

PUBLIC HEALTH (ANIMALS AND BIRDS) REGULATIONS
- CHAPTER 139A

Empowering section VerDate:30/06/1997

(Cap 139 section 3)

[1 January 1936]

(16 of 1935 Schedule)

REGULATION 1

Animals and birds in transit VerDate:30/06/1997

THE PREVENTION OF THE INTRODUCTION OF INFECTIOUS DISEASE

Except under and in accordance with a permit granted by the senior veterinary officer, no animal or bird which is brought into Hong Kong on board any vessel or aircraft and which is not destined for Hong Kong shall be removed from such vessel or aircraft.

(L.N. 160 of 1977)

REGULATION 1A

Interpretation VerDate:27/02/1998

In this Regulation, unless the context otherwise requires-

"designated place" means the designated place referred to in Schedule 6;

"designated point of entry" means the designated point of entry referred to in Schedule 5;

"water bird" means any bird that ordinarily lives on or feeds in water, and includes ducks and geese.

(L.N. 165 of 1998)

REGULATION 2

Dung and litter to be properly dealt with VerDate:30/06/1997

While any vessel or aircraft which has on board any animals or birds not destined for Hong Kong remains-

(a) in the case of a vessel, in the waters of Hong Kong; or

(b) in the case of an aircraft, at any aerodrome or landing place in Hong Kong, all dung of the animals, and all scrapings, litter and sweepings removed from the vicinity of the animals or birds, shall at intervals not exceeding 24 hours be dealt with and disposed of as the senior veterinary officer may direct.

(L.N. 51 of 1968)

REGULATION 3

No removal of carcasses except under special permit VerDate:30/06/1997

Carcasses of animals or birds which have died or have been slaughtered-

(a) on board a vessel while in the waters of Hong Kong or during a voyage; or

(b) on an aircraft while at any aerodrome or landing place in Hong Kong or during a flight, shall not be removed from such vessel or aircraft except under and in accordance with a special permit. (L.N. 160 of 1977)
(L.N. 51 of 1968)

REGULATION 3A

(Repealed L.N. 353 of 1983) VerDate:30/06/1997

SPECIAL PERMITS

REGULATION 4

Removal of animals and birds VerDate:23/01/1998

(1) Subject to subregulations (1A) and (3), no animal or bird which is brought into Hong Kong on board any vessel or aircraft from any place outside Hong Kong shall be removed from such vessel or aircraft except under and in accordance with a special permit. (L.N. 160 of 1977; L.N. 353 of 1983)

(1A) Where any animal or bird has been brought into Hong Kong on board any aircraft from any place outside Hong Kong, the senior veterinary officer in his discretion may, notwithstanding the provisions of a special permit issued for the purposes of subregulation (1) or that a special permit as aforesaid was not issued before the arrival in Hong Kong of such animal or bird, direct the animal or bird to be removed from that aircraft to such place at the aerodrome where the aircraft has landed, or such other place, as shall be approved by the Director for the purpose of inspection and, in the case of an animal or bird in respect of which no special permit was issued before its arrival in Hong Kong, for the purpose of determining whether a special permit should be issued to permit such animal or bird to remain in Hong Kong. (L.N. 160 of 1977)

(2) Where the senior veterinary officer is of opinion that any animal or any class or description of animals is or may be dangerous, he may, notwithstanding that a special permit has been issued for the purposes of this regulation, direct that such animal or the animals comprised in such class or description of animals, as the case may be, shall not be removed from any vessel or aircraft until he is satisfied that the arrangements for the reception in Hong Kong of such animal or animals are such as to preclude, so far as practicable, risk of injury to persons or property. (L.N. 51 of 1968; L.N. 160 of 1977)

(3) Subregulation (1) shall not apply to animals or birds brought into Hong Kong direct from the Mainland. (L.N. 353 of 1983; L.N. 44 of 1998)

REGULATION 5

Removal of animals at authorized landing places VerDate:30/06/1997

(1) Subject to subregulation (2), the removal from a vessel of animals which are brought into Hong Kong for the purpose of being slaughtered for food shall take place only at an authorized landing place specified in Schedule 2. (L.N. 353 of 1983)

(2) Where the removal of animals from a vessel does not take place at an authorized landing place, the animals shall forthwith be taken to an authorized landing place by the most direct route.

(3) The Director may, by notice in the Gazette, amend Schedule 2.
(L.N. 353 of 1983)

(L.N. 160 of 1977)

REGULATION 6

(Repealed L.N. 353 of 1983) VerDate:30/06/1997

REGULATION 7

Responsibility of permittee VerDate:30/06/1997

The permittee named in a special permit shall ensure that the terms of the special permit are strictly complied with.

