

STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS

PART 52

DISEASES OF DOMESTIC ANIMALS
(Statutory authority: Agriculture and Markets Law,
Sections 16, 18, 72, 72-a, 76 and 91)

Sec.

- 52.1 Access to domestic animal premises
- 52.2 Access to vehicles carrying domestic animals, feedstuffs or garbage
- 52.3 Disease control program: garbage feeding and hog cholera
- 52.4 Moving domestic animals which have been fed garbage

Section 52.1 Access to domestic animal premises. The Commissioner, each veterinarian, inspector and other authorized employees of the Department of Agriculture and Markets shall have full access to all lands, buildings or housing upon or in which there are kept for breeding, raising, feeding or slaughtering, domestic animals, including poultry, and may examine such animals and their feedstuffs, together with any equipment and containers used in the manufacture, preparation, raising, cooking or treating of such feedstuffs.

Section 52.2 Access to vehicles carrying domestic animals, feedstuffs or garbage. The Commissioner, each veterinarian, inspector and other authorized employees of the Department of Agriculture and Markets shall have full access to all vehicles, including motor vehicles, whether they be upon public or private lands, highways or waterways within the State of New York, whenever any such officer or employee has reasonable grounds to believe that such vehicles are being used to transport or hold domestic animals, including poultry, or feedstuffs therefor or to transport or hold garbage.

Section 52.3 Disease control program: garbage feeding and hog cholera. (a) Whereas garbage fed to swine contributes to the spread of hog cholera, and whereas, there have been in recent times outbreaks of hog cholera in states contiguous to New York State, the Commissioner of Agriculture and Markets hereby adopts and institutes a program for the prevention, control, suppression and eradication of that disease, with particular regard to, but not limited to, the practice of feeding garbage to swine.

(b) Whenever any veterinarian, inspector or other employee of the Department of Agriculture and Markets has any reasonable grounds to believe that garbage is being fed to swine in violation of section 72-a of the Agriculture and Markets Law, he shall immediately quarantine the premises on which the swine are kept.

(c) While any such quarantine is in effect, no person shall remove or allow the removal of any swine from the premises quarantined, nor bring on or allow to be brought on the premises any additional swine, without the prior written permission of the Commissioner.

(d) The owner or harbinger of any swine kept on any premises quarantined shall, on or at the premises where such animals are kept, present and restrain such animals for identification by tattooing or other method of identification approved by the Commissioner at such times as the Commissioner on not less than forty-eight hours notice shall direct.

Section 52.4 Moving domestic animals which have been fed garbage. No domestic animals, including poultry, which have been fed any garbage since the first day of July, 1975 in violation of section 72-a of the Agriculture and Markets Law shall be removed from the premises where fed except for the purpose of immediate slaughter and, then, only by prior written permission of the Commissioner of Agriculture and Markets.

The above repeal and promulgation shall take effect April 5, 1976.