

PART 50

DISINFECTING OF LIVESTOCK AUCTION BUILDINGS AND OTHER PREMISES

(Statutory authority: Agriculture and Markets Law, § 18, 75)

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§ 50.1 Definitions.

- (a) The term owner or operator shall mean the owner or operator of licensed livestock auction buildings, the operator of licensed livestock auctions, or any or all persons charged with the care or control of said buildings or auctions.
- (b) The term other premises shall mean stables or other buildings or premises used for the housing of domestic animals, premises, buildings, railway cars, boats and other objects used for and in the transportation of livestock, from or by means of which infection or contagion of animals may be spread or conveyed, not including licensed livestock auction buildings.
- (c) Commissioner shall mean the Commissioner of Agriculture and Markets of the State of New York.

§ 59.2 Cleaning, disinfecting.

Licensed livestock auction buildings used for the handling of livestock must be thoroughly cleaned and disinfected prior to each sale. Other premises will be disinfected at the discretion of the commissioner.

§ 50.3 Method of disinfecting.

Except as herein provided, the disinfecting of the above mentioned premises shall be done by approved disinfectors using equipment and materials at recommended dilutions approved by the commissioner.

§ 50.4 Application for approval as a disinfectant.

Application by disinfectors for approval will be made on forms furnished by the commissioner. The commissioner may approve or disapprove an application after inspection and recommendation of a full-time State or Federal veterinarian which findings and recommendations shall be based upon the adequacy of the equipment to be used in the application of said disinfectants and the ability and qualifications of the applicant in the usage of said equipment, and said findings and recommendations shall be made only after said veterinarian has inspected such equipment and observed the applicant's operation thereof. Limited approval may be granted to a responsible individual employed by a livestock auction for the disinfection of the premises at which he is regularly employed. Approval may be withdrawn at any time upon evidence of noncompliance with regulations or instructions of the commissioner.

§ 50.5 Owner disinfecting quarantined premises.

Nothing herein contained will prohibit an owner of other premises under quarantine pursuant to section 76 of the Agriculture and Markets Law from performing the required disinfection, providing the disinfection is supervised and approved by an accredited veterinarian or employee of the Department of Agriculture and Markets or the United States Department of Agriculture, duly authorized by the commissioner.

§ 50.6 Owner disinfecting nonquarantined premises.

Nothing herein contained will prohibit an owner of other premises not under quarantine from disinfecting his own premises, buildings, railway cars, boats or other objects unless otherwise directed by the commissioner.

§ 50.7 Report of each disinfection.

The owner or operator of the auction, or those charged with the care and control of the premises disinfected, shall promptly make and file a report of each disinfection with the Department of Agriculture and Markets upon forms furnished by the commissioner and each report shall be signed by an approved disinfectant.

§ 50.8 Cost paid by owner.

The cost of services and materials used will be borne by the owner or those charged with the care and control of the premises.