

CONTROL OF TRADE CATTLE REGULATIONS

under section 3

1. The regulations may be cited as the Control of trade cattle regulations.
2. In these regulations—
 - “area” means an area to which these regulations have been applied;
 - “Director” means the Chief Veterinary officer of the Veterinary Division of the Ministry of Agriculture;
 - “disease” includes rinderpest, contagious pleura-pneumonia, black-quarter, hemorrhagic septicaemia, anthrax, tuberculosis, and foot and mouth disease;
 - “local government” includes any person duly authorized by a local government to exercise or perform any or all of the powers or duties delegated to a local government under regulation 4 of these regulations;
 - “prescribed officer” means a person duly authorized by the Director to exercise a power or perform a duty in relation to which the expression is used, or, where such power or duty is exercised or performed by a local government the person duly authorized by a local government;
 - “trade cattle” includes all cattle intended for slaughter or for use as pack animals whether coming over land from any place outside the State or purchased in and intended to be moved out of an area, but does not include cattle proceeding to grazing grounds and not intended for sale or for use as pack animals.
3. The Commissioner may, by notice in the State *Ga zette*, specify the areas to which these regulations shall apply and thereupon these regulations shall apply to those areas. By the same, or another notice, he may establish inspection stations and control posts at specified places.
4. (1) The control of trade cattle prescribed in these regulations shall be exercised by the Director and by such officers of the Veterinary Division as he shall appoint for the purpose.

(2) The Director may, by agreement with a local government and with the approval of the Local Government Secretary where such has jurisdiction, delegate to such local government any or all of the powers and duties conferred or imposed on the Director by these regulations:

Provided that —

the powers and duties so delegated shall not be exercised or performed by a local government outside the area of its jurisdiction.

(3) Any delegation to a local government under this regulation may, with the approval of the Local Government Secretary be, determined by a notice served on the local government by the Director or may, with the approval of the Local Government Secretary, be relinquished by a notice served on the Director by the local government.

(4) Subject to the agreement and approval mentioned in sub-regulation (2), the Director by himself or any officer of the veterinary department may, within the area of such local government jurisdiction, exercise and perform any of the powers or duties delegated to the local government.

5. The person in charge of trade cattle, entering any area to which these regulations have been applied from any place outside the State, shall drive all the cattle by the most direct cattle route to the nearest inspection station.

6. (1) Where trade cattle have been purchased the person in charge thereof shall, before moving them out of the area where they are situate at the time of purchase, take them to the nearest inspection station within such area, and, if there be no inspection station, to the nearest control post:

Provided that where an inspection station or control post in another area is nearer to the place in which the cattle are situate at the time of purchase, the cattle may be taken to that inspection station or control post, as the case may be:

Provided also that if there be no inspection station or control post in that area such cattle may be taken to the nearest inspection station or control post, as the case may be, in some other area.

(2) Where an inspection station or a control post in another area is nearer to the place in which the cattle are situate at the time of Purchase, the cattle may be taken to that inspection station or control post, as the case may be:

Provided that if there be an inspection station or control post along such route, the cattle shall be taken to such inspection station or control post, as the case may be.

7. (1) The person in charge of any trade cattle shall, before removing the same from any inspection station or control post, obtain a permit (in these regulations referred to as "movement permit") from the prescribed office in which shall be set out the route to be followed and the control posts over or through which all the cattle must pass.

(2) The person having charge of any trade cattle shall, until the destination mentioned in the permit has been reached, at all times keep such permit in his possession and shall on demand produce the same for the inspection of any prescribed officer.

8. A prescribed officer shall inspect all trade cattle brought to an inspection station or control post in accordance with regulations 5,6 and 7, and the prescribed officer may, if he thinks fit, brand or affix any identification mark to such cattle and, for the cure or prevention of disease, may detain such cattle for the purposes of observation or treatment at such inspection station or control post.

9. (1) Trade cattle shall not be loaded on a railway wagon, motor vehicle, river or ocean vessel or on any aircraft for transport from one area to another unless the owner of such cattle is in possession of a veterinary loading permit issued by the prescribed officer in respect of each consignment of trade cattle, such permit shall be in the form set out in the First Schedule hereto and shall be valid for a specified journey only.

(2) A veterinary loading permit shall not be issued unless the prescribed officer is satisfied that the provisions of these regulations in respect of trade cattle have been complied with and furthermore that such cattle are, in his opinion fit to travel.

(3) A veterinary loading permit shall only be issued to a person who has been duly licensed in accordance with the provisions of regulation 10.

10. (1) It shall be unlawful for the owner of the trade cattle to transport such cattle by rail, motor vehicle, river or ocean vessel or by aircraft unless he is the holder of a licence granted in that behalf by the prescribed officer. Such licence may be annual licence or a temporary licence and only one licence may be granted to an owner.

(2) An annual licence may be granted only to such owners who, during the twelve months prior to the date of granting of such licence, have transported by rail, motor vehicle, river or ocean vessel or by aircraft not less than two hundred and fifty heads of cattle. Such licence shall be valid for a period of one year from the first day of January and shall not be transferable. Such licence shall be in the form set out in Second Schedule hereto and the fee payable therefor shall be the sum of twenty naira.

(3) An owner who has not qualified for an annual licence may be granted a temporary licence which shall be valid for a period of three months including the month of issue. Such licence shall not be transferable and shall be in the form set out in the Third Schedule hereto and the fee payable shall be the sum of ten naira.

(4) The holder of an annual licence or a temporary licence shall not be permitted to transport more than five thousand heads of cattle in respect of each licence. The number of cattle transported in each consignment together with the date thereof shall be endorsed on the licence by the prescribed officer.

