

---

## EXPLANATORY NOTE

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

These Regulations provide for the compulsory microchipping of dogs and the recording of each dog's identity and its keeper's contact details on a database.

Regulation 3 imposes a duty on every keeper of a dog to have their dog microchipped and to record information on a database. In accordance with the definition of a keeper in these Regulations, a breeder is considered the first keeper of a puppy if the breeder owns the bitch that gave birth to the puppy. Accordingly the breeder is under a duty to have such a puppy microchipped in accordance with regulation 3. Regulation 4 sets out requirements for the microchips to be used and regulation 5 sets out the information to be recorded on a database.

Regulation 6 sets out the conditions to be met by database operators.

Regulation 7 gives the Welsh Ministers the power to request information from databases. It also, in circumstances where database operators are failing to meet the requirements in regulation 6, gives the Welsh Ministers the power to serve a notice on database operators requiring them to cease holding themselves out as meeting the requirements of the Regulations. The notice may also require them to provide an electronic copy of the data recorded in accordance with these Regulations to the Welsh Ministers or to another database operator.

Regulation 8 requires a new keeper to update the information on the database on the transfer of keepership and prevents a dog from being transferred to a new keeper until it has been microchipped. A new keeper who fails to update a database with the relevant details results in the dog not being properly microchipped in accordance with regulation 3 and the new keeper being subject to enforcement action. Regulation 9 sets training standards for people who implant microchips. Regulation 10 provides for reporting of adverse reactions to, and migration of, microchips and reporting of microchip failures. Regulation 11 provides for the appointment of authorised persons to exercise powers under these Regulations.

Regulation 12 gives authorised persons the power to serve a notice on a keeper to microchip their dog, to microchip a dog and recover the cost of doing so from the keeper and to take possession of a dog for the purpose of microchipping it.

Regulation 13 contains offences. Regulation 14 provides for appeals to the First-tier tribunal against various notices. Regulation 15 provides for offences committed by bodies corporate, partnerships and unincorporated associations.

Regulation 16 makes provision for consequential amendments.

A draft of these Regulations was notified on 16 June 2015 to the European Commission in accordance with the Technical Standards Directive (Directive [98/34/EC](#) as amended by Directive [98/48/EC](#)).

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a Regulatory Impact Assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Office of the Chief Veterinary Officer, the Welsh Government, Cathays Park, Cardiff, CF10 3NQ.