STATUTORY RULES OF NORTHERN IRELAND

2025 No. 11

ANIMALS

The Animals (Identification, Records, Movement and Enforcement) (Amendment) Regulations (Northern Ireland) 2025

Made - - - -	*23rd January 2025*
Coming into operation	*24th January 2025*

The Department of Agriculture, Environment and Rural Affairs(**a**), makes the following Regulations in exercise of the powers conferred by sections 11 and 22 of, paragraphs 11M(1), (3) and (8) of Part 1C of Schedule 2 and paragraph 21(b) of Schedule 7 to, the European Union (Withdrawal) Act 2018(**b**).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Animals (Identification, Records, Movement and Enforcement) (Amendment) Regulations (Northern Ireland) 2025 and come into operation on 24th January 2025.

(2) The Interpretation Act (Northern Ireland) 1954(**c**) applies to these Regulations as it applies to an Act of the Assembly.

Amendments to the Cattle Identification (Enforcement) Regulations (Northern Ireland) 1998

2.—(1) Amendments to the Cattle Identification (Enforcement) Regulations (Northern Ireland) 1998(**d**) are amended as follows.

(2) In regulation 2(1)—

(a) for the definition of "animal", substitute—

> ""animal" means 'bovine animal' or 'animal of the bovine species' which is an animal of the species of ungulates belonging to the genera *Bison, Bos* (including the subgenera *Bos, Bibos, Novibos, Poephagus*) and *Bubalus* (including the subgenus *Anoa*) and the offspring of crossings of those species;";

(b) for the definition of "the Council Regulation", substitute—

(**a**) Formerly the Department of Agriculture and Rural Development (DARD see section 3(4) of the Departments (Northern Ireland) Order 1999 (S.I. 1999/283 (N.I. 1)). DARD was renamed the Department of Agriculture, Environment and Rural Affairs (DAERA) by Article 1(2) of the Departments Act (Northern Ireland) 2016 (c.5 (N.I.)).

(**b**) 2018(c16); Part 1C of Schedule 2 was inserted by section 22 of the European Union (Withdrawal Agreement) Act 2020 (c.1) (the 2020 Act). Paragraph 21(b) of Schedule 7 was amended by paragraph 53(2)(b) of Schedule 5 to the 2020 Act.

(**c**) 1954 c.33(N.I.)

(**d**) S.R. 1998 No. 27 to which relevant amendments were made by S.R. 1998 No. 279, S.R. 1999 No. 265, S.R. 2004 No. 420, S.R. 2019 No. 82, S.I. 2019/157 and S.R. 2020 No. 353.

""Council Regulation" means Regulation (EU) 2016/429 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law');";

(c) after the definition of "Council Regulation", insert—

""Commission Regulation" means Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs;";

(d) for the definition of "keeper", substitute—

""keeper" means any person responsible for animals, whether on a permanent or on a temporary basis, including during transportation or at a market but excluding veterinary practices;"; and

(e) for the definition of "register", substitute—

""register" means a register containing the records required by Article 102(1) of the Council Regulation;".

(3) In regulation 3—

(a) for paragraph (1), substitute—

"(1) Any person who contravenes any of the following provisions of the Council Regulation shall be guilty of an offence, that is to say—

(a) paragraph (1)(a) and (b) of Article 102;

(b) Article 102(3).";

(b) in paragraph (2), for "paragraph (1)(c)", substitute "paragraph (1)(a)";

(c) in paragraph (3), for "Articles 3, 4.1, 4.2, 4d, 7.3 and 7.4 of the Council Regulation", substitute "Articles 38, 39, 40, 41, 42 and 44 of the Commission Regulation and Articles 102(3), 104 and 111 of the Council Regulation".

(4) In regulation 5(1), omit "Subject to and in accordance with the second paragraph of Article 22 of the Council Regulation, ".

Amendments to the Cattle Identification (No. 2) Regulations (Northern Ireland) 1998

3.—(1) The Cattle Identification (No. 2) Regulations (Northern Ireland) 1998(**a**) are amended as follows.

