

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

PU(A) 213/2009

In exercise of the powers conferred by section 86 of the **Animals Act 1953**[Act 647], the Minister makes the following rules:-

11 June 2009

PART I

PRELIMINARY

1. Citation

These Rules may be cited as the **Animals (Control of Slaughter) Rules 2009**.

2. Interpretation

In these Rules, unless the context otherwise requires:-

"registered user" means a person or body of persons, firm or company:-

(a) registered under rule 6 to bring the animals to the approved abattoir for slaughter; or

(b) registered under rule 3 of **Abattoirs (Fees) Rules 2005**[P.U. (A) 415/2005] to bring the animals to the licensed abattoir for slaughter,

as the case may be;

"appliance" means any instrument used for slaughtering or cutting up of carcasses for sale or for production of animal products and other instruments used in connection with any carcass;

"licensed abattoir" means any abattoir licensed under the **Abattoirs (Privatization) Act 1993**[Act 507];

"approved abattoir" means any abattoir operated by the Department of Veterinary Services.

3. Forms

The forms referred to in these Rules are as in the First Schedule.

4. Fees

(1) The fees to be paid for the purposes of these Rules shall be as prescribed in the Second Schedule.

(2) The fees referred to in subrule (1) shall be paid to the veterinary authority by such means and in such manner as the veterinary authority may determine from time to time.

PART II

CONTROL OF SLAUGHTER

5. Prohibition of slaughtering, etc.

- (1) Except as provided for in these Rules, no person shall slaughter or cause to be slaughtered any animal except at an approved abattoir or licensed abattoir.
- (2) Any person who slaughter or cause to be slaughtered any animal or use of any of the services at any approved abattoir or licensed abattoir shall be the registered user of such approved abattoir or licensed abattoir, as the case may be.
- (3) No person shall sell, display for sale or be in possession of any carcass of any animal that was not slaughtered at an approved abattoir or licensed abattoir.

6. Application to be a registered user

- (1) Any person who intends to be a registered user of an approved abattoir may make an application to the veterinary authority in Form 1 and accompanied by the prescribed fees.
- (2) The veterinary authority may approve or refuse the application made under subrule (1).
- (3) Where the application approved, the veterinary authority shall issue a certificate of registration in Form 2, and the veterinary authority may stipulate in the certificate any conditions in respect of the registration.
- (4) Where the application is refused, the veterinary authority may, upon request of the applicant, provide reasons in writing to the applicant for such refusal.
- (5) If there is any change of particulars or information as required in Form 1 during the validity of the certificate of registration, the registered user shall submit such changes in new Form 1 subject to the approval of the veterinary authority.

7. Cancellation of registration of registered user

- (1) The veterinary authority may cancel any certificate of registration issued to a registered user under subrule 6(3) if:-
 - (a) the registered user fails to comply with any conditions of the certificate of registration;
 - (b) the registered user admit, caused to admit or supply any animal into an approved abattoir or licensed abattoir that is prohibited under the **Animals Act 1953**; or
 - (c) the identification of animal admitted or carcass dispatch found to be tampered, erased or altered without authority or with wrongful intention.
- (2) Before the veterinary authority make a decision under subrule (1), the veterinary authority shall notify the registered user in writing sent to his last known address of the veterinary authority's intention.
- (3) The registered user shall within seven days from the issue of the written notice under subrule (2) provide a written submission to the veterinary authority stating the reasons why his certificate of registration should not be cancelled.

(4) The veterinary authority shall give due consideration to the written submission made by the registered user before making any decision.

(5) Where the veterinary authority, after giving due consideration to the written submission, cancels the certificate of registration, the veterinary authority shall issue a notice of cancellation to the registered user together with the reasons for the cancellation.

(6) The cancellation of the certificate of registration shall take effect on the expiry of seven days from the date of the notice of cancellation.

8. Renewal of certificate of registration

(1) A registered user may apply for a renewal of the certificate of registration in Form 3 not later than one month but not earlier than three months before the date of expiry of the existing certificate of registration.

(2) The veterinary authority shall, upon payment of the prescribed fee, renew an existing certificate of registration.