REGULATION 7A

Imported birds to be accompanied by valid health certificate VerDate:23/01/1998

HEALTH CERTIFICATES

(1)No person shall bring, or cause to be brought, into the Hong Kong Special Administrative Region from any place outside the Hong Kong Special Administrative Region any bird unless it is accompanied by a valid health certificate issued by a competent veterinary authority in that place certifying, to the Director's satisfaction, as to the matters referred to in Schedule 4. The health certificate shall be produced on demand to the Director or any person authorized by him.

(2)In this regulation, "competent veterinary authority" in relation to a veterinary authority in any place outside the Hong Kong Special Administrative Region, means a veterinary authority who, to the Director's satisfaction, is competent for the purposes of this Regulation.

(L.N. 44 of 1998)

REGULATION 7B

Designated points of entry for imported birds VerDate:14/12/2001

DESIGNATED POINTS OF ENTRY FOR IMPORTED BIRDS

(1)No bird intended to be slaughtered for food shall be brought into Hong Kong otherwise than through the relevant designated point of entry specified in Schedule 5.

(2)No water bird intended to be slaughtered for food shall be brought into Hong Kong unless it is carried in or on a vehicle, vessel or an aircraft in or on which no bird other than a water bird is carried at the same time. (L.N. 218 of 2001)

(2A)No quail intended to be slaughtered for food shall be brought into Hong Kong unless-

(a) it is carried in or on a vehicle, a vessel or an aircraft; and

(b) no other bird (other than a quail) is carried in or on the vehicle, vessel or aircraft at the same time. (L.N. 218 of 2001)

(3)No bird which is brought into Hong Kong for the purpose of being slaughtered for food shall be removed from the relevant designated point of entry except with the permission of the senior veterinary officer.

(4)The Director may, by notice in the Gazette, amend Schedule 5.

(L.N. 165 of 1998)

REGULATION 8

Senior veterinary officer may cause destruction of diseased animal or bird VerDate:30/06/1997

DESTRUCTION

If any animal or bird brought into Hong Kong is found to be suffering from disease the senior veterinary officer may, if necessary, cause the same to be destroyed at once and its carcass disposed of in such a manner as may be best calculated to prevent the spread of infection.

(L.N. 51 of 1968)

REGULATION 9

Imported animals to be taken to licensed slaughterhouse or Government Depot VerDate:01/01/2000

SEGREGATION

(1) In this regulation "licensed slaughterhouse" means a slaughterhouse licensed under the Slaughterhouses Regulation (Cap 132 sub. leg.) (78 of 1999 s. 7)

(2) Animals which are brought into Hong Kong for the purpose of being slaughtered for food shall, forthwith on arrival, be taken or driven by the most direct route to a licensed slaughterhouse or to a Government cattle depot or to such other place as the senior veterinary officer may direct. (L.N. 353 of 1983)

(3) Every animal which is taken to a licensed slaughterhouse or a Government Depot under subregulation (2) shall, unless slaughtered forthwith, be detained at that licensed slaughterhouse or depot in segregation, at the risk and expense of the owner, for such period as may be decided by the senior veterinary officer. (L.N. 353 of 1983)
(L.N. 51 of 1968; 78 of 1999 s. 7)

REGULATION 9A

Imported birds to be taken to designated places VerDate:14/12/2001

(1) Subject to the permission of the senior veterinary officer under regulation 7B(3), the birds (other than quails) which are brought into Hong Kong for the purpose of being slaughtered for food shall be taken forthwith by the most direct route to the relevant designated place specified in Schedule 6, and no water bird shall be carried in or on the same vehicle with a bird other than a water bird. (L.N. 218 of 2001)

(2) The Director may, by notice in the Gazette, amend Schedule 6.
(L.N. 165 of 1998)

REGULATION 9B

Imported quails to be taken to specified premises VerDate:14/12/2001

Subject to the permission of the senior veterinary officer under regulation 7B(3), quails that are brought into Hong Kong for the purpose of being slaughtered for food shall be taken to the premises specified in a licence granted under regulation 5 of the Public Health (Animals and Birds) (Animal Traders) Regulations (Cap 139 sub. leg.) as premises at which quails may be sold or offered for sale. (L.N. 218 of 2001; L.N. 261 of 2001)

- REGULATION 9C

Quails to be transported separately within Hong Kong VerDate:12/02/2002

No person shall carry-

(a) any quail that is intended to be slaughtered for food, from one place to another, at the same time with any other bird (other than a quail); or

(b) any quail that is intended to be slaughtered for food, in or on a vehicle or a vessel if the person knows that any other bird (other than a quail) is carried in or on the same vehicle or vessel.
(L.N. 261 of 2001)
(L.N. 218 of 2001)

REGULATION 10

Animals and birds brought into Hong Kong under special permit VerDate:30/06/1997

(1) Animals or birds brought into Hong Kong on board any vessel from any place outside Hong Kong under a special permit for a purpose other than for slaughter shall be-

(a) removed from a vessel, only at the time and place stated in the permit; and

(b) taken or driven forthwith to the segregation place stated in the permit by the route stated in the permit; and

(c) maintained at such segregation place at the risk and expense of the owner for the period stated in the permit.

