

**The Sheep and Goats (Identification and Notification)  
Order, 2013**

<i>Made</i>	<i>3<sup>rd</sup> December, 2013</i>
<i>Coming into operation</i>	<i>1<sup>st</sup> January, 2014</i>
<i>Laid before the States</i>	<i>2014</i>

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GUERNSEY STATUTORY INSTRUMENT

2013 No.

**The Sheep and Goats (Identification and Notification)  
Order, 2013**

**THE COMMERCE AND EMPLOYMENT DEPARTMENT**, in exercise of the powers conferred upon it by sections 27, 28, 30 and 33 of the Animal Health Ordinance, 1996<sup>a</sup> and of all other powers enabling it in that behalf, hereby makes the following Order:-

**Application of section 27.**

1. Section 27 of the Animal Health Ordinance, 1996 applies to sheep and goats.

**Approved methods of identification.**

2. The methods of identification in the Schedule are approved for sheep and goats.

**Duty to mark and identify sheep and goats.**

3. (1) The owner of a sheep or goat imported into the Islands must individually mark and identify the animal –

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<sup>a</sup> Recueil d'Ordonnances Tome XXVII, p. 10; as amended by Tome XXIX, pp. 397 and 406; Tome XXXI, pp. 260 and 567; G.S.I. No. 56 of 2002. See also Ordres en Conseil Vol. XXIX, p. 20.

- (a) where the animal is imported from a Member State of the European Union, the Bailiwick of Jersey or the Isle of Man, in accordance with Method 1, and
- (b) where the animal is imported from elsewhere, in accordance with Method 2.

(2) Subject to paragraph (1), the owner of a sheep or goat must individually mark and identify the animal in accordance with Method 2 on the occurrence of any of these events –

- (a) the animal being sold or its ownership being transferred to a new owner,
- (b) the animal being moved to the holding of another owner,
- (c) the animal being exported from the Islands, or
- (d) the animal reaching the age of 12 months or more.

(3) Subject to paragraphs (1) and (2), the owner of a sheep or goat must individually mark and identify the animal in accordance with Method 3 on the occurrence of either of these events –

- (a) the animal being moved to a place where it is to be slaughtered, or
- (b) the animal reaching the age of 6 months or more, but less than 12 months.

- (4) This article is subject to article 7.

**Re-marking and re-identification not required.**

4. Once a sheep or goat has been marked and identified in accordance with an approved method of identification, it must not be re-marked or re-identified except –

- (a) where required to be marked and identified using a different approved method of identification, or
- (b) where the identification mark is required to be replaced under article 5.

**Replacement of lost, destroyed or illegible identification marks.**

5. (1) If an identification mark is lost, destroyed or illegible, the owner of the sheep or goat identified with the identification mark must replace that mark, or cause it to be replaced, in accordance with paragraph (2), within the earlier of –

- (a) the expiry of 21 days following the loss or destruction, or
- (b) the animal being moved from the holding where it is kept.

(2) An identification mark replacing an identification mark that is lost, destroyed or illegible –

- (a) must be applied by the same method as the identification mark which it replaces, and

- (b) must display the same identification codes as the identification mark which it replaces.

**Duty to notify ownership, etc.**

6. The owner of a sheep or goat must give the Department written notice of each of the following events, within 14 days of the event –

- (a) the acquisition of a sheep or goat,
- (b) the birth of a sheep or goat,
- (c) the importation of a sheep or goat into any of the Islands, or
- (d) an approved method of identification being lost or destroyed or becoming illegible.

**Transitional provisions.**

7. (1) Article 3 does not apply to a relevant animal.

(2) The owner of a relevant animal must individually mark and identify the animal in accordance with Method 2 on the occurrence of any of these events –

- (a) the animal being sold or its ownership being transferred to a new owner,
- (b) the animal being moved to the holding of another owner,
- (c) the animal being exported from the Islands.

(3) Subject to paragraph (2), if a relevant animal is moved to a place where it is to be slaughtered, the owner of the animal must individually mark and identify that animal –

(a) where that animal is 12 months of age or older, in accordance with Method 2, and

(b) in any other case, in accordance with Method 3.

