

Rules of Procedure of the Irish Moiled Cattle Society



The Irish Moiled Cattle Society. (IMCS) is recognised by the Department of Agriculture, Food and the Marine as a breed society in accordance with Regulation (EU) 2016/1012. The Irish Moiled Cattle Society Board of Directors adopted the following Rules of Procedures on 18.02.21, which include membership, the rights of breeders, the rights of the breed society and an appeals procedure.

Membership:

1. Membership of the society is defined under the memorandum of Association of the Irish Moiled Cattle Society.

2. All breeders (individuals, companies & partnerships) that wish to participate in the breeding programme must become members of the society. Applications for membership will be considered if the following documents are completed and submitted to the Breed Secretary.

(i) Application for membership with appropriate membership fee (See Appendix 1)

(ii) CMMS data release permission form (ROI member only)

Applications are forwarded to the Society Directors for approval on the 1st working day of each month. Confirmation of Membership will normally be posted to you during the following month and you will receive a welcome pack containing all the items and information you will need.

3. As part of the application process, each member must register an approved herd name. This herd name shall not have been allocated to another member of the Society, either in the past or at present. This shall be applicable to all animals bred and notified by that member, either alone or jointly with any partner/s or other persons in any one herd. A herd name that has been used by one member may not contemporaneously be used by another member. Herd name transfers may be approved by the board of the Society at their discretion.

4. Members must permit that data relating to the genealogy and performance of their cattle may be communicated to and examined and processed by competent authorities in the field of livestock breeding, subject to Board approval, and that the Society be free to disseminate the results of this analysis as the Board see fit from time to time.

5. The Society shall have the right to maintain a computerised record of member's transactions with the Society and reserve the right to penalise members found to be in breach of procedures vital to the accurate maintenance and integrity of the breeding book of the Society.

6. It is a condition of membership of the Society that all members undertake to partake in those elements of the Society's breed improvement programme that the Board from time to time deem compulsory.

Rights of breeders:

1. Breeders shall have the right to participate in the breeding programme of the IMCS where
 - (a) their animals are kept in the geographical territories of Republic of Ireland (EU), N. Ireland (UK) and Great Britain (UK)
 - (b) their breeding animals are covered by the Irish Moiled breeding programme.

2. Breeders participating in the Irish Moiled breeding programme shall have the right
 - (a) to have their purebred breeding animals entered in the main section of the breeding book in accordance with the rules of the breeding programme,
 - (b) to participate in classification, performance testing and genetic evaluation in accordance with the rules of the breeding programme,
 - (c) to be provided with a zootechnical certificate,
 - (d) on request, to be provided with up to date results of the performance testing and genetic evaluation for their breeding animals, where those results are available,
 - (e) to have access to all the other services provided in relation to the Irish Moiled Cattle Society breeding programme where applicable.
 - (f) to become a member of the Irish Moiled Cattle Society
 - (g) to participate in the defining and development of the breeding programme by submitting proposals through the Breed secretary for presentation to the board at the next meeting.
3. Breeders participating in the Irish Moiled Cattle Society shall
 - (a) have the free choice in the selection and breeding of their breeding animals,
 - (b) have offspring descended from those breeding animals entered in the Irish Moiled Cattle Society breeding book in accordance with the rules of the breeding programme,
 - (c) have ownership of their breeding animals

Rights and obligations of the Irish Moiled Cattle Society:

1. As regards their breeding programme, the Irish Moiled Cattle Society has the right to define and carry out such breeding programme autonomously for the Irish Moiled breed provided that they comply with Commission Regulation 2016/1012 and any conditions of their approval.

2. The Irish Moiled Cattle Society shall have the right to exclude breeders from participating in a breeding programme where those breeders fail to comply with the rules of that breeding programme.

3. The Irish Moiled Cattle Society shall have the right to exclude breeders from membership where those breeders fail to comply with their obligations set out in the rules procedure.

4. The Irish Moiled Cattle Society shall, without prejudice to the role of the courts, have a responsibility to settle disputes that may arise between breeders, and between breeders and the breed society in the process of carrying out the Irish Moiled breeding programme.

Non Discrimination:

The Society will ensure that equal treatment is afforded to all members participating in their breeding programme.

Appeals Procedure of Irish Moiled Cattle Society :

The objective of this procedure is to provide a member who has a grievance with the society an opportunity to have the grievance examined and resolved at the earliest practical moment and at the most local level possible.

While the matter is being considered under the Appeals Procedure, the operation of the Society cannot be interrupted. The person(s) raising the matter shall continue to comply with the rules of the Society during the course of the examination of the matter in question. By so doing he/she will not create any precedent nor will his/her membership of the Society be prejudiced in any way in relation to the matter being processed.

The procedure to apply shall be as follows:

Stage 1

A member who feels aggrieved in relation to any matter pertaining to Society business should, in the first instance, write to the Secretary of the Society of the Society, making it clear that Stage 1 of the Appeals Procedure is being invoked. The Secretary will reply as soon as is reasonably practicable, but in any case within thirty days from receipt of the letter from the appellant.

Stage 2

If the grievance is not resolved at Stage 1, or if a reply is not forthcoming from the Secretary within thirty days, the member(s) may request in writing that at their next Board meeting, the Board allow the member(s) to attend the meeting during the period that the grievance is being considered. The member(s) will be allowed to make an oral submission on the grievance. The Council will then reconsider the issue and must communicate its decision to the appellant within thirty days.

Stage 3

If the issue remains unresolved after Stage 2, the member(s) may request an independent hearing. The Board shall grant such a hearing. Appeals at Stage 3 will be heard by an individual or group of individuals with appropriate expertise, agreed by both parties to the dispute. From the date of appointment of the person(s) hearing the appeal, the case will be heard and the decision taken will be communicated to both parties within three months. The person(s) hearing the case will decide on the apportionment of costs, as appropriate.

Any dispute that remains unresolved after Stage 3 may be pursued by invoking provisions under the legal personality of the Society which are defined under the ICOS Rules or the 1963 Companies Act. Details of these provisions can be obtained by contacting the Society Secretary.

The Society expects all its members to abide by the rules, regulations and standards established by this Society

Appendix 1

Schedule of Membership fees

Annual Membership

ROI members: €50 if paid by cheque or Paypal before 31st January or €60 if paid after 31st January

NI/GB members: £40 annually by standing order or cheque paid by 31st January each year (standing order only available for NI/GB members) and rises to £50 after 31st January

Herd prefix

To register a herd prefix please send a one-off payment of £20/25 euro with your application.

NB: Please note different application forms for ROI and GB (available on the website).

Please contact the Breed Secretary for Society Bank details to set up your Standing order

Breeders Resources are also readily available through the Irish Moiled Cattle Society website.