(2) Animals or birds brought into Hong Kong on board any aircraft for a purpose other than for slaughter from any place outside Hong Kong shall, if a special permit for them is issued-

(a) on their removal from the aircraft in accordance with regulation 4(1A), be taken or driven to the segregation place stated in the permit by the route stated in the permit; and

(b) be maintained at such segregation place at the risk and expense of the owner for the period stated in the permit.
(L.N. 160 of 1977)

REGULATION 11

Provision regarding dung and litter VerDate:30/06/1997

The dung of animals which have been brought into Hong Kong on board any vessel or aircraft and are destined for Hong Kong, and partly consumed or broken fodder that has been supplied to such animals, and the litter, fittings, pens, hurdles, utensils and other things of any kind whatever used for or about such animals, shall not be removed from such vessel or aircraft, or cast from such vessel into the waters of Hong Kong except under and in accordance with a special permit.

(L.N. 160 of 1977)

REGULATION 12

Detention of animal or bird by senior veterinary officer VerDate:30/06/1997

Any animal or bird which has been conveyed in the same vessel, aircraft, train or vehicle as any diseased animal or bird, or which has otherwise

been in contact with any diseased animal or bird, or which, in the opinion of the senior veterinary officer, may be likely to spread infection, may be detained by the senior veterinary officer in quarantine for such period as he may, in the circumstances of the case, think proper.
(L.N. 51 of 1968)

REGULATION 13

Equines to be malleined VerDate:30/06/1997

All equines shall be malleined under the supervision of the senior veterinary officer within 10 days of arrival in Hong Kong and shall be re-tested not less than 30 or more than 45 days after such malleining, unless a mallein certificate is produced to the senior veterinary officer and he is satisfied therewith, in which case a re-test shall be carried out not less than 30 or more than 45 days after the date of the original test as stated in such certificate:

Provided that, in the case of equines which are declared on arrival to be intended for export within 1 month, the senior veterinary officer may, in his discretion and subject to such conditions as he may think desirable, dispense with malleining for that period.

(G.N.A. 54 of 1956)

REGULATION 13A

Taking samples for laboratory testing in respect of imported birds VerDate:27/02/1998

For the purpose of the prevention of the introduction or the spreading of disease, the senior veterinary officer, or any person acting under his direction, may take such samples from the birds brought into Hong Kong as the senior veterinary officer considers appropriate for laboratory testing.

(L.N. 165 of 1998)

REGULATION 14

Information necessary before release from quarantine VerDate:30/06/1997

The following may be required before the senior veterinary officer shall release animals from segregation-

(a) a certificate to the satisfaction of the senior veterinary officer, signed by a duly qualified veterinary surgeon recognized by the local authority of the country of origin of the animals, in such of the forms set out in Schedule 1 as may be appropriate, or giving the like particulars; (L.N. 353 of 1983)

(b) a certificate to the satisfaction of the senior veterinary officer, signed by the master of the vessel, or the commander of the aircraft, on which the animals were brought into Hong Kong stating that no case of disease has occurred during the voyage or flight and giving information regarding-

- (i) the kind of the animals embarked;
- (ii) the port or place of embarkation;
- (iii) the number and cause of death, if any; and

(iv) the kind and number of animals to be removed in Hong Kong from the vessel or aircraft:
(L.N. 160 of 1977)

Provided that, when in the opinion of the senior veterinary officer any such certificate could not have been, or could not be, obtained with reasonable ease, he may dispense with such certificate.

REGULATION 15

Power of senior veterinary officer with regard to animals in segregation VerDate:30/06/1997

In the event of disease appearing among animals or birds in segregation, the senior veterinary officer shall have power to order immediate slaughter of the animals or birds or any of them, or to prolong the period of segregation.

(G.N.A. 54 of 1956)

REGULATION 16

Senior veterinary officer to report VerDate:30/06/1997

The senior veterinary officer in every instance shall report promptly to the Director, from time to time, all ascertainable material particulars concerning animals or birds placed in segregation and the orders given by him with regard thereto.

