



City of Cambridge

19.

IN CITY COUNCIL

March 4, 1991

COUNCILLOR MYERS

WHEREAS: The City Council passed an order calling for an Ordinance which would ban the LD50 and Draize Tests; and

WHEREAS: The Commissioner of Laboratory Animals has indicated that an Ordinance is not necessary due to the fact that he considers the regulation of LD50 and Draize tests to be within the oversight of the existing Ordinance; and

WHEREAS: The Commissioner of Laboratory Animals has also expressed his desire to pursue this oversight in a cooperative fashion; and

WHEREAS: The opinion offered by the Commissioner of Laboratory Animals expresses that "LD50 and Draize tests shall not be used in a routine day-to-day manner and shall not be used until all reasonable alternatives have been exhausted;" now therefore be it

RESOLVED: That the City Council go on record supporting the opinion of the Commissioner of Laboratory Animals, that these tests shall only be used after all other alternatives are exhausted; and be it further

RESOLVED: That this opinion of Doctor Wiles, Commissioner of Laboratory Animals be affirmed as the policy of the City.

In City Council March 4, 1991.

Adopted by the affirmative vote of nine members.

Attest:- Joseph E. Connarton, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in dark ink, reading "Joseph E. Connarton".

Joseph E. Connarton
City Clerk



CITY OF CAMBRIDGE

THE CAMBRIDGE HOSPITAL
THE MACHT BUILDING
ROOM B8
1493 CAMBRIDGE STREET
CAMBRIDGE, MA 02139
Telephone 498-1472

Stuart E. Wiles, V.M.D.
Commissioner of Laboratory Animals

TO: Robert W. Healy,
City Manager

FROM: Stuart E. Wiles, V.M.D.,
Commissioner of Laboratory Animals

RE: Calendar Item #1, November 19, 1990
Draft Ordinance regarding the banning of the Classical
LD50 Acute Toxicity and the Draize Eye Irritancy Tests

DATE: February 27, 1991

I am submitting the attached communication and policy statement in response to the above-referenced City Council Calendar Item. As explained in these communications, I do not believe that an ordinance is necessary or advisable at this time.

I would appreciate your assistance in transmitting these communications to the City Council.

ORD#3\ANIMAL.TST



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Stuart E. Wiles, V.M.D.
Commissioner of Laboratory Animals

TO: Cambridge City Council Members

FROM: Stuart E. Wiles, V.M.D.
Commissioner of Laboratory Animals

RE: Animal Care and Use/Calendar Item #1, November 19, 1990

DATE: February 27, 1991

I am transmitting the attached statement defining my role with regard to the care and use of research animals in the City of Cambridge. I developed this statement in cooperation with the City Solicitor's office, and it is my intention to distribute the statement to the various research facilities in the city. Specifically, this statement references any inappropriate and unacceptable procedures. Furthermore, it addresses even more specifically the classic LD50 Acute Toxicity and Draize Eye Irritancy Tests.

The purpose of this statement is to demonstrate the authority vested in me as the Commissioner of Laboratory Animals under Ordinance No. 1086, along with outlining my policy procedure intentions. Finally, the purpose of this statement is to suggest that any further laws or ordinances regulating research animal care and use in the city of Cambridge are not necessary at this time. As noted at the end of the statement, if the cooperative effort that I recommend at this time fails, I will recommend to the City Council the adoption of an Ordinance as contemplated in the referenced Calendar Item.

ORD#3\ANIMAL.TST\CCCM



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Stuart E. Wiles, V.M.D.
Commissioner of Laboratory Animals

Under the authority of Ordinance No. 1086 the Commissioner of Laboratory Animals (CLA) has the power to oversee the care and use of laboratory animals in the City of Cambridge.

The CLA is empowered to enter and inspect animal and research facilities. The CLA may scrutinize any animal care and use committee documents and reports.

The CLA may discuss the work using animals with the chairperson and non-affiliated member of the institutional animal care and use committee.

