehicle has been specifically constructed for the carriage of horses; and
  - (b) loading and unloading is only effected by leading each horse into or out of the vehicle.
- (6) An animal may be loaded or unloaded by means of manual lifting or carrying if the animal is of a size that it can easily be lifted by not more than 2 persons and the operation is carried out without causing injury or unnecessary suffering to the animal.
- (7) An animal may be loaded or unloaded without equipment or by manual lifting or carrying provided that, having regard to the age, height and species of the animal, it is unlikely to be caused injury or unnecessary suffering by being loaded or unloaded in this manner.

**11 Internal ramps and means of lifting**

- (1) Animals shall be moved from one floor or deck of a vehicle, vessel or receptacle to another in accordance with this paragraph.
- (2) Save as provided in sub-paragraph (4), suitable ramps or mechanical lifting gear shall be used and operated so as to prevent injury or unnecessary suffering to any animal.
- (3) Where a ramp or mechanical lifting gear is used it shall be –

- (a) provided on each side with protection which is of sufficient strength, length and height to prevent any animal using it from falling or escaping;
  - (b) positioned so that it will not result in injury or unnecessary suffering to any animal; and
  - (c) of a gradient which is suitable to the age and species of the animals concerned.
- (4) Manual lifting or carrying may be used if the animal is of a size that can easily be lifted by no more than 2 persons and the movement is carried out without causing injury or unnecessary suffering to the animal.

## **Tying**

### **12**

When animals are tied, the ropes or other attachments used shall be –

- (a) strong enough not to break during normal transport conditions;
- (b) designed in such a way as to eliminate any danger of strangulation or injury; and
- (c) long enough to allow the animals, if necessary, to lie down and to eat and drink.

### **13**

Animals shall not be tied by the horns, or by nose rings.

### **14 Segregation of animals**

- (1) Save as provided in sub-paragraphs (2) and (4), the following animals shall not be carried in an undivided vehicle, pen or receptacle with other animals –
  - (a) a cow accompanied by a calf or calves it is suckling;
  - (b) a sow accompanied by unweaned piglets;
  - (c) a mare with a foal at foot;
  - (d) a bull over 10 months of age;
  - (e) a breeding boar over 6 months of age; or
  - (f) a stallion.
- (2) Bulls may be carried with other bulls, boars with other boars and stallions with other stallions if they have been raised in compatible groups or are accustomed to one another.
- (3) Save as provided in sub-paragraph (4), animals shall be segregated according to species.

- (4) Animals of any species may be carried in the same undivided vehicle, pen or receptacle as their companion animals if separation would cause either of the animals distress.
- (5) No unsecured animal shall be carried in the same undivided vehicle, pen or receptacle as any animal which is secured other than –
  - (a) unweaned young transported with their dam or other animal which they are suckling; or
  - (b) a registered horse accompanied by an animal which is its companion.
- (6) No animal shall be carried with another animal if, having regard to the differences in age and size between those animals, injury or unnecessary suffering is likely to be caused to one or both of the animals.
- (7) Measures shall be taken to avoid injury or unnecessary suffering to any animal as a result of the carriage in the same vehicle, pen or receptacle of animals which are hostile to each other or are fractious.
- (8) Measures shall be taken to avoid any animal being caused injury or unnecessary suffering by an animal which becomes fractious during the journey.
- (9) Uncastrated male adults shall be segregated from females unless they have been raised in compatible groups or are accustomed to one another.
- (10) Horned cattle shall be segregated from unhorned cattle unless they are all secured.
- (11) Broken horses shall be segregated from unbroken horses.

**15 Restrictions on lifting, dragging and use of force on animals**

- (1) Without prejudice to Article 5(5), animals shall not be suspended by mechanical means, nor lifted or dragged by the head, horns, legs, tail or fleece.
- (2) No person shall use excessive force to control animals.
- (3) Subject to sub-paragraph (4), no person shall use –
  - (a) any instrument which is capable of inflicting an electric shock to control any animal;
  - (b) any stick, goad or other instrument or thing to hit or prod any cattle of 6 months or under; or
  - (c) any stick (other than a flat slap stick or a slap marker), non-electric goad or other instrument or thing to hit or prod any pigs.
- (4) The prohibition in sub-paragraph (3)(a) shall not apply to the use of any instrument of a kind mentioned in that sub-paragraph, on the hindquarters of any cattle over the age of 6 months or on adult pigs which are refusing to move forward when there is space for them to do so, but the use of any such instrument shall be avoided as far as possible.
- (5) Nothing in this provision shall prevent the suspension by mechanical means of a receptacle in which an animal is being carried.

