**Notification of Temporary Movement of Livestock**

**Rules Applying To 2023 Movement Of Livestock (Cattle And Sheep) For Grazing On A Temporary Basis**

**Record 4 Form**

The Nitrates Regulations have implications for farmers moving their animals to another holding for grazing on a temporary basis. Compliance with the Nitrates Regulations is also in the Terms & Conditions for the Basic Income Support for Sustainability 2023.

Where cattle or sheep are involved and no sale or purchase has taken place, farmers can obtain credit for the organic fertiliser produced by these animals only if they follow one of the following procedures:

**Rules Applying to Movement of Cattle on a Temporary Basis**

1. **Temporary Movement to a holding where there are cattle**.

In such a situation cattle are officially moved under the AIM system either on line (using your agfood logon) or by completing an **NBAS31A** form. This applies where cattle are moving to a holding that has cattle and also applies to B & B arrangements.

1. **Temporary Movement to a holding where there are no cattle.**

Where cattle are being moved to a holding which does not have cattle, Record 4 (Notification of Temporary Movement of cattle or sheep) must be used.

**Rules Applying to Movement of Sheep on a Temporary Basis**

1. **Temporary Movement of sheep to a holding.**

Where sheep are moved to a holding, regardless of whether there are sheep/cattle/no stock on the receiving holding, Record 4 (Notification of Temporary Movement of cattle or sheep) must be used.

As there are different nitrogen rates applicable depending on age or type of animal, the onus is on both parties to comply with the 170 kgs of nitrogen per ha limit.

**RECORD 4 - 2023 Notification of Temporary Movement of Cattle or Sheep**

**The owner of the holding from which the animals move, is responsible for submitting the Record 4 to Nitrates.**

Deadline for submission of Record 4 is on or before **31st December 2023**. Completed records can be posted to:

Nitrates, Dept of Agriculture, Food & the Marine, Johnstown Castle Estate, Wexford Y35 PN52

or e-mailed to: nitrates@agriculture.gov.ie (if emailing, DO NOT send a copy by post).

The only acceptable proof of postage will be Express Post or Registered Post Receipt.

The owner of the holding from which animals move, is responsible for ensuring that a copy of the completed Record 4 is submitted to Nitrates Section by the above deadline.

**Please ensure all details are provided, an incomplete Record 4 will be returned for completion.**

**Date out and date moved back should only be in 2023 calendar year. Where movement relates to 2023 and 2024, a separate Record 4 should be submitted for 2024.**

**Owner of holding from which the animals moved:**

Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Herd Number: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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**Owner of holding to which the animals moved:**

Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Herd Number: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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**LPIS/Folio Number(s) of land plots to which animals moved:**

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**CATTLE Movements**

**Date of movement out:** **\_\_\_\_\_\_\_\_\_\_\_\_/2023** **Date of movement back:** **\_\_\_\_\_\_\_\_\_\_\_/2023**

**Tag numbers of Cattle moved**: (use extra sheet(s) if necessary)

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**Signature of holding owner from which animals moved:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date**: \_\_\_\_\_\_\_\_\_\_\_\_/2023**

**Signature of holding owner to which animals moved:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: **\_\_\_\_\_\_\_\_\_\_\_\_\_/2023**

**SHEEP Movements**

(enter the number moved under the relevant type headings below)

**Date of movement out:** **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/2023** **Date of movement back:** **\_\_\_\_\_\_\_\_\_\_\_\_\_/2023**

**Type of Sheep**: (Specify number moved in each category)

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | **Mountain Ewe & Lambs** | **Lowland Ewe & Lambs** | **Mountain Hogget** | **Lowland Hogget** | **Goat** |
|  |  |  |  |  |  |

**Tag numbers of Sheep moved**: (use extra sheet(s) if necessary)

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**Signature of holding owner from which animals moved:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date**: \_\_\_\_\_\_\_\_\_\_\_\_/2023**

**Signature of holding owner to which animals moved:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: **\_\_\_\_\_\_\_\_\_\_\_\_\_/2023**

**Data Protection Notice**

**General Data Protection information applicable to all Department of Agriculture, Food and the Marine customers is available here:** [**https://www.gov.ie/en/organisation-information/ef9f6-data-protection/**](https://www.gov.ie/en/organisation-information/ef9f6-data-protection/)

The Department of Agriculture, Food and the Marine complies with all requirements under Data Protection and Freedom of Information legislation. The Department of Agriculture, Food & the Marine’s general data protection policy should be read in conjunction with this document and can be viewed at the link above.

**Information specific to the personal data being collected by Nitrates Division**

The following data is specific information in relation to the personal data processed for the purposes of ensuring compliance with the Nitrates Regulations. Compliance with the Nitrates Regulations is also in the Terms & Conditions for the Basic Income Support for Sustainability.

**Specified purpose**

The personal data sought from you, or previously furnished by you, is required for the purpose of complying with the Nitrates Regulations, audit, evaluation purposes, cross compliance controls, controls relating to the legislation underpinning relevant CSP schemes, cross compliance and all Rural Development measures, as required by Regulation (EU) 809/2014. Also, personal information may be released under the terms of the relevant Data Protection legislation in force, the European Communities (Access to Information on the Environment) Regulations 2007 to 2018 and the Freedom of Information Act 2014.  Failure to provide all the personal data required to facilitate the processing of the application; including data testing, under the scheme will result in DAFM being unable to further process the application. Failure to provide certain information which you are required to provide under the Terms and Conditions of the schemes may result in the necessity to repay monies already paid under the schemes, or in sanctions being applied under these schemes. You should consult the Terms & Conditions and Specification of the schemes in this regard.

