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Basic Regulation of the Register of Agricultural Animals¹

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Amended by the following acts

Reception	Publication	Enforcement
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The Regulation is established on the basis of Section 34 (3) of the Veterinary Act .

Chapter 1 General settings

§ 1. Name and purpose of the database

- (1) The official name of the database is the register of agricultural animals (hereinafter *the register*).
- (2) The purpose of the register is to keep records of the following persons and their activities in order to ensure effective veterinary supervision and veterinary control:
 - 1) a person who has received an activity permit or submitted an economic activity notification based on the Veterinary Act and the person specified in § 24 subsection 4 of the Veterinary Act;
 - 2) on the basis of the Animal Protection Act, a person who has received an activity permit for transporting animals and for long-term transportation of animals, and a person who has received an activity permit for supplying, raising or using experimental animals;
 - 3) a person who has received an activity permit on the basis of the Agricultural Animal Breeding Act.
- (3) The register shall be subject to the provisions of the General Part of the Code of Economic Activities Act regarding the register, taking into account the differences provided in the Veterinary Act, the Animal Protection Act and the Agricultural Animal Breeding Act.
- (4) The provisions of the General Part of the Code of Economic Activities Act on the processing of entrepreneur data apply to the processing of the data of the person specified in subsection 4 of § 24 of the Veterinary Act and his activities in the register.

§ 2. Controller in charge of the register

- (1) The responsible processor of the register is the Ministry of Regional Affairs and Agriculture.
[RT I, 04.07.2023, 1 - enters into force. 07.07.2023]
- (2) The controller in charge of the register is responsible for the legality of managing the register and the development of the database.

§ 3. Authorized processor of the register

- (1) The authorized processors of the register are the Agricultural Registers and Information Board and the Agricultural and Food Board.
- (2) The Agricultural Registers and Information Agency, as the authorized processor of the register, hosts the register, organizes the management of the register's services and technological environment, and processes register data, including collecting, storing, organizing, disclosing, changing, storing and deleting them.
- (3) The Agriculture and Food Board, as the authorized processor of the register, processes the data specified in § 6 subsections 1–3 and subsection 4 points 1 and 3 and §§ 53–56 of the General Part of the Economic Activities Code Act, including collecting, storing, organizing, disclosing and changing them.
- (4) The authorized processor of the register follows the instructions of the responsible processor when processing data and ensures the security of the database.

§ 4. Register users

- (1) The controller in charge of the register appoints his official or employee who performs the duties of the controller in charge of the register, including checking the legality of keeping the register, and who has the right to access all data and logs of the register.
- (2) The authorized processor of the register appoints its official or employee as a user with administrator rights of the register (hereinafter *the administrator*). The administrator performs the tasks of the authorized processor of the register, including granting the authorized processor's official or employee the right to access the technological environment of the register. The administrator has the right to access all data and logs and can change the data if it is necessary to ensure the smooth operation of the system or data integrity.

(3) The authorized processor of the register appoints its official or employee as the authorized user of the register (hereinafter *the authorized user*). An authorized user performs the tasks of an authorized processor, including collecting, storing, organizing, disclosing, changing, storing and deleting registry data. An authorized user has the right to access data to the extent necessary for the performance of his official or work duties.

(4) The authorized processor of the register grants the right of access to the following persons and data:

- 1) data necessary for the authorized veterinarian to perform his duties;
- 2) data necessary for the breeding association and the person performing the performance check to complete the breeding program and perform the performance check;
- 3) on the basis of an administrative contract, to the person issuing the means of identification of farm animals to the data necessary for the performance of his tasks;
- 4) to the data necessary for the performance of the duties of an entrepreneur who has received an activity license for the handling of animal by-products and products derived from them;
- 5) data necessary for the performance of the duties of a person who has received an activity permit for killing agricultural animals on the basis of the Food Act;
- 6) to the Tax and Customs Board to the data necessary for checking the correctness of the payment of state taxes;
- 7) Data necessary for the Environmental Board to carry out inspections arising from the Water Act;
- 8) The sample sent to the National Center for Laboratory Research and Risk Assessment for checking the compliance of the animal identification number on the delivery note with the register data.

