

NATIONAL ASSEMBLY FOR WALES

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SUBORDINATE LEGISLATION

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2007 No. (W. )

NATIONAL HEALTH SERVICE

The Primary Medical Services (Influenza Immunisation Scheme  
for Poultry Workers) (Wales) Directions 2007

*Made* - - - - - 16 January 2007

*Coming into force* - - - - - 17 January 2007

The National Assembly for Wales, in exercise of the powers conferred by section 16BB of the National Health Service Act(a), gives the following Directions:

**Citation, commencement and interpretation**

1.—(1) The title of these Directions is the Primary Medical Services (Influenza Immunisation Scheme for Poultry Workers) (Wales) Directions 2007, and they come into force on 17 January 2007.

(2) These Directions are given to Local Health Boards in Wales.

(3) In these Directions—

“the Act” means the National Health Service Act 1977;

“poultry” means all birds that are reared or kept in captivity for the production of meat or eggs for consumption, the production of other commercial products, for restocking supplies of game or for the purposes of any breeding programme for the production of these categories of birds;

“poultry premises” means—

(a) premises in respect of which notification has been given to the National Assembly for Wales under the provisions of—

(i) regulation 6(2) and (3) of the Avian Influenza (Preventive Measures) (Wales) Regulations 2005(b),

(ii) regulation 6(2) and (3) of the Avian Influenza (Preventive Measures) (Wales) (No 2) Regulations 2005(c), or

(iii) regulation 7(1) of the Avian Influenza (Preventive Measures) (Wales) Regulations 2006(d); or

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(a) 1977 c. 49. Section 16BB was inserted by the National Health Service Reform and Health Care Profession Act 2002, section 6(1) and amended by the Health and Social Care (Community Health Standards) Act 2003, section 184 and Schedule 11, paragraphs 7 and 10. Functions of the Secretary of State for Wales were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999, SI 1999/672, article 2 and Schedule 1.

(b) S.I. 2005/2985 (W.219).

(c) S.I. 2005/3384 (W.268).

(d) S.I. 2006/2803 (W.242).

(b) premises which are a slaughterhouse and for this purpose “slaughterhouse” means an establishment used for slaughtering poultry, the meat of which is intended for human consumption;

“poultry worker” means—

(a) an individual who while on poultry premises and in the course of his or her employment (including self-employment)—

(i) accesses enclosed poultry rearing or egg production areas,

(ii) performs initial sorting of poultry eggs if the sorting area is an integral part of the production unit,

(iii) catches or culls poultry within enclosed poultry rearing or egg production areas, or

(iv) performs the final clean down of poultry sheds following depopulation of a poultry house;

(b) an individual who while on poultry premises and in the course of his or her employment (including self-employment) collects or removes poultry manure or litter from within enclosed poultry rearing or egg production areas of poultry premises; or

(c) an individual who while on poultry premises and in the course of his or her employment (including self-employment)—

(i) catches or handles live birds,

(ii) kills or eviscerates birds, or

(iii) cleanses or disinfects areas and equipment contaminated by poultry faeces;

“premises” includes any land, building or place;

“provider of primary medical services” means any person who is entering into or has entered into arrangements under—

(a) section 28Q of the Act;

(b) section 28C of the Act;

(c) section 16CC(2)(a) of the Act; or

(d) section 16CC(2)(b) of the Act

for the provision of primary medical services to registered patients; and

“registered patient” means—

(a) a person who is recorded by the Local Health Board as being on a list of patients of a provider of primary medical services, or

(b) a person whom a provider of primary medical services has accepted for inclusion on its list of patients, whether or not notification of that acceptance has been received by the Local Health Board and who has not been notified by the Local Health Board as having ceased to be on that list.

### **Arrangements for immunisation schemes for poultry workers**

2. Each Local Health Board must make arrangements in its area to ensure, so far as possible, that, during the period starting on 22 January 2007 and ending on 31 March 2007, any poultry worker who—

(a) is a registered patient of a provider of primary medical services within its area, or

(b) is resident in its area but not registered with any provider of primary medical services in its area or in any other area

and who wishes to be immunised against influenza is offered such immunisation.

3. In making arrangements under Direction 2 each Local Health Board must have regard to any relevant guidance issued by the National Assembly for Wales.

Signed on behalf of the National Assembly for Wales

*BRIAN GIBBONS*  
Minister for Health and Social Services

Date: 16<sup>th</sup> January 2007