(G.N.A. 54 of 1956)

REGULATION 17

Power of owner to cause animal to be slaughtered VerDate:30/06/1997

Notwithstanding any other provision of the Ordinance, owners of animals in segregation may at any time cause their animals to be slaughtered in a lawful manner.

REGULATION 18

Transfer permitted for slaughter VerDate:30/06/1997

For the purpose of slaughter the officer in charge of a Government depot may permit transfer of animals from one Government depot to another.

REGULATION 19

Owners to pay charges VerDate:30/06/1997

Owners of animals or birds in segregation shall on demand pay such daily charge for the keep of such animals or birds, until the same shall be either released from segregation or destroyed, as the senior veterinary officer may direct.(G.N. 601 of 1947)

REGULATION 20

Restrictions against removal of animals, birds or things from segregation place VerDate:30/06/1997

Except as provided in regulation 21 no animals, birds, carcasses, dung, litter, fodder, utensils or things of any kind whatever shall be removed from a segregation place without a special permit.

REGULATION 21

Disposal of infected carcasses, etc. VerDate:30/06/1997

All carcasses, dung, litter, broken fodder and things of any kind whatever which, in the opinion of the senior veterinary officer or any public officer authorized in writing by him for the purposes of this regulation, may spread disease among animals or birds, shall be disposed of as the senior veterinary officer or such officer may direct.

(G.N.A. 54 of 1956)

REGULATION 22

Duty of person in charge to know the state of health of animal or bird VerDate:30/06/1997

EASE AMONG ANIMALS AND BIRDS IN HONG KONG

Every person having any animal or bird in his possession or under his charge shall observe and make himself acquainted with the state of health of such animal or bird.

- REGULATION 23

Duty of person in charge of animal or bird to notify existence of disease VerDate:30/06/1997

Every person having in his possession or under his charge any animal or bird affected with or suspected of being affected with disease shall-

(a) as far as practicable keep that animal or bird separate from animals or birds not so affected; and

(b) with all practicable speed notify the fact of the animal or bird being so affected or suspected to a police officer of the police area wherein such animal or bird is, or to a health inspector.
(G.N.A. 87 of 1951)

REGULATION 24

On receipt of notification of disease police officer to make inquiries VerDate:30/06/1997

On receipt of a notification from an owner or person in charge of an animal or bird, or on having reasonable grounds to suspect the existence of disease in any place, a police officer or an inspector shall proceed with all practicable speed to such place in order to ascertain all available particulars as to the animal or bird, and the owner or person in charge of the animal or bird or place shall give to such police officer or inspector all reasonable information and facilities for inspection.
(G.N.A. 87 of 1951; G.N.A. 124 of 1960)

REGULATION 25

Interim declaration of infected area VerDate:30/06/1997

It shall be lawful for a police officer or an inspector who has proceeded to any place in accordance with regulation 24, notwithstanding inability to obtain particulars, to serve an interim notice in writing, signed by him, declaring such place to be an infected place pending investigation by the senior veterinary officer, and also to leave a police officer or an inspector in the place pending the arrival of the senior veterinary officer.
(G.N.A. 87 of 1951; G.N.A. 124 of 1960)

REGULATION 26

Interim notice shall define requirements VerDate:30/06/1997

An interim notice shall set out the requirements of regulations 31, 32 and 33 and shall, so far as may reasonably be necessary, define the premises affected thereby. Such notice, until withdrawn, shall have force and effect as if given or confirmed by the Director.
(G.N.A. 54 of 1956)

REGULATION 27

Service of interim notice VerDate:30/06/1997

Service of an interim notice shall be effected by delivery thereof to the owner or occupier of the place or to a person in charge of the animal or bird, or by posting the same on some part of the place.

REGULATION 28

Particulars with respect to interim notice to be reported VerDate:30/06/1997

A police officer or an inspector serving an interim notice shall report, with all practicable speed, in writing, to the senior veterinary officer the particulars obtained and steps taken by him.
(G.N.A. 87 of 1951; G.N.A. 54 of 1956; G.N.A. 124 of 1960)

REGULATION 29

Senior veterinary officer to visit place declared infected by interim notice VerDate:30/06/1997

The senior veterinary officer shall visit promptly the place to which any interim notice relates, and if, in his opinion, disease exists or within 56 days has existed at such place, he shall with all practicable speed report all ascertainable particulars to the Director, but, if satisfied that disease does not so exist or has not so existed, he shall withdraw the interim notice.
(G.N.A. 54 of 1956)

