

---

STATUTORY INSTRUMENTS

---

**2006 No. 3247**

**The Avian Influenza (H5N1 in Poultry) (England) Order 2006**

**Restrictions on the movement of hatching eggs**

**10.**—(1) No person shall move hatching eggs from a restricted zone to an unrestricted area, other member State or third country unless he is licensed by a veterinary inspector or an inspector acting under the direction of a veterinary inspector

(2) Paragraph (1) does not apply to a movement to an approved body.

(3) A veterinary inspector or an inspector acting under the direction of a veterinary inspector may license the movement of hatching eggs from any premises which, on the day of collection, are in a restricted zone, to—

- (a) a designated hatchery;
- (b) an undesignated hatchery in the United Kingdom, if the premises where the eggs were collected contain poultry which the Secretary of State is satisfied have tested negative in a serological survey for avian influenza capable of detecting 5% prevalence of disease with at least a 95% level of confidence;
- (c) a hatchery in another member State or in a third country, if the movement is authorised by the competent authority of that member State or third country;
- (d) designated premises for use for scientific, diagnostic or pharmaceutical purposes;
- (e) premises for use for scientific, diagnostic or pharmaceutical purposes in another member State or in a third country, if the movement is authorised by the competent authority of that member State or third country; or
- (f) premises for disposal.

(4) A veterinary inspector or an inspector acting under his direction may also license the movement of SPF-eggs to the premises referred to in paragraph (2)(d) and (e).

(5) The occupier of an undesignated hatchery to which hatching eggs are moved in accordance with paragraph (2) must—

- (a) keep the eggs separate from eggs from premises which, on the day of collection, were not in a restricted zone;
- (b) ensure that trolleys and packaging trays used to move the eggs are cleansed and disinfected before they leave the hatchery or before they are reused there; and
- (c) keep a record of the cleansing and disinfection carried out under sub-paragraph (b).

(6) A person moving hatching eggs under paragraph (2) or (3) must ensure that they are kept separate from eggs from outside the restricted zone.

(7) Hatching eggs which come into contact with hatching eggs from within a restricted zone are subject to the provisions in paragraphs (1) to (5) applying to such eggs.

(8) In this article—

- (a) “hatching egg” means an egg for incubation; and
- (b) “SPF-egg” means a hatching egg for use for diagnostic procedures in laboratories, for the production and testing of vaccines or for research or pharmaceutical purposes.