(2) In regulation 2(1)—

(a) for the definition of "approved eartag", substitute—

""approved eartag" means an eartag which is approved by the Department for the purposes of Article 9(1) of the Commission Implementing Regulation and which complies with that provision and with Article 12 of the Commission Implementing Regulation, and with the requirements of regulations 3(3) and 4(1);";

(b) at the appropriate alphabetical place, insert—

""Commission Delegated Regulation" means Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs;

"Commission Implementing Regulation" means Commission Implementing Regulation (EU) 2021/520 laying down rules for the application of Regulation (EU) 2016/429 with regards to the traceability of certain kept terrestrial animals;";

(c) for the definition of "the Council Regulation", substitute—

(**a**) S.R. 1998 No. 279, to which relevant amendments were made by S.R. 1999 No. 324, S.R. 2004 No. 420, S.R. 2012 No. 416, S.R. 2015 No. 332, S.R. 2019 No. 82, S.I. 2019/157, S.R. 2020 No. 324 and S.R. 2020 No. 353.

""Council Regulation" means Regulation (EU) 2016/429 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law');";

(d) omit the definition of "the Commission Regulation";

(e) omit the definition of "the Commission Regulation (EC) No. 494/98"; and

(f) after the definition of "the Council Regulation", insert—

""keeper" means any person responsible for animals, whether on a permanent or on a temporary basis, including during transportation or at a market but excluding veterinary practices;".

(3) In regulation 2(4), for "or the Commission Regulation", substitute ", the Commission Delegated Regulation or the Commission Implementing Regulation".

(4) In regulation 3—

(a) in the heading, for "Article 4 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation and Article 13 of the Commission Implementing Regulation";

(b) for paragraph (1), substitute—

"(1) The Department—

(a) shall be the competent authority for the purposes of approving eartags for the purposes of Article 9(1) of the Commission Implementing Regulation and for the purposes of giving permission for their replacement under Article 38 of the Commission Delegated Regulation; and

(b) on application from the operator of a herd, shall allocate in relation to such eartags for the animals in that herd, the unique identification codes necessary to ensure the eartags comply with Article 12 of the Commission Implementing Regulation.";

(c) in paragraph (2), for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation";

(d) for paragraph (3), substitute—

"(3) Subject to paragraph (4), for the purposes of Article 13 of the Commission Implementing Regulation, the periods within which the keeper of an animal shall attach approved eartags to the animal shall—

(a) in the case of an animal born in a dairy herd, be within 36 hours of the birth of the animal;

(b) in the case of any other animal, be within 20 days of its birth,

and in any case before the animal leaves the holding on which it was born.";

(e) omit paragraph (4); and

(f) in paragraph (5)—

(i) for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation"; and

(ii) for "paragraph (3) or (4)", substitute "paragraph (3)".

(5) For regulation 4, substitute —

"(1) In accordance with Article 12 of the Commission Implementing Regulation, both of the approved eartags attached to any animal born on or after 21 April 2023 shall be inscribed with either the letters "XI" or numbers "899" and the unique number allocated in relation to the animal by the Department for that purpose.

(2) The Department may authorise another material or model for second eartags to be applied to any animal in Northern Ireland provided the eartags meet the requirements in Part 1 of Annex II of the Commission Implementing Regulation.".

(6) In regulation 5—

(a) in paragraph (1), for "Article 4a.1 of the Council Regulation", substitute "Article 13 of the Commission Implementing Regulation"; and

(b) in paragraph (2), for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation".

(7) In regulation 6—

(a) in paragraph (1)(a), for "Article 4c.1 or 4d of the Council Regulation", substitute "Article 38(1)(c) of the Commission Delegated Regulation" and omit "or";

(b) omit paragraph (1)(b);

(c) in paragraph (4), for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation";

(d) omit paragraph (5);

(e) omit paragraph (6);

(f) in paragraph (7), for "paragraphs (3) to (6)", substitute "paragraphs (3) or (4)";

(8) In regulations 7, 7A and 8, for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation".

(9) Omit regulation 8(1)(b) and the preceding "or" in regulation 8(1)(a).

(10) For regulation 9(1) substitute—

"(1) Any person who, in contravention of Article 17 of the Commission Implementing Regulation, fails to attach approved eartags to an animal imported from a third country within 20 days of the animal passing the checks specified in Regulation (EU) 2017/625 shall be guilty of an offence.".

(11) For regulation 10, substitute—

"**10.**—(1) In accordance with Article 20 the Commission Implementing Regulation, a keeper may continue to identify animals born before 21 April 2023 using eartags approved by the Department at that time.

(2) In these Regulations, any reference to an eartag includes an eartag authorised for use under this regulation.