[RT I, 31.01.2023, 9 - enters into force. 03.02.2023]

§ 5. Registry security class

The security class of registry data is K2T1S1. The security level of the registry is medium (M).

Chapter 2 Data entered in the register and their sources

§ 6. General data on economic activity

(1) The following general data related to the activities of the entrepreneur and the person specified in § 24 subsection 4 of the Veterinary Act shall be entered in the register:

- 1) the data specified in § 15 subsection 1 points 1–7, § 19 subsection 2 points 4 and 5 and § 52 subsection 2 of the General Part of the Economic Activities Code Act;
- 2) the name, personal identification number, date of birth, residential address and contact information of the person specified in § 24 subsection 4 of the Veterinary Act;

1 subsection 1 and § 39

3) the field of activity specified in § 24 subsection 2 and § 25 subsection 2 of the Veterinary Act, § 20 subsection 1 of the Animal Protection Act and § 5 subsections 1 and 2 of the Agricultural Animal Breeding Act;

2 of the Animal Protection Act

- 4) § 26 subsections 2 and 3 of the Veterinary Act, § 20 data specified in subsections 2 and 3 and § 40 subsection 2 and § 6 subsections 2 and 3 of the Agricultural Animal Breeding Act and data obtained from documents;
- 5) data on the maximum capacity of the laying hen company and the code of the production method.

(2) The data provided in § 15 subsection 2 of the General Part of the Economic Activities Code Act regarding the following persons shall be entered in the register:

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- 1) the person specified in § 42 subsection 4 of the Animal Protection Act;

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- 2) the person specified in § 42 subsection 5 of the Animal Protection Act;

3) Council Regulation (EC) No. 1/2005, which deals with the protection of animals during transport and related operations and which amends Directives 64/432/EEC and 93/119/EC and Regulation (EC) No. 1255/97 (OJ L 3, 05.01.2005, pp. 1–44), the driver and dispatcher of the road vehicle transporting animals specified in Article 6, paragraph 5.

(3) The data set forth in § 15 subsection 4 of the General Part of the Code of Economic Activities Act regarding the following certificates shall be entered in the register:

- 1) road transport vehicle compliance certificate specified in Article 18 subsection 1 of Council Regulation (EC) No. 1/2005;
- 2) the certificate of conformity of the livestock transport vessel referred to in Article 19(1) of Council Regulation (EC) No. 1/2005.

(4) The following general data shall be entered in the register regarding the company of the entrepreneur and the place of business of the person specified in § 24, subsection 4 of the Veterinary Act (hereinafter referred to as *the place of business*):

- 1) the data specified in § 15, subsection 3 of the General Part of the Code of Economic Activities Act;
- 2) coordinates of geographical location;
- 3) unique registration number in the register (hereinafter *the register number*).

(5) The registry number referred to in point 3 of paragraph 4 consists of the Estonian ISO code symbol "EE" and up to 12 digits. In the case of a place of business for keeping laying hens, the register number consists of the numerical part indicating the production method and the Estonian ISO code symbol "EE" and up to 12 digits.

(6) Only the data that they are required to submit on the basis of the Veterinary Act, the Animal Protection Act or the Farm Animal Breeding Act shall be entered in the register regarding the entrepreneur and the person specified in § 24 subsection 4 of the Veterinary Act and their activities.

§ 7. Data on farm animals

(1) The number of farm animals of the entrepreneur and the person specified in subsection 4 of § 24 of the Veterinary Act and other data are entered in the register by their companies and places of business.