REGULATION 30

Director may declare place infected VerDate:30/06/1997

The Director may declare any place where animals or birds are or have been to be an infected place, and thereupon notice in that behalf signed by the senior veterinary officer shall be served in the manner prescribed in regulation 27. A place declared to be an infected place shall so continue until the Director shall declare the same to be free from infection.
(G.N.A. 54 of 1956)

REGULATION 31

Removal of animals, etc., from infected place prohibited VerDate:30/06/1997

No animal or bird, and no carcass, fodder, litter, dung, utensil, milk or other thing shall be moved out of an infected place without a special permit issued by the senior veterinary officer. Any such permit may contain such conditions as the senior veterinary officer may think necessary or expedient to impose and failure to comply with any of the conditions imposed shall be deemed a contravention of this regulation.
(G.N.A. 211 of 1951)

REGULATION 32

Admission to infected place prohibited VerDate:30/06/1997

No person, except the senior veterinary officer and persons acting under his direction, police officers and any inspectors on duty and the attendants of the animals or birds shall enter an infected place without a special permit. No attendant shall leave an infected place without a special permit.
(G.N.A. 124 of 1960)

REGULATION 33

Owner or occupier to grant facilities for inspection and disinfection VerDate:30/06/1997

The owner or occupier and the person in charge of an infected place shall give all reasonable facilities for inspection and for the cleansing and disinfection of the place and of any pens, hurdles, utensils or other things used for or about the animals or birds in such place, and shall ensure that the requirements of or consequent on any notice, affecting such place and given under the Ordinance or regulations made thereunder, are observed.

REGULATION 34

Removal of animals or birds by order of the Director VerDate:30/06/1997

The Director may order the removal of any animal or bird from an infected place to any segregation place appointed by the Director.
(G.N.A. 54 of 1956)

REGULATION 35

Power of Director to order slaughter of cases or contacts VerDate:30/06/1997

(1) If in the opinion of the senior veterinary officer any animal or bird is suffering from or has been in contact with an animal or bird suffering from an infectious or contagious disease, the Director may order such animal or bird to be slaughtered.

(2) Any animal or bird in respect of which any such order is given shall be slaughtered and the carcass thereof disposed of in such manner and within such time as the Director may direct.

(3) For the purpose of carrying out any such order the Director may give such directions as he may think fit to the owner or person having charge of the animal or bird in respect of which such order was given, and such animal or bird shall be dealt with in accordance with such directions.
(G.N.A. 80 of 1956)

REGULATION 36

Burial or exhumation of carcasses prohibited except under supervision VerDate:30/06/1997

No carcass of an animal or bird shall be buried, or, after burial, be dug up, except under the supervision of the senior veterinary officer or of an inspector acting under his instructions.
(G.N.A. 124 of 1960)

REGULATION 36A

Duty to muster cattle for inspection VerDate:30/06/1997

PREVENTION OF RINDERPEST

The Director may, by not less than 7 days notice in writing, require any person having in his possession or under his charge any cattle to which this regulation applies to muster and hold all such cattle on his premises on a date to be specified in the notice in cattle sheds or cattle yards or secured with ropes.
(L.N. 3 of 1970)

REGULATION 36B

Power to inspect, inoculate etc. cattle VerDate:30/06/1997

Upon notice being given under regulation 36A, the Director, the senior veterinary officer, a veterinary officer, or an inspector may-

- (a) inspect and examine any cattle to which this regulation applies;
- (b) inoculate or cause to be inoculated against rinderpest any cattle to which this regulation applies with such vaccine and in such manner as he may consider appropriate;
- (c) apply or cause to be applied to any cattle inoculated against rinderpest such tattoo-mark or ear-punch mark as the Director may specify for the purpose by notification in the Gazette.
(L.N. 3 of 1970)

REGULATION 36C

Prohibition of inoculation by private persons VerDate:30/06/1997

No person shall inoculate or cause to be inoculated against rinderpest any cattle to which this regulation applies, unless either-

- (a) he is acting in accordance with regulation 36B; or
- (b) he has obtained the prior written consent of the Director and inoculates with a vaccine specified by the Director.
(L.N. 3 of 1970)

REGULATION 36D

Prohibition of unlawful application of tattoo-marks etc. VerDate:30/06/1997

Except in accordance with regulation 36B, no person shall apply or cause to be applied to any cattle to which this regulation applies any tattoo-mark or ear-punch mark of such a kind as is intended or likely to suggest that inoculation against rinderpest has been carried out on the cattle.
(L.N. 3 of 1970)

REGULATION 36E

Application VerDate:30/06/1997

Regulations 36A, 36B, 36C and 36D shall apply-

- (a) subject to paragraph (b), to and in respect of all cattle over the age of 3 months, other than cattle imported for immediate slaughter;
- (b) to and in respect of all cattle in a place declared to be an infected place under regulation 30.
(L.N. 3 of 1970)

REGULATION 37

Interpretation VerDate:30/06/1997

DEPOTS FOR CATTLE, SWINE, SHEEP AND GOATS

General

In the following regulations-

"depot" means one of the depots specified in regulation 9 or any other depot for animals provided by the Government;

"officer in charge" means the person appointed by the Director to superintend and have the charge of any or all of such depots or of part of any such depot.