(5) The prescribed officer may refuse to grant a licence or to renew a licence or may cancel an existing licence if, in his opinion, the applicant or licence holder engages in practices detrimental to the interest of the trade. Any person aggrieved by such a decision may appeal, in writing, to the Commissioner within fourteen days of such decision.

11. Where under these regulations a person required —

- (a) to drive or take trade cattle from a place within the area or the jurisdiction of one local government (herein referred to as the place of "departure") to a place within the area of the jurisdiction of another local government (herein referred to as the place of "destination");

- (a) to drive or take trade cattle from such a place of departure to such a place of destination by a specified route;

he shall be deemed to have contravened this regulation—

- (i) if while within the first mentioned area of jurisdiction he fails to drive or take the cattle in the direction of the place of destination in case (a) or boundary of such area, or
- (ii) if having entered the area of the jurisdiction of any other local government in which the place of destination is not situated, he fails to drive or take the cattle in the direction of the place of destination in case (a) or along the specified route in case (b) as far as the boundary of such area, or
- (iii) if, while within the area the place of destination is situated, he fails to drive or take the cattle to that place in case (a) or in case (b) or fails to drive or take them along the specified route in case (b), or
- (iv) if he fails to take his cattle to any of the control posts mentioned in the permit:

Provided that no cattle infected or suspected of being infected with disease shall be driven, taken or moved except in so far as may be necessary for effective isolation or for procuring food and water pending the directions of the prescribed officer.

12. (1) A person shall not be deemed to have contravened regulation 11 if being in possession of a valid movement permit he slaughters or sells any or all of his cattle before reaching the place of destination mentioned in the permit:

Provided that —

- (a) no cattle infected or suspected of being infected with disease shall be sold except with the authority of the prescribed officer; or
- (b) in the case of the slaughter or a sale or sales of some only of the number of cattle in respect of which the movement permit has been issued, he reports the fact of such slaughter or sale at the next post or station on the prescribed route.

- (c) with, in the case of sale or sales, full particulars of the place and date and the name or names of the purchaser or purchasers, or in the case of the slaughter or a sale or sales resulting in the disposal of all of the cattle in respect of which a movement permit has been issued, he reports the fact of such slaughter or sale or sales either to the next post or station on the prescribed route or to the post or station at which he last reported with, in the case of sale or sales, full particulars of the place and date and the name or names of the purchaser or purchasers.

(2) Upon reporting the fact of the slaughter or a sale or sales to a post or station the permit shall, in the cases of the slaughter or a sale of a part only of the cattle, be endorsed by the prescribed officer at the post or station with an endorsement showing the place and date of all sales, and the number of cattle for which the permit continues to be valid, and in the case of the slaughter or a sale of all the cattle, the permit shall be retained by the prescribed officer at such post or station.

13. The person in charge of any trade cattle which, while in the process of movement from any place or area, dies of or shows symptoms of suffering from any disease, shall report the death or illness of such cattle, as the case may be, to the prescribed officer on arrival at the first inspection station or control post at which he calls after such death or illness.

14. Any person who—

- (a) fails to take trade cattle to an inspection station or control post or fails to take them by the most direct route as provided by the regulations;
- (b) refuses or fails to obey the instructions of the prescribed officer regarding the inspection treatment or detention of animals in quarantine at such inspection station or control post;
- (c) removes trade cattle from an inspection station or control post without having obtained a movement permit;
- (d) fails to produce a movement permit for inspection when required to do so by a prescribed officer;

- (e) fails to report the slaughter, death or illness of any trade cattle as required by regulation 12;

shall be deemed to have contravened these regulations.

15. Any person contravening these regulations shall be liable to a fine not exceeding ten naira or to imprisonment not exceeding one month for the first offence and to a fine not exceeding twenty naira or to imprisonment not exceeding one month for each subsequent offence.

FIRST SCHEDULE

Regulation 9.

The Control of Trade Cattle Regulations

VETERINARY LOADING PERMIT

Permission is hereby granted to
of.....,to transport byhead of cattle from.....
to.....

Date20.....

.....
Prescribed Officer

SECOND SCHEDULE

The Control of Trade Cattle Regulation

Regulation 10.

ANNUAL LICENCE

Licence is hereby granted to
of.....to transport trade cattle by rail, motor vehicle or ocean vessel or by
aircraft.

This licence is not transferable and expires on the 31st December, 20.....
Not more than five thousand head of cattle may be transported under this licence.

Date20.....

.....
Prescribed Officer

Endorsements

Date	No. of heads of cattle transported	Signature of prescribed officer

FIRST SCHEDULE

The Control of Trade Cattle Regulations

TEMPORARY LICENCE

Licence is hereby granted to
ofto transport trade cattle by rail, motor vehicle, river or ocean vessel or by
aircraft. This licence is not transferable and is valid until.....20.....

Not more than five thousand heads of cattle may be transported under this licence.

Date 20

.....
Prescribed Officer

Endorsements

Date	No. of heads of cattle transported	Signature of prescribed officer

ERP. N. 34 of
1953

Control of Trade Cattle Regulation (Application) Notice

(made under regulation 3)

Short title.

1. This notice may be cited as the Control of Trade Cattle Regulations (Application) Notice.

Application of
regulations to
Enugu State

2. The Control of Trade Cattle Regulations shall apply to Enugu State of Nigeria.

Establishment of
control posts

3. Control posts are hereby established at the following places—

Enugu in Enugu Local Government Area;
Obolo in Udenu Local Government Area.