**16 Duties of attendants**

- (1) The attendant or consignor's agent shall look after the animals, and, if necessary, feed, water and milk them.
- (2) Animals in milk shall be milked at appropriate intervals and, in the case of cows in milk, that interval shall be about 12 hours but shall not exceed 15 hours.

**Special provisions for horses****17**

When transported in groups, horses shall –

- (a) wear halters unless they are unbroken animals; and
- (b) have their hind feet unshod.

**18**

Horses shall not be transported in vehicles with more than one deck in operation.

**19**

When transported by water each horse shall be carried in a stall or receptacle without any other animal, except that small ponies, small asses, small mules and unbroken horses may be carried in groups and a mare may be carried with her foal at foot.

**20**

When transported by water in individual stalls, horses shall be carried athwartships unless the horses are in a vehicle which is on a vessel which has effective stabilisers in operation.

**21 Transport by water**

Vessels used for the transport of animals shall, before sailing, be provided with sufficient supplies of liquid for drinking (unless they are equipped with a suitable system allowing its production) and appropriate foodstuffs, having regard to the species and number of animals being transported as well as the duration of the voyage.

**SCHEDULE 3**

(Article 3(4))

**PART 1****ADDITIONAL REQUIREMENTS FOR THE CONSTRUCTION AND  
MAINTENANCE OF MEANS OF TRANSPORT AND RECEPTACLES OF  
POULTRY AND DOMESTIC BIRDS AND DOMESTIC RABBITS****1 Ventilation**

Means of transport and receptacles shall be constructed, maintained, operated and positioned to provide adequate ventilation and air space.

**Special provisions for receptacles****2**

Receptacles in which animals are transported shall be constructed and maintained so that they allow for appropriate inspection and care of the animals.

**3**

Receptacles in which animals are carried shall be of such a size as to protect the animals from injury or unnecessary suffering during transport.

**4**

Receptacles in which birds are transported shall be constructed and maintained so that they prevent any protrusion of the heads, legs or wings from them.

**5**

Birds shall not be carried in a sack or bag.

**PART 2****ADDITIONAL PROVISIONS FOR THE TRANSPORT OF POULTRY AND  
DOMESTIC BIRDS AND DOMESTIC RABBITS**

**6 Lifting of birds**

Birds shall not be lifted or carried by the head, neck, wing or tail except for –

- (a) ducks, which may be lifted or carried by the neck; and
- (b) geese, which may be lifted or carried by the base of both wings.

**7 Tying of birds**

Birds shall not be tied by the neck, leg or wing.

**8 Segregation of rabbits**

Rabbits shall not be carried in the same undivided pen, receptacle or road vehicle as an animal of any other species.

**Segregation of birds****9**

- (1) Birds shall be segregated according to species and sex, except that –
  - (a) female birds may be transported with their broods;
  - (b) male and female chicks may be transported together; and
  - (c) male and female birds which are familiar with one another may travel together.
- (2) Chicks shall be segregated from all other poultry except their mother or other chicks.
- (3) Birds shall not be transported in proximity to any animal which is likely to be hostile to them or the presence of which is likely to cause them unnecessary suffering.

**10**

In this Schedule “birds” means poultry and domestic birds.



**SCHEDULE 4**

(Article 3(5))

**PART 1****ADDITIONAL REQUIREMENTS FOR THE CONSTRUCTION AND  
MAINTENANCE OF MEANS OF TRANSPORT AND RECEPTACLES FOR  
DOMESTIC DOGS AND DOMESTIC CATS****1 Ventilation**

Means of transport and receptacles shall be constructed, maintained, operated and positioned to provide adequate ventilation and air space.

**2 Special provision for receptacles**

Receptacles in which animals are transported shall be constructed and maintained so that they allow for appropriate inspection and care of the animals.

**3 Size and height**

The accommodation available for the carriage of animals shall be such that the animals are provided with adequate space to stand in their natural position.

**Special provisions for road vehicles****4**

Vehicles shall be equipped with a roof which ensures effective protection against the weather.

**5**

In the case of animals which are normally required to be tied, suitable provision shall be made so that animals may be tied to the interior of the vehicle.