(G.N.A. 54 of 1956)

REGULATION 38

Animals for slaughter to be housed in Government depots VerDate:30/06/1997

All cattle, swine, sheep and goats brought into Hong Kong for the purpose of being slaughtered shall be kept in a depot:

Provided that no such animal shall be permitted to remain in any depot for a longer period than 21 days:

Provided also that any such animal which is condemned by the senior veterinary officer as unfit to be slaughtered for human food may, with the consent of the senior veterinary officer, be removed by the owner.

REGULATION 39

Fees for use of depot VerDate:19/12/1997

The fee payable for each head of cattle housed in a depot shall be \$22 when cattle so housed are removed to any place other than the slaughter-house adjoining such depot or another depot, and the fee payable for each pig, sheep and goat similarly housed and removed shall be \$6. No fee is payable on admission.

(L.N. 36 of 1989; L.N. 44 of 1995; L.N. 206 of 1996; L.N. 523 of 1997)

REGULATION 40

Removal of animals without permit prohibited VerDate:30/06/1997

No cattle, swine, sheep and goats shall be removed from a depot for any purpose except on a removal order signed by the officer in charge. Such order shall be granted on the production and deposit of the receipt given on the admission of the animals and in favour of the person therein named or of any other person on his order.

REGULATION 41

Owners of animals to provide food VerDate:30/06/1997

The officer in charge shall provide water only for the use of the cattle, swine, sheep and goats housed in the depots. The owners of such animals shall provide proper and sufficient food and shall send men in sufficient numbers to look after, feed and water such animals, but no other unauthorized person may be or remain on the premises during such hours as the depots are closed to the public.

(G.N.A. 54 of 1956)

REGULATION 42

Government not to accept responsibility VerDate:30/06/1997

The Government shall not be responsible for the safe custody of any cattle, swine, sheep or goats housed in a depot.

(G.N.A. 54 of 1956)

REGULATION 43

Drenching of animals prohibited VerDate:30/06/1997

The drenching of any animal with any substance whatever, or the administration of salt in any form, in a depot, except with the permission of the senior veterinary officer or of the officer in charge, is prohibited.

REGULATION 44

Admission to depot prohibited to unauthorized persons VerDate:30/06/1997

MAINTENANCE OF ORDER IN DEPOTS

No person, other than a person authorized by the Director, shall enter or remain in any depot except for the purpose of securing or of supplying food or water to any animal therein.
(G.N.A. 54 of 1956)

REGULATION 45

Bad language and drunkenness forbidden VerDate:30/06/1997

No person shall in any depot use any indecent or obscene language, or enter or remain therein in a state of intoxication.

REGULATION 46

Liquor prohibited VerDate:30/06/1997

No person shall bring into a depot any malt or spirituous liquor or any drug of any nature whatsoever.

REGULATION 47

Application to use depot to be in writing VerDate:30/06/1997

Every person who may desire to use a depot for the purpose of accommodating any animal shall make application in writing to the officer in charge, and permission to use the depots shall be given to the several persons so applying in the order in which such applications are received.

REGULATION 48

Orders to be obeyed VerDate:30/06/1997

Every person using any depot shall obey all reasonable orders given to him by the officer in charge, and shall conduct himself in a quiet and orderly manner therein.

REGULATION 49

Obstruction prohibited VerDate:30/06/1997

No person shall obstruct or hinder any other person in the proper use of a depot.

REGULATION 50

Disorderly conduct forbidden VerDate:30/06/1997

No person shall, by any disorderly or improper conduct, disturb or interrupt any other person in the proper use of a depot.

REGULATION 51

Hours to be fixed by Director VerDate:30/06/1997

The depots shall, for the purpose of the admission of animals, be open at such hours as may be fixed by the Director and, except as provided by regulations 41 and 44, no person shall attempt to gain access to, or shall remain in, a depot at any other hour.

(G.N.A. 54 of 1956)

REGULATION 52

Notice of closing to be given VerDate:30/06/1997

Whenever in the opinion of the Director it is expedient for its maintenance or preservation to close any part of any depot, he shall cause a notice in that behalf to be posted in some conspicuous part of such depot specifying the part that is closed, and no unauthorized person shall thereafter use or enter such part until a further notice has been published and posted as aforesaid notifying the reopening of such part.

