



**Animal Products (Regulated Control Scheme – Cloned Animal Listing)
Notice 2010**

Pursuant to sections 38(2)(b), 40(1)(b) and 167(1)(f) of the Animal Products Act 1999, I, Tony Zohrab, Director (Market Access), issue the following notice imposing a regulated control scheme containing specifications and requirements relating to all cloned animals in order to meet requirements of overseas markets that have been notified under section 60A of the Animal Products Act 1999.

Signed at Wellington this 14 day of May 2010

Tony Zohrab
Director (Market Access)
New Zealand Food Safety Authority
(Acting under delegated authority)

Certified in order for signature

Solicitor
Legal Services

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Notice

1 Title

This notice is the Animal Products (Regulated Control Scheme – Cloned Animal Listing) Notice 2010.

2 Commencement

This notice comes into force on 29 June 2010.

Part 1 Preliminary Provisions

3 Application

This notice imposes a regulated control scheme –

- (a) relating to the listing, identification, and tracing of cloned animals in New Zealand; and
- (b) that is required to meet the market access requirements.

4 Prime purpose of regulated control scheme

The prime purpose of this regulated control scheme is to provide a listing system for all cloned animals to facilitate compliance with any relevant overseas market access requirements.

5 Application

This regulated control scheme applies to persons who own cloned animals.

6 Interpretation

- (1) In this notice, unless the context otherwise requires -

Act means the Animal Products Act 1999

animal material and **animal products** have the meaning as in the Act, but are limited to animals to which this notice applies (being ungulate animals).

central cloned animal list administrator is an employee of the department that administers this notice who is tasked with administering the central cloned animal list.

cloned animal means any ungulate animal produced via nuclear transfer technologies. The term cloned animal excludes the offspring of clones, produced by sexual reproduction or in vitro reproductive methods other than cloning; and animals produced by natural twinning or embryo splitting.

cloned animal identification ear tag means a uniquely numbered or bar coded ear tag clearly identified with the words “cloned animal” that has been provided by the Director General.

cloned animal statement means a statement for each cloned animal set out in the Schedule to this notice.

person includes the Crown, a corporation, and a body of persons (whether incorporated or unincorporated).

- (2) Any term used but not defined in this notice that is defined in the Act has the same meaning as in the Act.

Part 2

Obligations for Persons who Own Cloned Animals

7 Identification of cloned animals

All cloned animals must be identified with a cloned animal identification ear tag within 10 working days of receiving the cloned animal identification ear tag from the Director General.

8 Notification

- (1) A person who owns a cloned animal must complete and sign a cloned animal statement (attached as a schedule to this regulated control scheme) for each cloned animal they own so that they can be provided with a cloned animal identification ear tag, unless the cloned animal is already identified with a cloned animal identification ear tag.
- (2) A person must send the completed cloned animal statement to the central cloned animal list administrator within 20 working days of –
 - (a) the birth; or
 - (b) acquisition of the cloned animal.
- (3) A person who owns a cloned animal must notify, the central cloned animal list administrator if –
 - (a) a cloned animal is sold and include the contact details of the new owner in the notification; or
 - (b) a cloned animal dies so that the animal can be removed from the cloned animals list.

9 Ear Tags

- (1) The cloned animal identification ear tag must be designed so that it consists of a two piece red plastic rectangular ear tag, no smaller than 50 mm x 16 mm, that bares only the words “Cloned Animal” and a unique number and/or bar code.
- (2) The Director General may authorise alternative designs to accommodate different ungulate species.
- (3) Cloned animal identification ear tags that are lost from a cloned animal must be replaced with a new cloned animal identification ear tag within 20 working days of the owner or person that provides day to day care of the cloned animal becoming aware that the ear tag has been lost.

10 Records

Any person who has provided the Director General with a cloned animal statement, in accordance with clause 8, must keep a copy of the cloned animal statement for the time that the cloned animal is in his or her ownership.

Part 3

Restrictions

11 Improper use of ear tags

- (1) A cloned animal identification ear tag must not be used for any purpose other than identification of a cloned animal in accordance with the requirements of this notice.

- (2) No person, unless otherwise authorised by the Director General, may remove a cloned animal identification ear tag from any live animal.

Part 4

Cloned Animals List

12 Cloned Animals List

- (1) The Director General must keep and maintain a cloned animals list.
- (2) The purpose of this list is to identify and trace every cloned animal in New Zealand.
- (3) The list may be kept in the manner and form determined by the Director General.
- (4) The cloned animals list must contain the following information about the cloned animal:
- (a) name and contact details of the owner of the cloned animal; and
 - (b) physical location of the cloned animal; and
 - (c) date of birth of the cloned animal; and
 - (d) species and sex of the cloned animal; and
 - (e) breed of the cloned animal; and
 - (f) cloned animal unique identifier; and
 - (g) any other relevant ear tag numbers; and
 - (h) name and contact details of the previous owner of the cloned animal; and
 - (i) name and contact details of the organisation that cloned the animal.

Issued under section 38(2)(b), 40(1)(b) and 167(1)(f) of the Animal Products Act 1999.

Date of notification in Gazette: []

This notice is administered by the New Zealand Food Safety Authority

Schedule - Cloned Animal Statement

1. Owner of the Cloned Animal:

Owner:	
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2. Address and Contact Details:

Physical Address:	Phone No:
	Mobile:
	e-mail:
Postal Address (for communication):	Phone No:
	Mobile:
	e-mail:

3. Cloned Animal Details:

<u>Cloned Animal</u> <u>Ear-tag</u> <u>Number</u> ¹	<u>Species</u>	<u>Breed</u>	<u>Sex</u> <u>M/F</u>	<u>Date of</u> <u>Birth</u>	<u>Physical Location of the</u> <u>Animal</u>

4. Name and Contact Details of Previous Owner²:

Name of Previous Owner:	Phone No:
Address of Previous Owner:	Mobile:
	e-mail:

5. Name and Contact Details of the Organisation that Cloned the Animal:

Name of Organisation:	Phone No:
Address of Organisation:	Mobile:
	e-mail:

6. Owner Statement:

This is a true and complete record of the cloned animal that I own that are required to be listed with the department that administers the Animal Products (Regulated Control Scheme – Cloned Animal Listing) Notice 2010.	
Name:	Date:
Designation:	Signature:

¹ Please write 'N/A' if this is a newborn animal that has not yet been assigned an identifier.

² Complete if relevant