STATUTORY RULES OF NORTHERN IRELAND

2012 No. 416

EUROPEAN COMMUNITIES

ANIMALS

Cattle Identification (Miscellaneous Amendments) Regulations (Northern Ireland) 2012

Made - - - - 21st November 2012

Coming into operation 1st January 2013

The Department of Agriculture and Rural Development(**1**), being a Department designated(**2**) for the purposes of section 2(2) of the European Communities Act 1972(**3**) in relation to the common agricultural policy of the European Community, in exercise of the powers conferred on it by the said section 2(2), makes the following Regulations.

Citation and commencement

1. These Regulations may be cited as the Cattle Identification (Miscellaneous Amendments) Regulations (Northern Ireland) 2012 and shall come into operation on 1 January 2013.

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

2.—(1) The Cattle Identification (No. 2) Regulations (Northern Ireland) 1998(**4**) are amended in accordance with this regulation.

(2) In regulation 2 (Interpretation), in paragraph (1), in the definition of "the Commission Regulation", for "2629/97", substitute "911/2004(**5**)".

(3) In regulation 4 (Form of eartags)—

(a) omit paragraph (1); and

(b) renumber paragraphs (2) and (3) as numbers (1) and (2) accordingly.

(4) In regulation 9 (Imports from third countries), after paragraph (2), insert—

(**1**) Formerly the Department of Agriculture for Northern Ireland; see the Departments Order 1999 S.I. 1999/283 (N.I. 1) Article 3(4)
(**2**) S.I. 1972 No. 1811
(**3**) 1972 c.68
(**4**) S.R. 1998 No. 279; as amended by S.R. 2004 No. 420
(**5**) O.J. L 163, 30.04.2004, p. 65-70

"(3) The person responsible for attaching eartags to the animal in accordance with paragraph (1) shall notify the Department of the original eartag and the new eartag numbers of an animal imported from a country outside the European Union within 15 days from the date that the animal must be tagged.".

(5) In regulation 12 (Slaughterhouses)—

(a) for paragraph (3), substitute—

"(3) The operator of a slaughterhouse shall destroy, in a secure manner which prevents reuse, all eartags on the animals or carcases entering their premises.".

(b) after paragraph (3), insert—

"(3A) Paragraph (3) shall not apply when the Department requests the operator of the slaughterhouse to remove the eartags from each animal or carcase at the slaughterhouse and keep the eartags in a secure place and surrender them to the Department on request.".

(c) for paragraph (5), substitute—

"(5) The Department may authorise in writing the operator of an establishment or plant that is registered or approved under the Animal By-Products (Enforcement) Regulations (Northern Ireland) 2011(**6**) to remove any eartag from any carcase in their possession, and upon being so authorised that person shall—

(a) destroy, in a secure manner which prevents reuse, all tags on animals or carcases entering their premises; or

(b) when requested by the Department, remove the eartags from any such carcase, keep them in a secure place and surrender them to the Department on request.".

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

3.—(1) The Cattle Identification (Notification of Births, Deaths and Movements) Regulations (Northern Ireland) 1999(**7**) are amended in accordance with this regulation.

(2) In regulation 2 (Interpretation), in paragraph (2), in the definition of "the Commission Regulation" for "2629/97", substitute "911/2004(**8**)".

(3) In regulation 4 (Address for notification) omit the words "personally" and "of the Department".

(4) In regulation 6, (Notification of birth)—

(a) in paragraph (1), for "Article 6.3", substitute "Article 9";

(b) in paragraph (3), for "the keeper who sent it", substitute "the person who completed it".

(5) In regulation 7 (Notification of movement)—

(a) in paragraph (2), for "Article 6.3 of the Commission Regulation", substitute "Article 7.1 of the Council Regulation";

(b) in paragraph (2)(a), for "sent to the Department on the day", substitute "delivered to the Department within 7 days"; and

(c) in paragraph (3), for "the keeper who sent it", substitute "the person who completed it".

(6) After regulation 7 insert—

(**6**) S.R. 2011 No. 124
(**7**) S.R. 1999 No. 265; as amended by S.R. 2004 No. 420 and S.R. 2011 No. 349
(**8**) O.J. L 163, 30.04.2004, p. 65-70