(G.N.A. 54 of 1956)

REGULATION 53

Animals to be inspected prior to admission VerDate:30/06/1997

Every person desiring to bring an animal into a depot shall apply to the officer in charge to inspect and pass such animal, and no person shall bring or cause to be brought or attempt to bring into a depot any animal which has not been duly inspected and passed by the officer in charge.

REGULATION 54

Beasts to be properly secured VerDate:30/06/1997

Every person who brings or causes to be brought into a depot any beast shall cause such beast to be securely tied to the tying irons in a byre assigned for the purpose; and every person who brings or causes to be brought into a depot any sheep, lamb or goat shall cause such sheep, lamb or goat to be properly penned in a lair assigned for the purpose; and every person who brings or causes to be brought into a depot any pig shall cause such pig to be properly secured in a piggery assigned for the purpose.

REGULATION 55

Procedure in case of dispute VerDate:30/06/1997

If any difference or dispute shall arise between any persons using a depot regarding any question of priority or right to use any part of the depot, such difference or dispute shall be referred to the officer in charge, and the decision of the officer in charge shall be final and shall be obeyed by such persons.

REGULATION 56

Obstruction by carts or vehicles prohibited VerDate:30/06/1997

No person resorting to a depot, who is in charge of any cart or other vehicle, shall station such cart or other vehicle in the depot or in any private road giving access thereto in such a manner as to hinder any animals or any other cart or vehicle in arriving at or departing from the depot, or wilfully or improperly station such cart or vehicle so as to occupy a position in which the person in charge of any other cart or vehicle would, by priority of arrival, have prior claim to place such last-mentioned cart or vehicle.

REGULATION 57

Penalty VerDate:09/05/2003

(1) Any person who acts in contravention of regulation 1, 2, 3, 4(1), 5, 7, 9, 10, 11, 13, 20 to 24, 31 to 33, 36, 36C, 36D, 40, 43 to 46, 48 to 54 or 56 or who fails to comply with a direction given under regulation 4(1A) or (2) or who fails to comply with a notice given under regulation 36A shall be liable on summary conviction to a fine at level 1, as well as to suffer any forfeiture that may be prescribed therein. <* Note - Exp. x-Ref: Regulations 20, 21, 22, 23, 24, 31, 32, 33, 43, 44, 45, 46, 48, 49, 50, 51, 52, 53, 54 *> (L.N. 44 of 1998; 14 of 2003 s. 24)

(2) Any person who acts in contravention of regulation 7A, 7B(1), (2), (2A) or (3), 9A(1), 9B or 9C shall be liable on summary conviction to a fine at level 4 as well as to suffer any forfeiture. (L.N. 44 of 1998;

L.N. 165 of 1998)

(G.N.A. 87 of 1951; G.N.A. 54 of 1956; G.N.A. 89 of 1962; L.N. 3 of 1970;

L.N. 160 of 1977; L.N. 78 of 1988; L.N. 218 of 2001)

REGULATION 57A

Issue of permits and special permits VerDate:30/06/1997

The senior veterinary officer may on application and payment of the appropriate fee (if any) specified in Schedule 3 issue any permit or special permit referred to in these regulations.

(L.N. 78 of 1988)

REGULATION 58

Citation VerDate:30/06/1997

These regulations may be cited as the Public Health (Animals and Birds) Regulations.

SCHEDULE 1

FORMS VerDate:01/07/1997

Adaptation amendments retroactively made - see 23 of 1998 s. 2[regulation 14]

Importation of animals, Hong Kong

A. Form of veterinary certificate to accompany cattle brought to Hong Kong from places outside Hong Kong.

I, the undersigned, (here insert official capacity, if any)
..... hereby certify that I have this day examined the animal(s) described below and have found that the said animal(s) did not show symptoms of rinderpest, septicaemia haemorrhagica, pleuro-pneumonia contagiosa, foot and mouth disease, or other infectious or contagious disease.

DESCRIPTION OF ANIMAL(S)

Breed Colour Age Sex

Signature of veterinary surgeon

Professional qualification

Dated this day of 19

B. Form of Veterinary certificate required to accompany equines brought to Hong Kong from places outside Hong Kong.

I, the undersigned, (here insert official capacity, if any)

.....