(3) The veterinary authority may, if it is satisfied that a registered user fails to apply for a renewal after the expiry of the certificate of registration, issue a written order directing the registered user to stop slaughter any animal and the use of services and facilities in the approved abattoir.

9. Non-registered user

Notwithstanding anything in rule 6 and rule 3 of **Abattoirs (Fees) Rules 2005**[P.U. (A) 415/2005], upon an application in writing and a special purpose has been approved by a veterinary authority, a non-registered user may slaughter any animal in an approved abattoir or licensed abattoir.

10. Fees payable for services rendered at approved abattoir or licensed abattoir

(1) A registered user or non-registered user of an approved abattoir or licensed abattoir shall pay the prescribed fees before any services are rendered or any facilities are used at any approved abattoir or licensed abattoir.

(2) The fees mentioned in subrule (1), in relation to:-

(a) registered user or non-registered user of an approved abattoir, shall be based on the system of slaughter operated in the approved abattoir in accordance with the classification specified in the Third Schedule; or

(b) registered user or non-registered user of a licensed abattoir, shall be based on the system of slaughter operated in the licensed abattoir in accordance with the **Abattoirs (Fees) Rules 2005**.

(3) Any person who brings in an animal for slaughter at an approved abattoir or licensed abattoir may, on payment of the prescribed fees keep such animal at the holding yard of the approved abattoir or licensed abattoir before its slaughter.

(4) The veterinary authority may refuse the slaughter of any animal if the veterinary authority is satisfied that subrule (1) is not complied with by issuing a written order to stop the slaughter.

(5) The veterinary authority may order the slaughter of an animal that had been admitted into the holding yard for more than forty-eight hours, if the registered user or the non-registered user cannot be contacted or refuse to slaughter such animal, or the rightful owner cannot be ascertained.

(6) In this rule, a "holding yard" is a space either covered or uncovered in an approved abattoir or licensed abattoir to house or detain animals before slaughter for a period of not more than forty-eight hours or any longer period as may be instructed by a veterinary authority.

11. Brand, label or markings of animal or its carcass

(1) For the purposes of identification, the veterinary authority may brand, tag, seal, stick any logo, label or otherwise mark either permanently or temporarily any animal after admitted into the approved abattoir or the licensed abattoir or the carcass of any animal that has been slaughtered in accordance with these Rules.

(2) No person shall, without lawful authority counterfeit, copy, alter, tamper, deface, erase, remove or stick any brand, tag, seal, logo, label or mark applied by the veterinary authority under subrule (1) or be in possession of such original, counterfeited, copied or altered brand, tag, seal, logo, label or mark, or any of its related instruments or materials used for such purpose.

12. Unclaimed carcass

(1) The veterinary authority may order the sale or destruction of any carcass and includes such carcass that was slaughtered under subrule 10(5) where such carcass is not claimed by the registered user or its rightful owner during the stipulated carcass dispatch hours.

(2) Any money from the sale in subrule (1), less any cost incurred by the veterinary authority, not claimed by the registered user or the rightful owner could not be ascertained after fourteen days from the sale, shall be credited into the Federal Consolidated Fund.

(3) In this rule, "stipulated carcass dispatch hours" means the approved specified time stipulated in the conditions attached to the certificate of registration for the registered user or the rightful owner to collect the carcass at each approved abattoir or licensed abattoir.

13. Permit to slaughter outside an approved abattoir or licensed abattoir for religious purposes or customary practice, during the religious or customary festival, etc.

(1) Any person may apply for a permit to slaughter and dress any animal at any place other than at an approved abattoir or licensed abattoir:-

(a) for any religious purpose or customary practice;

(b) during the religious or customary festival;

(c) for the purpose of research or education; or

(d) for the purpose of promoting the consumption of carcass of a particular animal.

(2) An application under subrule (1) shall be made in Form 4.

(3) Upon payment of the prescribed fee, the veterinary authority shall grant a permit in Form 5, and the veterinary authority may stipulate in the permit any conditions as the veterinary authority thinks fit.

