

POULTRY INDUSTRY REGULATIONS

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation.
2. Interpretation.

THE POULTRY INDUSTRY CONTROL COMMITTEE

3. Establishment of Committee.
4. General functions of Committee.
5. Policy directions.

REGISTRATION AND LICENSING OF PRODUCERS

6. Compulsory registration of producer.
7. Form of application for registration.
8. Form of application for producer's licence.
Form of producer's licence.
9. Fees.

RECORDS AND RETURNS

10. Records and Returns.
11. Production quotas.

IMPORTATION QUOTAS

12. Importation Quotas.
13. Power of entry for certain purposes.
14. Offences and penalties.

FIRST SCHEDULE.

SECOND SCHEDULE.

POULTRY INDUSTRY REGULATIONS

81/1973,
[61/1988].

made under section 35

1. These Regulations may be cited as the Poultry Industry Regulations. Citation.

2. (1) In these Regulations — Interpretation.

“back-yarder” means a person who rears broilers for table use in quantities less than two hundred birds at any one time;

“breeder flock producer” means a person who rears hens for the purpose of producing hatching eggs for sale for incubation;

“broiler” means meat-type poultry intended for table use;

“broiler grower” means a person who rears meat-type birds (broilers) for table use up to eighteen weeks old in quantities not being less than one hundred birds at any one time;

“broiler hatching-egg producer” means a person who rears meat-type multiplier flocks for the purpose of producing saleable hatching eggs for incubation to produce broiler chicks;

“feed manufacturer” means a person who produces and sells balanced formula poultry feeds;

“hatchery operator” means a person who operates a hatchery for the purpose of producing poultry, including broiler chicks, table egg chicks, ducklings, turkey chicks and gosling in quantities not less than one hundred per hatch;

“importer” in relation to equipment means a person who imports equipment for use in the poultry industry, and in relation to drugs and medications, means a person who imports drugs and medications for use in the poultry industry;

“pluck-shop operator” means a person who kills, plucks and eviscerates poultry for the retail trade;

“Poultry Industry Control Committee” or “Committee” means the Committee established under regulation 3;

“processor” means a person who kills, plucks, eviscerates, packages, freezes or chills poultry for sale;

“producer” means a broiler grower, broiler hatching-egg producer,

L.R.O. 1/2006

table-egg producer, table-hatching-egg producer, hatchery operator, processor, pluck-shop operator and a feed manufacturer, but does not include a back-yarder;

“quota” means the quantity of the agricultural product allocated to a producer by the Committee for production with a view to fulfilling the quantity of the product or any description thereof, specified in an Order made by the Minister under section 34 of the Act;

“table-egg producer” means a person who rears table egg producing hens for the purpose of producing table eggs for sale in quantities not less than one hundred hens at any one time;

“table hatching egg producer” means a person who rears table egg type breeder or multiplier flocks for the purpose of producing hatching eggs for sale for incubation to produce table egg pullets.

THE POULTRY INDUSTRY CONTROL COMMITTEE

Establishment of
Committee.
[61/1988].

3. (1) A Committee is hereby established for the purposes of these Regulations.

(2) Subject to subregulation (3) the Committee shall consist of eight members who shall be appointed by the Minister as follows:

- (a) a representative of the University of the West Indies (Livestock Division);
- (b) a representative of the Ministry responsible for food production (Agricultural Planning Division);
- (c) a representative of the Central Marketing Agency;
- (d) two representatives of the poultry industry;
- (e) a representative of the private sector (excluding poultry);
- (f) a representative of the Ministry responsible for industry; and
- (g) a representative of the Agricultural Development Bank;

(3) The Minister shall appoint the Chairman of the Committee from among the members of the Committee.

(4) The appointment of a member of the Committee shall, subject to the provisions of subregulation (5), be for such period, being not more than three years, as the Minister shall specify at the time of the appointment.

(5) A member of the Committee may at any time resign his office by instrument in writing addressed to the Chairman who shall forthwith cause it to be forwarded to the Minister.

4. (1) It is the duty of the Committee to carry out the policy of the Agency in relation to the regulation of the poultry industry and subject to these Regulations the Committee shall have and exercise such functions including the fixing of production quotas as are conferred upon it by these Regulations and by any other written law.

General
functions of
Committee.