..... hereby certify-

(a) that I have this day examined the animal(s) described below and have found that the animal(s) did not show symptoms of glanders (including farcy), epizootic lymphangitis, ulcerative cellulitis, dourine, sarcoptic mange, influenza, ringworm or strangles, and

(b) that I tested (each of) the animal(s) described below with mallein on the date(s) mentioned, that is, within 10 days before the date of intended shipment or consignment of the animal(s) to Hong Kong, and that the animal(s) did not react.

Description of animals

Breed	Age	Sex	Date of mallein test	Result of test
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Signature of veterinary surgeon

.....

Professional qualification

.....

Dated this day of 19

(L.N. 51 of 1968; L.N. 353 of 1983; 23 of 1998 s. 2)

SCHEDULE 2
AUTHORIZED LANDING PLACES VerDate:30/06/1997

[regulation 5]

1. The pier at Kennedy Town Abattoir.
2. Ma Tau Kok Government Wharf.
3. The Cheung Sha Wan Livestock Landing Pier. (L.N. 18 of 1985)

(L.N. 353 of 1983)

SCHEDULE 3
FEE FOR PERMIT/SPECIAL PERMIT TO REMOVE ANIMAL OR BIRD FROM VESSEL OR
AIRCRAFT VerDate:30/06/1997

[regulation 57A]

(Fees are calculated according to the category of animal or bird and the number of units of each category sought to be removed from a vessel or aircraft)

Category of animal or bird	Size of unit	Fee for one unit (or part thereof)	Fee for each additional unit (or part thereof)
1. Cattle	50 animals	\$1055	\$394
2. Sheep, goats and pigs	100 animals	\$1055	\$394
3. Equines	1 animal	\$743	\$106
4. Day-old poultry	500 birds	\$344	\$78
5. Birds (other than day-old poultry)	50 birds	\$344	\$78
6. Reptiles (other than turtles for food)	200 animals	\$344	\$78
7. Rodents and lagomorphs	50 animals	\$344	\$78
8. Dogs and cats	1 animal	\$432	\$102
9. Turtles for food	200 kg	\$344	\$78
10. Other animals not provided for above	1 animal	\$344	\$78

Note: Separate permits are required for-

(a) animals or birds in different categories;

(b) different consignments of animals or birds; and

(c) animals or birds brought into Hong Kong at different times or by different vessels or aircraft.

(L.N. 78 of 1988; L.N. 403 of 1989; L.N. 44 of 1995; L.N. 206 of 1996)

SCHEDULE 4
MATTERS TO BE CERTIFIED IN HEALTH CERTIFICATE ISSUED BY COMPETENT
VETERINARY AUTHORITY TO SATISFACTION OF DIRECTOR VerDate:23/01/1998

[section 7A]

1. The health certificate must certify that-

(a) the bird or birds-

(i) shows or show no clinical signs of disease;

(ii) has or have not been kept at premises or at a farm or other establishment where there is serological or virological evidence of H5 avian influenza virus infection having occurred within the 180 days immediately preceding the day on which the health certificate was issued ;
and

(iii) has or have been segregated from other birds for the 5 days immediately preceding the day on which the health certificate was issued;
and

(b) the bird or birds, or a sample of birds forming such portion of all birds covered by the certificate as may be acceptable to the Director, was or were subject to a diagnostic test for H5 avian influenza within the 5 days immediately preceding the day on which the health certificate was issued with negative results.

2.The health certificate must specify the name and address of the premises or the farm or other establishment from which the bird or birds is or are being brought into the Hong Kong Special Administrative Region and the quantity of birds involved.
(L.N. 44 of 1998)

SCHEDULE 5
DESIGNATED POINTS OF ENTRY VerDate:27/02/1998

[regulations 1A & 7B]

1.If the birds intended to be slaughtered for food are brought into Hong Kong by land, the Man Kam To Control Point.

2.If the birds intended to be slaughtered for food are brought into Hong Kong by sea-

(a) the pier at Western Wholesale Food Market in the case of water birds; or

(b) the pier at Cheung Sha Wan Wholesale Food Market in the case of other birds.

3.If the birds intended to be slaughtered for food are brought into Hong Kong by air, the Hong Kong International Airport at Kowloon peninsula and the Hong Kong International Airport at Chek Lap Kok, Lantau, New Territories.
(L.N. 165 of 1998)

SCHEDULE 6
DESIGNATED PLACE VerDate:14/12/2001

[regulations 1A & 9A]

1.In the case of water birds which are brought into Hong Kong for the purpose of being slaughtered for food, the poultry market section in the Western Wholesale Food Market.

2. In the case of other birds (other than quails) which are brought into Hong Kong for the purpose of being slaughtered for food, Cheung Sha Wan Temporary Wholesale Poultry Market. (L.N. 218 of 2001)
(L.N. 165 of 1998)