

PART 49

PHYSICAL REQUIREMENTS FOR LIVESTOCK AUCTION BUILDINGS

(statutory authority: Agriculture and Markets Law, § 72, 75, 251-g)

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§ 49.1 Definition.

Livestock auction building shall mean every stable, pen, yard, enclosure or structure of any kind used for the housing of domestic animals for the purpose of public sale by outcry to a bidder, public offering for sale or exchange or exposing for sale or exchange or publicly selling or exchanging any domestic animal or domestic fowl as defined in section 107 of the Agriculture and Markets Law.

§ 49.2 Wall, partition construction.

The walls and partitions of every livestock auction building shall be so constructed as to permit them to be cleaned and disinfected easily and shall be cleaned and disinfected prior to each sale and, if livestock are housed in the building between sales, as often as necessary to prevent or control contagion or infection.

§ 49.3 Floor material, condition.

All floors of every livestock auction building shall be in good repair at all times and shall be made of suitable material to permit proper washing, cleaning and disinfection. Ground floors shall be of concrete or other impervious material. Dirt floors are not permitted. Floors other than ground floors must be made of tight material so as to permit proper washing, cleaning and disinfecting. Floors shall be cleaned and disinfected as often as necessary to prevent or control contagion or infection.

§ 49.4 Toilet facilities.

Clean and sanitary toilets must be made available in or near the livestock auction building. Separate toilets for men and women must be provided and if outside must be disinfected as least once a week. Tight insect-proof vaults and self-closing lids are required in outside toilets.

§ 49.5 Light, ventilation.

Every livestock auction building must have sufficient light and adequate ventilation by fans, flues or windows in all sections or parts thereof.

§ 49.6 Handling, penning, loading facilities.

Facilities used for handling, penning or loading livestock at or in any livestock auction building shall be constructed in such manner as to permit proper cleaning and disinfecting thereof and so as not to expose livestock to physical injury, bruising or harm. Ramps, alleyways, pens and all unloading, loading and holding facilities shall be constructed and maintained in a safe manner. Every livestock auction building shall be so constructed that livestock consigned for replacement will be kept separate and apart from all other livestock therein.

§ 49.7 Water supply; approved disinfectants.

Every livestock auction building shall have an adequate water supply for approved cleaning and disinfecting and for other needs including the handling of livestock in accordance with the Department of Agriculture and Markets rules and regulations relating to cattle auctions and sales stables as promulgated by official order dated February 10, 1947 and filed in the Department of State February 14, 1947. No disinfectant shall be used unless it is approved by the Commissioner of Agriculture and Markets, and approved disinfectants must be used according to the manufacturer's recommendation. A list of approved disinfectants may be obtained from the commissioner. When livestock are kept overnight at a livestock building watering facilities ample to meet the needs of all livestock so housed shall be readily available.

§ 49.8 Compliance before licensing.

Compliance with these regulations shall be a condition precedent to the issuance of any applicable license under article 20 of the Agriculture and Markets Law.