

W I T Matters

An information bulletin to keep you up to date on how Welfare In Transport rules affect YOU



Welfare in Transport



www.defra.gov.uk/animalh

New Enforcement Actions in Great Britain

Serious or repeat infringements of welfare of animals in transport rules committed on or after **1st May 2008** may lead to Animal Health taking Regulatory Action in Great Britain against the responsible Transporters or Organisers under a new enforcement policy.

A summary of the provisions covered by the new policy are as follows:

- Animal Health will regularly monitor records of infringements by transporters
- **Warnings** will be issued that future infringements may result in Regulatory Action being taken against Transporters when they accrue a conviction, Home Office Simple Caution or three Statutory Notices or written warnings within any rolling two year period
- A breach of any Statutory Notice and non return or incomplete return by any Organiser or Transporter of 5 Journey Logs will automatically trigger Regulatory Action
- **Immediate** Regulatory Action will be taken following serious welfare in transport cases
- Regulatory Action is subject to the appeal procedure as set out in WATEO

The Welfare of Animals (Transport) (England) Order 2006 (WATEO) - and parallel legislation in Scotland, Wales and Northern Ireland - makes it an offence to breach any provision of WATEO and Regulation (EC) No. 1/2005 and allows for such breaches to be prosecuted through the Courts. It also gives power to take Regulatory Action by suspending or amending any approval, authorisation or certificate of competence if any provision of the appropriate Order / Regulations or of Regulation (EC) No. 1/2005 is breached.

A policy document has been produced by Defra in consultation with Devolved Administrations which sets out the principles under which Regulatory Action may be taken against transporters who are found to be in breach of Regulation 1/2005 and the penalties which may be imposed. It also sets out the systems that will be used to monitor repeat and serious infringements and for dealing with infringements by transporters from other EU Member States or third countries.

The enforcement policy document will be made publicly available at the end of April 2008 on the Defra website at www.defra.gov.uk/animalh/welfare/farmed/transport/eu-transportreg.htm

Hardcopies will then also be available from the Animal Welfare Core Team who can be contacted on **0207 238 5865**, or at the following address:

Animal Welfare Core Team, Area 8B, 9 Millbank, c/o 17 Smith Square, London, SW1P 3JR.

STOP PRESS - Road Works at Dover

Transporters should be aware that the Highways Agency are currently resurfacing the A20 through Dover. The work started on the 3rd March 2008 and is expected to take approximately twelve weeks to complete. Diversions will be signposted but exporters and importers should be aware that road works could cause traffic delays around the port. Further information is available on the Highways Agency's Information Line on **0845 7 50 40 30** (Calls cost no more than 3p a minute from BT residential landlines) or on their website at www.highways.gov.uk

New requirements for applying for Long Journey Transporter Authorisations

From 1st May 2008 transporters applying for a long journey (Type 2) Transporter Authorisation (valid for all journeys over 65km including those over 8 hours), will where required have to supply along with their application form, original copies of their Competence and Vehicle Approval Certificates. These will be returned after processing. Existing UK Type 2 authorised transporters are reminded that their Transporter Authorisations will only be valid from 1st May 2008 if they have, where required, valid Certificates of Competence.

Further details on this will be available on the Defra website at www.defra.gov.uk and included in the guidance notes attached to the application forms.

Competence Certificate Legal Requirement for Animal Transporters

Under the new EU Welfare in Transport Regulation, from 5 January 2008, those transporting cattle, sheep, pigs, goats, equidae and poultry (including gamebirds) by road on distances of over 65km in connection with an economic activity, need to hold a certificate of competence.

The Regulation, which became law in January 2007, also requires handlers (including market and assembly centre staff) and transporters of all animals to be trained in the new regulation's technical rules (fitness to travel, means of transport, loading/unloading, etc). How training is achieved is up to the individual. It may be achieved by means of on-the-job instruction combined with practical experience or by more formal methods leading to a qualification.