(2) Where the Committee fixes production quotas it shall determine what portion thereof shall be fulfilled by each producer and shall impose purchase restrictions on each such producer who shall be able to purchase supplies in such amount only as would enable him to fulfil his production quota and no more.

5. In the exercise and performance of its functions under this or any other written law the Committee shall act in accordance with any special or general directions of the Minister.

Policy
directions.
[61/1988].

REGISTRATION AND LICENSING OF PRODUCERS

6. (1) Every producer shall, within six months after the commencement of these Regulations, register with and be licensed by the Agency in accordance with regulations 7 and 8.

Compulsory
registration of
producer.

(2) Producers who, in compliance with the Circular Notice of the Ministry of Agriculture, Lands and Fisheries (hereinafter called "the Ministry") dated November 1968, registered on or before 15th November 1968, and whose capacity has been checked and found correct, shall be deemed to be registered under these Regulations.

7. A producer shall make application to the Agency for registration in the form set out as Form 1 in the First Schedule.

Form of
application for
registration.
Form 1, First
Schedule.

L.R.O. 1/2006

Form of
application for
producer's
licence.
Form 2. First
Schedule.

8. (1) For the purpose of obtaining a licence as a producer application shall be made to the Agency in the form set out as Form 2 in the First Schedule.

Form of
producer's
licence.
Form 3. First
Schedule.

(2) A producer's licence shall be in the form set out as Form 3 in the First Schedule.

Fees.
Second
Schedule.

9. The fee for a producer's licence is such as is respectively specified in the Second Column of the Second Schedule.

RECORDS AND RETURNS

Records and
Returns.

10. (1) Every producer shall keep proper production records at his place of business or residence in Trinidad and Tobago or at such other place as may be approved by the Committee, and in such form as required by the Committee and containing such information as will enable the Committee to supervise and control the poultry industry, and shall make such returns as the Committee may from time to time require.

(2) Where a producer has failed to keep adequate records or to make such returns for the purposes of these Regulations, the Committee may require him to keep such records as it may specify and that producer shall thereafter keep records as so required.

(3) Every producer who fails to keep such production records or to make such returns as may be required by this regulation is guilty of an offence.

Production
quotas.

11. (1) Production quotas shall be granted to producers only in such amount as the Committee may determine and, subject to the total amount of the quotas fixed for production of a product, in any given period in accordance with this regulation.

(2) Producers deemed to be registered under these Regulations in accordance with regulation 6(2) shall be granted quotas commensurate with so much of the declared capacity as was checked by officials of the Ministry and found to subsist. Capacity in excess of that declared shall be eligible for additional quotas, in the discretion of the Committee, after quotas referred to in subregulations (3), (4) and (5) have been granted.

(3) In the case of producers who were carrying on business before 15th November 1969, but who failed to register as mentioned in regulation 6(2) quotas shall be granted (in the discretion of the Committee) in respect of declared capacity checked by officials of the Ministry or by inspectors of the Agency Committee and found to subsist at the time of registration after quotas referred to in subregulation (2) have been granted. Capacity in excess of that declared shall be eligible for additional quotas, in the discretion of the Committee after quotas referred to in subregulations (4) and (5) have been granted.

(4) The provisions of subregulation (3) shall apply to producers who were not carrying on business before 15th November 1969 but who registered after that date in accordance with the Circular Notice of the Ministry referred to in regulation 6(2) or under these Regulations, but only after the quotas referred to at subregulations (2) and (3) have been granted.

(5) In this regulation “Ministry” means the Ministry of Agriculture.

IMPORTATION QUOTAS

12. (1) Subject to any other written law, the provisions of this regulation shall have effect in relation to the importation of products for use in the poultry industry. Importation
Quotas.

(2) Importers shall obtain all import licences from the Ministry of Industry and Commerce in accordance with any other law for the time being in force.

(3) All applications for import licences shall be accompanied by a statement of the production quotas assigned to the importer by producers in accordance with subregulation (4) and shall be supported by such evidence of the assignment and production quotas as may be required.

(4) For the purpose of securing the importation of any product for use in the poultry industry a producer may assign any part of his production quota to an importer on terms *inter alia* that

L.R.O. 1/2006

the importer shall on importation of the product the subject of the production quotas, sell to the producer and that the producer shall on his part buy from the importer the full amount of the production quota so assigned.

Power of entry
for certain
purposes.