(3) Any animal identified in accordance with paragraph (1) shall, for the purposes of regulations 3, 5 to 9, or 11 to 16, be considered to have been identified in accordance with the Council Regulation, Commission Delegated Regulation and Commission Implementing Regulation.

(4) Any person who does not comply with the requirements set out in the regulations referred to in paragraph (3) shall be guilty of an offence and regulation 17 shall apply accordingly.

(5) The powers of inspector or officer of the Department specified in regulations 14 and 15 shall apply in respect of any animal identified in accordance with paragraph (1).".

(12) In regulation 11(1), for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation".

(13) In regulation 12(1)(a), for "Article 4.1 of the Council Regulation", substitute "Article 38 of the Commission Delegated Regulation".

(14) Omit regulation 13.

(15) In regulation 15—

(a) for paragraph (1), substitute—

"(1) An officer of the Department may serve a notice on a keeper of animals on a holding, restricting the movement of cattle to or from the holding if he is satisfied that this is necessary for the proper enforcement of the Council Regulation."; and

(b) **f**or paragraph (2), substitute—

"(2) Following the service of a notice in paragraph (1), an officer of the Department may, if he is satisfied that this is necessary for the proper enforcement of the Council Regulation, seize an animal and if the keeper of that animal cannot prove its identification or traceability, the Department shall order the destruction of that animal without compensation.".

(16) In regulation 16(1), in each place it occurs, for "Commission Regulation 494/98", substitute "the Council Regulation".

(17) Omit the Schedule.

Amendments to the Cattle Identification (Notification of Births, Deaths and Movements) Regulations (Northern Ireland) 1999

4.—(1) The Cattle Identification (Notification of Births, Deaths and Movements) Regulations (Northern Ireland) 1999(**a**) are amended as follows.

(2) In regulation 2(2)—

(a) for the definition of "animal", substitute—

""animal" means 'bovine animal' or 'animal of the bovine species' which is an animal of the species of ungulates belonging to the genera Bison, Bos (including the subgenera Bos, Bibos, Novibos, Poephagus) and Bubalus (including the subgenus Anoa) and the offspring of crossings of those species;";

(b) for the definition of "the Commission Regulation", substitute—

""Commission Regulation" means Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs;";

(c) for the definition of "the Council Regulation", substitute—

""Council Regulation" means Regulation (EU) 2016/429 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law');";

(d) for the definition of "keeper", substitute—

""keeper" means any person responsible for animals, whether on a permanent or on a temporary basis, including during transportation or at a market but excluding veterinary practices;"; and

(e) at the appropriate alphabetical place insert—

""Commission Implementing Regulation" means Commission Implementing Regulation (EU) 2021/520 laying down rules for the application of Regulation (EU) 2016/429 with regards to the traceability of certain kept terrestrial animals;".

(3) Omit regulation 3.

(4) In regulation 5(1), for "comply with the requirement to notify the birth, movement or death of any animal in accordance with the second indent of Article 7.1", substitute "transmit information on the birth, movement or death of any animal to the Department in contravention of Article 112(d)".

(5) In regulation 6—

(a) for "the second indent of Article 7.1 of the Council Regulation", substitute "Article 112(d) of the Council Regulation"; and

(b) for "Article 9 of the Commission Regulation", substitute "Article 3.2 of the Commission Implementing Regulation".

(**a**) S.R. 1999 No. 265, to which relevant amendments have been made by S.R. 2004 No. 420, S.R. 2011 No. 349, S.R. 2012 No. 416, S.R. 2019 No. 82 and S.I. 2019/157.

(6) In regulation 7—

(a) in paragraph (1), for "the second indent of Article 7.1 of the Council Regulation", substitute "Article 112(d) of the Council Regulation"; and

(b) in paragraph (2), for "Article 7.1 of the Council Regulation", substitute "Article 112(d) of the Council Regulation".

(7) In regulation 8, for "the second indent of Article 7.1 of the Council Regulation", substitute "Article 112(d) of the Council Regulation".

(8) Omit regulation 10.

(9) In regulation 12(1), omit "In accordance with the second indent of Article 22.1 of the Council Regulation, ".

Amendments to the Cattle Passport Regulations (Northern Ireland) 1999

5.—(1) The Cattle Passport Regulations (Northern Ireland) 1999(**a**) are amended as follows.

