

| General Information | |
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| Ministerial Decision Type | Miscellaneous |
| Report Title | Compensation for seized cattle feed |
| Minister | Environment |
| Signatory | Minister |
| Lead Department | Infrastructure and Environment (IHE) |
| Lead Directorate | Natural Environment (IHE) |
| Ministerial Decision Summary: Public or Absolutely/Qualified Exempt | Public Select if more than one Absolutely/Qualified Exemption. |
| Date decision made if different to date 'Ministerial Decision Summary' signed. | Select date. |
| Report and Supplemental Report Details | |
| Report Author | Chief Veterinary Officer |
| Date of Report | 14/04/2023 |
| Supplementary Report Title <i>(If applicable)</i> | Insert Supplementary Report Title. |
| Supplementary Report Author <i>(If applicable)</i> | Insert Official Title Only. |
| Date of Supplementary Report <i>(If applicable)</i> | Select Date of Supplemental Report. |
| Ministerial Decision Report: Public or Absolutely/Qualified Exempt | Public Select if more than one Absolutely/Qualified Exemption. |
| Relevant Case/Application/URN <i>(Only complete if making a decision related to an appeal/case/application)</i> | Insert Relevant Case/Application. |
| Relevant Proposition Number <i>(Only complete if presenting Comments or if lodging an Amendment)</i> | Insert P. number. |
| Relevant Scrutiny Report <i>(Only complete if presenting a ministerial response)</i> | Insert S.R. number. |
| Associated Law(s) and/or Subordinate Legislation | Animal Health (Jersey) Law 2016 |
| Action required if recommendation agreed | Department to take necessary action. |

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| Resource Implications | There are new financial and/or manpower implications. Further detail is included in the detail section of the report. |
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Compensation for seized cattle feed.

Introduction

1. Summary of the Incident:

132 cattle died at Woodlands farm in Jersey in December 2022. The likely cause of the incident is *Clostridium botulinum* toxin, potentially present in a particular batch of feed supplied to the animals.

Laboratory tests confirmed the presence of toxin-producing bacteria in feed but no toxin was identified. It is difficult to say where in the supply chain the contamination occurred.

Suspect batches were initially voluntarily held, both at the wholesale supplier of feed and at the farm using the feed. To avoid any potential public and animal health issues and, as a precaution the feed at both farms was then formally seized (Annex 1) by the States Vet using powers under the Animal Health (Jersey) Law 2016 (Annex 2).

2. Compensation

Legislation states that the minister may pay compensation to the owner of the seized materials (Annex 2). The States Vet has served destruction notices and the material is being disposed of at an approved site.

3. Calculations:

The owner of the **wholesale supplier** of feed has already exercised his right to request compensation.

Barley

97 bags of 1,300 Kgs each

97 bags of 1,300kgs= 126100 Kgs= 126.1

126.1T at £320 = **£40,352** (commercial price of £320 per T)

Peas

32 bags of 1,500 kgs each

32 bags of 1,500 kgs= 48 000 Kgs= 48 Ton

48T at £340= £ **16,320** (commercial price of £340 per T)

Total= £16,320 + £40,352 = £ 56,672

The owner of the **farm where the incident occurred** has not requested compensation yet, but the States Vet has seized 3,750 Kgs of barley. Assuming the same price as above.

3,750 kgs= 3.750 T at £320/T= **£1,200**

Total compensation due (if claimed) = £56,672 + £1,200= £57,872

4. Recommendation

As per article 18 of the Animal Health (Jersey) Law 2016 (annex 2), we recommend the Minister considers the request for compensation taking into consideration that the States Vet seized the feed as a precautionary measure and the exact source of contamination was never found.

The Law states in Article 18 that the Minister may, with the approval of the Minister for Treasury and Resources, pay compensation to a claimant. The approval of the Minister for Treasury and Resources has been sought and granted and so it is recommended that the Minister for the Environment requests that officers make payment to the existing claimant and prepare to pay compensation to the farmer who is yet to claim.