Sanctions for failure to comply with the Nitrates Regulations are provided for in the CAP EU Regulations, including

Regulations (EU) 2021/2115 and 2021/2116 of the European Parliament and of the Council as well as relevant secondary

 legislation, and are applied under the Terms and Conditions of the Basic Income Support for Sustainability and Rural

Development Measures.

The Department may also use data provided for the purposes of facilitating the processing of an application for participation in other related schemes operated by the Department of Agriculture, Food and the Marine or for the purposes of updating information on the relevant databases held by the Department in connection with these schemes.  Each scheme has its own legal basis as outlined under their own Terms and Conditions.

**Legal basis**

The current legislation for Data Protection in Ireland is the Data Protection Act 1988 as amended by the 2003 Data Protection Act, The Data Protection Act 2018, the Data Sharing & Governance Act 2019 and The General Data Protection Regulations (EU 2016/679).

Recipients & Data Sharing

Information provided to Nitrates Division will be shared, with other Divisions within the Department, for the purposes of processing other related scheme applications in a timely and efficient manner. This sharing shall be done in compliance with the CSP legislative framework and relevant data protection legislation.

Personal data may also be sought from and made available to other Government Departments/Agencies/Local Authorities/contracted parties/LIFE Projects, but only where there is a valid legal basis to do so. Anonymised data may also be shared between public bodies to support the achievement of government objectives.

Where appropriate, a Data Sharing Agreement will be put in place. The purpose of this sharing of data is to facilitate, among other things, the fulfilment of the obligations placed on Member States and objectives of the CAP Strategic Plan (CSP). This includes, but is not limited to management, control and audit purposes, monitoring and evaluation purposes, cross compliance controls, controls relating to the legislation underpinning cross compliance and all Rural Development measures, as required by Article 65 of Commission Implementing Regulation (EU) 809/2014 and for the performance of the CAP Strategic Plan as required by Article 128 of Regulation (EU) 2021/2115 of the European Parliament and of the Council. Also, personal data may be released as required by relevant Data Protection legislation and the Freedom of Information Act 2014.

Personal data may be used for, among other things, statistical, research and analysis purposes in some circumstances, but will only be done so in compliance with the Data Protection legislation and the legislative measures under the CSP. Data used for such purposes will be anonymised, as appropriate, to protect to the security and confidentiality of the data. The use of the data in this way may facilitate the Department in informing policy decisions into the future, which would benefit the Irish farmer and the Agriculture Sector.

The Department is also currently obliged by law to provide information concerning applicants in response to requests received from the Office of the Revenue Commissioners, An Garda Síochana, and other bodies and this will take place in accordance with Data Protection legislation.

As part of this scheme, if approved into the scheme, you may be requested by the Department or relevant agents acting on its behalf, to supply data in relation to your participation to this Scheme, and facilitate on-farm inspections/assessments, where required for the purpose of assessment, verification, evaluation or research purposes as provided for under the CSP Regulations (e.g., EU Regulation 2021/2115 and EU Regulation 2021/21162014and S.I. 113 of 2022 (as amended), S.I.393 of 2022 and S.I. 716 of 2022.). Not to supply such information may invalidate/cancel your application or incur sanctions under those schemes.

**Transferred outside the EU**

Information provided in relation to the Nitrates Regulations is not currently transmitted outside of the EU.

**Retention Period**

The data submitted in support of the application by the data subject will be retained by the Department only as long as there is a business need to do so in line with the purposes for which it was collected.

**Data provision being statutory or contractual obligation:**

The data provided for this purpose is being requested on a statutory basis under the Nitrates Regulations and EU legislation.

**Automated Decision Making:**

Personal data provided to Nitrates Division will be processed automatically for the purpose of the efficient running of the scheme. Automated decision making will also be used for the purposes of selecting participants for inspection in accordance with the regulations and for the performance of the CAP Strategic Plan as required by Regulation (EU) 2021/2115 of the European Parliament , EU Regulation 2021/2116, Commission Implementing Regulation (EU) 809/2014and S.I. 113 of 2022 (as amended), S.I.393 of 2022 and S.I. 716 of 2022.

**Information from Third Party:**

Your personal data in relation to Nitrates records may be obtained from another party that submits information to Nitrates & Biodiversity Division, this includes (but is not exhaustive) for example in a declaration submitted by them of a transaction regarding the movement of livestock manure, the temporary movement of animals or the short term rental of land in line with this Department’s requirement to ensure compliance with the Nitrates Regulations and associated legislation. In circumstances where this Department did not gather your personal data you are still entitled to exercise your rights in relation to this personal data and the details on how to exercise individuals rights are detailed

**Technical information on data collected:**

Technical information on the cookies used on the Gov.ie website is available at the following link: <https://www.gov.ie/en/help/privacy-policy/?section=cookies>