



New South Wales

Biosecurity (National Livestock Identification System) Amendment (Electronic Devices) Regulation 2024

under the

Biosecurity Act 2015

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Biosecurity Act 2015*.

TARA MORIARTY, MLC
Minister for Agriculture

Explanatory note

The object of this regulation is to amend the *Biosecurity (National Livestock Identification System) Regulation 2017* (the **regulation**) to—

- (a) require the following stock to be permanently identified using an electronic device—
 - (i) all sheep and goats born on or after 1 January 2025,
 - (ii) on and from 1 January 2027—all other sheep and goats, and
- (b) make related changes to the number and type of permanent identifiers that may be attached to certain sheep and goats, and
- (c) extend the application of certain provisions of the regulation to certain harvested rangeland goats, and
- (d) make other minor or consequential changes.

This regulation is made under the *Biosecurity Act 2015*, including sections 24 and 404, the general regulation-making power, and Schedule 5.

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1 Name of regulation

This regulation is the *Biosecurity (National Livestock Identification System) Amendment (Electronic Devices) Regulation 2024*.

2 Commencement

This regulation commences on 30 June 2024.

Schedule 1 Amendment of Biosecurity (National Livestock Identification System) Regulation 2017

[1] Clause 3 Interpretation

Insert in alphabetical order in clause 3(1)—

electronic device means a permanent identifier that uses radio frequency identification technology.

electronically identified stock—see clause 17(4) and (5).

harvested rangeland goat means a goat captured from the wild that—

- (a) was not born as a result of a managed breeding program, and
- (b) has not been subject to an animal husbandry procedure or treatment.

[2] Clause 3(1), definition of “relevant identification particulars”

Omit the definition. Insert instead—

relevant identification particulars means—

- (a) for electronically identified stock—
 - (i) the property identification code of the property on or in relation to which the stock has been, or is required to be, permanently identified, and
 - (ii) the characters that enable each animal to be individually identified, and
- (b) for other identifiable stock—the property identification code of each property on or in relation to which the stock has been, or is required to be, permanently identified.

[3] Clause 17 Proper identification of identifiable stock

Insert “and clause 17A” after “this clause” in clause 17(1)(a).

[4] Clause 17(2)

Omit “stock is unreadable or has ceased to work.”. Insert instead—

stock—

- (a) is unreadable or has ceased to work, or
- (b) is not accredited for the particular species of stock.

[5] Clause 17(4)–(5)

Omit clause 17(4)–(6). Insert instead—

- (4) The following identifiable stock (*electronically identified stock*) must have a permanent identifier that is an electronic device attached—
 - (a) cattle,
 - (b) all sheep and goats born on or after 1 January 2025,
 - (c) on and from 1 January 2027—all other sheep and goats.
- (5) A sheep or goat is also *electronically identified stock* if an electronic device is attached to the sheep or goat even though it is not required to be attached.

[6] Clause 17(7)(a)

Omit “in the case of cattle—by applying it to the cattle”.

Insert instead “for electronically identified stock—by applying it to the stock”

[7] Clause 17(7)(b)

Omit “in the case of”. Insert instead “for other”.

[8] Clause 17A

Insert after clause 17—

17A Restrictions on number of permanent identifiers

- (1) Only 1 permanent identifier may be attached to electronically identified stock other than relevant sheep or goats.
- (2) The following apply to relevant sheep or goats, and to all sheep, goats and pigs that are not electronically identified stock—
 - (a) more than 1 permanent identifier that is a post breeder device may be attached,
 - (b) only 1 permanent identifier that is a breeder device may be attached.
- (3) All non-accredited identifiers must be removed from sheep and goats by 1 January 2025.
- (4) In this clause—

non-accredited identifier means a breeder device or post breeder device that—

 - (a) uses radio frequency identification technology, and
 - (b) is not accredited by the NLIS administrator as a permanent identifier for the particular species of stock.

relevant sheep or goat means electronically identified stock to which both of the following apply—

 - (a) the stock is a sheep or goat born before 1 January 2025,
 - (b) the stock has no more than 1 electronic device attached.

[9] Clause 19 Exempt movements of stock

Omit “feral goat that has been captured from the wild” from clause 19(e).

Insert instead “harvested rangeland goat”.

[10] Clause 19(e)(ii)

Omit “appropriately”. Insert instead “properly”.

[11] Clauses 23(3), 30 and 51

Omit “cattle” wherever occurring. Insert instead “electronically identified stock”.

[12] Clause 24 Alteration or removal of permanent identifier

Omit clause 24(3)(d). Insert instead—

- (d) for electronically identified stock with an electronic device—if the device cannot be read electronically and a new device is attached to the stock immediately after the removal.

[13] Clause 25 Improper use of permanent identifiers

Omit “in the case of identifiable stock that is cattle” from clause 25(1)(c).

Insert instead “for electronically identified stock”.

[14] Clause 51

Omit “have” wherever occurring. Insert instead “has”.

[15] Clause 51

Omit “those”. Insert instead “the”.

[16] Part 4, Division 3

Insert after Division 2—

Division 3 Application of part to harvested rangeland goats

51A Clauses that apply to unidentified harvested rangeland goats

- (1) Clauses 33, 34, 36, 39, 45 and 48 apply to an unidentified harvested rangeland goat in the same way the clauses apply to a goat that is required to be properly identified.
- (2) For this clause, relevant identification particulars do not form part of the following for an unidentified harvested rangeland goat—
 - (a) delivery information, as defined in clause 32,
 - (b) transaction information, as defined in clause 41.
- (3) In this clause—

unidentified harvested rangeland goat means a harvested rangeland goat that, under clause 19(e), is not required to be properly identified.