

CHAPTER 3

LIVESTOCK AND POULTRY IMPORTATION

Authority

N.J.S.A. 4:5-54 through 75.

Source and Effective Date

R.2010 d.074, effective April 23, 2010.
See: 42 N.J.R. 3(a), 42 N.J.R. 926(a).

Chapter Expiration Date

Chapter 3, Livestock and Poultry Importation, expires on April 23, 2015.

Chapter Historical Note

Chapter 3, Livestock and Poultry Importation, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1983 d.452, effective September 29, 1983. See: 15 N.J.R. 1205(a), 15 N.J.R. 1754(a).

Pursuant to Executive Order No. 66(1978), Subchapter 4, Livestock for Immediate Slaughter, expired on January 8, 1986.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, expired on June 18, 1989.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1989 d.455, effective August 21, 1989. See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1994 d.399, effective July 7, 1994. See: 26 N.J.R. 1908(a), 26 N.J.A.C. 3159(a). Pursuant to Executive Order No. 66(1978), Chapter 3 expired on July 7, 1999.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1999 d.258, effective August 16, 1999, and former 2:5-3.1, Poultry importation, and 2:5-3.4, Routes: Interstate shipment through New Jersey of live poultry, were readopted by R.1999 d.258, effective July 15, 1999, and recodified as 2:3-6.4 and 2:3-6.5 and amended by R.1999 d.258, effective August 16, 1999. See: 31 N.J.R. 1399(a), 31 N.J.R. 2325(a).

Chapter 3, Livestock and Poultry Importation, was readopted as R.2005 d.37, effective December 17, 2004. Subchapter 5, Goat Importation, was adopted as new rules by R.2005 d.37, effective January 18, 2005. See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

Chapter 3, Livestock and Poultry Importation, was readopted as R.2010 d.074, effective April 23, 2010. See: Source and Effective Date.

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SUBCHAPTER 1. GENERAL REQUIREMENTS

2:3-1.1 Definitions

(a) The following words and terms, as used in this chapter, shall have the following meanings. Words of art undefined in the following paragraphs shall have the meaning attributed to them by trade usage or general usage as reflected by definition in a standard dictionary, such as Webster's.

"Approved livestock facility" shall mean a facility as described in 9 C.F.R. Part 71.20.

"Custom slaughter operation" shall mean a slaughtering operation as described in 9 C.F.R. Part 303.1.

"Department" shall mean the New Jersey Department of Agriculture. For purposes of actions authorized by these rules, the Department may act through the State Veterinarian.

"Recognized slaughtering establishment" shall mean a slaughtering establishment operating under the provisions of the Federal Meat Inspection Act (21 U.S.C. §§ 601 et seq.) and the Poultry Products Inspection Act (21 U.S.C. §§ 451 et seq.).

"State Veterinarian" means Director, Division of Animal Health, New Jersey Department of Agriculture.

"Waybill" shall mean a document setting forth:

1. The name and address of the origin of the livestock or poultry imported for slaughter;
2. The type and quantity of such livestock or poultry being moved;
3. The name and address of the establishment to which such livestock or poultry are being moved; and
4. The date of the movement of such livestock or poultry into the establishment.

(b) Whenever, in describing or referring to any person, party, matter or thing, any word importing the singular number or masculine gender is used, the same shall be understood to include and to apply to several persons or parties as well as to one person or party and to females as well as males, and to bodies corporate as well as individuals, and to several matters and things as well as one matter or thing.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

Former N.J.A.C. 2:3-1.1, Interstate health certificate to accompany animals entering State, recodified to N.J.A.C. 2:3-1.2.

2:3-1.2 Interstate health certificate to accompany animals entering State

All livestock and poultry moved into New Jersey, except for slaughter, shall be accompanied by an official Certificate

of Veterinary Inspection approved by the livestock disease control agency of the state of origin. A Poultry Inspection Certificate conforming with the requirements of N.J.A.C. 2:9-1.3 may be used for poultry being transported directly to live bird markets and auction markets in lieu of the Certificate of Veterinary Inspection. A Veterinary Services (VS) Form 9-3 may be used for poultry in lieu of the Certificate of Veterinary Inspection.

As amended, R.1978 d.402, eff. November 21, 1978.

See: 10 N.J.R. 416(a), 11 N.J.R. 2(b).

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Reference to Certificate of Veterinary Inspection and to NPIP Form 3-B, added.

Amended by R.2001 d.283, effective August 20, 2001.

See: 33 N.J.R. 1886(a), 33 N.J.R. 2806(a).

Inserted sentence following first sentence, substituted "9-2" for "3-8" and inserted "other than live poultry markets" in last sentence.

Recodified from N.J.A.C. 2:3-1.1 and amended by R.2005 d.37, effective January 18, 2005.

See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

Rewrote the section. Former N.J.A.C. 2:3-1.2, Contents of Certificate of Veterinary Inspection, recodified to N.J.A.C. 2:3-1.4.

2:3-1.3 Livestock and poultry for slaughter

(a) No livestock or poultry shall be imported into New Jersey for slaughter except in accordance with both the general requirements set forth in (a)1 through 5 below, and the specific requirements contained in N.J.A.C. 2:3-2 through 11 for each specific class of animal.

1. The livestock or poultry imported for slaughter shall be accompanied by a waybill;

2. The livestock or poultry imported for slaughter shall be transported directly to an approved livestock facility, custom slaughter operation, recognized slaughtering establishment or to a private residence for the purpose of slaughter;

3. The livestock or poultry imported for slaughter shall be slaughtered within 10 days of arrival in the State of New Jersey;

4. All approved livestock facilities, custom slaughter operations, recognized slaughtering establishments, and private residences as described in (b)2 above shall maintain all waybills for a period of six months and must present such waybills upon demand by the State Veterinarian or other employee or agent of the New Jersey Department of Agriculture, Division of Animal Health; and

5. Livestock and poultry for slaughter shall not be used or sold for any other purpose than slaughter, except that livestock and poultry for slaughter may be sold to custom slaughter operations.