(2) The following information about cattle, sheep and goats shall be entered in the register:

- 1) animal species, date of birth, sex and breed or, in the case of sheep and goats, coat color;
- 2) identification number of the animal, date of identification and identification number of its mother;
- 3) the register number of the place of business where the animal was born;
- 4) the register number of the place of business where the animal is kept;
- 5) date of introduction of the animal to the place of business, date of removal or disappearance from the place of business or date of death of the animal;
- 6) the date of the animal's first calving, if it is not possible to mark the offspring;
- 7) In the case of importation into Estonia, the country of origin of the animal, the date of introduction to the place of business and the number of the veterinary certificate issued for the animal;
- 8) In the case of export from Estonia, the country of destination of the animal, the date of export from the place of operation and the number of the veterinary certificate issued for the animal;
- 9) the date and purpose of killing the animal on site at the place of operation;
- 10) the date and purpose of the slaughter of the animal by the person organizing the slaughter;
- 11) the name of the person organizing the killing and the number of the license issued to him;
- 12) the date of sending the animal by-products for handling and the register number of the place of business of the company handling the animal by-products;
- 13) the number of unmarked animals sent for handling as animal by-products;
- 14) data on how to get to an enterprise that has received an activity license for handling animal by-products and products derived from them;
- 15) if an electronic identification device is used, its type.

(3) The following information about pigs shall be entered in the register:

- 1) species of animal;
- 2) the number of pigs brought into or taken out of the place of business;
- 3) the date of bringing pigs into the place of business or taking them out of the place of business;
- 4) the register number of the establishment from which the pigs were imported;
- 5) the register number of the establishment to which the pigs were transported;
- 6) in the case of importation into Estonia, the country of origin of the pig, the date of introduction to the place of business and the number of the veterinary certificate issued for the pig;
- 7) In the case of export from Estonia, the country of destination of the pig, the date of export from the place of operation and the number of the veterinary certificate issued for the pig;
- 8) the date and purpose of the pig slaughter at the place of business or at the person organizing the slaughter;
- 9) the name of the person organizing the killing and the number of the license issued to him;
- 10) the date of sending the animal by-products for handling and the register number of the company handling the animal by-products;
- 11) the number of pigs sent for handling to the animal by-products handling company;
- 12) data on how to reach an entrepreneur who has received an activity license for handling animal by-products and products derived from them.

(4) The register shall include the following information about the equid:

- 1) Commission Delegated Regulation (EU) 2019/2035 supplementing Regulation (EU) 2016/429 of the European Parliament and of the Council in relation to terrestrial animal husbandry enterprises and hatcheries and the rules regarding the traceability of certain terrestrial animals and hatching eggs , (OJ L 59, 05.12.2019, pp. 115–169), data provided in Article 64;
- 2) the date and purpose of killing an equine at the place of business or at the person organizing the slaughter;
- 3) the name of the person organizing the killing and the license number issued to him;
- 4) in the case of importation into Estonia, the country of origin of the horse, the date of introduction to the place of business and the number of the veterinary certificate issued for the horse;
- 5) In the case of export from Estonia, the destination country of the horse, the date of export from the place of operation and the number of the veterinary certificate issued for the horse;
- 6) the date of sending the animal by-products for handling and the register number of the company handling the animal by-products;
- 7) the number of unmarked equidae sent for handling as animal by-products;
- 8) data on how to reach an entrepreneur who has received an activity license for handling animal by-products and products derived from them;
- 9) personal or registry code of the equine owner, date of birth and name if there is no personal code;
- 10) contact details and address of the owner of the horse.

(5) The date and number of the issue of the cattle passport, its duplicate and the additional page shall be entered in the register.

(6) The health data of the herd shall be entered in the register in the case stipulated by the legislation of the European Union.

§ 8. Information about the activity permit and exemption from the permit obligation

(1) The data specified in § 53 subsection 1 of the Act on the General Part of the Code of Economic Activities shall be entered in the register regarding the activity permit.

(2) The data specified in § 53 subsection 2 of the Act on the General Part of the Code of Economic Activities shall be entered in the register regarding exemption from the permit obligation.

§ 9. Data on the prescription

The data specified in § 54 of the Act on the General Part of the Code of Economic Activities shall be entered in the register regarding the prescription.

§ 10. Data on the prohibition of economic activity

The data specified in § 55 of the Act on the General Part of the Code of Economic Activities shall be entered in the register regarding the prohibition of economic activity of an entrepreneur or a person related to an entrepreneur.

§ 11. Data on business bans, business bans and business bans, and the revocation of the right to keep animals

(1) The data specified in § 56 of the Act on the General Part of the Code of Economic Activities shall be entered in the register separately for each prohibition regarding a business ban resulting from a law or a court decision, or a business ban imposed by a judgment entered into force in a criminal case.

