

Commission Implementing Regulation (EU) 2015/262 of 17 February 2015 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae (Equine Passport Regulation) (Text with EEA relevance)

CHAPTER VI

**MANAGEMENT, DUPLICATION, REPLACEMENT AND
SUSPENSION OF IDENTIFICATION DOCUMENTS**

Article 27

Obligations of keepers as regards the management of identification documents to ensure the continuity of identity during the lifetime of the equine animal

1 The keeper of an equine animal shall ensure that the following identification details in the identification document are at all times up-to-date and correct:

- a the status of the equine animal as regards its eligibility for slaughter for human consumption;
- b the readable transponder code or mark used as an alternative method of identity verification as provided for in Article 21;
- c the status as either a registered equine animal or an equine animal for breeding and production;
- d the information on the ownership, where required by the legislation of the Member State where the equine animal is kept or by the issuing body referred to in Article 5(1).

2 Irrespective of the issuing body which issued the identification document in accordance with Article 9(1), 14, 29 or 32, the keeper of an equine animal shall ensure that the identification document is lodged with the issuing body referred to in Article 5(1) appropriate for the category of equine animal in the Member State where the holding of the equine animal is located in order to provide the identification details referred to in Article 38(1) within 30 days of:

- a issuing of the identification document in accordance with Article 9(1) by an issuing body outside the Member State where the holding is located;
- b the introduction of the equine animal into the Member State where the holding is located from another Member State, with the exception of
 - (i) equidae participating in competitions, races, shows, training and hauling for a period not exceeding 90 days;
 - (ii) stallions based in the Member State for the breeding season;
 - (iii) mares based in the Member State for breeding for a period not exceeding 90 days;
 - (iv) equidae accommodated in a veterinary facility for medical reasons;
 - (v) equidae destined for slaughter within 10 days of their introduction.

3 Where the need arises to update the identification details referred to in Article 38(1) in the identification document, the keeper shall lodge the identification document within 30 days of the event that affected the identification details:

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/262. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details)

- a in the case of registered equidae referred to in point (e)(i) of Article 2, with the issuing body referred to in Article 5(1)(a) which
 - (i) either issued the identification document for the registered equine animal concerned; or
 - (ii) is approved in accordance with Decision 92/353/EEC in the Member State where the holding of the equine animal is located and has established a studbook in which the equine animal may be entered or registered in accordance with Decision 96/78/EC; or
- b in the case of registered horses referred to in point (e)(ii) of Article 2, with the issuing body referred to in Article 5(1)(b) in accordance with the rules of that issuing body which issued the identification document for the registered horse concerned; or
- c with the competent authority or any of the issuing bodies designated in accordance with this Regulation by the competent authority of the Member State where the holding of the equine animal is located.

Article 28

Obligations of issuing bodies as regards the management of identification documents to ensure the continuity of identity during the lifetime of the equine animal

The issuing body referred to in Article 27(3) shall:

- (a) carry out the necessary updates of identification details in the identification document;
- (b) enter in Part C of Section I of the identification document the required information on the issuing body, which must consist at least of the UELN-compatible number of the database, where it did not initially issue the identification document in accordance with Article 9(1);
- (c) complete the entries in Section IV of the identification document, where the change of ownership is required by the national legislation or the rules of the issuing body;
- (d) enter or complete in the database it has established in accordance with Article 38 the records of the identification details contained in the lodged identification document;
- (e) submit the information to the central database in accordance with Article 39.

Article 29

The issuing of duplicate identification documents

1 A duplicate identification document shall be issued by the issuing body referred to in Article 5(1) where:

- a the original identification document is lost, and the identity of the animal can be established, notably through the code transmitted by the transponder or the alternative method of identity verification in accordance with Article 21; or
- b the animal has not been identified within the time limits set out in Article 12, Article 14 or Article 43(2), provided that the covering certificate is available and the biological dam or, in case of embryo transfer, the foster dam, is identified in accordance with this Regulation; or

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/262. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details)

- c the competent authority has proof that certain identification details in the existing identification document do not match the corresponding equine animal and the provisions in Article 12(3)(a) cannot be applied.