- (4) For the purpose of application under paragraph (1)(a), before granting a permit under subrule (3), the veterinary authority is satisfied that any religion or the custom requires the slaughtering of an animal be performed at a specific place or in a specific manner.
- (5) The person to whom the permit under subrule (3) is issued shall perform the slaughter at the place, in the manner and at the time specified in the permit.
- (6) The person under paragraph 1(a) to whom the permit under subrule (3) is issued shall not sell, offer or display for sale its carcass in any manner.
- (7) The person under paragraph (1)(b), (c) or (d) to whom the permit under subrule (3) is issued, shall sell its carcass at the place, in the manner and at the time specified in the permit.
- (8) The veterinary authority may impose additional conditions that are deemed necessary for the slaughter of the animal, sale and the disposal of the carcass.
- (9) For the purpose of determining compliance with the permit granted under subrule (3), the veterinary authority may inspect and mark the animal or the carcass.
- (10) In this rule, "religious festival" includes the Hari Raya Puasa and Hari Raya Haji celebrated by the Muslim, or any other religious or customary festival to be approved by the Minister from time to time.

14. Emergency slaughter

- (1) Without prejudice to rule 13, any person or registered user may slaughter and eviscerate any animal at an approved abattoir or licensed abattoir or at any place other than an approved abattoir or licensed abattoir if the animal is so seriously injured or is in such a condition that such animal is required to be immediately slaughtered.
- (2) Any animal slaughtered pursuant to subrule (1) shall not be dressed, sold or disposed off for human consumption unless the carcass is presented to and approved by a veterinary authority for human consumption.
- (3) A registered user or the owner of the carcass, on presentation of the carcass, shall pay the prescribed emergency slaughter fee in addition to the prescribed slaughter fee.
- (4) In this rule, "eviscerated" means the removal or taking out of internal organs of any slaughtered animal but exclude dressing.

15. Existing abattoirs

- (1) Notwithstanding anything contained in these Rules and upon an application in writing, the Director General may grant any person or body of persons, firm or company a special licence to continue to operate temporarily any existing abattoir upon coming into operation of these Rules.
- (2) Where any person or body of persons, firm or company ceased from operating the existing abattoirs, the Director General may operate temporarily any existing abattoir upon coming into operation of these Rules.
- (3) Without prejudice to subrule (1), nothing in this rule shall continue to be enforced for a period exceeding five years from the date these Rules come into operation.

(4) The Director General may, in issuing the special licence for any existing abattoir to operate in subrule (1), impose:-

(a) restriction on the number and type of animals to be slaughtered;

(b) restriction on the areas where carcasses may be kept, stored, sold, offered for sale or used for processing;

(c) the amount of fee for each slaughter; and

(d) such other terms and conditions he deems fit and necessary.

(5) Every special licence issued under subrule (1) shall be subjected to the prescribed fees.

(6) In these Rules, "existing abattoir" means any abattoir operated by any person or body of persons, firm or company before the coming into operation of these Rules and does not include an approved abattoir and licensed abattoir.

PART III

MISCELLANEOUS

16 Non application

These Rules shall not apply to any carcass that is imported under a written permission issued under the **Animals Rules 1962**[L.N. 323/62] or **Animals (Importation) Order 1962**[L.N. 324/62].

17. Penalty

Any person who contravenes any provisions of these Rules or any conditions imposed under any registration, permit, approval or special licence commits an offence and shall, on conviction, be liable to a fine not exceeding one hundred ringgit, and in the case of a continuing offence, be liable to a fine not exceeding twenty ringgit for every day or a part of a day during which the offence continues after conviction.

18. Revocation

The **Lembaga Kemajuan Perusahaan Haiwan Negara (Control of Slaughter) Rules 1975**[P.U. (A) 220/75], hereinafter referred to as "the revoked Rules" are revoked.

19. Savings and transitional

(1) Any registration, permit or authority issued or given under the revoked Rules may continue to be valid until its expiry and if there is no date of expiry, shall be expired on the date these Rules come into operation.

(2) In the case of registration, permit or authority issued under the revoked Rules which has no date of expiry, the person to whom the registration, permit or authority is issued, may make an application for renewal of such registration, permit or authority within one month from the date these Rules come into operation or such other period as may be allowed by the veterinary authority in writing.