**PART 2****ADDITIONAL PROVISIONS FOR THE TRANSPORT OF DOMESTIC DOGS  
AND DOMESTIC CATS**

**6 Segregation of species**

- (1) Animals shall not be carried in the same undivided pen, receptacle or vehicle as animals of other species, except in the case of companion animals if separation would cause either distress.
- (2) Female animals in oestrus shall be separated from male animals.
- (3) No animal shall be carried with another animal if, having regard to the difference in age and size between those animals, unnecessary suffering is likely to be caused to one or both of those animals.
- (4) Measures shall be taken to avoid injury or unnecessary suffering to any animal as a result of the carriage in the same undivided pen, receptacle or vehicle of animals which are hostile to each other.
- (5) Measures shall be taken to avoid any animal being caused injury or unnecessary suffering by an animal which becomes fractious during the journey.

**7 Duties of attendants**

The attendant or consignor's agent shall look after the animals, and, if necessary, feed and water them.

**8 Special provisions for transport by water**

Vessels used for the transport of animals shall, before sailing, be provided with sufficient supplies of liquid for drinking (unless they are equipped with a suitable system allowing its production) and appropriate foodstuffs, having regard to the species and number of animals being transported as well as the duration of the voyage.

**SCHEDULE 5**

(Article 3(6))

**PART 1****ADDITIONAL REQUIREMENTS FOR THE CONSTRUCTION AND  
MAINTENANCE OF MEANS OF TRANSPORT AND RECEPTACLES OF  
MAMMALS AND BIRDS NOT COVERED BY SCHEDULES 2, 3 AND 4****1 Ventilation**

Means of transport and receptacles shall be constructed, maintained, operated and positioned to provide adequate ventilation and air space.

**2 Size and height**

The accommodation available for the carriage of animals shall be such that the animals are provided with adequate space to stand in their natural position.

**3 Special provision for receptacles**

Receptacles in which animals are transported shall be constructed and maintained so that they allow for appropriate inspection and care of the animals.

**Special provisions for road vehicles****4**

Vehicles shall be equipped with a roof which ensures effective protection against the weather.

**5**

Vehicles shall be equipped, on each floor on which animals (other than marine mammals) are carried (other than in receptacles), with barriers so constructed and maintained as to prevent any animal from falling out of the vehicle when any door used for loading and unloading is not fully closed.

**6**

- (1) Every ramp which is carried on or forms part of a vehicle shall be constructed, maintained and operated –
  - (a) to prevent slipping;

- (b) so that it is not too steep for the age and species of the animal being transported;
  - (c) so that any step at the top or bottom of the ramp is not too high for the age and species of the animal being transported; and
  - (d) so that any gap between the top of the ramp and the vehicle or at the bottom of the ramp is not too wide for the age and species of the animal being transported.
- (2) In this paragraph, a ramp shall be considered too steep, a step shall be considered too high and a gap shall be considered too wide, if animals using the ramp are likely to be caused injury or unnecessary suffering by reason of the slope of the ramp, the height of the step or the width of the gap.

## 7

In the case of the animals which are normally required to be tied, suitable provision shall be made so that animals may be tied to the interior of the vehicle.

## PART 2

### **ADDITIONAL PROVISIONS FOR THE TRANSPORT OF MAMMALS AND BIRDS NOT COVERED BY SCHEDULES 2, 3 AND 4**

## 8 Loading equipment

- (1) Animals shall be loaded and unloaded in accordance with this paragraph.
- (2) Save as provided in sub-paragraphs (5) and (6) they shall be loaded and unloaded using suitable ramps, bridges, gangways or mechanical lifting gear, operated so as to prevent injury or unnecessary suffering to any animal.
- (3) The flooring of any loading equipment shall be constructed so as to prevent slipping.
- (4) Ramps, bridges, gangways and loading platforms shall be provided on each side with protection which is –
  - (a) of sufficient strength, length and height to prevent any animal using the loading equipment from falling or escaping; and
  - (b) positioned so that it will not result in injury or unnecessary suffering to any animal.
- (5) An animal may be loaded or unloaded by means of manual lifting or carrying if the animal is of a size that it can easily be lifted by not more than 2 persons and the operation is carried out without causing injury or unnecessary suffering to the animal.
- (6) An animal may be loaded or unloaded without equipment or by manual lifting or carrying provided that, having regard to the age, height and

species of the animal, it is unlikely to be caused injury or unnecessary suffering by being loaded or unloaded in this manner.

**9 Movement from floor to floor**

- (1) Animals shall be moved from one floor or deck of a vehicle, vessel or receptacle to another in accordance with this paragraph.
- (2) Save as provided in sub-paragraph (4), suitable ramps or mechanical lifting gear shall be used and operated so as to prevent injury or unnecessary suffering to any animal.
- (3) Where a ramp or mechanical lifting gear is used it shall be –
  - (a) provided on each side with protection which is of sufficient strength, length and height to prevent any animal using it from falling or escaping;
  - (b) positioned so that it will not result in injury or unnecessary suffering to any animal; and
  - (c) of a gradient which is suitable to the age and species of the animals concerned.
- (4) Manual lifting or carrying may be used if the animal is of a size that can easily be lifted by no more than 2 persons and the movement is carried out without causing injury or unnecessary suffering to the animal.