Defra is aware that disease outbreaks have effectively prevented livestock farmers and hauliers from achieving the certificate of competence. On this basis, it has been agreed with enforcement authorities that no action will be taken against transporters without a competence certificate until the end of April 2008. This arrangement only applies to journeys within the UK. To avoid any possibility of enforcement action whilst abroad, exporters must have competence certificates.

Defra and the Scottish authority have designated the independent bodies shown in the table below to undertake competence assessments and award certificates:-

British Horseracing Education & Standards Trust	www.bhest.co.uk	Tel: 01638 560 743
Lantra Awards	www.lantra-awards.co.uk	Tel: 024 7641 9703
National Proficiency Training Council	www.nptc.org.uk	Tel: 024 7685 7300
Scottish Skills Testing Service	www.sayfc.org/ssts	Tel: 0131 333 2040
The British Driving Society	www.britishdrivingsociety.co.uk	Tel: 01473 892 001

Sample Competency Test Questions

Answers at the bottom of this article.

1. Which of the following factors is least likely to affect an animal's ability to cope with stress during transport?

- a) the animal's past experience
- b) the animal's temperament
- c) the make of the vehicle used
- d) the animal's state of health

2. Which of the following is the most important when checking the suitability of a vehicle for safe and efficient transport of animals?

- a) the vehicle is free from sharp protrusions
- b) the vehicle has recently been serviced
- c) the vehicle displays the haulier's name
- d) the vehicle is less than one year old

3. Who is responsible for animals when they are being transported?

- a) the local police force
- b) the driver of the vehicle
- c) Animal Health (formally SVS)
- d) the National Farmers Union

Transporter Authorisations and Certificate of Competence: Some frequently asked questions

Q. Do I need a Transporter Authorisation and a Certificate of Competence?

A. Possibly. From 5 January 2007 anyone transporting animals on journeys over 65km as part of an economic activity must hold a valid transporter authorisation to do so. Ring **0845 603 8395** for an application pack or download it direct from the Defra website at www.defra.gov.uk/animalh

From 5 January 2008 applicants transporting cattle, sheep, goats, pigs, horses and poultry by road over 65km must hold valid certificates of competence for drivers and attendants of road vehicles. Transporters of other species do not have to hold certificates of competence.

Defra has designated four independent industry bodies to undertake assessments. These bodies award certificates in the form of a vocational qualification.

Q. What is involved in the Competence Test?

A. Those transporting animals on journeys of up to eight hours are assessed by means of a theory test. Assessments for journeys over eight hours include a practical assessment of animal handling and (if required) driving skills.

Q. How much does the test cost?

A. Please contact one of the designated bodies for a quote.

Q. I am not confident with using a computer. Can I take a paper based test?

A. The designated bodies should be able to arrange this for you.

Q. I have some difficulty reading. Can I have help?

A. The designated bodies should be able to arrange for a reader/writer to be made available. However, they can only read the question, or write down the answer you provide and cannot help with any explanations.

Transporting Animals in Hot Weather

Transporters moving animals, including agricultural animals, should take action to avoid problems during hot weather spells. Although this is not an exhaustive list, considerations to be made include:

- Factoring potential weather conditions into the planning of any journey (e.g. not loading or moving animals during the hottest parts of the day)
- **Improved ventilation** of the vehicle
- **Increased space** allowances
- Providing water and electrolytes more frequently

In addition, Contingency Plans should be in place for every journey. These are particularly important in hot conditions as delays, which might be relatively insignificant under normal conditions, can become critical very quickly. For more information see our website at www.defra.gov.uk/animalh

Journey Log Translations

A Journey Log is required for transporting cattle, sheep, pigs, goats and unregistered equidae on journeys over 8 hours to a destination within another Member State or third country. When a journey does not require a Journey Log an Animal Transport Certificate (ATC) should be completed.

Dual language versions of the Journey Log form (WIT 7) are available for the following translations.

