



Ministry of
Agriculture
and Food

Plant and Animal Health Branch
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Animal Health Act - General Order AIV 2022-009

Person(s) and Place Subject to Order
<p>The following classes of persons are subject to this order:</p> <p>All persons responsible for Birds.</p> <p>In this order, “Birds” means any of the following types of birds:</p> <ul style="list-style-type: none"> (a) chickens and turkeys; (b) doves; (c) ducks; (d) geese; (e) guinea fowl, peafowl, pheasants, pigeons and quail; and (f) ratites.
Contact information:
Location of premises this order relates to, if applicable:
<p>Premises identification account number(s):</p> <p>Premises identification number(s):</p>
Contact information of owner of premises, if different from above:

Contact information for operator of premises, if different from above:
Date this order is issued: October 14, 2022
Date this order takes effect, if different: _____, 20_____
Reference Number: AIV2022-009

THE PERSON(S) SUBJECT TO THIS ORDER MUST COMPLY WITH THIS ORDER.

Reason for Order				
<p>The Chief Veterinarian reasonably believes the following: This order and the actions listed are believed necessary under s. 39(1)(c)(i) of the <i>Animal Health Act</i> to address a condition that presents a significant risk of causing a threat to animal health, specifically: to prevent the occurrence and spread of highly pathogenic H5 and H7 avian influenza A virus. Based on the current risks associated with the detection of avian influenza A on a commercial poultry premises and multiple small flocks in the Province since September 1, 2022, there is a need to modify management practices.</p>				
<p>Background information:</p> <p>The highly pathogenic H5 and H7 avian influenza A viruses are reportable diseases under the federal <i>Health of Animals Act</i> and reportable and notifiable diseases under the provincial <i>Animal Health Act</i>. Currently there are multiple Highly Pathogenic Avian Influenza investigations in British Columbia. In addition, there are ongoing Highly Pathogenic Avian Influenza (H5N1) investigations in Alberta, Saskatchewan, Manitoba and eastern Canada, infecting more than 3 million birds. In recent weeks, movement of birds through an auction mart resulted in infection and depopulation of multiple small flocks in Ontario and Quebec. This H5N1 virus has been detected in the lower mainland this year in wildlife. Wild birds (in particular waterfowl) are considered the main source of this virus.</p> <p>Historically there appears to be heightened transmission opportunities during the time of bird migration.</p> <p>The B.C. Poultry Association (BCPA) has introduced the highest biosecurity “code Red” standards in recognition of the current level of risk. As individuals who maintain small flocks of birds are not covered by the BCPA and not regulated by the Ministry of Agriculture and Food, additional measures need to be taken to protect these birds from virus transmission as well.</p>				
This Order is in Respect of the Following				
Animal(s) (specific):				
Identification #	Age	Sex	Species	Description

THE INFORMATION REQUESTED ON THIS FORM IS COLLECTED AND MAY BE DISCLOSED UNDER THE AUTHORITY OF PART 2 AND 3 OF THE *ANIMAL HEALTH ACT*.

IF YOU HAVE ANY QUESTIONS ABOUT THE COLLECTION AND USE OF THIS INFORMATION, PLEASE CONTACT THE MINISTRY OF AGRICULTURE.

Type of animal(s) generally:

Birds

Premises:**Animal products/ by-products:****Things:****Actions which Must be Taken**

Action: The persons subject to this order must not take Birds to the following commingling events: poultry swaps, auctions, flea markets, Bird shows, fairs, public displays or competitions where Birds from multiple sources would be present.

The above events do not include:

1. licensed slaughter facilities;
2. research facilities;
3. hatcheries that supply chicks, ducklings or goslings via mail order or to retail outlets;
4. facilities where live wildlife are kept pursuant to a permit issued under the *Wildlife Act*;
5. zoos, including petting zoos;
6. pet stores or other permanent retail locations where Birds are bought or sold; or
7. retail outlets or similar facilities that sell or distribute Birds.

Date by which action must be complete, if applicable:

Completed? Y/N	Inspector Initial and Date
Notes:	

Other Conditions
Additional Comments

Authority for Order
This order is issued pursuant to sections 39, 40 and 41 of the <i>Animal Health Act</i> .
Termination of Order
This Order terminates on the following date or in the following circumstances: refer to section 50(a) of the <i>Animal Health Act</i> . See Appendix A.

Contact Information
Name and contact information of inspector making order:
Theresa Burns, Chief Veterinarian Theresa.Burns@gov.bc.ca
Veterinarian or diagnostic laboratory contacted:



Chief Veterinarian

October 14, 2022

Date

Orders

You have been issued an order. Failure to comply with an order is an offense under s. 81 of the *Animal Health Act*. If this order is posted, you must not remove, alter, or deface it. If an inspector believes that you are not adequately complying with this order, an inspector is authorized to enter into the place described in this document and take action to ensure this order is carried out. You are liable for all costs of any work that the inspector authorizes to be carried out to ensure compliance with this order.

You may request reassessment, reconsideration, or review of this order. A request must be in the form and manner required by the Chief Veterinarian.

Reassessment

You may request the issuing inspector to reassess the circumstances under which this order was made, assess the extent to which it has been complied with, and determine if it continues to be necessary. The inspector may decide to confirm, vary, or terminate this order.

Reconsideration

If you have additional relevant information which was not available when the inspector made the order you may request the issuing inspector to reconsider this order. The inspector may

- Vary, confirm, or rescind this order;
- Delay the date the order takes effect or suspend the order, if this will not be a risk to animal or public health; or,
- Reject your request if the information is not new or not relevant.

This order continues to be in effect while the inspector reconsiders it unless the inspector agrees in writing to suspend it. You will receive written reasons for the reconsideration decision. You may not request a second reconsideration.

Review

If you have completed a request for reconsideration you may request a review of this order. This review will be based on the existing record. The reviewer may

- Vary, confirm or rescind the order; or
- Delay the date the order takes effect or suspend the order, if this will not be a risk to animal or public health; or,
- Refer the matter back to the person who made the order, with or without directions.

The order continues to be in effect during the review. You will receive written reasons for this decision. You may not request further review under the *Animal Health Act*, but may have other recourse.

Appendix A

Section 50 of the *Animal Health Act* states

- 50** An order ceases to have effect on the date or in the circumstances stated in the order, or if no date or circumstances are stated, as follows:
- (a) If an order is served by posting the order, or notice of the order, in or on a place, on the date the order or notice is removed from the place by the minister or the inspector who made the order, or by a person acting under the direction of either of them;
 - (b) If an order is served by publishing the order, or notice of the order, on the date the inspector who made the order publishes a notice that the order has been terminated;
 - (c) If an order is made under section 41 (m) [*general orders*], on the date the person subject to the order provides evidence of compliance as required by the order;
 - (d) In any other case, on the date the inspector who made the order provides notice by any means to the person subject to the order that the order is terminated.