

No. S 8

WHOLESOME MEAT ORDER, 2011

WHOLESOME MEAT (TRANSPORTATION) REGULATIONS, 2011

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In exercise of the power conferred by section 38 of the Wholesome Meat Order, 2011 the Minister of Industry and Primary Resources, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Regulations —

Citation and commencement.

1. These Regulations may be cited as the Wholesome Meat (Transportation) Regulations, 2011 and shall commence on the same date as the Wholesome Meat Order, 2011.

Interpretation.

2. In these Regulations, unless the context otherwise requires —

"designated place" means —

(a) any conveyance on which any meat or meat product is imported or is to be exported;

(b) any slaughtering centre;

(c) any cold store;

(d) any processing establishment;

(e) any wholesale market; or

(f) any place to which, pursuant to the direction of the Director or an authorised officer, any meat or meat product is to be taken for the purpose of examination by an authorised examiner or for any other purpose;

"transport container" means a container which is in or on, or forms part of, a vehicle and which is manufactured, adapted or used for the carriage of any meat and meat product and includes a reefer container.

Application.

3. These Regulations apply in relation to every occasion on which any meat or meat product is being transported to or from a designated place except when such meat product is being transported by a consumer for his own consumption.

Transportation of meat and meat products.

4. (1) No person shall transport any meat or meat product to or from a designated place unless the transport container in which it is to be transported —

(a) is constructed of material that is free of any noxious constituent;

(b) has inside surfaces (including the surfaces of any rack or receptacle provided in the transport container) that are smooth, resistant to corrosion and impervious to moisture;

(c) is capable of protecting the meat or meat product and any container thereof against contamination;

(d) is clean, in a sanitary condition and in good repair;

(e) is equipped, where applicable, to maintain the meat or meat product in a chilled or frozen state; and

(f) is not being used and has not been used —

(i) for the transportation of any other material or substance that might adulterate or contaminate the meat or meat product or otherwise cause the meat or meat product to be unfit for human consumption; or

(ii) for any other purpose which would render it unsuitable for use in the transportation of meat or meat products.

(2) For the purpose of sub-regulation (1)(e) —

(a) where any meat or meat product that is being transported requires to be chilled in order to preserve its wholesomeness, the transport container in which the meat or meat product is to be transported shall be so equipped as to be capable of maintaining the meat or meat product at a temperature of 4 degrees Celsius or below and with a core temperature not exceeding 7 degrees Celsius during transportation;

(b) where any meat or meat product that is being transported requires to be frozen in order to preserve its wholesomeness, the transport container in which the meat or meat product is to be transported shall be so equipped as to be capable of maintaining the meat or meat product at a temperature of minus 18 degrees Celsius or below and with a core temperature not exceeding minus 12 degrees Celsius during transportation; and

(c) any transport container that is used or intended to be used for transporting any meat or meat product which requires to be chilled or frozen shall —

- (i) in the case of a refrigerated vehicle, be fitted with recording thermometers of a type approved by the Director;
- (ii) be adequately insulated to prevent the temperature within the transport container from being affected by the temperature outside it; and
- (iii) be so maintained as to prevent condensation or the formation or accumulation of frost or ice.

(3) Any person transporting any meat or meat product to or from a designated place shall ensure that —

(a) the meat or meat product is at all times during transportation placed in carton or an enclosed container; and

(b) the transport container in which the meat or meat product is to be transported is loaded in such a manner as to permit adequate circulation of cold air within the transport container.

(4) Any person who contravenes or fails to comply with any of the requirements of this regulation is guilty of an offence and liable on conviction to a fine not exceeding \$10,000.

Inspection of transport containers etc.

5. (1) The Director or an authorised officer may, for the purpose of enforcing these Regulations, do all or any of the following —

(a) stop any vehicle which he knows or has reason to believe is being used to transport any meat or meat product and inspect any transport container that is in or on, or that forms part of, such vehicle;

(b) direct the owner or person in charge of such vehicle to take the transport container or the vehicle (as the case requires) to such place as the Director or authorised officer may specify in order that a proper inspection of the transport container may be carried out thereat;

(c) take (without payment) reasonable samples of any meat or meat product as may be found in the transport container and subject such samples to such examination as the Director or authorised officer thinks fit in order to ascertain whether the meat or meat product has become contaminated,

adulterated or otherwise unfit for human consumption as a result of any contravention or failure to comply with these Regulations;

(d) take such measures or give such directions as are reasonable and necessary to prevent the sale, distribution or disposition of any meat or meat product from which any sample has been taken under paragraph *(c)* pending the outcome of the examination of such sample.

(2) Where any person to whom a direction is given under sub-regulations (1)*(b)* or *(d)* contravenes or fails to comply with that direction —

(a) that person is guilty of an offence and liable on conviction to a fine not exceeding \$10,000; and

(b) the Director or authorised officer may cause such action to be taken as is required by the direction and may recover any costs and expenses reasonably incurred by him from that person.

Offences to be compoundable.

6. All offences under these Regulations may be compounded in accordance with section 36.

Made this 28th. day of Safar, 1432 Hijriah corresponding to the 2nd. day of February, 2011.

PEHIN ORANG KAYA SERI UTAMA DATO SERI SETIA
AWANG HAJI YAHYA BIN BEGAWAN MUDIM
DATO PADUKA HAJI BAKAR
Minister of Industry and Primary Resources,
Brunei Darussalam.