13. (1) An inspector or a Committee member may, at all reasonable times, enter into the premises of any poultry producer, and may examine production records and observe the conduct of operations therein.

(2) If any person who in compliance with the provisions of this regulation is admitted into a producer's premises discloses to any person any information obtained by him in the producer's premises with regard to any process or trade secret, he is, unless the disclosure was made in the performance of his duty, guilty of an offence.

(3) Every person who hinders or molests or interferes with any person doing anything that he is authorised to do, or prevents or attempts to prevent any person from doing any such thing, and any person who, unless he is unable to do so, fails or refuses to do anything that he is required by or pursuant to this regulation to do, is guilty of an offence.

Offences and
penalties.

14. (1) A producer who fails to register as required by regulation 6 or who contravenes, or is guilty of an offence against, any other provision of these Regulations is liable on summary conviction to a fine of one thousand dollars and in the case of a continuing offence to a further fine of two hundred dollars for each day that the offence continues after conviction.

(2) In addition to any fine imposed upon conviction for an offence under these Regulations a producer may have his Producer's Licence cancelled by the Agency.

FIRST SCHEDULE

FORM 1

(Regulation 7).

POULTRY INDUSTRY REGULATIONS

REGISTRATION OF POULTRY PRODUCER

(Note: All producers of poultry are required by the Central Marketing Agency Act to register his or her operation. Failure to do so constitutes an offence and will be subject under conviction to a penalty not exceeding.....).

REGISTRATION PARTICULARS

1. Name of Producer
2. Home Address
3. Name of Farm
4. Address of Farm
5. Type of Operation:

Broiler

Breeder

Layer

Hatcher

Pluck Shop Operator

Processor

Poultry Feed Miller

L.R.O. 1/2006

6. Date of Commencement of Farm

7. Capacity:

Broiler			Hatchery Operator	<input type="text"/>
Layer			Pluck Shop Operator	<input type="text"/>
Breeder			Processor	<input type="text"/>
			Poultry Feed Miller	<input type="text"/>

8. Actual Production in 1967
 1968
 1969
 1970
 1971

Signature

Identification

Witness to mark

N.B.—“Producer” means a person who is engaged in any or all the following activities:

- (a) rearing more than 500 broilers at any one time;
- (b) rearing meat type multiplier flocks or breeder flocks for producing hatching eggs for sale;
- (c) rearing table egg type breeder or multiplier flocks or breeder flocks for producing hatching eggs for sale for incubation;
- (d) rearing more than 100 hens for producing table eggs for sale;
- (e) operating a hatchery for producing more than 100 chicks per hatch;
- (f) killing, plucking, eviscerating, packaging, freezing or chilling poultry for sale;
- (g) producing and selling more than 1,000 lbs. of balanced formula foods for poultry per month.

MINISTRY OF LEGAL AFFAIRS

www.legalaffairs.gov.tt

*National Agricultural Marketing and
Development Corporation*

Chap. 63:05

59

Poultry Industry Regulations

[Subsidiary]

FORM 2

[Regulation 8(1)].

POULTRY INDUSTRY REGULATIONS

APPLICATION FOR A LICENCE

I/We

residing at

hereby make application for a licence to

.....

.....

We hereby enclose the licence fee

.....

.....

Signature of Applicant

L.R.O. 1/2006

UPDATED TO DECEMBER 31ST 2009

[Regulation 8(2)].

FORM 3

POULTRY INDUSTRY REGULATIONS

POULTRY PRODUCER'S LICENCE

Mr./Mrs.residing at

is hereby granted a licence to carry on the business of a Licensed Poultry Breeder
 on premises situated at
 for the period of one year commencing from the day of

20..... and ending the day of 20.....

Dated this day of 20.....

.....
Manager,
Central Marketing Agency

(Regulation 9).

SECOND SCHEDULE

FEES FOR PRODUCER'S LICENCE

<i>First Column</i>	<i>Second Column</i>
1. Feed Manufacturer	5 c. per 100 lb. of Poultry Feed sold.
2. Hatchery operator	\$500.00
3. Processor	\$500.00
4. Pluck Shop Operator	\$ 10.00
5. Breeder flock producer	\$ 10.00
6. Broiler hatching egg producer	\$ 10.00
7. Broiler producer	\$ 10.00
8. Table egg producer	\$ 10.00