2 In the cases described in paragraph 1, the issuing body referred to in Article 5(1) shall on application by the keeper or at the request of the competent authority:

- a apply to the animal, where necessary, a transponder in accordance with Article 18 or an authorised method of identity verification in accordance with Article 21;
- b issue a duplicate identification document clearly marked as such ('duplicate identification document') with a reference to the unique life number recorded in the database of the issuing body which:
 - (i) carried out the first identification of the animal and issued the lost original identification document; or
 - (ii) issues the duplicate identification document for an animal referred to in paragraph 1(b);
- c classify the equine animal in Part II of Section II of the duplicate identification document as not intended for slaughter for human consumption.

3 Details of the duplicate identification document issued in accordance with paragraph 2, shall be entered with a reference to the unique life number in the database, as referred to in Article 38 and forwarded to the central database in accordance with Article 39.

4 Where the lost identification document was issued in accordance with Article 9(1) by an issuing body referred to in Article 5(1) which is no longer in existence, the duplicate identification document shall be issued in accordance with paragraph 2 of this Article by an issuing body referred to in Article 5(1) in the Member State where the holding of the equine animal is located.

Article 30

The issuing of duplicate identification documents for equidae imported into the Union

By way of derogation from Article 29(2), where the lost original identification document was issued by an issuing body referred to in Article 14(a) in a third country, a new identification document may be issued by that issuing body in the third country, provided that the new identification document is:

- (a) sent from the issuing body referred to in Article 14(a) to the issuing body referred to in Article 29(2), where it is marked as duplicate identification document, the animal is classified in accordance with Article 29(2)(c) and the information is entered in the database in accordance with Article 29(3);
- (b) forwarded to the keeper or, where specifically required by law in the Member State where the equine animal is located, to the owner, by the issuing body or competent authority in the Member State where the holding of the equine animal is located.

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/262. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details)

Article 31

Suspension of the status of equidae for slaughter for human consumption

1 By way of derogation from Article 29(2)(c) and Article 30, and except in the case described in Article 43(2), the competent authority may decide to suspend the status of an equine animal as intended for slaughter for human consumption for a period of 6 months where:

- a the keeper can satisfactorily substantiate within 30 days of the declared date of loss of the identification document that the equine animal's status as intended for slaughter for human consumption has not been compromised by any medicinal treatment;
- b the application for the identification is made in accordance with the second indent of Article 1(1) of Decision 96/78/EC during the first year of life but after the maximum permitted period referred to in Article 12(2) of this Regulation has expired.

2 In the case described in paragraph 1, the competent authority shall enter the date of commencement of the 6-month suspension period in the first column of Part III of Section II of the duplicate identification document, and complete the third column thereof.

Article 32

The issuing of replacement identification documents

1 A replacement identification document shall be issued by the issuing body referred to in Article 5(1) where:

- a the original identification document is lost, and:
 - (i) the identity of the animal cannot be ascertained;
 - (ii) there is no indication or evidence that for this animal an identification document had been issued previously by an issuing body as referred to in Article 5(1);
- b the animal has not been identified within the time limits set out in Article 12(1) or (2), Article 14 or Article 43(2).

2 In the cases described in paragraph 1, an issuing body as referred to in Article 5(1)(c) responsible for the area where the holding of the equine animal is located shall on application by the keeper or at the request of the competent authority:

- a implant a transponder in the animal in accordance with Article 18 or apply an alternative method of identity verification in accordance with Article 21;
- b issue a replacement identification document clearly marked as such ('replacement identification document') with a reference to a newly assigned unique life number corresponding to the record in the database on the issuing of this replacement identification document;
- c classify the equine animal in Part II of Section II of the replacement identification document as not intended for slaughter for human consumption.

3 Details of the replacement identification document issued in accordance with paragraph 2 of this Article, shall be entered by reference to the unique life number in the database as referred to in Article 38 and forwarded to the central database in accordance with Article 39.

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/262. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details)

Article 33

Suspension of the validity for movement purposes of the identification document

The official veterinarian shall suspend the validity for movement purposes of the identification document by making an appropriate entry in Section III thereof where an equine animal is kept on or comes from a holding which is:

- (a) subject to a prohibition order as referred to in Article 4(5) of Directive 2009/156/EC;
or
- (b) situated in a Member State that is not a Member State free of African horse sickness or in a part of the territory of a Member State considered in accordance with Article 5(2) of Directive 2009/156/EC as infected with African horse sickness.

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2015/262. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.