**10 Segregation of species**

No animal shall be placed in the same undivided pen, receptacle or vehicle as any other animal unless it is known that they are compatible with each other.

**11 Duties of attendants**

The attendant or consignor's agent shall look after the animals and, if necessary, feed and water them.

**12 Notice describing animal**

Where the means of transport or receptacle contains animals which are wild, timid or dangerous a notice to that effect shall be fixed to it.

**13 Special provisions for transport by water**

Vessels used for the transport of animals shall, before sailing, be provided with sufficient supplies of liquid for drinking (unless they are equipped with a suitable system allowing its production) and appropriate foodstuffs, having regard to the species and number of animals being transported as well as the duration of the voyage.

**14 Sedation**

Sedation shall be given only exceptionally and under the direct supervision of a veterinary surgeon. Written details of such sedation shall accompany the animal to its destination.

**15 Conditioning of animals**

Where appropriate, animals shall be held for a suitable period prior to transport to prepare them for loading, unloading and transport. During that period they shall, if necessary, be moved gradually into their receptacle.

**16 Birds in semi-darkness**

Birds shall be kept in semi-darkness.

**17 Stacking of receptacles for marine mammals**

Receptacles in which marine mammals are transported shall not be stacked.

**SCHEDULE 6**

(Article 3(7))

**OTHER VERTEBRATE ANIMALS AND COLD-BLOODED ANIMALS**

Other vertebrate animals and cold-blooded animals shall be transported in such receptacles or means of transport, under such conditions (in particular with regard to space, ventilation, temperature and security) and with such supply of liquid and oxygen as are appropriate for the species concerned.

**SCHEDULE 7**

(Article 4(2))

**LOADING DENSITIES****A. DOMESTIC SOLIPEDS****Transport by road**

Adult horses	1.75 m <sup>2</sup> (0.7 x 2.5 m)
Young horses (6-24 months) (for journeys of up to 48 hours)	1.2 m <sup>2</sup> (0.6 x 2 m)
Young horses (6-24 months) (for journeys over 48 hours)	2.4 m <sup>2</sup> (1.2 x 2 m)
Ponies (under 144 cm)	1 m <sup>2</sup> (0.6 x 1.8 m)
Foals (0-6 months)	1.4 m <sup>2</sup> (1 x 1.4 m)
<i>NB.</i> During long journeys, foals and young horses must be able to lie down.	

These figures may vary by a maximum of 10% for adult horses and ponies and by a maximum of 20% for young horses and foals, depending not only on the horses' weight and size but also on their physical condition, the meteorological conditions and the likely journey time.

**Transport by air**

## Loading density of horses in relation to surface area

0-100 kg	0.42 m <sup>2</sup>
100-200 kg	0.66 m <sup>2</sup>
200-300 kg	0.87 m <sup>2</sup>
300-400 kg	1.04 m <sup>2</sup>
400-500 kg	1.19 m <sup>2</sup>
500-600 kg	1.34 m <sup>2</sup>
600-700 kg	1.51 m <sup>2</sup>
700-800 kg	1.73 m <sup>2</sup>

**Transport by sea**

Live weight in kg	m <sup>2</sup> /animal
200-300	0.90/1.175
300-400	1.175/1.45
400-500	1.45/1.725
500-600	1.725/2
600-700	2/2.25



**B. BOVINE ANIMALS****Transport by rail**

Category	Approximate weight (in kg)	Area in m <sup>2</sup> per animal
Small calves	55	0.30 to 0.40
Medium-sized calves	110	0.40 to 0.70
Heavy calves	200	0.70 to 0.95
Medium-sized cattle	325	0.95 to 1.30
Heavy cattle	550	1.30 to 1.60
Very heavy cattle	>700	[>1.60]

These figures may vary, depending not only on the animals' weight and size but also on their physical condition, the meteorological conditions and the likely journey time.

**Transport by road**

Category	Approximate weight (in kg)	Area in m <sup>2</sup> per animal
Small calves	50	0.30 to 0.40
Medium-sized calves	110	0.40 to 0.70
Heavy calves	200	0.70 to 0.95
Medium-sized cattle	325	0.95 to 1.30
Heavy cattle	550	1.30 to 1.60
Very heavy cattle	>700	[>1.60]

These figures may vary, depending not only on the animals' weight and size but also on their physical condition, the meteorological conditions and the likely journey time.