FIRST SCHEDULE

FORM 1

[Subrule 6(1)]

ANIMALS ACT 1953

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

APPLICATION TO BE A REGISTERED USER

At The _____ (name of abattoir)

(APPLICANT SHALL FULLY COMPLETE THIS FORM)

Please tick ()

CATTLE/BUFFALO GOAT/SHEEP SWINE OTHER ANIMAL

(Please specify)

.....
.....

PART A: PERSONAL PARTICULARS OF APPLICANT

1. Name(Please insert full name in capital letters):

2. Identification Card No.:

(Please attach a copy)

PART B: BUSINESS PARTICULARS OF APPLICANT

3. Name of Registered Business:

4. Business Registration No. (Please attach a copy of the business registration and other supporting documents):-

.....
.....

5. Business Address:

(If more than one please use additional sheet of paper)

.....
.....

Tel.(Office):.....

Fax.No.:.....

H/P:

Email:

6. Correspondence Address:

.....
.....
.....
.....
.....

7. I, the undersigned declare that all particulars and information in this form are correct and true. I further understand that the veterinary authority may reject or cancel my application if any information given is false.

I also agreed that the approval of this application enables me to slaughter animals and the use of services and facilities at the approved abattoir subject to the full compliance to the conditions of the registration.

Signature of Applicant/ Company :

Name of Applicant :

Date :

FORM 2

[Subrule 6(3)]

ANIMALS ACT 1953

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

CERTIFICATE OF REGISTRATION AS A REGISTERED USER OF

_____ ABATTOIR

This is to certify that

(I/C No.) of

.....

.....

..... has been approved as a registered user of

.....

..... abattoir in the State of

..... bearing the registration identification mark/code:-

.....

This registration shall be subject to conditions attached and valid till 31 December of 20

.....

.....

(Signature and name of veterinary authority)

..... Abattoir,

State of

Date: Official

Stamp

FORM 3

[Subrule 8(1)]

ANIMALS ACT 1953

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

DEPARTMENT OF VETERINARY SERVICES MALAYSIA

ABATTOIR _____

STATE _____

REGISTERED USER RENEWAL FORM FOR 20.....

(APPLICANTS SHALL FULLY COMPLETE THIS FORM)

Registration Mark/Code:

.....

Please tick ()

CATTLE/BUFFALO

GOAT/SHEEP

SWINE

OTHER ANIMAL

(Please state)

.....

.....

SECTION A: Personal details

1. Name (In Capital Letters):

.....

.....

2. Identification Card No.:

3. a. Correspondence Address (if different from application form):

.....

.....

.....

.....

b. No. Tel. (Office):

(H/P):

4. I, the undersigned declare that all particulars and information in this form are correct and true. I further understand that the veterinary authority may reject or cancel my application if any information given is false.

I also agreed that the approval of this application for renewal enables me to continue to slaughter animals and the use of services and facilities at the approved abattoir subject to the full compliance to the conditions of the registration.

Signature of Applicant/ Company

:

Name of Applicant

:

Date

:

FORM 4

[Subrule 13(2)]

ANIMALS ACT 1953

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

APPLICATION FOR PERMIT TO SLAUGHTER ANIMAL OUTSIDE APPROVED ABATTOIR
OR LICENSED ABATTOIR

(APPLICANT SHALL FULLY COMPLETE THIS FORM)

Name of Applicant:

IC No.:

Address of Applicant:

Place of Slaughter (Address):

Purpose of Slaughter:

Date and time of Slaughter:

.....

(Date)

From

.....

*a.m./p.m.

To

*a.m./p.m.

Type of Animal:

.....

(Species)

.....

(Number of animals)

Identification mark of animal:

.....

.....
(Identification mark)

Place, Date and Duration of Sale:

[For subrule 13(7) only]
.....
.....

Veterinary Health Certificate (VHC):
Attached a copy of VHC issued by the local Veterinary Authority,

Department of Veterinary Services.

Reference/Serial No.:
.....

Date issued:.....

Declaration of the Applicant:

I, the undersigned, declare that all the particulars and information given in this application are true and correct. I further understand that the veterinary authority may reject or cancel my application if any information given is false.

I also agreed that the approval of this application enables me to slaughter animal outside an approved abattoir/licensed abattoir subject to the full compliance to the conditions attached to the permit issued.

