

GUERNSEY STATUTORY INSTRUMENT  
2015 No. 20

**The Sheep and Goats (Identification and Notification)  
(Amendment) Order, 2015**

<i>Made</i>	<i>19<sup>th</sup> March 2015</i>
<i>Coming into operation</i>	<i>1<sup>st</sup> April 2015</i>
<i>Laid before the States</i>	<i>2015</i>

THE COMMERCE AND EMPLOYMENT DEPARTMENT, in exercise of the powers conferred upon it by sections 27, 28, 30 and 33 of the Animal Health Ordinance, 1996<sup>a</sup> and of all other powers enabling it in that behalf, hereby makes the following Order:-

**Amendments to Order of 2013.**

1. The Sheep and Goats (Identification and Notification) Order, 2013<sup>b</sup> ("the principal Order") is amended as follows.

2. In article 3(2) of the principal Order, for "Subject to paragraph (1), the owner of a sheep or goat", substitute "The owner of a sheep or goat (other than a sheep or goat required to be marked and identified in accordance with paragraph (1))".

3. In article 3(3) of the principal Order, for "Subject to paragraphs (1) and (2), the owner of a sheep or goat", substitute "The owner of a sheep or goat (other than a sheep or goat required to be marked and identified in accordance with paragraph (1) or (2))".

4. For article 4 of the principal Order, substitute the following article –

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<sup>a</sup> Recueil d'Ordonnances Tome XXVII, p. 10; as amended by Tome XXIX, pp. 397 and 406; Tome XXXI, pp. 260 and 567; G.S.I. No. 56 of 2002 and No. 59 of 2013. See also Ordres en Conseil Vol. XXIX, p. 207.

<sup>b</sup> G.S.I. No. 77 of 2013.

**"Re-marking and re-identification."**

4. Where a sheep or goat has been marked or identified in accordance with an approved method of identification as required under a provision of this Order ("**the applicable provision**"), the sheep or goat must not be re-marked or re-identified except –

- (a) where required by another provision of this Order to be marked and identified using a different approved method of identification,
- (b) where the identification mark is required to be replaced under article 5, or
- (c) where the owner of the sheep or goat chooses to re-mark or re-identify that sheep or goat in accordance with any approved method of identification which complies with the applicable provision."

5. In the Schedule to the principal Order –

(a) in Method 2 –

- (i) for the word "Application", substitute "Subject to the proviso headed "Restriction on Pastern Tags" in this schedule, application", and
- (ii) for the word "each", substitute "or a pastern tag, each",

(b) in Method 3 –

- (i) for the word "Application", substitute "Subject to the proviso headed "Restriction on Pastern Tags" in this schedule, application", and

- (ii) for the word "displaying", substitute "or a pastern tag, displaying", and
- (c) immediately after paragraph (b) of Method 3, insert the following proviso –

**"Restriction on Pastern Tags"**

A pastern tag must not be used in any case where the animal is being exported from the Islands."

**Interpretation.**

6. (1) In this Order, unless the context requires otherwise –

"enactment" means any Law, Ordinance or subordinate legislation, and

"subordinate legislation" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

- (2) In this Order, a reference to any enactment is a reference to the enactment as from time to time amended, varied, re-enacted (with or without modification), extended or applied.

- (3) The provisions of the Interpretation (Guernsey) Law, 1948<sup>c</sup> apply to the interpretation of this Order as they apply to the interpretation of an enactment.

**Citation.**

7. This Order may be cited as the Sheep and Goats (Identification and Notification) (Amendment) Order, 2015.

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<sup>c</sup> Ordres en Conseil Vol. XIII, p. 355.

**Commencement.**

8. This Order comes into force on the 1<sup>st</sup> April, 2015.

Dated this 19<sup>th</sup> day of March, 2015

A handwritten signature in black ink, appearing to be 'K.A. Stewart', written over a faint circular stamp.

DEPUTY K.A. STEWART

Minister of the Commerce and Employment Department

For and on behalf of the Department

## **EXPLANATORY NOTE**

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

This Order amends the Sheep and Goats (Identification and Notification) Order, 2013 ("**the principal Order**").

Article 2 of this Order amends the principal Order to clarify that a sheep or goat required to be marked and identified in accordance with article 3(1) of the principal Order is not required to be marked and identified in accordance with article 3(2) of the principal Order.

Article 3 of this Order amends the principal Order to clarify that a sheep or goat required to be marked and identified in accordance with article 3(1) or (2) of the principal Order is not required to be marked and identified in accordance with article 3(3) of the principal Order.

Article 4 of this Order substitutes article 4 of the principal Order. The new article 4 allows the owner of a sheep or goat that has been marked and identified in accordance with any provision of the principal Order, to re-mark and re-identify the animal using any approved method of identification, as long as the method of identification used complies with the applicable provision of the principal Order.

Article 5 of this Order amends the Schedule to the principal Order to allow a pastern tag to be used as an alternative to the ear tags currently approved as Method 2 and Method 3. However, this article also inserts a proviso in that Schedule to prevent pastern tags being used as an alternative where the animal is being exported from the Islands.

This Order comes into force on the 1<sup>st</sup> April, 2015.