**Transport by air**

Category	Approximate weight (in kg)	Area in m <sup>2</sup> per animal
Calves	50	0.23
	70	0.28
Cattle	300	0.84
	500	1.27

**Transport by sea**

Live weight in kg	m <sup>2</sup> /animal
200-300	0.81/1.0575
300-400	1.0575/1.305
400-500	1.305/1.5525
500-600	1.5525/1.8
600-700	1.8/2.025

Pregnant animals must be allowed 10% more space.

**C. SHEEP/GOATS****Transport by road**

Category	Weight in kg	Area in m <sup>2</sup> per animal
Shorn sheep and lambs of 26 kg and over	<55	0.20 to 0.30
	>55	>0.30
Unshorn sheep	<55	0.30 to 0.40
	>55	>0.40
Heavily pregnant ewes	<55	0.40 to 0.50
	>55	>0.50
Goats	<35	0.20 to 0.30
	35 to 55	0.30 to 0.40
	>55	0.40 to 0.75
Heavily pregnant goats	<55	0.40 to 0.50
	>55	>0.50

The surface area indicated above may vary depending on the breed, the size, the physical condition and the length of fleece of the animals, as well as on the meteorological conditions and the journey time. As an indication: for small lambs, an area of under 0.2 m<sup>2</sup> per animal may be provided.

**Transport by air**

Loading density for sheep and goats in relation to surface area:

Average weight (in kg)	Surface area per sheep/goat (in m <sup>2</sup> )
25	0.20
50	0.30
75	0.40

**Transport by sea**

Live weight in kg	m <sup>2</sup> /animal
20/30	0.24/0.265
30/40	0.265/0.290
40/50	0.290/0.315
50/60	0.315/0.34
60/70	0.34/0.39

**D. PIGS****Transport by road**

All pigs must at least be able to lie down and stand up in their natural position.

In order to comply with these minimum requirements, the loading density for pigs of around 100 kg should not exceed 235 kg/m<sup>2</sup>.

The breed, size and physical condition of the pigs may mean that the minimum required surface area given above has to be increased; a maximum increase of 20% may also be required depending on the meteorological conditions and the journey time.

**Transport by air**

The loading density should be relatively high to preclude injury on take-off or landing or in the event of turbulence, although all animals must still be able to lie down. The climate, total journey time and hour of arrival should be taken into account in deciding on the loading density.

<b>Average weight</b>	<b>Surface area per pig</b>
15kg	0.13 m <sup>2</sup>
25 kg	0.15 m <sup>2</sup>
50 kg	0.35 m <sup>2</sup>
100 kg	0.51 m <sup>2</sup>

**Transport by sea**

<b>Live weight in kg</b>	<b>m<sup>2</sup>/animal</b>
10 or less	0.20
20	0.28
45	0.37
70	0.60
100	0.85
140	0.95
180	1.10
270	1.50

**E. POULTRY**

Densities applicable to the transport of poultry in containers:

<b>Category</b>	<b>Space</b>
Day-old chicks	21-25 cm <sup>2</sup> per chick
Poultry weighing less than 1.6 kg	180 to 200 cm <sup>2</sup> /kg
Poultry weighing 1.6 kg and over but less than 3 kg	160 cm <sup>2</sup> /kg
Poultry weighing 3 kg and over but less than 5 kg	115 cm <sup>2</sup> /kg
Poultry weighing 5 kg and over	105 cm <sup>2</sup> /kg

These figures may vary depending not only on the weight and size of the birds but also on their physical condition, the meteorological conditions and the likely journey time.

**SCHEDULE 8**

(Articles 7, 12 and 13)

**WATERING AND FEEDING INTERVALS, JOURNEY TIMES AND  
RESTING PERIODS FOR CATTLE, SHEEP, PIGS, GOATS AND FOR  
HORSES (EXCEPT REGISTERED HORSES)****1**

Subject to the provisions of this Schedule, journey times shall not exceed 8 hours.

**2**

The maximum journey time in paragraph 1 may be extended where the transporting vehicle meets the following additional requirements –

- (a) there is sufficient bedding on the floor of the vehicle;
- (b) the transporting vehicle carries appropriate feed for the animal species transported and for the journey time;
- (c) there is direct access to the animals;
- (d) there is adequate ventilation which may be adjusted depending on the temperature (inside and outside);
- (e) there are movable panels for creating separate compartments;
- (f) vehicles are equipped for connection to a water supply during stops; and
- (g) in the case of vehicles for transporting pigs, sufficient liquid is carried for drinking during the journey.