(4) In this article, "**relevant animal**" means a sheep or goat that was present in any of the Islands immediately before the commencement date.

**Interpretation.**

8. (1) In this Order, unless the context requires otherwise –

"**approved method of identification**", in relation to any sheep or goat, means a method of identification approved under article 2,

"**commencement date**" means the date specified in article 10 for this Order to come into force,

"**enactment**" means any Law, Ordinance or subordinate legislation,

"**goat**" means any caprine animal,

"**identification mark**" means an identification mark applied in accordance with an approved method of identification,

"**the Islands**" means the islands of Guernsey, Herm or Jethou,

"**Method 1**", "**Method 2**" and "**Method 3**" respectively means the approved method of identification so numbered in the Schedule,

"**moved to the holding of another owner**" means so moved for a period longer than 30 days,

"**owner**", in relation to any sheep or goat, includes the keeper of the sheep or goat,

"**Regulation 21/2004**" means Council Regulation (EC) No. 21/2004 of 17 December 2003 establishing a system for the identification and registration of ovine and caprine animals and amending Regulation (EC) No. 1782/2003 and Directives 92/102/EEC and 64/432/EEC<sup>b</sup>,

"**sheep**" means any ovine animal, and

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

(2) In this Order, a reference to any enactment is a reference to the enactment as from time to time amended, varied, re-enacted (with or without modification), extended or applied.

(3) The provisions of the Interpretation (Guernsey) Law, 1948<sup>c</sup> apply to the interpretation of this Order as they apply to the interpretation of an enactment.

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<sup>b</sup> OJ L 5, 9.1.2004, p. 8.

<sup>c</sup> Ordres en Conseil Vol. XIII, p. 355.

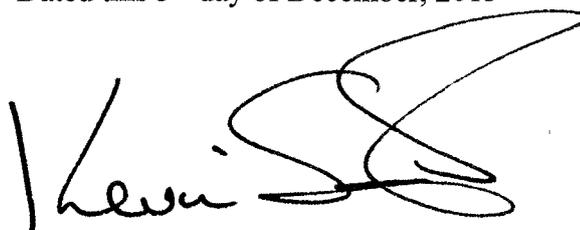
**Citation.**

9. This Order may be cited as the Sheep and Goats (Identification and Notification) Order, 2013.

**Commencement.**

10. This Order comes into force on the 1<sup>st</sup> January 2014.

Dated this 3<sup>rd</sup> day of December, 2013

A handwritten signature in black ink, appearing to read 'Kevin S.', with a large, stylized flourish extending from the end of the signature.

DEPUTY K.A. STEWART

Minister of the Commerce and Employment Department

For and on behalf of the Department

## **SCHEDULE**

### **APPROVED IDENTIFICATION METHODS**

Article 2

#### **Method 1**

Identification in accordance with Regulation 21/2004.

#### **Method 2**

Application of two plastic ear tags (in any colour other than black, yellow or red), each displaying –

- (a) in the case of a sheep, "UK 157", a unique identification code assigned to the owner by the Department and a unique numerical identification code assigned to that animal by the owner, and
- (b) in the case of a goat, "UK 158", a unique identification code assigned to the owner by the Department and a unique numerical identification code assigned to that animal by the owner.

#### **Method 3**

Application of one plastic ear tag (in any colour other than black, yellow or red), displaying –

- (a) in the case of a sheep, "UK 157" and a unique identification code assigned to the owner by the Department, and
- (b) in the case of a goat, "UK 158" and a unique identification code assigned to the owner by the Department.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order directs owners and keepers of sheep or goats to mark and identify their sheep and goats using approved identification methods. Transitional provisions allow sheep and goats that were present in the Islands immediately before the commencement of this Order to be marked and identified in accordance with article 7.

This Order also requires owners and keepers of sheep or goats to notify the Department of certain events.

This Order comes into force on the 1<sup>st</sup> January, 2014.