Date of Application:

Date

Signature of Applicant

FORM 5

[Subrule 13(3)]

ANIMALS ACT 1953

ANIMALS (CONTROL OF SLAUGHTER) RULES 2009

PERMIT TO SLAUGHTER ANIMAL OUTSIDE APPROVED ABATTOIR/LICENSED
ABATTOIR

Name of Applicant:

IC No.:

Address of Applicant:

Date of application:

Place of Slaughter (Address):

Purpose of Slaughter:

Date and time to Slaughter:

(Date)

From

*a.m./p.m.

To

*a.m./p.m.

Type of Animal:

(Species)

(Number of animals)

Identification Mark of

Animal:

(Identification of animal)

(VHC NO.)

Conditions for Slaughter:

[For subrule 13(5)]

[See attached condition (if any)]

Conditions for Disposal/

Sale of carcass:

[For subrules 13(7) &

13(8) only]

[See attached condition (if any)]

Official

Stamp

(Veterinary Authority)

State of

Date issued:

SECOND SCHEDULE

[Subrule 4(1)]

[Subrule 6(1)]

FEE FOR APPLICATION FOR REGISTRATION AS A REGISTERED USER

Oxen/Buffalo RM20.00 per annum

Goat/Sheep RM20.00 per annum

Swine RM20.00 per annum

[Subrule 10(1)]

FEES TO SLAUGHTER AN ANIMAL

Basic compulsory services/facilities

SERVICES/FACILITIES	TYPES OF ANIMALS AND FEES PAYABLE (RM)				
	Oxen/ Buffalo	Goat/ Sheep	Porker	Swine Sow/Boar	Suckling Pigs
1. Use of animal holding					
yard (per head per day)	1.00	1.00	1.00	1.00	Not applicable
2. Slaughter per head					
(a) Category I	45.00	20.00	18.00	30.00	6.00
(b) Category II	25.00	18.00	14.00	25.00	Not applicable
(c) Category III	20.00	15.00	10.00	20.00	3.00
(d) Category IV	16.00	10.00	Not applicable	Not applicable	Not applicable
3. Washing of stomach and intestines (per set)					
(a) Mechanical	5.00	4.00	2.00	5.00	1.00
(b) Manual	3.00	2.00	1.00	3.00	1.00
4. Primary chilling					
(a) Maximum 8 hours per carcass	3.00	2.00	6.00	8.00	2.00
(b) Every additional hour per carcass	5.00	5.00	5.00	10.00	3.00

Other compulsory services/facilities

SERVICES/FACILITIES	TYPES OF VEHICLES AND FEES PAYABLE (RM)		
	Vehicle less than	Vehicle with 3 to 8	Vehicle with more

	3 tons capacity	tons capacity	than 8 tons capacity
Washing of vehicle, disinfection and waste disposal services:- use of water, disinfectant and labour to dispose the waste	20.00	30.00	40.00

Optional services/facilities

SERVICES/FACILITIES	TYPES OF ANIMALS AND FEES PAYABLE (RM)				
	Oxen/ Buffalo	Goat/ Sheep	Porker	Sow/Boar	Suckling Pigs
1. Storage chilling (other than primary chilling) per day per carcass	10.00	5.00	6.00	12.00	2.00
2. Carcass splitting (per carcass)					
(a) Mechanical	5.00	Not applicable	4.00	5.00	Not applicable
(b) Manual	3.00	Not applicable	2.00	3.00	Not applicable
3. Carcass weighing (per carcass)	1.00	1.00	1.00	1.00	Not applicable

[Subrule 13(3)]

FEES FOR APPLICATION FOR PERMIT TO SLAUGHTER FOR THE PURPOSES OF RELIGION OR CUSTOMARY PRACTICE, FOR THE PURPOSES OF RESEARCH OR EDUCATION OR PROMOTION OR DURING THE RELIGIOUS OR CUSTOMARY FESTIVAL

Oxen/ Buffalo RM35.00 per head

Goat/Sheep RM25.00 per head

Swine:-

a. Sow/Boar RM35.00 per head

b. Porker RM28.00 per head

c. Suckling pigs RM10.00 per head

[Subrule 14(3)]

a. At an approved abattoir:-

Oxen/Buffalo RM10.00 per head

Goat/Sheep RM8.00 per head

Swine:-

a. Sow/Boar RM10.00 per head

b. Porker RM8.00 per head

c. Suckling pigs RM6.00 per head

b. At any place other than an approved abattoir/licensed abattoir:-

Any animal RM50.00 per head

[Subrule 15(5)]