**3**

The watering and feeding intervals, journey times and rest periods which shall apply when a road vehicle meets the requirements in paragraph 2 are as follows –

- (a) unweaned calves, lambs, kids and foals which are still on a milk diet and unweaned piglets must, after 9 hours of travel, be given a rest period of at least one hour sufficient in particular for them to be given liquid and if necessary fed. After this rest period, they may be transported for a further 9 hours;
- (b) pigs may be transported for a maximum period of 24 hours. During the journey, they must have continuous access to liquid;
- (c) horses may be transported for a maximum period of 24 hours. During the journey they must be given liquid and if necessary fed every 8 hours; and
- (d) all other cattle, sheep and goats to which this Schedule applies must, after 14 hours of travel, be given a rest period of at least one hour sufficient for them in particular to be given liquid and, if necessary, fed. After this rest period, they may be transported for a further 14 hours.

4

At the end of the journey time laid down, animals must be unloaded, fed and watered and be rested for at least 24 hours.

5

Animals must not be transported by train if the maximum journey time exceeds 8 hours. However, the journey times laid down in paragraph 3 shall apply where the conditions laid down in paragraphs 2 and 3, except for rest periods, are met.

6

- (1) Animals must not be transported by sea if the maximum journey time exceeds that laid down in paragraph 1, unless the conditions laid down in paragraphs 2 and 3, apart from journey times and rest periods, are met.
- (2) In the case of transport by sea on a regular and direct link between 2 geographical points of the Community by means of vehicles loaded on to vessels without unloading of the animals, the latter must be rested for 12 hours after unloading at the port of destination or in its immediate vicinity unless the journey time at sea is such that the voyage can be included in the general scheme of paragraphs 1 to 3.

7

In the interests of the animals, the journey times in paragraphs 3 and 6(2) may be extended by 2 hours, taking account in particular of proximity to the place of destination.

**SCHEDULE 9**

(Article 8)

**FRAMEWORK OF COMPETENCES****1**

Knowledge of which people are responsible for the welfare of animals during transport.

**2**

Understanding of when to seek veterinary help and knowledge of which body or organization to contact with general questions, for example, about transport conditions; matters of law or documentation.

**3**

Knowledge of the powers of enforcement authorities to inspect animals, documentation and vehicles before, during and after the journey.

**4**

Basic knowledge of the authorization requirements for transporters and when such authorization is necessary.

**5**

Knowledge of how to plan a journey (taking into account such factors as maximum travelling times, required rest periods, and the time taken to load and unload). Ability to anticipate changing conditions and make contingencies for unforeseen circumstances.

**6**

Understanding of when a route plan or documentation are required and how to complete these documents.

**7**

Knowledge of vehicle construction and use requirements in current welfare legislation.

**8**

Ability to load, operate and control a vehicle safely, efficiently and effectively so as to ensure the welfare of the animals.

**9**

Knowledge of the appropriate methods of handling animals during loading and unloading, including the use of visual fields and flight zones, lighting and the appropriate use of such things as sticks, boards, blindfolds and electric goads. Knowledge of handling methods which are prohibited.

**10**

Knowledge of the specific requirements of the Order relating to different species for rest, feed and liquid.

**11**

Knowledge of stocking densities (effects of overcrowding and understocking) and headroom and segregation requirements, taking into account species being transported, method of transport, gender, condition, age, length of journey and ambient conditions.

**12**

Understanding of the importance for animal welfare of temperature, both inside and outside the vehicle, including the effect on different species and the need for adjustment of ventilation.

**13**

Ability to clean and disinfect vehicles and knowledge of when it is necessary to do so before and after the journey.

**14**

Elementary knowledge of the causes of stress in animals; ability to recognize the signs of stress and ill-health, and basic knowledge of how to reduce the symptoms.

**15**

Ability to care for animals which become unfit or injured during transport, including an understanding of when to seek veterinary advice. Knowledge of the limited circumstances when it is permissible to transport unfit animals for veterinary treatment or slaughter.