(2) In regulation 2(2)—

(a) for the definition of "animal", substitute—

""animal" means 'bovine animal' or 'animal of the bovine species' which is an animal of the species of ungulates belonging to the genera Bison, Bos (including the subgenera Bos, Bibos, Novibos, Poephagus) and Bubalus (including the subgenus Anoa) and the offspring of crossings of those species;";

(b) for the definition of "cattle passport", substitute—

""cattle passport" means a document issued by the appropriate competent authority containing the information set out in Article 44 of the Commission Regulation;";

(c) after the definition of "cattle passport", insert—

""Commission Regulation" means Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs;";

(d) for the definition of "the Council Regulation", substitute—

""Council Regulation" means Regulation (EU) 2016/429 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law');";

(e) for the definition of "keeper", substitute—

""keeper" means any person responsible for animals, whether on a permanent or on a temporary basis, including during transportation or at a market but excluding veterinary practices;"; and

(f) for the definition of "official veterinary surgeon", substitute—

""official veterinary surgeon" means a veterinarian authorised by the Department and appropriately qualified to perform the activity in regulation 8.".

(3) In regulation 5—

(a) in paragraph (a), for "under Article 6 of the Council Regulation", substitute "in accordance with Articles 112(b) of the Council Regulation"; and

(b) for paragraph (b) substitute—

"(b) contains the information as set out in Article 44 of the Commission Regulation.".

(4) In regulation 6(2), omit " and shall be signed in the appropriate place by the keeper".

(**a**) S.R. 1999 No. 324, to which relevant amendments have been made by S.R. 2001 No. 292, S.R. 2004 No. 420, S.R. 2012 No. 416, S.R. 2019 No. 82, S.I. 2019/157 and S.R. 2020 No. 324.

(5) In regulation 7, for "Article 6.2 of the Council Regulation", substitute "Article 129 of the Council Regulation".

(6) In regulation 10(1), omit " in accordance with Article 6.4 of the Council Regulation".

Amendments to the Sheep and Goats (Records, Identification and Movement) Order (Northern Ireland) 2009

6.—(1) The Sheep and Goats (Records, Identification and Movement) Order (Northern Ireland) 2009(**a**) is amended as follows.

(2) In Article 2(1)—

(a) in the definition of "animal", after "species", add "including the offspring of crossings of those species";

(b) for the definition of "assembly centre", substitute—

""assembly centre" means holdings approved by the Department for the assembly of animals from more than one holding which are—

(i) intended to form consignments for trade; and

(ii) kept for a period shorter than the required residency period of the animal concerned as set out in the Council Regulation;";

(c) in the definition of "central point of recording", omit "under Section C.2 of the Annex to the Council Regulation ";

(d) in the definition of "centralised computer database", for "Article 8 of the Council Regulation", substitute "Articles 109(1)(b) and 113(1)(c) of the Council Regulation and Article 49 of the Commission Regulation";

(e) after the definition of "collection centre", insert—

""Commission Implementing Regulation" means Commission Implementing Regulation (EU) 2021/520 laying down rules for the application of Regulation (EU) 2016/429 with regards to the traceability of certain kept terrestrial animals;

"Commission Regulation" means Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 as regards rules for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs;";

(f) for the definition of "Council Regulation", substitute—

""Council Regulation" means Regulation (EU) 2016/429 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law');";

(g) for the definition of "holding", substitute—

""holding" means any establishment or structure or in the case of free range farming, any environment in which animals are held, reared or handled on a permanent or temporary basis, except veterinary practices or clinics;";

(h) for the definition of "holding register", substitute—

""holding register" means a register containing the records required by Article 102(1) of the Council Regulation;";

(i) for the definition of "keeper", substitute—

""keeper" means any person responsible for animals, whether on a permanent or on a temporary basis, including during transportation or at a market but excluding veterinary practices;"; and

(j) for the definition of "movement document", substitute—

(**a**) S.R 2009 No. 411, to which relevant amendments have been made by S.R. 2019 No. 82, S.I. 2019/157 and S.R. 2020 No. 353.

““movement document” means the movement document required by Articles 113(1)(b) of the Council Regulation and in a format approved by the Department;”.

(3) Omit Article 3(5).

(4) In Article 4(1), for “ or the Council Regulation”, substitute “, the Council Regulation, the Commission Regulation or the Commission Implementing Regulation”.

(5) In Article 6(3), for “UK”, substitute ““XI”, the numbers “899””.