Oxen/Buffalo RM160.00 per annum

Goat/Sheep RM160.00 per annum

Swine RM160.00 per annum

THIRD SCHEDULE

[Subrule 10(2)]

An approved abattoir may be classified into the following categories based on the system of slaughter:-

1. CATEGORY I

1.1 Oxen and Buffalo

(a) Programmable Logic Controller (PLC) operated system

(b) Automatic electric stunner

(c) Mechanical horn/leg cutter

(d) Dehiding machine/mechanical flayer

(e) Brisket splitting

(f) Carcass splitting

(g) Tripe washing machine

(h) Digital weighing machine

(i) Primary chiller

(j) Storage chiller

1.2 Goat and Sheep

(a) Programmable Logic Controller (PLC) operated system

(b) Automated restrainer/automatic electric stunner

(c) Mechanical horn/leg cutter

(d) Dehiding machine/mechanical flayer

(e) Brisket splitting

(f) Tripe washing machine

(g) Digital weighing machine

(h) Primary chiller

(i) Storage chiller

1.3 Swine (Porkers and Sow/Boar)

(a) Programmable Logic Controller (PLC) operated system

(b) Automated restrainer/automatic electric stunner

(c) Automatic bleeding conveyor

(d) Pre-wash cabinet

(e) Scalding bath/vertical scald

(f) Automatic dehairing/thrashing machine

(g) Washing cabinet

(h) Bunging machine

- (i) Automatic splitter
- (j) On rail digital scale
- (k) Primary chiller
- (l) Storage chiller
- (m) Stomach washing machine
- (n) Intestine washing machine

1.4. Suckling Pigs

- (a) Rail
- (b) Low voltage stunner
- (c) Scalding bath
- (d) Thrashing machine
- (e) Washing trough
- (f) Weighing scale
- (g) Primary chiller

2. CATEGORY II

2.1 Oxen and Buffalo

- (a) Gravity rail
- (b) Stunner
- (c) Mechanical flayer
- (d) Brisket splitting
- (e) Carcass splitting
- (f) Manual tripe washing
- (g) Digital weighing machine
- (h) Primary chiller

2.2 Goat and Sheep

- (a) Gravity rail

- (b) Stunner
- (c) Mechanical flayer
- (d) Brisket splitting
- (e) Manual tripe washing
- (f) Digital weighing machine

2.3 Swine (Porkers and Sow/Boar)

- (a) Mechanized rail
- (b) Restrainer/stunner
- (c) Scalding bath
- (d) Thrashing machine
- (e) Washing cabinet
- (f) Mechanical splitter
- (g) Weighing scale
- (h) Primary chiller
- (i) Stomach washing machine
- (j) Intestine washing machine

3. CATEGORY III

3.1 Oxen and Buffalo

- (a) Gravity rail
- (b) Manual flaying
- (c) Brisket splitting
- (d) Carcass splitting
- (e) Manual tripe washing
- (f) Weighing machine

3.2 Goat and Sheep

- (a) Gravity rail

- (b) Manual flaying
- (c) Brisket splitting
- (d) Manual tripe washing
- (e) Weighing machine

3.3 Swine (Porkers and Sow/Boar)

- (a) Gravity rail
- (b) Stunner
- (c) Scalding bath
- (d) Thrashing machine
- (e) Washing cabinet
- (f) Manual splitting
- (g) Weighing scale
- (h) Manual stomach washing
- (i) Manual intestine washing

4. CATEGORY IV

4.1 Oxen and Buffalo

- (a) Gravity rail
- (b) Cradle dressing
- (c) Manual brisket splitting
- (d) Manual carcass splitting
- (e) Manual tripe washing

4.2 Goat and Sheep

- (a) Gravity rail
- (b) Manual flaying
- (c) Manual brisket splitting
- (d) Manual tripe washing

4.3 Swine (Suckling pigs)

(a) Scalding vat

(b) Washing trough