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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 30**

**The Equine Animal (Identification) (Scotland) Regulations 2019**

**Measures in relation to the verification of identification and the implantation of transponders**

**11.**—(1) For the purposes specified in Article 16(1)—

- (a) an issuing body and a veterinary surgeon acting on behalf of an issuing body, must take the measures specified in Article 16(2)(a), and
- (b) a veterinary surgeon acting on behalf of an issuing body, must take the measures specified in Article 16(2)(b) and (c), including the measures specified in Article 17(1).

(2) In accordance with Article 18(2) and for the purposes of Article 18(3), the issuing body must ensure that a transponder is implanted in an equine animal by a veterinary surgeon.

(3) For the purposes of Article 18(5), a keeper must arrange for a veterinary surgeon to mark an equine animal deemed to be identified in accordance with Articles 4(2) and 43(1) by the implantation of a transponder for the purpose of identity verification in the case where—

- (a) Article 18(5)(a) applies,
- (b) an equine animal arrives in Scotland having been subject to an alternative method of identity verification authorised by [<sup>F1</sup>a] Member State as referred to in Article 21 [<sup>F2</sup>of Commission Implementing Regulation (EU) 2015/262 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) <sup>F3</sup> as it has effect in EU law, as amended from time to time], or
- (c) the equine animal was born on or before 30 June 2009.

(4) For the purposes of Article 19(1), any transponder implanted into an equine animal by a veterinary surgeon must display a code unique to that transponder.

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**Textual Amendments**

- F1** Word in reg. 11(3)(b) substituted (31.12.2020) by [The Animal Health \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/71\)](#), regs. 1(1)(b), **33(3)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in reg. 11(3)(b) inserted (31.12.2020) by [The Animal Health \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/71\)](#), regs. 1(1)(b), **33(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** OJ L 59, 3.3.2015, p.1.

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**Commencement Information**

- I1** [Reg. 11\(1\)\(2\)\(3\)\(a\)\(b\)\(4\)](#) in force at 28.3.2019, see [reg. 1\(1\)](#)
- I2** [Reg. 11\(3\)\(c\)](#) in force at 28.3.2021, see [reg. 1\(2\)](#)

**Status:**

Point in time view as at 28/03/2021.

**Changes to legislation:**

There are currently no known outstanding effects for the The Equine Animal (Identification) (Scotland) Regulations 2019, Section 11.