(2) The data specified in § 56 of the Act on the General Part of the Code of Economic Activities shall be entered in the register regarding the withdrawal of the right to keep animals.

§ 12. Data from databases

In the administrative system of the state information system, the data designated as the main data of another database are obtained from the data set in which they are collected as basic data.

§ 13. Data received from data providers

(1) From the entrepreneur and the person specified in § 24 subsection 4 of the Veterinary Act, § 6 subsections 1 and 2, subsection 4 clauses 1 and 2, § 7 subsection 1, subsection 2 clauses 1–9, 12, 13 and 15, subsection 3 clauses 1– 11, paragraph 4 point 1, the data specified in Article 64 point a subpoint ii of the relevant legislation of the European Union and § 7 paragraph 4 points 2 and 4–7, and the data specified in paragraph 6.

(2) The data specified in clauses 10 and 11 of § 7 subsection 2 and clauses 2 and 3 of subsection 4 shall be obtained from an enterprise that has received an activity permit for the slaughter of agricultural animals.

(3) The data specified in § 7 subsection 2 point 14, subsection 3 point 12 and subsection 4 point 8 shall be obtained from the company that has received an activity permit for the handling of animal by-products and products derived from them.

(4) The data specified in points 9 and 10 of Article 64 of the relevant legislation of the European Union referred to in point 1 of § 7 (4) of the relevant legislation of the European Union shall be obtained from the breeding association, where identification of the equine animal is carried out.

Chapter 3 Data processing

§ 14. Entry and correction of data in the register

(1) Data shall be entered into the register by the data bearers specified in § 57 of the Act on the General Part of the Code of Economic Activities.

(2) The data shall be entered in the register by the deadline specified in § 59 of the Act on the General Part of the Code of Economic Activities.

(3) Incorrect register data shall be corrected in accordance with the procedure provided for in § 62 of the Act on the General Part of the Code of Economic Activities.

§ 15. Basic data documents

Data are entered in the register based on the following documents:

- 1) documents specified in § 58 of the General Part of the Code of Economic Activities Act;
- 2) a notice containing the data specified in § 25 subsection 4 of the Veterinary Act;
- 3) Documents on farm animals specified in the legislation established on the basis of Article 109 of Regulation (EU) 2016/429 of the European Parliament and of the Council (OJ L 84, 31.03.2016, pages 1–208).

§ 16. Revocation of register data

(1) Register data shall be declared invalid in the cases provided for in § 61 of the Act on the General Part of the Code of Economic Activities.

(2) Basic documents are stored in accordance with the procedure and within the time limit provided for in subsection 3 of § 64 of the General Part of the Code of Economic Activities.

(3) Invalidated register data containing personal data shall be stored within the term referred to in subsection 2.

(4) Basic documents that have not been submitted on the basis of the Act on the General Part of the Code of Economic Activities shall be kept for five years from the date of submission of the document.

§ 17. Access to register data

Register data is public, except for personal data with restricted access and data containing business secrets. Public register data is made available to the public through the Estonian information portal and is also disclosed on the website of the authorized processor of the register.

§ 18. Data logging

(1) Entry of data into the register, including changes to register data, shall be logged. The content of the entry, the date and time, and the name of the person who made it are stored in the log.

(2) The log is kept for three years from the date of entry. When the retention period expires, the log is deleted.

Chapter 4

Application settings

§ 19. Implementation provisions

(1) [Omitted from this text.]

(2) The processing of the data provided by Regulation No. 28 of the Minister of Rural Affairs of March 8, 2019 "Regulation of the Register of Agricultural Animals" shall continue for the data provided in this regulation.

§ 20. Entry into force of the Regulation

The regulation enters into force on December 1, 2021.

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Commission Directive 2002/4/EC on the registration of companies keeping laying hens covered by Council Directive 1999/74/EC (OJ L 30, 31.01.2002, pp. 44–46), amended by Directive 2006/83/EC (OJ L 362, 20.12. 2006, pp. 97–98).