English-French, English-German, English-Italian, English-Spanish and English-Dutch

These have been produced to aid statutory completion and return of Journey Logs by transporters where the drivers are not British Nationals. Versions of the Journey Log (WIT 7) in which only section 3 has been translated into French, German, Italian and Spanish, can be used if the drivers are English but the keeper at the destination premises does not read English. Please see the following website for details www.defra.gov.uk/animalh/welfare/farmed/transport/eu-transportreg



Welfare of Animals during Transport

Requirements for transporting animals by road as part of an Economic Activity

See note 4 below

Species	The journey is up to 65km See Note 1 below	Short Journey (over 65km and up to 8 hours)		Long Journey (over 8 hours)	
		To destinations within GB and Northern Ireland	To destinations within another EU Member State or third country	To destinations within GB and Northern Ireland	To destinations within another EU Member State or third country
Cattle Sheep Pigs Goats Unregistered equidae	<ul style="list-style-type: none"> Comply with general conditions ATC Adequate training 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 2 authorisation ATC Long journey certificate of competence Vehicle approval certificate Contingency Plans 	<ul style="list-style-type: none"> Type 2 authorisation Journey Log Long journey certificate of competence Vehicle approval certificate Contingency Plans
Registered equidae	<ul style="list-style-type: none"> Comply with general conditions ATC Adequate training 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 2 authorisation ATC Long journey certificate of competence Vehicle approval certificate Contingency Plans 	<ul style="list-style-type: none"> Type 2 authorisation ATC Long journey certificate of competence Vehicle approval certificate Contingency Plans
Poultry (Includes: domestic fowl, ducks, geese, turkeys, guinea fowl, quails, pheasants and partridges)	<ul style="list-style-type: none"> Comply with general conditions ATC Adequate training 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 1 authorisation ATC Short journey certificate of competence 	<ul style="list-style-type: none"> Type 2 authorisation ATC Long journey certificate of competence Vehicle approval certificate Contingency Plans 	<ul style="list-style-type: none"> Type 2 authorisation ATC Long journey certificate of competence Vehicle approval certificate Contingency Plans
Other Species (Includes: dogs, cats, domestic birds, domestic rabbits, fish, racing pigeons etc)	<ul style="list-style-type: none"> Comply with general conditions ATC Adequate training 	<ul style="list-style-type: none"> Type 1 authorisation ATC Adequate training 	<ul style="list-style-type: none"> Type 1 authorisation ATC Adequate training 	<ul style="list-style-type: none"> Type 2 authorisation ATC Adequate training Contingency Plans 	<ul style="list-style-type: none"> Type 2 authorisation ATC Adequate training Contingency Plans

Type 1 Authorisation: Required for journeys over 65km and up to 8 hours. **Type 2 Authorisation:** Required for journeys of any length over 65km including those over 8 hours. **Journey Log (form WIT 7):** Required for transporting cattle, sheep, pigs, goats and unregistered equidae on journeys over 8 hours to another EU Member State or third country. **ATC (Animal Transport Certificate) (form WIT 6):** Required for journeys of any species of animals over any distance or duration EXCEPT journeys involving farm livestock and unregistered equidae on export journeys over 8 hours to another EU Member State or third country.

- Farmers transporting their own animals in their own means of transport on journeys of up to 50km from their holding are exempt from some requirements.
- Applicants transporting other species, where their journeys start and finish in the UK and are less than 12 hours, do not require vehicle approval certificates. Vehicles transporting other species over 12 hours in the UK must be inspected and approved. However, where animals are carried within containers within the vehicle, inspection and approval of the vehicle is not required.
- If you transport animals overseas you must hold a vehicle approval certificate if any of the EU Member States involved in the journey (transiting or destination) require one.
- Detailed guidance on the transportation of animals by Sea and Air has been prepared and is available on the Defra website.



For more information on any of the articles featured in WIT Matters visit the website at:

www.defra.gov.uk/animalh

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