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## EXPLANATORY NOTE

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

These Regulations amend the Sheep and Goats (Identification and Traceability) (Scotland) Regulations 2006 (“the principal Regulations”) which make provision for the administration and enforcement of Council Regulation (EC) No. 21/2004 (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).

They revoke and replace the Sheep and Goats (Identification and Traceability) (Scotland) Amendment Regulations 2006 to remedy a defect in that instrument.

Regulation 3 amends the principal Regulations by omitting the definition of “X eartag”.

Regulations 4 to 6 and 8 replace the provisions of the Sheep and Goats (Identification and Traceability) (Scotland) Amendment Regulations 2006.

Regulation 4 amends the principal Regulations by removing both options to apply X eartags as a second means of identification to animals involved in intra Community trade. It also amends the principal Regulations so that animals born on or before 9th July 2005 can only be involved in intra-Community trade if their first means of identification is a baseline UK eartag.

Regulation 5 amends the principal Regulations to provide that identification that has been removed or lost or become illegible must be replaced as soon as possible but, in any event, before the animal leaves the holding and within 28 days of ascertaining that it has been removed or lost or become illegible.

Regulations 6 and 8 amend the principal Regulations to provide that operators of markets must record the date of the sale for which an animal enters a market.

Regulation 7 amends the principal Regulations to provide that where identification of an animal on its way to or at a market has been removed or lost or become illegible it must be replaced by the keeper at the holder of destination as soon as possible but, in any event, before the animal leaves that holding and within 28 days of arriving at that holding.

Regulation 9 revokes the Sheep and Goats (Identification and Traceability) (Scotland) Amendment Regulations 2006.

A Regulatory Impact Assessment has not been produced for this instrument as it has no impact on the costs of business.