
WELSH STATUTORY INSTRUMENTS

2009 No. 3364

The Sheep and Goats (Records, Identification and Movement) (Wales) Order 2009

PART 1

Introduction

Title, application and commencement

1. The title of this Order is the Sheep and Goats (Records, Identification and Movement) (Wales) Order 2009, it applies in Wales and comes into force on 31 December 2009.

Interpretation

2.—(1) In this Order—

“animal” means any animal of the ovine or caprine species;

“central point of recording” means a holding approved by the Welsh Ministers under Section C.2 of the Annex to the Council Regulation for recording the identities of animals arriving at that holding;

“Council Directive [92/102/EEC](#)” means Council Directive [92/102/EEC](#) on the identification and registration of animals⁽¹⁾;

“the 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](#)⁽²⁾;

“export” means sending to another member State or a third country;

“flockmark” means the number allocated by the Welsh Ministers in respect of a flock of sheep on a holding;

“herdmark” means the number allocated by the Welsh Ministers in respect of a herd of goats on a holding;

“holding” has the meaning given in Article 2 of the Council Regulation;

“identification code” means the code set out on a means of identification as required under this Order or under the previous Orders;

“identification device” means an eartag, electronic eartag, pastern tag, electronic pastern tag or bolus;

“identification mark” means a method of identification applied in another member State, a means of identification or an older means of identification;

(1) OJ No L355, 5.12.92, p.32 repealed by Directive [2008/71/EC](#). Older animals will still be identified in accordance with this order.

(2) OJ No L 5, 9.1.04, p 8 to which there are amendments not relevant to this Order.

“inspector” means a person appointed to be an inspector for the purposes of this Order by the Welsh Ministers or a local authority;

“keeper” has the meaning given in Article 2 of the Council Regulation;

“local authority” (“*awdurdod lleol*”) means in relation to an area the county council or county borough council for that area;

“market operator” means a person responsible for managing the reception or the sale of animals in a market or a duly authorised representative of such a person;

“means of identification” means an identification device or a tattoo;

“method of identification” means an eartag, pastern tag or tattoo applied in another member State or a third country;

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

“the previous Orders” means—

- (a) the Sheep and Goats (Records, Identification and Movement) (Wales) Order 2008**(3)**;
- (b) the Sheep and Goats (Records, Identification and Movement) (Wales) Order 2006**(4)**;
- (c) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) (No. 2) Order 2002**(5)**;
- (d) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) Order 2002**(6)**;
- (e) the Sheep and Goats Identification and Movement (Interim Measures) (Wales) Regulations 2002**(7)**;
- (f) the Sheep and Goats (Registration, Identification and Movement)(England) Order 2007**(8)**;
- (g) the Sheep and Goats (Registration, Identification and Movement)(England) Order 2005**(9)**;
- (h) the Sheep and Goats Identification and Movement (Interim Measures)(England) (No. 2) Order 2002**(10)**;
- (i) the Sheep and Goats Identification and Movement (Interim Measures)(England) Order 2002**(11)**;
- (j) the Sheep and Goats Identification (England) Order 2000**(12)**;
- (k) the Sheep and Goats (Registration, Identification and Movement) Order (Northern Ireland) 2005**(13)**;
- (l) the Identification and Movement of Sheep and Goats Order (Northern Ireland) 2004**(14)**;
- (m) the Identification and Movement of Sheep and Goats Order (Northern Ireland) 1997**(15)**;

(3) S.I.2008/130 (W. 17).

(4) S.I. 2006/1036 (W. 106) amended by S.I. 2006/2926 (W.261).

(5) 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).

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

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

(8) S.I. 2007/3493.

(9) S.I. 2005/3100, amended by S.I. 2006/2987.

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

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

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

(13) S.R. 2005/353 (NI) amended by S.R. (NI) 2006/508.

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

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

- (n) the Sheep and Goats (Identification and Traceability) (Scotland) Regulations 2006⁽¹⁶⁾;
- (o) the Sheep and Goats Movement (Interim Measures) (Scotland) Order 2002⁽¹⁷⁾; or
- (p) the Sheep and Goats Identification (Scotland) Regulations 2000⁽¹⁸⁾;

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

“slaughterhouse operator” means a person carrying on the business of a slaughterhouse or the duly authorised representative of such a person;

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

(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 Regulation.

Competent authority

3. The Welsh Ministers are the competent authority for the purposes of the Council Regulation.

Authorisations

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

⁽¹⁶⁾ S.S.I. 2006/73, amended by S.S.I. 2006/594 and S.S.I. 2007/559.

⁽¹⁷⁾ S.S.I. 2002/38, amended by S.S.I. 2002/221.

⁽¹⁸⁾ S.S.I. 2000/418, amended by S.S.I. 2002/531 and S.S.I. 2002/39.