
STATUTORY RULES OF NORTHERN IRELAND

2018 No. 204

ANIMALS

**The Zootechnical Standards
Regulations (Northern Ireland) 2018**

Made - - - - *5th December 2018*

Coming into operation *26th December 2018*

The Department of Agriculture, Environment and Rural Affairs(1) is 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 Union and makes the following Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2, to that Act.

Citation and commencement

1. These Regulations may be cited as the Zootechnical Standards Regulations (Northern Ireland) 2018 and come into operation on 26th December 2018.

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954(4) applies to these Regulations as it applies to an Act of the Assembly.

(2) In these Regulations—

“the Animal Breeding Regulation” means Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof and amending Regulation (EU) No 652/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding as amended from time to time(5);

(1) The Department of Agriculture and Rural Development was renamed the Department of Agriculture, Environment and Rural Affairs by section 1(2) of the Departments Act (Northern Ireland) 2016 (c. 5 (N.I.)).

(2) S.I. 1972/1811 and S.I. 2000/2812.

(3) 1972 C. 68; section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51) (the 2006 Act) and by Part 1 of Schedule 1 to the European Union (Amendment) Act 2008 (c. 7) (the 2008 Act). Paragraph 1A of Schedule 2 was inserted by section 28 of the 2006 Act and by Part 1 of Schedule 1 to the 2008 Act. Section 2(2) and paragraph 1A of Schedule 2 are prospectively amended by section 1 of the European Union (Withdrawal) Act 2018 (c. 16) from exit day (see section 20 of that Act).

(4) 1954 c. 33 (N.I.).

(5) is OJL 171, 29.6.2016, p. 66–143. See also Commission Implementing Regulations (EU) 2017/716, which makes provision in respect of the model forms to be used for the information to be included in the lists of recognised breed societies and breeding

“the Department” means the Department of Agriculture, Environment and Rural Affairs;

(3) Expressions used in the Animal Breeding Regulation have the same meaning in these Regulations as in that Regulation.

Designation of the Department as the competent authority

3. The Department is the Competent Authority for the purpose of the Animal Breeding Regulation.

Enforcement

4. The Animal Breeding Regulation is enforced by the Department.

Notifications

5.—(1) Any notice to be served under the Animal Breeding Regulation may be sent to the operator by post or electronically to the postal or electronic address provided by the operator to the Department.

(2) If the notice is sent to the operator electronically it is to be treated as given only if—

- (a) the operator had indicated to the Department willingness to receive notification by electronic means and provided an address suitable for that purpose; and
- (b) the notification was sent to that address.

Obligation to inform the Department of a change in contact details

6.—(1) This regulation applies where an operator’s contact details change (“changed contact details”).

(2) Subject to paragraph (3), the operator must give the Department notice of its changed contact details no later than 10 working days following the change, that period of 10 days beginning with the day on which the change occurs.

(3) Notice given under this regulation must be sent to the Department at such postal or electronic address as the Department may specify.

Penalties

7. Article 47(1) of the Animal Breeding Regulation makes provision in relation to non-compliance with that Regulation, including by setting out a list of particular actions which the Department may take in the event of non-compliance.

Review in respect of a decision taken under Article 47(2)(a) of the Animal Breeding Regulation

8.—(1) Where the Department has given a breed society or breeding operation a notice under Article 47(2)(a) of the Animal Breeding Regulation in respect of a decision to withdraw the recognition of the breed society or breeding operation granted in accordance with Article 4(3) of that Regulation, that breed society or breeding operation may apply to the Department for a reconsideration of the decision given in that notice.

operations; Commission Implementing Regulation (EU) 2017/717 laying down rules for the application of Regulation (EU) 2016/1012 with regard to the model forms of zootechnical certificates for breeding animals and their germinal products and Commission Delegated Regulation (EU) 2017/1940 as regards the content and format of zootechnical certificates issued for purebred breeding animals of the equine species contained in a single lifetime identification document for equidae