
STATUTORY INSTRUMENTS

2005 No. 3100

The Sheep and Goats (Records, Identification and Movement) (England) Order 2005

PART 1

Introduction

Title, application and commencement

1. This Order—

- (a) may be cited as the Sheep and Goats (Records, Identification and Movement) (England) Order 2005;
- (b) applies in England; and
- (c) comes into force on 30th November 2005.

Interpretation

2.—(1) In this Order, except where the context otherwise requires—

“assembly centre” means an assembly centre as defined in regulation 1(2) of the Animals and Animal Products (Import and Export) (England) Regulations 2005⁽¹⁾ and approved by the Secretary of State in accordance with regulation 12(2) of those Regulations;

“Council Directive 92/102/EEC” means Council Directive 92/102/EEC on the identification and registration of animals⁽²⁾;

“Council Regulation” means 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⁽³⁾;

“CPH”, in the forms in Schedules 2 and 3, means the county parish holding number assigned from time to time to any premises or part of any premises by the Secretary of State;

“flockmark”, except in paragraph 18 of Schedule 1, means the number allocated by the Secretary of State in respect of a flock of sheep on a holding;

“herdmark”, except in paragraph 18 of Schedule 1, means the number allocated by the Secretary of State in respect of a herd of goats on a holding;

“holding of import” means the holding to which animals imported from a third country are first moved for the purposes of livestock farming;

“identification tag” means the eartag referred to in paragraph 5 of Schedule 1 and approved by the Secretary of State in accordance with article 22;

“local authority” means—

⁽¹⁾ S.I.2005/2002.

⁽²⁾ OJ No L 355, 5.12.92, p. 32.

⁽³⁾ OJ No. L 5, 9.1.04, p. 8.

- (a) where there is, within the meaning of Local Government Changes for England Regulations 1994(4), a unitary authority for that local government area, that authority;
- (b) where there is not a unitary authority—
 - (i) in a metropolitan district, the council of that district;
 - (ii) in a non-metropolitan county, the council of that county; or
 - (iii) in each London borough, the council of that borough;
 - (iv) in the city of London, the Common Council;

“movement document” means the movement document required by Article 6 of the Council Regulation;

“movement tag”, except in paragraph 18 of Schedule 1, means an eartag approved by the Secretary of State in accordance with article 22 with a code comprising the following information, printed in the following order—

- (a) the letter “S”; and
- (b) the flockmark or herdmark of the flock or herd the animal is leaving;

“the previous Orders” means—

- (a) the Sheep and Goats Identification and Movement (Interim Measures) (England) (No. 2) Order 2002(5);
- (b) the Sheep and Goats Identification and Movement (Interim Measures) (England) Order 2002(6);
- (c) the Sheep and Goats Identification (England) Order 2000(7);
- (d) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) (No. 2) Order 2002(8);
- (e) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) Order 2002(9);
- (f) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) Regulations 2002(10);
- (g) the Identification and Movement of Sheep and Goats Order (Northern Ireland) 2004(11);
- (h) the Identification and Movement of Sheep and Goats Order (Northern Ireland) 1997(12);
- (i) the Sheep and Goats Identification (Scotland) Regulations 2000(13); or
- (j) the Sheep and Goats Movement (Interim Measures)(Scotland) Order 2002(14);

“register” means the register required by Article 5 of the Council Regulation;

“R tag” means a red eartag approved by the Secretary of State in accordance with article 22 with a code comprising the following information, printed in the following order—

- (a) the letters “UK”;
- (b) the flockmark or herdmark of the flock or herd the animal is in when the eartag is applied;

(4) S.I. 1994/867 to which there are amendments not relevant to this Order.

(5) S.I. 2002/2153, amended by S.I. 2003/29, S.I. 2003/502 and S.I. 2003/1728.

(6) S.I. 2002/240, amended S.I. 2002/764 and S.I. 2002/1349.

(7) S.I. 2000/2027, amended by S.I. 2001/281.

(8) S.I. 2002/2302 (W. 227), amended by S.I. 2003/167 (W. 27), S.I. 2003/946 (W. 127) and S.I. 2003/1966 (W. 211).

(9) S.I. 2002/1357 (W. 133).

(10) S.I. 2002/274 (W. 30), amended by S.I. 2002/811 (W.91).

(11) S.R. (NI) 2004 No. 491.

(12) S.R. (NI) 1997 No. 173, amended by S.R. (NI) 1998 No. 393.

(13) S.S.I. 2000/418, amended by S.S.I. 2002/531 and S.S.I. 2002/39.

(14) S.S.I. 2002/38, amended by S.S.I. 2002/221.

- (c) a unique number; and
- (d) the letter “R”;

“R tattoo” means a tattoo with the following information, in the following order—

- (a) the flockmark or herdmark of the flock or herd the animal is in when the tattoo is applied;
- (b) a unique number; and
- (c) the letter “R”;

“temporary grazing” means a holding on to which a keeper moves an animal for a limited period of time for the purpose of being fed or pastured;

“unique number” means a number that is unique to an animal in a flock or herd and contains no more than 6 digits;

“X tag” means an eartag approved by the Secretary of State in accordance with article 22 with a code comprising the following information, printed in the following order—

- (a) the letters “UK”;
- (b) the flockmark or herdmark of the flock or herd the animal is leaving;
- (c) a unique number; and
- (d) the letter “X”.

(2) Expressions not defined in paragraph (1) which are used in this Order and which are also used in the Council Regulation have the same meaning in this Order as they have in that Council Regulation.

Individual identification code

3.—(1) A reference in this Order to the “individual identification code” of an animal, other than an animal bearing more than one eartag or tattoo with a number identifying the animal individually, is a reference to the code on—

- (a) the first means of identification attached to the animal in accordance with the Council Regulation; or
- (b) the eartag or tattoo by means of which an animal born on before 9th July 2005 was individually identified in accordance with any of the previous Orders or, in the case of an animal not so identified, the code on the identification tag.

(2) In the case of an animal bearing more than one eartag or tattoo with a number identifying the animal individually, a reference in this Order to the “individual identification code” is—

- (a) in the case of an animal not from Northern Ireland, the eartag or tattoo with the letters “UK” and a number identifying the animal individually or, if the animal is not so marked, the eartag or tattoo most recently applied that identifies the animal individually; or
- (b) in the case of an animal from Northern Ireland, the code applied to the eartag in the animal’s left ear.

The competent authority

4. The Secretary of State is the competent authority for the purposes of the Council Regulation.

Authorisations

5. Any authorisations, approvals or permissions issued under this Order or the Council Regulation shall be in writing, may be made subject to conditions and may be amended, suspended or revoked by notice in writing at any time.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