(6) In Article 7(2), for “Section B of the Annex to the Council Regulation”, substitute “Article 102 of the Council Regulation and Articles 22, 23(1) (2) and (4) of the Commission Regulation”.

(7) In Article 8(4), for “regulation 27 of the Animal By-Products Regulations (Northern Ireland) 2003”, substitute “regulation 8 of the Animal By-Products (Enforcement) Regulations (Northern Ireland) 2015”.

(8) For the title of Part III and the heading of Article 9 substitute “Identification of animals”.

(9) In Article 9—

(a) omit paragraph (1);

(b) in paragraph (2), for “Article 4(1) (first paragraph), Article 4(2)(a) and (b) and Article 9(3) of the Council Regulation”, substitute “Article 14 and Annex II to the Commission Implementing Regulation”;

(c) in paragraph (3), omit “ referred to in the Annex to the Council Regulation, but is to say”;

(d) in paragraph (4), for “Article 4(1) of the Council Regulation”, substitute “Article 14 of the Commission Implementing Regulation”;

(e) for paragraph (5), substitute—

“(5) The identification code on the means of identification for the purposes of Article 12 of Commission Implementing Regulation must be—

(a) the letters “XI” or, the numbers “899”; and

(b) a 12 digit number prescribed by the Department;

and must be identical on the first and second means of identification.”.

(10) For Article 10, substitute—

“(10) A keeper of animals intended to be moved directly to a slaughterhouse before the age of 12 months shall ensure that each such animal is identified in accordance with Article 45(1) of the Commission Regulation and regulation 9.”.

(11) In Article 11(1), for “Article 4(6) (first paragraph) of the Council Regulation” substitute “Article 45(3)(b) of the Commission Regulation”.

(12) In Article 12(3), for “Section B of the Annex to the Council Regulation”, substitute “Article 102 of the Council Regulation and Articles 22, 23(1), (2) and (4) of the Commission Regulation”.

(13) For the title of Part IV, substitute “Goats not identified under Part III”.

(14) For Article 13, substitute—

“**13.**—(1) Where a goat is on its holding of birth and has not been identified in accordance with Part III, the keeper must identify it within the time limits specified in Article 9(4) with either-

(a) two eartags; or

(b) an eartag and a pastern tag.

(2) The identification code on such a means of identification must, in accordance with Article 12 of the Commission Implementing Regulation, be—

(a) the letters “XI” or “899”; and

(b) a 12 digit number prescribed by the Department;

and must be identical on the first and second means of identification.”.

(15) Omit Part V.

(16) In Article 17—

(a) in paragraph (1), for "Article 5(1), (3) and (5) of the Council Regulation", substitute "Article 102(1)(a) and (b) of the Council Regulation and the last sentence of that Article and Article 23(1)(a), (b) and (d), (2) and (4) of the Commission Regulation";

(b) in paragraph (2)(a), for "Section B of the Annex to the Council Regulation", substitute "Articles 22 and 23(1)(a) and (d) and (4) of the Commission Regulation";

(c) in paragraph (4), for "Article 5(1) of the Council Regulation", substitute "Article 102 of the Council Regulation and Article 23(1)(a), (b) and (d), (2) and (4) of the Commission Regulation"; and

(d) in paragraph (6), for "Article 5(3) of the Council Regulation" substitute "Article 102(3) of the Council Regulation".

(17) In Article 18—

(a) for "Article 5(4) of the Council Regulation" substitute "Article 102(4) of the Council Regulation"; and

(b) in paragraph (b), for "Section B of the Annex to the Council Regulation", substitute "Article 102(1)(a) and (b) of the Council Regulation and Article 23(1)(a), (b) and (d), (2) and (4) of the Commission Regulation".

(18) In Article 19(1), for "Article 7(2) of the Council Regulation", substitute "Article 101 of the Council Regulation".

(19) In Article 20—

(a) in paragraph (1)—

(i) for "Article 6(1) of the Council Regulation", substitute "Article 113(1)(b) of the Council Regulation"; and

(ii) for "Section C of the Annex to the Council Regulation", substitute "Article 50 of the Commission Regulation";

(b) in paragraph (4), for "Article 6(3) of the Council Regulation", substitute "Article 102(3) of the Council Regulation";

(c) in paragraph (5), for "Article 6(3)", substitute "Article 102(3) of the Council Regulation".