Under the authorities listed in Ordinance No. 1086 which includes in Section 11-33, guidelines for the care and use of animals, the CLA may utilize paragraph III of the U.S. Government Principles for the Utilization and Care of Vertebrate Animals used in Testing, Research and Training contained within the Public Health Service Policy on Humane Care and Use of Laboratory Animals it states, "The animals selected for a procedure should be of an appropriate species and quality and the minimum number required to obtain valid results. Methods such as mathematical models, computer simulation and in vitro biological systems should be included." And paragraph IV under the same guidelines that states, "Proper use of animals, including the avoidance or minimization of discomfort, distress, and pain when consistent with sound scientific practices, is imperative. Unless the contrary is established investigators should consider that procedures that cause pain or distress in human beings may cause pain or distress in other animals.

The CLA using the authority cited shall determine if any inappropriate or unacceptable procedures are being used in the City of Cambridge. The classic LD50 and Draize Eye Irritancy Tests are of particular concern in the oversight of the care and use of laboratory animals in the City of Cambridge. It is determined that these tests shall not be used in a routine day to day manner and shall not be used until all reasonable alternatives have been exhausted.

If such situations are encountered the CLA in a spirit of cooperation will discuss such tests with the principles concerned.

If certain testing procedures are found to be unacceptable or inappropriate alternative testing methods will be discussed and implemented whenever that possibility exists.

If any situation develops whereby a cooperative effort is refused or inappropriate testing is disguised the City Manager shall be so notified and the CLA, under the authority listed in Ordinance No. 1086, Section 11-38 shall initiate the violations procedure and shall recommend to the City Council an Ordinance to prevent such situations.

Ord#3\animal.tst\draft.1tr

NY 445
now consent



Whereas the Commissioner of Laboratory Animals has indicated that an Ordinance is not necessary due to the fact that he considers the ^{regulate} oversight of the L050 and Draize tests to be within the oversight of the existing Ordinance.

Whereas the Commissioner of Laboratory Animals has also expressed his desire to pursue this oversight in a cooperative fashion

~~Therefore let it~~

Whereas the opinion offered by the Commissioner of Laboratory Animals expresses that "LD 50 and the Draize tests . . . shall not be used in a routine day-to-day manner and shall not be used until all reasonable alternatives have

been exhausted."

Therefore be it resolved that ~~that~~ City Council go on record supporting the opinion of the Commission of Laboratory Animals, that these tests shall only be used after all other alternatives are exhausted.

And be it further resolved that this be ^{opinion of Doctor Wiley, the Commission} ~~the policy of the city~~ of laboratory animals be ~~established~~ affirmed as the policy of the city.



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FROM: Stuart E. Wiles, V.M.D.
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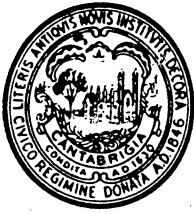
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WHEREAS: The Commissioner of Laboratory Animals has indicated that an Ordinance is not necessary due to the fact that he considers the regulation of LD50 and Draize tests to be within the oversight of the existing Ordinance; and

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WHEREAS: The opinion offered by the Commissioner of Laboratory Animals expresses that "LD50 and Draize tests shall not be used in a routine day-to-day manner and shall not be used until all reasonable alternatives have been exhausted;" now therefore be it

RESOLVED: That the City Council go on record supporting the opinion of the Commissioner of Laboratory Animals, that these tests shall only be used after all other alternatives are exhausted; and be it further

RESOLVED: That this opinion of Doctor Wiles, Commissioner of Laboratory Animals be affirmed as the policy of the City.

MAR. 4 1991

City Council _____

Adopted by the affirmative vote

of 9 members

Joseph E. Convent City Clerk

Order # 19

NON-CONSENT

S-327

Councillor Myers re: support for the
opinion of Commissioner of Laboratory
Animals that the regulations of LD50 and
Draize tests to be oversight in the
existing ordinance.

In City Council,

March 4, 1991.

Order adopted