**SCHEDULE 10**

(Article 11)

**PROVISIONS RELATING TO AUTHORIZATIONS****1 Specific and general authorizations**

- (1) An authorization may be –
  - (a) a specific authorization, that is, an authorization issued by the Minister to a transporter named in the authorization on an application made by him or her, which covers such activities as are described in the authorization; or
  - (b) a general authorization, that is, an authorization issued by the Minister which does not name individual transporters and which covers such transporters resident in Jersey (or, in the case of a body corporate, incorporated in Jersey) and such activities as are described in the authorization.
- (2) A specific authorization shall be required for any transporter who transports cattle, sheep, pigs, goats and horses.
- (3) A specific authorization may be amended or revoked by the Minister by notice in writing served on the transporter to whom the authorization was granted.
- (4) A general authorization may be amended or revoked by publication in such manner as the Minister shall see fit.
- (5) In the case of a general authorization the Minister may, by notice in writing served on a transporter, either exclude that transporter from the operation of a general authorization, or impose additional conditions on that transporter which differ from the conditions in the general authorization.
- (6) A specific authorization shall not be issued to more than one transporter.
- (7) The fact that a transporter is covered by a general authorization in respect of certain activities does not prevent a specific authorization being issued to him or her in respect of those activities.
- (8) If a transporter has been issued with a specific authorization, he or she shall cease to be covered by any aspect of the general authorization in relation to the animals covered by the specific authorization, and he or she shall not be permitted to carry out any transport of those animals except under the authority of a specific authorization; and if a specific authorization is revoked, or limited in any way, then the transporter who held the authorization shall not be entitled to transport the animals covered by that specific authorization under the authority of the general authorization.

- (9) Notice shall be given of the issue of any general authorization in such form as the Minister shall see fit.

## **2 Authorization holder to be a fit person**

- (1) A specific authorization shall be granted on the application of any person if he or she satisfies the Minister that he or she is a fit person to transport animals.
- (2) In determining whether a transporter applying for a specific authorization is a fit person to transport animals, the Minister shall have regard to any circumstances appearing to him or her to be relevant, and in particular any evidence tending to show that the applicant, or any of the applicant's employees, agents or associates (whether past or present) or, where the applicant is a body corporate, any person appearing to the Minister to be a controller of the body corporate or an associate of any such person, has –
- (a) committed any offence involving animal welfare;
  - (b) contravened any provision of this Order or any other Order made under Article 10(j), 11, 14, 20 or 26 of the principal Law or failed to comply with Article 16 of the principal Law; or
  - (c) previously been responsible for anything which would cause the Minister to revoke or suspend an authorization under the following paragraph.
- (3) A person operating under an authorization, whether specific or general, shall give to an officer in an administration of the States for which the Minister is assigned responsibility such information as the Minister may reasonably require concerning the transport under the authorization.
- (4) A holder of a specific authorization who intends to transport vertebrate animals under a trading name different from that specified in the authorization shall notify the Minister of the name before he or she transports any animals under that name.

## **3 Suspension and revocation**

- (1) The Minister may revoke or suspend a specific authorization, or remove a transporter from a general authorization, either temporarily or permanently, in the event of any of the following, involving either the transporter or, if it appears to the Minister to be relevant, any associate, employee or agent of the transporter –
- (a) repeated infringements in Jersey of this Order or a single such infringement which involves serious suffering to animals, in either case whether or not the infringement leads to a criminal conviction;
  - (b) any breach of the rules relating to route plans; or
  - (c) repeated infringements of legislation of a Member State implementing Council Directive 91/628/EEC, or a single such infringement involving serious suffering to animals,
- whether or not the infringement or breach leads to a criminal conviction.

- (2) The Minister shall by notice in writing inform the transporter that the Minister is minded to revoke the authorization, or suspend it until a specified date or indefinitely.

#### **4 Written representations**

- (1) If within 28 days of the issue of a specific authorization the person to whom it is issued requests the Minister to give him or her notice of the reasons for the inclusion of any provision in it, the Minister shall comply with his or her request within 28 days of receiving it.
- (2) On issuing a specific authorization to a person the Minister shall notify him or her of the effect of sub-paragraph (1).
- (3) If the Minister refuses an application for a specific authorization, he or she shall give the applicant notice in writing of the reasons for the refusal.
- (4) If the Minister, by notice in writing served on a transporter, amends, suspends or revokes a specific authorization, the notice shall give the transporter reasons for the amendment, suspension or revocation.
- (5) If the Minister, by notice in writing served on a transporter, either excludes that transporter from the operation of a general authorization or imposes additional conditions on that transporter, the notice shall give the transporter reasons for the exclusion or the imposition of additional conditions.
- (6) If within 28 days of receipt of a notice under this paragraph giving the Minister's reasons the transporter makes written representations to the Minister concerning the matter to which the notice is related, the Minister shall refer the transporter's representations to an appointed person.
- (7) A notice under this paragraph giving the Minister's reasons shall notify the transporter of the effect of sub-paragraph (6).