(20) In Article 22(1), for "Article 6(4) of the Council Regulation", substitute "Article 113(2) of the Council Regulation".

(21) In Article 25, for "Section C, point 2 of the Annex to the Council Regulation", substitute "Article 51(b) of the Commission Regulation".

(22) In Article 27—

(a) for paragraph (1), substitute—

"(1) A person shall not receive an animal from a member State unless it is identified in accordance with the Council Regulation."; and

(b) in paragraph (2), for "Article 4(5) of the Council Regulation", substitute "Article 18 of the Commission Implementing Regulation, unless authorised to do so by the Department".

(23) In Article 29—

(a) in paragraph (1), for "Article 4(4) of the Council Regulation", substitute "Article 81 of the Commission Regulation";

(b) for paragraph (2), substitute—

"(2) In accordance with Article 17(1) of the Commission Implementing Regulation, the period for identifying an animal for the purposes of Article 81 of the Commission Regulation is 20 days."; and

(c) for paragraph (3) substitute —

"(3) The means of identification for animals imported from a third country must be the same as that set out in Article 45 of the Commission Regulation and, in accordance with Article 12 of the Commission Implementing Regulation, the identification code is—

(a) the letters "XI" or the numbers "899";

(b) a 12 digit number in accordance with a numbering scheme prescribed by the Department.".

(24) In Article 30, for "Article 4(4) of the Council Regulation", substitute "Article 81 of the Commission Regulation".

(25) In Article 31(1), for "Article 4(2)(a) and (b) and Article 9(3) of the Council Regulation" substitute "Articles 9 and 13 of this Order".

(26) Omit Article 31(2).

(27) In Article 36—

(a) in paragraph (1)(b), for "Council Regulation in England, Scotland or Wales;", substitute "identification of animals of the ovine or caprine species in England, Scotland or Wales; or";

(b) in paragraph (1)(c), omit "or"; and

(c) omit paragraph (1)(d).

(28) For Article 37 substitute—

"(37) Any animal consigned for export to Great Britain or the Republic of Ireland shall be accompanied by a movement document and shall be identified in accordance with Article 9 in the case of a sheep and, in the case of a goat, Article 9 or Article 13.".

(29) In Article 38, in paragraphs (c) and (d), for "Section C.1 of the Annex to the Council Regulation" in both places it occurs, substitute "Article 50 of the Commission Regulation".

(30) In Article 39(c), for "Section C.1 of the Annex to the Council Regulation" substitute "Article 50 of the Commission Regulation".

(31) For Article 40 substitute—

"**Transitional Provisions**

40.—(1) In accordance with Article 20 of the Commission Implementing Regulation, a keeper may continue to identify animals born before 21 April 2023 using the identification code prescribed by the Department at that time.

(2) In this Order, any reference to an identification device includes an identification device which uses the identification code authorised under this Article.

(3) Any animal identified in accordance with paragraph (1) shall, for the purposes of the requirements of this Order, be considered to have been identified in accordance with the Council Regulation, Commission Regulation and Commission Implementing Regulation.

(4) Nothing in this Order shall prevent a person from applying an additional tag to an animal identified in accordance with paragraph (1) provided that the tag does not contain the letters "UK" or bear a flock number or herd number unless authorised by the Department.".

Sealed with the Official Seal of the Department of Agriculture, Environment and Rural Affairs on 23rd January 2025



Neal Gartland
A senior officer of the
Department of Agriculture, Environment and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of powers conferred by sections 11 and 22 of, paragraphs 11M(1), (3) and (8) of Part 1C of Schedule 2 and paragraph 21(b) of Schedule 7 to, the European Union (Withdrawal) Act 2018. They ensure that Northern Ireland secondary legislation relating to animal identification, registration and movement can continue to function following the introduction of EU Regulation No. 2016/429, Animal Health Law, on the 21 April 2021.

These Regulations amend domestic legislation by replacing references to the repealed EU legislation with the new provisions in EU Regulation No. 2016/429. Other amendments include extending the definition of animals to include the offspring of crossing of certain species and applying a consistent approach to the definition of keeper.

These Regulations will also revoke provisions contained in the Cattle Identification (No. 2) Regulations (Northern Ireland) 1998 No. 279 which were transitionary and are no longer required.

An impact assessment has not been produced for these Regulations as no, or no significant, impact on the private or voluntary sector is foreseen.

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