#### **5 Appointed persons**

- (1) The Minister shall nominate an appointed person who is specially qualified in the Minister's opinion to consider representations under this Schedule.
- (2) The appointed person shall serve on the person who made the representations a notice requiring him or her to state within 14 days of receipt of the notice whether he or she wishes to make written or oral representations to the appointed person at a hearing.
- (3) The notice shall specify the place, date and time of the hearing and the date of the hearing shall not be earlier than 14 days from the date of the notice, unless the person who makes the representations has agreed to an earlier hearing.
- (4) The appointed person shall permit the Minister or the transporter to make written or oral representations at the hearing either in person or through a representative.

- (5) The appointed person may permit any other person to make written or oral representations to him or her at the hearing.
- (6) The appointed person shall consider –
  - (a) the reasons given by the Minister under this Schedule; and
  - (b) any representations made under this Schedule,and shall make a report to the Minister after the close of that consideration, giving the person's findings of fact and his or her recommendations, and the Minister shall reconsider the Minister's decision in the light of the report.
- (7) The Minister shall notify the transporter of the result of the reconsideration and the reasons for it and shall send the transporter a copy of the appointed person's report.

## **6 Interpretation**

In this Schedule, "agent" means an individual who acts on behalf of another person.

## **7 Duty to notify changes**

- (1) Within 21 working days after –
  - (a) any change takes place in the officers of a body corporate which is the holder of a specific authorization, or a body corporate which is a controller of a body corporate which holds such an authorization; or
  - (b) a body corporate which holds such an authorization becomes aware that a person has become or ceased to be a controller of the body corporate,the holder of the authorization shall give the Minister notice of the change.
- (2) Where the Minister is given notice under sub-paragraph (1) of any change the Minister may by notice require the holder of the authorization to furnish the Minister with such information, verified in such manner, as the Minister may stipulate.
- (3) The holder of a specific authorization shall notify the Minister within 21 days of any change of address of the transporter.

**SCHEDULE 11**

(Article 12)

**INFORMATION TO BE PROVIDED ON THE ROUTE PLAN*****SECTION 1 – INFORMATION TO BE COMPLETED BEFORE THE JOURNEY***

1. Name, full address, business name, telephone number and fax number of the transporter.
2. Number and species of animals to be transported.
3. Health certificate number(s).
4. Number of the transporter's authorization (if any).
5. Registration number of the vehicles to be used, and the trailers if different.
6. Name of the person(s) in charge of the transport during the journey.
7. Place where the animals are to be first loaded, and full address.
8. Planned date and time of departure.
9. Full itemised itinerary of the journey.
10. Full address of the final destination.
11. Estimated date and time of arrival at the final destination (local time).

***SECTION 2 – INFORMATION TO BE COMPLETED DURING THE JOURNEY***

12. Actual date and time of loading the first animal.
13. Actual time of departure from the place of loading.
14. Full itemised itinerary of the journey.
15. Actual date and time of arrival at the final destination (local time).

**SCHEDULE 12**

(Article 14)

**FORM OF UNDERTAKING**

I declare that, in transporting vertebrate animals from Jersey to a destination outside the European Union, I shall take all the measures necessary to comply with the requirements of Council Directive 91/628/EEC as amended up to the place of destination.

In addition I undertake to ensure that any staff to whom I entrust the transport of live animals are competent to do so, and are acquainted with the provisions specified in Schedule 8 of the Diseases of Animals (Welfare in Transit) (Jersey) Order 2001.

Signed

Name in block letters

Position in the transport company

Date

## ENDNOTES

### Table of Legislation History

Legislation	Year and No	Commencement
Diseases of Animals (Welfare in Transit) (Jersey) Order 2001	R&O.129/2001	1 December 2001
States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005	R&O.132/2005	9 December 2005

### Table of Renumbered Provisions

Original	Current
1(3), (4)	spent, omitted from this revised edition
1(5)	1(3)
1(6)	1(4)
Schedule 1, Part I	Schedule 1, Part 1
Part II	Part 2
Schedule 2, Part I	Schedule 2, Part 1
Part II	Part 2
Schedule 3, Part I	Schedule 3, Part 1
Part II	Part 2
Schedule 4, Part I	Schedule 4, Part 1
Part II	Part 2
Schedule 5, Part I	Schedule 5, Part 1
Part II	Part 2

### Table of Endnote References

- 
- <sup>1</sup> This Order has been amended by the States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government
- <sup>2</sup> chapter 02.400
- <sup>3</sup> chapter 17.210
- <sup>4</sup> chapter 02.400